

October 28, 2019

VIA COURIER & RESS FILING

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

Dear Ms. Long:

**RE: Corporation of the Town of Marathon
Ontario Energy Board File Number: EB-2018-0329**

We write on behalf of the Corporation of the Town of Marathon in connection with the Ontario Energy Board's Letter of Direction dated September 12, 2019 in the within matter (the "**Letter of Direction**").

Enclosed herein are the affidavits of: Jennifer Main sworn on October 16, 2019; Jennifer Mills sworn on October 16, 2019; Stephanie Ash sworn on October 17, 2019 and on October 28, 2019; Jonathan Hall sworn October 16, 2019; Jacqueline Erb sworn on October 16, 2019; and Madison Rizzuto sworn on October 16, 2019, filed further to paragraph 5 of the Letter of Direction.

Yours truly,
Dentons Canada LLP

Original signed by Dennis Wong

Dennis Wong

Enclosures

cc: Helen Newland, *Dentons Canada LLP*
Daryl Skworchinski, *Corporation of the Town of Marathon*
Stephanie Ash, *Firedog Communications*

ONTARIO ENERGY BOARD

**IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project**

AFFIDAVIT OF JENNIFER MAIN

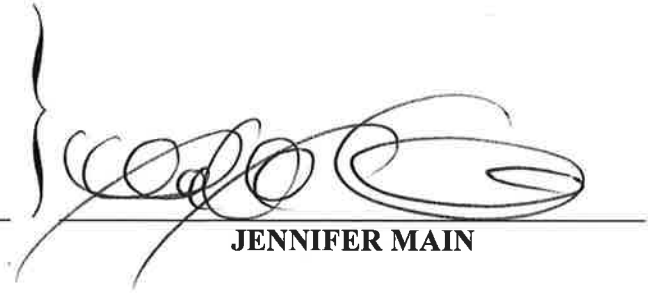
I, Jennifer Main, of the City of Thunder Bay, in the Province of Ontario, MAKE OATH
AND SAY:

1. I have personal knowledge of the facts set out in this affidavit, except those I have stated to be made upon information and belief, in which case I have identified the sources of the information, and I believe the information to be true.
2. As required by paragraph 1 of the Letter of Direction issued by the Ontario Energy Board on September 12, 2019 in the above-referenced matter, I obtained a number of searches of title sufficient to determine the current registered property owners and encumbrancers with lands or interest in the lands directly affected by the proposed pipeline and associated facilities. The details of these searches of title are provided below:
 - (a) On September 16, 2019, I obtained a search of title in the Township of Manitouwadge, the Township of Schreiber, and the Township of Terrace Bay.
 - (b) On September 17, 2019, I obtained a search of title in the Municipality of Wawa.
3. Copies of the above-referenced searches of title are attached as Exhibit "A".

SWORN BEFORE ME at the City of
Thunder Bay, in the Province of Ontario, on
October 16, 2019



Commissioner for Taking Affidavits
(or as may be)



JENNIFER MAIN

KATIE PICHE
A COMMISSIONER IN THE CITY OF
THUNDER BAY, ONTARIO UNDER
DELEGATED AUTHORITY OF THE CITY
CLERK OF THUNDER BAY IN ACCORDANCE
WITH SECTION 228 OF THE MUNICIPAL ACT.

IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project

ONTARIO ENERGY BOARD

AFFIDAVIT OF JENNIFER MAIN



Ontario ServiceOntario

PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

LAND
REGISTRY
OFFICE #55

62428-0002 (LT)

PAGE 1 OF 1
PREPARED FOR jmain001
ON 2019/09/16 AT 09:16:16

* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT * SUBJECT TO RESERVATIONS IN CROWN GRANT *

PROPERTY DESCRIPTION:

PCL 26576 SEC TBF; PT CANADIAN PACIFIC RAILWAY LESLIE/GERTRUDE/GEMMELL PT 1 TO 4 55R11337, PT 4, 6, 8 55R11338, PT 1 55R11339, PT 1, 2, 3 55R11340; MANITOOWADGE

PROPERTY REMARKS:

CROWN GRANT SEE PRA7295.

