

CONWAY DAVIS GRYSKI

Barristers

John P. Conway (retired)
Carl Davis
Karey Lunau, C.S.*
Melissa E. VanBerkum, C.S.*
Marc McLaren-Caux

Chester Gryski
Francis X. Shea
Donald G. Mitchell
Jennifer A. Barlow

130 Adelaide Street West
Suite 601
Toronto, Ontario
M5H 3P5

* Municipal Law - Local Government

Attention: This letter is solicitor-client privileged.
If you have received this letter in error, please
notify us immediately at (416) 214-4554.

Direct Line: (416) 238-7295
Fax: (416) 214-9915
E-Mail: barlow@cdglaw.net
Website: www.conwaydavisgryski.com

August 24, 2015

Sent via Courier

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge St, Suite 2701
Toronto, ON M4P 1E4

Dear Ms. Walli:

Re: File No. EB-2015-0206
Application by Tribute Resources Inc. for the classification of certain
natural gas pipelines

Pursuant to Procedural Order No. 1, issued August 13, 2015, please find attached the Interrogatories of the Municipal Property Assessment Corporation (MPAC) to Tribute Resources Inc. in respect of its Application in the EB-2015-0206 proceeding.

We have requested a new user ID for on-line filing with the OEB. Upon receipt, we will file this document on RESS. Please advise if there are any concerns with proceeding in this way.

Should you require additional information, please do not hesitate to contact us.

Sincerely,



Jennifer A. Barlow

Cc: Jennifer Lewis (Tribute Resources Inc.)
Christopher A. Lewis (McKenzie Lake Lawyers LLP)

Encl.

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Ontario Energy Board Act*, S.O. 1998, C.15, Schedule B, and in particular Section 21 (2) thereof;

AND IN THE MATTER OF the *Assessment Act*, R.S.O. 1990, c.A.31, and in particular Section 25(3) thereof;

AND IN THE MATTER OF an Application by Tribute Resources Inc. for an Order determining whether or not the natural gas pipelines owned and operated by Tribute Resources Inc. in Norfolk County, the Municipality of Bayham and the Township of Malahide are gas transmission pipelines

BETWEEN:

TRIBUTE RESOURCES INC.

Applicant

- and -

**MUNICIPAL PROPERTY ASSESSMENT CORPORATION,
THE COUNTY OF NORFOLK, THE MUNICIPALITY
OF BAYHAM, and THE TOWNSHIP OF MALAHIDE**

Respondents

**WRITTEN INTERROGATORIES FROM THE
MUNICIPAL PROPERTY ASSESSMENT CORPORATION ("MPAC")**

INTERROGATORY 1:

Reference: i) Pre-filed evidence of Jane E. Lowrie, Jennifer A. Lewis and William Blake on behalf of Tribute Resources Inc., Application Record at Tab 2, at paras. 14-16; and
ii) Pre-filed evidence of Jane E. Lowrie, Jennifer A. Lewis and William Blake on behalf of Tribute Resources Inc., Application Record at Tab 2, at Schedule A.

Preamble: In reference i) Tribute Resources Inc. alleges that the pipelines are improperly assessed under the Act. In reference ii) Tribute Resources Inc. has provided a map of the pipeline system at Schedule A.

Request:

- a) Please indicate the basis on which Tribute Resources Inc. states the pipelines ought to be assessed.
- b) Please indicate the material used in the construction of each section of the pipeline illustrated on the map.
- c) Please indicate the length of each section of the pipeline illustrated on the map.
- d) Please indicate the diameter of each section of the pipeline illustrated on the map.
- e) Please confirm that the information included in the below chart, representing MPAC's current information relating to the pipelines at issue, is correct. If any information is incorrect, please advise of any corrections required:

Roll Number	CCMM	Municipality	Owner Name	Type of Pipe	Description of Pipe	Diameter of Pipe	Length	Year Installed	Loop line Percent	Idle/Aband %	Number of Connections	RCN	Depreciation	RCNLD	Rate Per Foot	M_VALUE
3310 545 010 35210	3310	Middleton Township	Echo Energy	3	All Other	4 to 4.5	30732	2004	1	1		887847.48	16	745791.8832	28.89	745791
3310 545 010 35210	3310	Houghton Township	Echo Energy	3	All Other	4 to 4.5	20273	2004	1	1		585686.97	16	491977.0548	28.89	491977
3310 545 010 35210	3310	Houghton Township	Echo Energy	2	Plastic	6 to less than 8	9040	2004	1	1		281144	16	236160.96	31.1	236160
3310 545 010 35210	3310	Houghton Township	Echo Energy	2	Plastic	4 to 4.5	10012	2004	1	1		146475.56	16	123039.4704	14.63	123039
3310 545 010 35210	3310	Houghton Township	Echo Energy	2	Plastic	3	70092	2004	1	1		851617.8	16	715358.952	12.15	715358
3401 000 003 08810	3401	Bayham Township	Echo Energy	3	All Other	4 to 4.5	4801	2004	1	1		138700.89	16	116508.7476	28.89	116508
3401 000 003 08810	3401	Bayham Township	Echo Energy	2	Plastic	6 to less than 8	42389	2004	1	1		1318297.9	16	1107370.236	31.1	1107370
3401 000 003 08810	3401	Bayham Township	Echo Energy	2	Plastic	4 to 4.5	75485	2004	1	1		1104345.6	16	927650.262	14.63	927650
3401 000 003 08810	3401	Bayham Township	Echo Energy	2	Plastic	3	146607	2004	1	1		1781275.1	16	1496271.042	12.15	1496271
3408 000 011 03930	3408	Malahide Township	Echo Energy	2	Plastic	6 to less than 8	13761	2004	1	1		427967.1	16	359492.364	31.1	359492

