

**Ontario Energy
Board**
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Toronto ON M4P 1E4
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**Commission de l'énergie
de l'Ontario**
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2300, rue Yonge
Toronto ON M4P 1E4
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March 8, 2011

Mark Murray
Manager, Regulatory Projects & Lands Administration
Union Gas Limited
50 Keil Drive North
Chatham ON N7M 5M1

LETTER OF DIRECTION

Dear Mr. Murray:

**Re: Union Gas Limited
Applications for:**
- **Leave to Construct (Board file no. EB-2011-0040)**
- **Franchise Agreement (Board file no. EB-2011-0041) and**
- **Certificate of Public Convenience and Necessity (Board file no. EB-2011-0042)**

The Ontario Energy Board has now issued its Notice relating to your above-referenced applications. Please note that you must publish the Notice within fourteen (14) days of the date of this letter. If publication is impossible within this timeframe, you must inform the Board staff contact given at the bottom of this letter immediately.

In regards to the Leave to Construct application (EB-2011-0040), you are directed:

- 1) To conduct a search of title forthwith, sufficient to determine the current registered property owners and encumbrancers with lands or interest in the lands directly affected by the proposed pipeline; and
- 2) To immediately serve a copy of the Notice including the location map, together with a copy of the relevant application, either personally, by courier or by registered mail, upon the clerks of the affected municipalities, upon all affected First Nation Bands and First Nation Reservations, upon all affected utilities and railway companies, and upon all property owners and encumbrancers with lands or interest in lands identified in the search of title referred to in #1 above.

In regards to all of the above-referenced applications you are directed:

- 3) To immediately have the Notice published, headed with the Ontario Government logo and the words "Ontario Energy Board", in one issue of a daily newspaper or newspaper having the highest paid circulation, according to the best information available, in the District of Kenora, Municipality of Red Lake and the Township of Ear Falls;
- 4) To immediately have the Notice published, headed with the Ontario Government logo and the words "Ontario Energy Board", in one issue of the newspaper or newspapers having the highest paid circulation, according to the best information available, serving First Nations in the District of Kenora, Municipality of Red Lake and the Township of Ear Falls;
- 5) To immediately serve a copy of the Notice including the location map, together with a copy of the relevant application, either personally, by courier or by registered mail, upon all First Nation Bands and First Nation Reservations in the Municipality of Red Lake and any First Nation Bands and First Nation Reservations within the Chukuni Region (a community futures development area under the Chukuni Communities Development Corporation). A map of this Region is attached to this Letter of Direction as Appendix A.
- 6) To immediately serve a copy of the Notice including the location map, together with a copy of the relevant application, either personally, by courier or by registered mail, upon the Métis Nations of Ontario, Lands, Resources and Consultation Office, 75 Sherbourne St., Suite 222, Toronto, Ontario M5A 2P9.
- 7) To immediately serve a copy of the Notice including the location map, either by e-mail, personally, by courier or by registered mail, upon the members of the Ontario Pipeline Co-ordinating Committee.
- 8) To file with the Board affidavit evidence proving all service and publication referred to in this letter immediately, both electronically and by hard copy, upon completion, with the relevant Notices, Application, and original Post Office Registration Receipts (where applicable) attached as appendices;
- 9) To make a copy of the application and evidence, and any amendments thereto, available for public review at Union's offices and on its website; and
- 10) To provide a copy of the application and evidence, and any amendments thereto, to anyone requesting the material.

NOTE A: Please make it clear to each newspaper that the publication invoice is to be sent to Union Gas Limited, not to the Board.

NOTE B: The affidavits of service referred to in this letter must confirm that the Municipal Clerks served are the clerks of all affected municipalities, that the Native

Bands and Native Reservations served are all of the Bands and Reservations affected, that the utilities and railway companies served are all utilities and railway companies whose lines would be crossed by the proposed pipeline, and that the property owners and encumbrancers so served are all owners and encumbrancers affected by the proposed construction.

NOTE C: The affidavits of publication referred to in this letter must confirm that the newspapers in which the Notice was published are newspapers having the highest paid circulation, according to the best information available, in all the affected municipalities, and all the affected First Nations. (It is not necessary for the affidavits of publication to have newspaper tearsheets attached.)

You are further directed not to include any document(s) or material(s) when serving the Notice other than document(s) or material(s) expressly required by this Letter of Direction to be served.

Yours truly,

Original Signed By

Kirsten Walli
Board Secretary

Encl.

c: Dan Jones, Union Gas Limited

Appendix A
to the Letter of Direction

EB-2011-0040
EB-2011-0041
EB-2011-0042