ESTATE/QUALIFIER:

FEE SIMPLE
ABSOLUTE
RECENTLY:
FIRST CONVERSION FROM BOOK

PIN CREATION DATE:
2004/09/27

OWNERS' NAMES

THE TOWNSHIP OF MANITOOWADGE
CAPACITY SHARE
ROWN

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/ CHKD
** PRINTOUT INCLUDES ALL DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE 2004/09/24 **						
55R11337	2000/05/04	PLAN REFERENCE				C
55R11338	2000/05/04	PLAN REFERENCE				C
55R11339	2000/05/04	PLAN REFERENCE				C
55R11340	2000/05/04	PLAN REFERENCE				C
F97693	2000/08/31	TRANSFER		*** COMPLETELY DELETED ***	MANITOOWADGE ROADS INC.	
TY256892	2018/10/10	TRANSFER	\$15,000	MANITOOWADGE ROADS INC.	THE TOWNSHIP OF MANITOOWADGE	C
REMARKS: PLANNING ACT STATEMENTS.						

This is exhibit "A" referred to in the affidavit of Jennifer Main,
Sworn before me this 16th day of October, 2019. This exhibit contains
five (5) pages.

KATIE PICHE
A COMMISSIONER IN THE CITY OF
THUNDER BAY, ONTARIO UNDER
DELEGATED AUTHORITY OF THE CITY
CLERK OF THUNDER BAY IN ACCORDANCE
WITH SECTION 228 OF THE MUNICIPAL ACT.

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.
NOTE: ENSURE THAT YOUR PRINTOUT STATES THE TOTAL NUMBER OF PAGES AND THAT YOU HAVE PICKED THEM ALL UP.



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ServiceOntario

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OFFICE #55

PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

PAGE 1 OF 1

PREPARED FOR jmain001

ON 2019/09/16 AT 09:08:46

62458-0111 (LT)

* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT * SUBJECT TO RESERVATIONS IN CROWN GRANT *

PROPERTY DESCRIPTION: PCL 9987 SEC TBP; MINING CLAIM T837365 PRIKSE EXCEPT LPA54134; SCHREIBER

PROPERTY REMARKS: CROWN GRANT SEE PFA5922.

ESTATE/QUALIFIER:
FEE SIMPLE
ABSOLUTE

RECENTLY:
FIRST CONVERSION FROM BOOK

OWNERS' NAMES
FIGLIOMENI, MARK ANTHONY
FIGLIOMENI, KIMBERLEY LYNN

CAPACITY SHARE
JTEN
JTEN

PIN CREATION DATE:
2004/06/21

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/ CHKD
** PRINTOUT INCLUDES ALL DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE 2004/06/18 **						
NOTE: THIS PROPERTY WAS RETIRED ON 2017/10/12. THIS PROPERTY IS NOW DIVIDED INTO THE FOLLOWING PROPERTIES: 62458-1339 TO 62458-1340						
F65212	1996/09/27	TRANSFER		*** COMPLETELY DELETED ***	FIGLIOMENI, DOMINIC ANTHONY FIGLIOMENI, DORIS DIANNE FIGLIOMENI, MARK ANTHONY	
TY96175	2010/01/29	TRANSFER	\$2	FIGLIOMENI, DOMINIC ANTHONY FIGLIOMENI, DORIS DIANNE FIGLIOMENI, MARK ANTHONY	FIGLIOMENI, MARK ANTHONY FIGLIOMENI, KIMBERLEY LYNN	C
TY98147	2010/03/15	CHARGE	\$90,000	FIGLIOMENI, KIMBERLEY LYNN FIGLIOMENI, MARK ANTHONY	BANK OF MONTREAL	C
55R14312	2017/09/12	PLAN REFERENCE				C
TY240506	2017/09/29	TRANSFER	\$25,000	FIGLIOMENI, KIMBERLEY LYNN FIGLIOMENI, MARK ANTHONY	THE CORPORATION OF THE TOWNSHIP OF SCHREIBER	C

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.
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PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

PAGE 1 OF 1

PREPARED FOR jmain001
ON 2019/09/16 AT 09:14:15

62458-1340 (LT)

* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT * SUBJECT TO RESERVATIONS IN CROWN GRANT *

PROPERTY DESCRIPTION:

MINING CLAIM TB37565 PRAISKE EXCEPT LPA54134, BEING PART 2 ON PLAN 55R14312; TOWNSHIP OF SCHREIBER

PROPERTY REMARKS:

CROWN GRANT SEE PPA5922.

