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August 27, 2009

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Yellow Falls Power Limited Partnership
Application for Leave to Construct a Transmission Line
Board File No. EB-2009-0120**

Procedural Order No. 2: WTC written evidence

Please find attached the written evidentiary submissions of the Wabun Tribal Council, submitted pursuant to Procedural Order No. 2, Item 1.

These consist of the following:

1. "Yellow Falls OEB": Memorandum of August 25, 2009, from Mr. Chris McKay, summarizing his findings respecting the scope of traditional territory of the Mattagami First Nation. This may be taken to include territory used for hunting, fishing and trapping. Mr. McKay's memorandum refers to use of the watershed, which will necessarily include the location of the proposed transmission line. Mr. McKay refers also to the elder evidence relied on.

Mr. McKay is the principal of W.C. McKay Consulting Service.

2. "SpeckLetter 2Oct1928": This is a "Letter of D.H. Learmontt, Gogama, Ontario, to Dr. F.G. Speck, University of Pennsylvania, Philadelphia, PA, 2 Oct 1928," Mr. McKay informs me that it is his understanding that Mr. Learmontt was a local informant to Dr. Speck, a well-known anthropologist of his era. The letter speaks for itself.
3. "SpeckMattagamiMap": This is a map that Mr. McKay informs me accompanied "SpeckLetter 2Oct1928," above, presumably made by Mt Learmontt.

4. "Wabun Territory 4": This map was prepared by W.C. McKay Consulting Service. The shaded portion indicates the traditional territory of the member First Nations of the Wabun Tribal Council.
5. "MATTAGFN": This map was prepared by W.C. McKay Consulting Service. The shaded portion indicates the traditional territory of the Mattagami First Nation.

It is to be noted that the Taykwa Tagamou Nation, which apparently also asserts some claim to the territory in question, moved to its current main location, Reserve "New Post 69A," some 14 km southeast of Cochrane, in 1984, their original but never occupied reserve being 88 km northwest of Cochrane and 4 km east of the Abitibi River (please see IAND and TTN websites). TTN was and remains an Abitibi River community, with cultural affiliations, as Cree people, to the northeast, in the direction of James Bay. The Mattagami First Nation, on the other hand, an Ojibway Nation, is situated on and dependent upon the Mattagami River, on which Yellow Falls is located.

With reference to the final paragraph of your letter of August 6 last, it is respectfully submitted that the evidence now submitted warrants an oral hearing at which Chiefs and one or two elders of affected communities, and Mr. McKay, would testify in detailed support of the evidentiary position outlined by these documents.

Yours truly,

[Original signed by John Edmond]

John Edmond

c.c. Mr. Jason Batise, Wabun Tribal Council

Mr. Scott Hossie, Canadian Hydro Developers, Inc.

Ms. Sharon Wong, Blake, Cassels & Graydon LLP