

Osler, Hoskin & Harcourt LLP
Box 50, 1 First Canadian Place
Toronto, Ontario, Canada M5X 1B8
416.362.2111 MAIN
416.862.6666 FACSIMILE

OSLER

Toronto

July 14, 2015

Patrick G. Welsh
Direct Dial: 416.862.5951
PWelsh@osler.com
Our Matter Number: 1144688

Montréal

Calgary

Sent By Overnight Courier and Electronic Mail and filed on RESS

Ottawa

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
27-2300 Yonge Street
Toronto, ON M4P 1E4

New York

Dear Ms. Walli:

EB-2015-0205 - Affidavit re: Notice of Franchise Renewal Application with the Township of Malahide

Please find enclosed an Affidavit proving completion of the matters set out in paragraphs one (1) and two (2) of the Board's Letter of Direction of July 7, 2015. Please do not hesitate to contact me if you have any questions.

Yours very truly,



Patrick G. Welsh
Associate

Encl.

PW:LS

c: Richard King (Osler, Hoskin & Harcourt LLP)
Laurie O'Meara (NRG)

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended (the “**Act**”);

AND IN THE MATTER OF an Application by Natural Resource Gas Limited for an Order under section 9(3) of the Act approving the terms and conditions upon which, and the period for which, the Township of Malahide is to grant to Natural Resource Gas Limited the right to construct and operate works for the distribution, transmission and storage of natural gas and the right to extend and add to the works in the Township of Malahide;

AND IN THE MATTER OF an Application by Natural Resource Gas Limited for an Order under section 9(4) of the Act directing and declaring that the assent of the municipal electors of the Township of Malahide to the by-law is not necessary.

AFFIDAVIT OF LINDA SHERWOOD

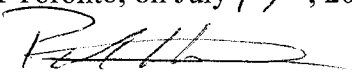
I, LINDA SHERWOOD, of the City of Pickering, Regional Municipality of Durham, MAKE OATH AND SAY AS FOLLOWS:

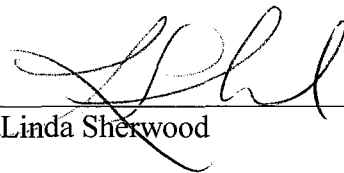
1. On July 10, 2015 I served the Township of Malahide with the Ontario Energy Board Notice and the Application of Natural Resource Gas Limited (“NRG”) by sending a copy by Purolator Inc. and electronic mail to Michelle M. Casavecchia-Somers, Chief Administrative Officer/Clerk, Township of Malahide, 87 John Street South, Aylmer, ON N5H 2C3, in compliance with paragraph #1 of the Ontario Energy Board Letter of Direction dated July 7, 2015. A copy of the courier waybill is attached as Exhibit “A” to this Affidavit and a copy of the covering letter is attached as Exhibit “B” to this Affidavit.

2. On July 10, 2015 I served Union Gas Limited with the Ontario Energy Board Notice and the Application of Natural Resource Gas Limited by sending a copy by Purolator Inc.

and electronic mail to Patrick McMahon, Union Gas Limited, Manager, Regulatory Research and Records, Union Gas Limited, 50 Keil Drive North, Chatham, ON, N7M 5M1, in compliance with paragraph #1 of the Ontario Energy Board Letter of Direction dated July 7, 2015. A copy of the courier waybill is attached as Exhibit "C" to this Affidavit and a copy of the covering letter is attached as Exhibit "D" to this Affidavit.

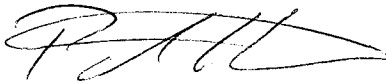
3. I am advised by Brian Lippold, General Manager of NRG, that copies of the Notice and the Application are available for public review at NRG's office and in a prominent place on NRG's website. A copy of Mr. Lippold's email advising this is attached as Exhibit "E" to this Affidavit and a screenshot of NRG's website is attached as Exhibit "F" to this Affidavit.