ESTATE/QUALIFIER:

RECENTLY:
DIVISION FROM 62458-0111

FEE SIMPLE
ABSOLUTE

OWNERS' NAMES

DOYLE, CONNOR MALCOLM
PARENT, ERICA MARIE

CAPACITY SHARE
JTEN
JTEN

RECENTLY:

PIN CREATION DATE:
2017/10/12

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/ CHKD
** PRINTOUT INCLUDES ALL DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE 2017/10/12 **						
TY96175	2010/01/29	TRANSFER		*** DELETED AGAINST THIS PROPERTY *** FIGLIOMENI, DOMINIC ANTHONY FIGLIOMENI, DORIS DIANNE FIGLIOMENI, MARK ANTHONY	FIGLIOMENI, MARK ANTHONY FIGLIOMENI, KIMBERLEY LYNN	
TY96147	2010/03/15	CHARGE		*** DELETED AGAINST THIS PROPERTY *** FIGLIOMENI, KIMBERLEY LYNN FIGLIOMENI, MARK ANTHONY	BANK OF MONTREAL	
55R14312	2017/09/12	PLAN REFERENCE				C
TY253955	2018/08/10	TRANSFER	\$145,000	FIGLIOMENI, KIMBERLEY LYNN FIGLIOMENI, MARK ANTHONY	DOYLE, CONNOR MALCOLM PARENT, ERICA MARIE	C
REMARKS: PLANNING ACT STATEMENTS.						
TY253956	2018/08/10	CHARGE	\$143,260	DOYLE, CONNOR MALCOLM PARENT, ERICA MARIE	CANADIAN IMPERIAL BANK OF COMMERCE	
TY254356	2018/08/20	DISCH OF CHARGE		*** COMPLETELY DELETED *** BANK OF MONTREAL		C
REMARKS: TY96147.						

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.
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OFFICE #55

PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

62458-1339 (LT)

PAGE 1 OF 1
PREPARED FOR jmain001
ON 2019/09/16 AT 09:13:06

* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT * SUBJECT TO RESERVATIONS IN CROWN GRANT *

PROPERTY DESCRIPTION: MINING CLAIM TB37565 PRAISKE EXCEPT IPA54134, EXCEPT PART 2 ON PLAN 55R14312; TOWNSHIP OF SCHREIBER

PROPERTY REMARKS: CROWN GRANT SEE PPA5922.

ESTATE/QUALIFIER:
FEE SIMPLE
ABSOLUTE

RECENTLY:
DIVISION FROM 62458-0111

PIN CREATION DATE:
2017/10/12

OWNERS' NAMES
THE CORPORATION OF THE TOWNSHIP OF SCHREIBER

CAPACITY SHARE

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/ CHKD
** PRINTOUT INCLUDES ALL DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE 2017/10/12 **						
TY98147	2010/03/15	CHARGE		*** DELETED AGAINST THIS PROPERTY *** FIGLIOMENI, KIMBERLEY LYNN FIGLIOMENI, MARK ANTHONY	BANK OF MONTREAL	
TY240506	2017/09/29	TRANSFER	\$25,000	FIGLIOMENI, KIMBERLEY LYNN FIGLIOMENI, MARK ANTHONY	THE CORPORATION OF THE TOWNSHIP OF SCHREIBER	C
TY254356	2018/08/20	DISCH OF CHARGE		*** COMPLETELY DELETED *** BANK OF MONTREAL		
REMARKS: TY98147.						

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.
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LAND REGISTRY OFFICE #55

PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

PAGE 1 OF 1
PREPARED FOR jmain001
ON 2019/09/16 AT 10:25:41

62457-1226 (LT)

* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT * SUBJECT TO RESERVATIONS IN CROWN GRANT *

PROPERTY DESCRIPTION:

PT LOCATION JK300 STREY; TOGETHER WITH AN EASEMENT AS IN LT169283; SUBJECT TO AN EASEMENT AS IN LPA49848; TOGETHER WITH AN EASEMENT AS IN LT148629; TOGETHER WITH AN EASEMENT OVER PT LT 312 PL M121 STREY PTS 1-3, 55R13060 AS IN TY143562; TOGETHER WITH AN EASEMENT OVER PT BLK T PL M329 STREY PT 17, 55R13405 & PT LOC JK 300 STREY PT 22, 55R13405 AS IN TY143564; TOGETHER WITH AN EASEMENT OVER PT BLK T PL M329 STREY PT 7, 55R13405 & PT LOC JK 300 STREY PT 13, 55R13405 AS IN TY143565; TOWNSHIP OF TERRACE BAY

PROPERTY REMARKS:

CORRECTION: DOCUMENT LT233066 REMOVED FROM 62457-1226 ON 2012/09/05 AT 14:13 BY LITTLE, WILLIAM.