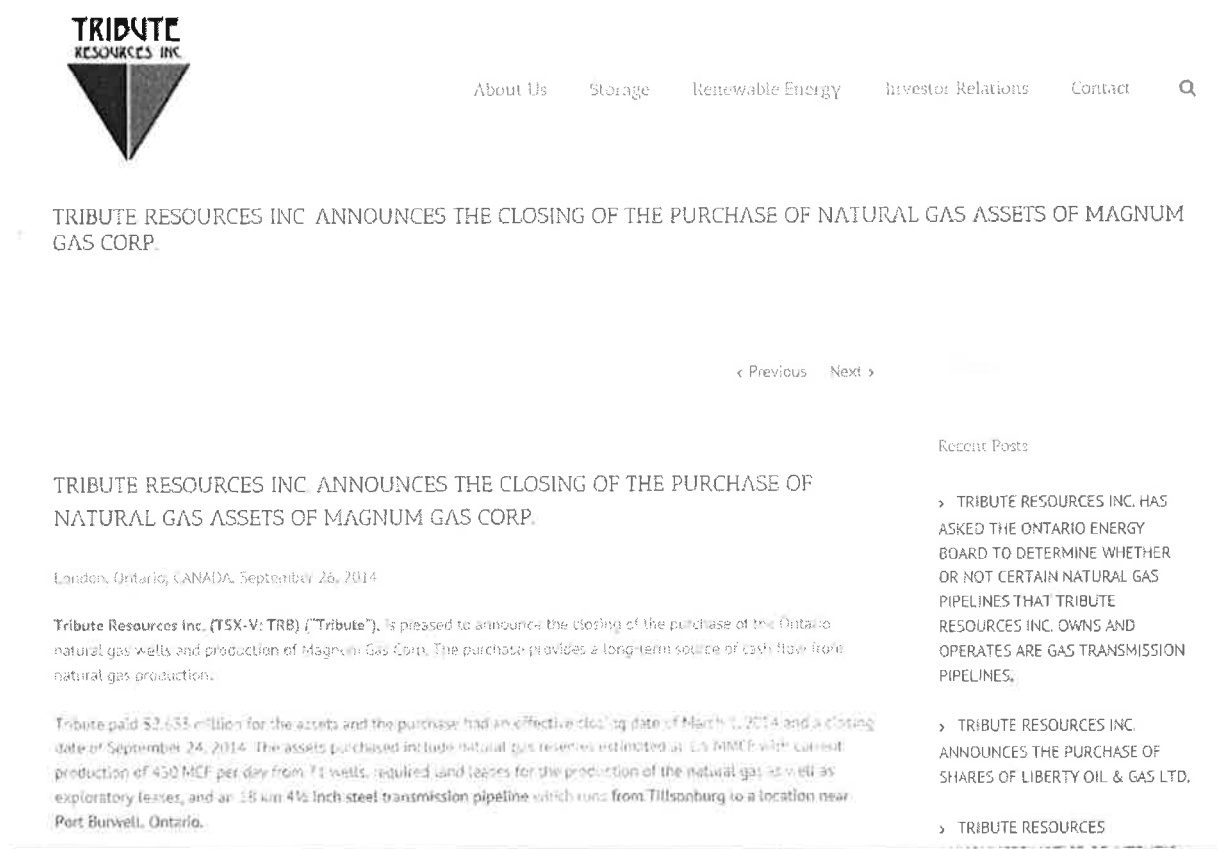
INTERROGATORY 2:

Reference: i) Pre-filled evidence of Jane E. Lowrie, Jennifer A. Lewis and William Blake on behalf of Tribute Resources Inc., Application Record at Tab 2, at para. 9.

Preamble: In reference i) Tribute Resources Inc. states that the "main gathering Pipeline forming part of Tribute's gathering Pipeline system is a "four (4) inch NPS (nominal pipe size) steel Pipeline".

Request:

- a) Please confirm that the steel pipeline referred to in reference i) is the same as the "steel transmission pipeline" referred to on the September 26, 2014 posting on Tribute's website, and highlighted in the excerpt below:



INTERROGATORY 3:

Reference: i) Pre-filed evidence of Jane E. Lowrie, Jennifer A. Lewis and William Blake on behalf of Tribute Resources Inc., Application Record at Tab 2, at para. 24.

Preamble: In reference i) Tribute Resources Inc. indicates that as an Ontario gas producer, it is regulated by the *Oil, Gas and Salt Resources Act*, R.S.O. 1990, c. P.12, as amended.

Request:

- a) Please provide a copy of any Orders made, or licenses granted, under the *Oil, Gas and Salt Resources Act*, R.S.O. 1990, c. P.12, as amended;
- b) Please provide a copy of any Orders made under the *Ontario Energy Board Act*, 1998, S.O. 1998, c. 15, Sched. B, specifically including any Orders granting leave to construct a hydrocarbon line.

INTERROGATORY 4:

Reference: i) Pre-filed evidence of Jane E. Lowrie, Jennifer A. Lewis and William Blake on behalf of Tribute Resources Inc., Application Record at Tab 2, at para. 18.

Preamble: In reference i) Tribute Resources Inc. outlines the allocation of value to the pipelines in the purchase price.

Request:

- b) Please provide a copy of the Agreement(s) of Purchase and Sale, or in the alternative, any documents relating to the asset purchase at issue in this Application.
- c) Please provide a copy of any appraisals or opinions of value obtained for the pipelines.