SWORN before me at the City)
)
of Toronto, on July 13, 2015)
)
)
A Commissioner for Taking Affidavits
(Patrick Welsh)



Linda Sherwood

THIS IS EXHIBIT "A" TO THE AFFIDAVIT OF
LINDA SHERWOOD SWORN BEFORE ME
THIS 13th DAY OF JULY, 2015



Commissioner for Taking Affidavits

Purolator

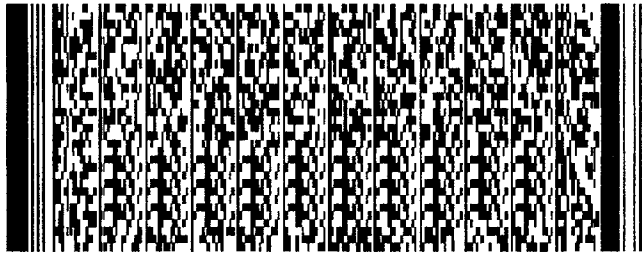
Purolator Express Envelope

FROM/DE

Osler Hoskin & Harcourt LLP
100 PO BOX
Distribution Service SUITE 6200 F
TORONTO, ON
M5X 1B8
416-862-4236
REF: 3597

TO/À

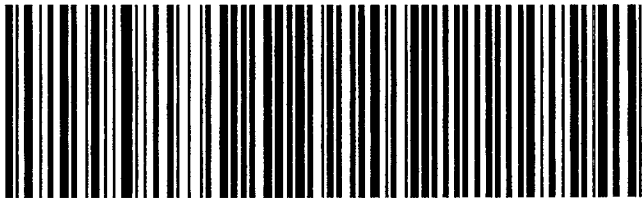
MICHELLE M CASAVECCHIA-SOMERS
TOWNSHIP OF MALAHIDE
87 JOHN ST S
3597-1144688
**AYLMER, ON
N5H 2C3**



DATE: 10 JUL 2015
PIECES: 1 of/de 1
WEIGHT/POIDS: 1 LB

70

EXP



PUROLATOR PIN: 330485831185

ESD - PDF

Purolator's published terms and conditions of service apply - see www.purolator.com.
Les Modalités et conditions de service publiées de Purolator s'appliquent - voir www.purolator.com.

THIS IS EXHIBIT "B" TO THE AFFIDAVIT OF

LINDA SHERWOOD SWORN BEFORE ME

THIS 13th DAY OF JULY, 2015



Commissioner for Taking Affidavits

Osler, Hoskin & Harcourt LLP
Box 50, 1 First Canadian Place
Toronto, Ontario, Canada M5X 1B8
416.362.2111 MAIN
416.862.6666 FACSIMILE

OSLER

Toronto

July 10, 2015

Patrick G. Welsh
Direct Dial: 416.862.5951
PWelsh@osler.com
Our Matter No: 1144688

Montréal

Calgary

SENT BY COURIER AND EMAIL

Ottawa

Michelle M. Casavecchia-Somers
Chief Administrative Officer/Clerk
Township of Malahide
87 John Street South
Aylmer, ON N5H 2C3

New York

Dear Ms Casavecchia-Somers:

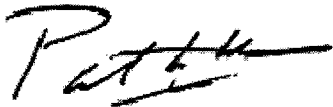
Natural Resource Gas Limited (NRG)
Application for Franchise Agreement with the Township of Malahide
Ontario Energy Board File Number: EB-2015-0205

Please find enclosed NRG's franchise agreement renewal application with the Township of Malahide, along with a Notice provided by the Ontario Energy Board pursuant to this application. These materials are provided to you in accordance with the Board's Letter of Direction dated July 7, 2015.

An electronic copy of this application and the notice are available on the Board's website at: (http://www.rds.ontarioenergyboard.ca/webdrawer/webdrawer.dll/webdrawer/rec/483843/view/NRG_APPL_Franchise_Malahide_20150622.pdf.PDF) or at NRG's website (<http://www.nrgas.ca/index.php/RegulatoryAffairs/2015-07-08>).

Please do not hesitate to contact me if you have any questions.

Yours very truly,



Patrick G. Welsh

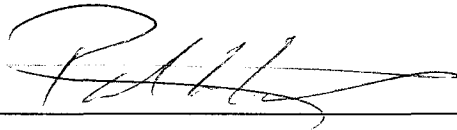
PW:ls
Encl.(2)

c: Richard King (Osler, Hoskin & Harcourt LLP)

THIS IS EXHIBIT "C" TO THE AFFIDAVIT OF

LINDA SHERWOOD SWORN BEFORE ME

THIS 31st DAY OF JULY, 2015

A handwritten signature in black ink, appearing to read "R. Kelly", written over a horizontal line.