ESTATE/QUALIFIER:

FEE SIMPLE ABSOLUTE

OWNERS' NAMES:

AV TERRACE BAY INC.

CAPACITY SHARE ROWN

RECENTLY:

DIVISION FROM 62457-1206

FIN CREATION DATE:

2012/08/27

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/CHRD
** PRINTOUT INCLUDES ALL DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE 2012/08/27 **						
LPA32578	1947/09/26	ORDER				C
LPA49848	1956/11/26	TRANSFER EASEMENT				C
TY238	2004/11/25	APL (GENERAL)		*** DELETED AGAINST THIS PROPERTY *** KIMBERLY-CLARK INC.	THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO	C
REMARKS: RE: LT169283						
55R12801	2009/01/14	PLAN REFERENCE				C
TY143578	2012/07/23	APL VESTING ORDER	\$500,000	ONTARIO SUPERIOR COURT OF JUSTICE (COMMERCIAL LIST)	AV TERRACE BAY INC.	C
TY150507	2012/11/21	CHARGE	\$40,000,000	AV TERRACE BAY INC.	HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF ONTARIO, AS REPRESENTED BY THE MINISTER OF NORTHERN DEVELOPMENT AND MINES	C

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.
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ONTARIO ENERGY BOARD

**IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project**

AFFIDAVIT OF JENNIFER MILLS

I, Jennifer Mills, of the City of Thunder Bay, in the Province of Ontario, MAKE OATH
AND SAY:

1. I have personal knowledge of the facts set out in this affidavit, except those I have stated to be made upon information and belief, in which case I have identified the sources of the information, and I believe the information to be true.

2. As required by paragraph 1 of the Letter of Direction issued by the Ontario Energy Board on September 12, 2019 in the above-referenced matter, I obtained a search of title sufficient to determine the current registered property owners and encumbrancers with lands or interest in the lands directly affected by the proposed pipeline and associated facilities. The details of this search of title are provided below:

(a) On September 15, 2019, I obtained a search of title in the Town of Marathon.

3. A copy of the above-referenced search of title is attached as Exhibit "A".

SWORN BEFORE ME at the City of
Thunder Bay, in the Province of Ontario, on
October 16, 2019



Commissioner for Taking Affidavits
(or as may be)



JENNIFER MILLS

KATIE PICHE
A COMMISSIONER IN THE CITY OF
THUNDER BAY, ONTARIO UNDER
DELEGATED AUTHORITY OF THE CITY
CLERK OF THUNDER BAY IN ACCORDANCE
WITH SECTION 228 OF THE MUNICIPAL ACT.

**IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project**

ONTARIO ENERGY BOARD	
	AFFIDAVIT OF JENNIFER MILLS



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PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

LAND

REGISTRY

OFFICE #55

PAGE 1 OF 2

PREPARED FOR jmain001

ON 2019/09/14 AT 13:41:44

62448-2011 (LT)

* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT * SUBJECT TO RESERVATIONS IN CROWN GRANT *

PROPERTY DESCRIPTION:

