

PROVINCE OF MANITOBA
DEPARTMENT OF NATURAL RESOURCES
WATER RESOURCES BRANCH

SUPPLEMENTARY INTERIM LICENCE FOR THE DEVELOPMENT OF WATER POWER

Limestone Site, Nelson River

Issued in accordance with the Provisions of the Water Power Act, Chapter W70 of the Continuing Consolidation of the Statutes of Manitoba, and of the Regulations in force thereunder to govern the mode of granting and administering Provincial water power rights.

WHEREAS Manitoba Hydro, a corporation duly incorporated by Act of the Province of Manitoba, and whose head office address is Box 815, Winnipeg, Manitoba, (hereinafter called "the Licensee") was issued an Interim Licence, dated July 9, 1976, to divert, store and use water for the development of power at the Limestone site on the Nelson River; and,

WHEREAS preliminary construction at the Limestone site began in 1976 with the construction of roads, camp facilities and a start on the main cofferdam which was completed about 1978; and,

WHEREAS the construction of the main powerhouse structure and the major equipment components were held in abeyance due to the load growth being below the anticipated rate; and,

WHEREAS Article 4 of the said Interim Licence states:

"Within eight (8) years from the date of this Interim Licence the Licensee shall have installed all the machinery and equipment required for an initial development of one (1) unit of one hundred and forty-eight thousand (148,000) horsepower measured on the turbine shaft and shall be in a position to apply the power to beneficial use. Within ten (10) years from the date of this Interim Licence, the Licensee shall have installed an additional nine (9) units and shall have

satisfactorily completed the undertaking consisting of ten (10) units having a total of one million four hundred and eighty thousand (1,480,000) horsepower measured on the turbine shaft." and,

WHEREAS the Licensee has filed with the Water Resources Branch of the Department of Natural Resources at Winnipeg an Application dated November 10, 1982 which requested under Section 40 of the Water Power Regulations, being Manitoba Regulation 95/45 and all amendments thereto (hereinafter called the "Regulations"), that the said Article 4 of the Interim Licence be amended as follows:

(a) 1st line - change "eight (8)" to read "seventeen (17)"

(b) 7th line - change "ten (10)" to read "nineteen (19)"; and,

WHEREAS the Lieutenant-Governor-in-Council, due to the circumstances, approved the said time extensions which are to be stipulated in a Supplementary Interim Licence to be issued under Section 39 of the Regulations which reads as follows:

"39. Subject to these regulations the terms of any interim license may be amended by a supplementary license entered into between the Minister and the interim licensee; and plans and specifications previously approved may be amended with the consent in writing of the Minister, but any such amendment shall affect only the portion specifically covered in such supplementary license or writing, and shall in no case operate to alter or amend or in any way whatsoever be a waiver of any other part, condition or provision of the original interim license." and,

WHEREAS the time extensions have commenced on May 23, 1984 which is the date of approval of the Order-in-Council; and,

WHEREAS the Licensee has fully complied with the requirements of the Regulations insofar as it is required for the issue to the said Licensee of this Supplementary Interim Licence; and,

WHEREAS the Licensee has duly executed an acceptance of the terms and conditions of this Supplementary Interim Licence and has undertaken to observe and fulfil all the terms and conditions which under this Supplementary Interim Licence and under the Regulations the said Licensee is required to observe or fulfil;

NOW THEREFORE, under authority of and subject to the provisions of the Water Power Act and Regulations, this Supplementary Interim Licence is issued, granting to the Licensee the following amendment to Article 4 of the Interim Licence:

"Within seventeen (17) years from the date of this Interim Licence the Licensee shall have installed all the machinery and equipment required for the initial development of one (1) unit of one hundred and forty-eight thousand (148,000) horsepower measured on the turbine shaft and shall be in a position to apply the power to beneficial use. Within nineteen (19) years from the date of this Interim Licence, the Licensee shall have installed an additional nine (9) units and shall have satisfactorily completed the undertaking consisting of ten (10) units having a total of one million four hundred and eighty thousand (1,480,000) horsepower measured on the turbine shaft."

All other terms of the said Interim Licence shall otherwise remain unaltered.

Issued at Winnipeg this 15th day of October, A.D. 1984
at the direction of the Honourable Minister of Natural Resources.

Original Signed By:
Minister of Natural Resources