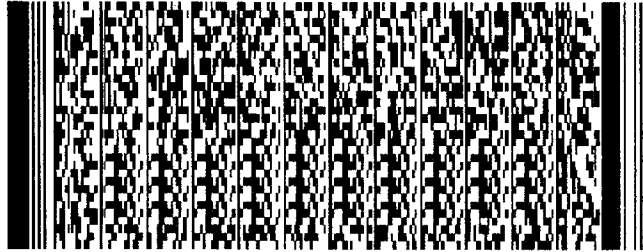
Commissioner for Taking Affidavits

Purolator

Purolator Express Envelope

FROM / DE
Osler Hoskin & Harcourt LLP
100 PO BOX
Distribution Service SUITE 8200 F
TORONTO, ON
M5X 1B8
416-862-4238
REF: 3597

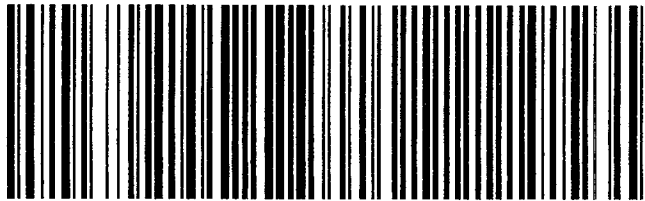
TO / A
PATRICK MCMAHON
UNION GAS LIMITED
50 KEIL DR N
3597-1144688
CHATHAM, ON
N7M 5M1



DATE: 10 JUL 2015
PIECES: 1 of/de 1
WEIGHT/POIDS: 1 LB

75

EXP



PUROLATOR PIN: 330485837760

ESO - PDF

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Les Modalités et conditions de service publiées de Purolator s'appliquent - voir www.purolator.com.

THIS IS EXHIBIT "D" TO THE AFFIDAVIT OF
LINDA SHERWOOD SWORN BEFORE ME
THIS 13th DAY OF JULY, 2015



Commissioner for Taking Affidavits

Osler, Hoskin & Harcourt LLP
Box 50, 1 First Canadian Place
Toronto, Ontario, Canada M5X 1B8
416.362.2111 MAIN
416.862.6666 FACSIMILE

OSLER

Toronto

July 10, 2015

Montréal

Patrick G. Welsh
Direct Dial: 416.862.5951
PWelsh@osler.com
Our Matter No: 1144688

Calgary

SENT BY COURIER AND EMAIL

Ottawa

Patrick McMahon
Manager, Regulatory Research and Records
Union Gas Limited
50 Keil Drive North
Chatham, ON N7M 5M1

New York

Dear Mr. McMahon:

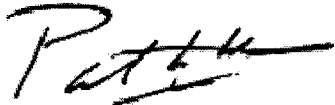
**Natural Resource Gas Limited (NRG)
Application for Franchise Agreement with the Township of Malahide
Ontario Energy Board File Number: EB-2015-0205**

Please find enclosed NRG's franchise agreement renewal application with the Township of Malahide, along with a Notice provided by the Ontario Energy Board pursuant to this application. These materials are provided to you in accordance with the Board's Letter of Direction dated July 7, 2015.

An electronic copy of this application and the notice are available on the Board's website at(http://www.rds.ontarioenergyboard.ca/webdrawer/webdrawer.dll/webdrawer/rec/483843/view/NRG_APPL_Franchise_Malahide_20150622.pdf.PDF) or at NRG's website (<http://www.nrgas.ca/index.php/RegulatoryAffairs/2015-07-08>).

Please do not hesitate to contact me if you have any questions.

Yours very truly,



Patrick G. Welsh

PW:ls

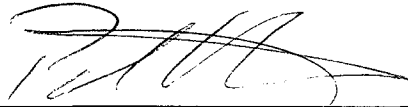
Encl.

c: Richard King (Osler, Hoskin & Harcourt LLP)

THIS IS EXHIBIT "E" TO THE AFFIDAVIT OF

LINDA SHERWOOD SWORN BEFORE ME

THIS 13th DAY OF JULY, 2015



Commissioner for Taking Affidavits

Sherwood, Linda

From: Welsh, Patrick
Sent: Thursday, July 9, 2015 12:20 PM
To: Sherwood, Linda
Subject: FW: Items required in EBO-2015-0205 Letter of Direction

For affidavit

Patrick G. Welsh
Tel: (416) 862-5951 | pwelsh@osler.com
Osler, Hoskin & Harcourt LLP | Osler.com

From: Brian Lippold [<mailto:brian@nrgas.on.ca>]
Sent: Thursday, July 9, 2015 10:58 AM
To: Welsh, Patrick
Subject: Items required in EBO-2015-0205 Letter of Direction

Hi Patrick,

I have completed the task of making the notice and application available to the public in our front reception area.

I have also placed it on the website in a conspicuous area.

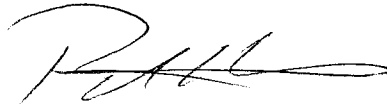
Brian Lippold,

**General Manager,
NATURAL RESOURCE GAS LIMITED
PH: 519 773-5321 EXT 205
FAX: 519 773-5335
EMAIL: brian@nrgas.on.ca**

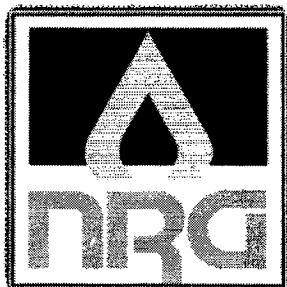
THIS IS EXHIBIT "F" TO THE AFFIDAVIT OF

LINDA SHERWOOD SWORN BEFORE ME

THIS 13th DAY OF JULY, 2015



Commissioner for Taking Affidavits



NATURAL RESOURCE GAS LIMITED
 39 Beech St. E.,
 Aylmer, Ontario N5H 3J6
 (519) 773-3321
info@nrgas.ca

In Case of Emergency
Call (519) 773-5321 24 Hours

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Ontario Energy Board Notice

Natural Resource Gas Limited has applied for approval of a natural gas franchise agreement with the Township of Malahide.

Learn more. Have your say.

Natural Resource Gas Limited has applied to the Ontario Energy Board for:

1. Approval of a franchise agreement with the Township of Malahide which would grant to Natural Resource Gas Limited the right to build, operate and add to the natural gas distribution system and to distribute, store and transmit natural gas for a period of 20 years.
2. An order that the permission of the municipal electors of the Township of Malahide is not necessary in relation to the franchise agreement.

THE ONTARIO ENERGY BOARD IS HOLDING A PUBLIC HEARING

The Ontario Energy Board (OEB) will hold a public hearing to consider Natural Resource Gas Limited's requests. At the end of this hearing, the OEB will decide whether to grant Natural Resource Gas Limited's requests.

The OEB is an independent and impartial public agency. We make decisions that serve the public interest. Our goal is to promote a financially viable and efficient energy sector that provides you with reliable energy services at a reasonable cost.

BE INFORMED AND HAVE YOUR SAY

You have the right to information regarding this application and to be involved in the process.

- You can review the application filed by Natural Resource Gas on the OEB's website now;
- You can file a letter with your comments, which will be considered during the hearing;
- You can become an active participant (called an intervenor). Apply by July 27, 2015 or the hearing will go ahead without you and you will not receive any further notice of the proceeding;
- At the end of the process, you can review the OEB's decision and its reasons on our website.

As the delegated decision-maker for this case, the Manager, Natural Gas Applications, does not intend to provide for an award of costs for this hearing.

LEARN MORE

Our file number for this case is **EB-2015-0205**. To learn more about this hearing, find instructions on how to file letters or become an intervenor, or to access any document related to this case, please select the file number **EB-2015-0205** from the list on the OEB website: www.ontarioenergyboard.ca/participate . From that OEB web page you can also enter the file number **EB-2015-0205** to see all the documents related to this case. You can also phone our Consumer Relations Centre at 1-877-632-2727 with any questions.

ORAL VS. WRITTEN HEARINGS

There are two types of OEB hearings – oral and written. The OEB intends to proceed with this application by way of a written hearing unless a party satisfies the OEB that there is good reason for not holding a written hearing. If you believe an oral hearing is necessary, you must provide written reasons to the OEB by July 27, 2015.

PRIVACY

If you write a letter of comment, your name and the content of your letter will be put on the public record and the OEB website. However, your personal telephone number, home address and e-mail address will be removed. If you are a business, all your information will remain public. If you apply to become an intervenor, all information will be public.

This hearing will be held under section 8(1), 9(3) and 9(4) of the Municipal Franchises Act, R.S.O. 1990, c.M.55.

-
- [View this Ontario Energy Board Notice in PDF format](#)
 - [List of related documents on the Ontario Energy Board website](#)

Call Before You Dig

If yard work is on the to-do list, remember: before you dig, you must have all pipelines located by Ontario One Call. A network of hydro, natural gas, phone and cable lines, as well as water and sewer pipes, may lie just under the surface of your property. Sinking a shovel into the ground could result in serious injury, widespread service disruptions and costly repairs. And under Ontario regulations, you could be held liable for all of it.

To arrange to have utility lines located and marked for free, contact Ontario One Call at 1-800-400-2255. Or create an e-ticket online at on1call.com, at least five full business days before you plan to dig.



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