PT LT 19 CON 10 PIC COMMENCING AT THE SE ANGLE OF THE SAID LOT; THENCE 11 DEGREES AND 59 MINUTES W ALONG THE E LIMIT OF THE SAID LT, 1550 FT; THENCE N 9 DEGREES AND 54 MINUTES W, 3,295.95 FT, TO THE SLY LIMIT OF "A" ROAD; THENCE S 71 DEGREES AND 42 MINUTES W ALONG THE S LIMIT OF THE SAID RD, 745.15 FT; THENCE S 18 DEGREES AND 18 MINUTES E, 225 FT; THENCE S 71 DEGREES AND 42 MINUTES W, 300 FT; THENCE N 18 DEGREES AND 18 MINUTES W, 225 FT, TO THE SLY LIMIT OF THE SAID RD; THENCE S 71 DEGREES AND 42 MINUTES W ALONG THE S LIMIT OF THE SAID RD, 1,566.05 FT, TO THE W LIMIT OF THE SAID LT; THENCE S 10 DEGREES AND 29 MINUTES E ALONG THE W LIMIT OF THE SAID LT TO THE ELY LIMIT OF "C" RD, 5,423.12 FT; THENCE S 31 DEGREES AND 31 MINUTES AND 30 SECONDS E ALONG THE SAID LIMIT OF THE SAID RD, 177.46 FT; THENCE S 45 DEGREES AND 45 MINUTES E, 230.52 FT, TO THE S LIMIT OF THE SAID LT; THENCE E ALONG THE S LIMIT OF THE SAID LT, 873.85 FT; THENCE N 10 DEGREES AND 43 THE SE LIMIT OF THE SAID LT, 1,551.1 FT; THENCE N 79 DEGREES AND 47 MINUTES E ALONG THE S LIMIT OF THE SAID LT, 979.6 FT, TO THE POINT OF COMMENCEMENT SAVING AND EXCEPTING THAT PORTION OF THE BED OF A SMALL LAKE LYING WITHIN THE LIMITS OF THE HEREIN BEFORE DESCRIBED PARCEL, EXCEPT PT 1 PAR579, PT 1, 2, 3, & 4 55R11715, PT 1 55R12497; MARATHON

PROPERTY REMARKS:

CROWN GRANT SEE PFA5058.

ESTATE/QUALIFIER:

RECENTLY:

DIVISION FROM 62448-0385

PIN CREATION DATE:

2007/01/09

FEE SIMPLE

ABSOLUTE

OWNERS' NAMES

THE CORPORATION OF THE TOWN OF MARATHON

CAPACITY SHARE

ROWN

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/CHKO
** PRINTOUT	INCLUDES ALL DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE 2007/01/09 **					
LT183517	1983/04/22	TRANSFER		*** DELETED AGAINST THIS PROPERTY ***	JAMES RIVER-MARATHON LTD.	
F93376	2000/02/02	CHARGE	REMARKS: AMENDED UNDER F93435, AMENDED UNDER F93325	*** DELETED AGAINST THIS PROPERTY ***	NATIONAL BANK OF CANADA	C
55R11788	2002/08/01	PLAN REFERENCE		*** DELETED AGAINST THIS PROPERTY ***	MARATHON PULP INC.	C
55R11794	2002/08/14	PLAN REFERENCE		*** COMPLETELY DELETED *** MARATHON PULP INC.	PRICEWATERHOUSECOOPERS INC.	
TY55756	2007/11/22	APL CH NAME OWNER		*** COMPLETELY DELETED *** PRICEWATERHOUSECOOPERS INC.	TEMBEC INDUSTRIES INC.	
TY84560	2009/06/26	APL TR BK-OWNER		*** DELETED AGAINST THIS PROPERTY *** MARATHON PULP INC.		
TY85423	2009/07/13	NOTICE	REMARKS: DISCLAIMER UNDER THE BANKRUPTCY AND INSOLVENCY ACT	*** DELETED AGAINST THIS PROPERTY *** ONTARIO SUPERIOR COURT OF JUSTICE		
TY135141	2012/02/21	APL COURT ORDER		LAND REGISTRAR, LRO (55) THUNDER BAY		
TY154545	2013/02/14	LR'S ORDER	REMARKS: 55R11715			C

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.
NOTE: ENSURE THAT YOUR PRINTOUT STATES THE TOTAL NUMBER OF PAGES AND THAT YOU HAVE PICKED THEM ALL UP.

This is exhibit "A" referred to in the affidavit of Jennifer Mills, sworn before me this 16th day of October, 2019 at COMMISSIONER IN THE CITY OF THUNDER BAY, ONTARIO UNDER DELEGATED AUTHORITY OF THE CITY CLERK OF THUNDER BAY IN ACCORDANCE WITH SECTION 228 OF THE MUNICIPAL ACT.

Katie Piche

Page 1 of 3



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PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

LAND
REGISTRY
OFFICE #55

PAGE 2 OF 2

PREPARED FOR jmain001

ON 2019/09/14 AT 13:41:44

62448-2011 (LT)

* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT * SUBJECT TO RESERVATIONS IN CROWN GRANT *

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/ CHKD
TY207727	2015/11/27	APL VESTING ORDER		ONTARIO SUPERIOR COURT OF JUSTICE	THE CORPORATION OF THE TOWN OF MARATHON	C
55R14451	2018/06/21	PLAN REFERENCE				C

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.
NOTE: ENSURE THAT YOUR PRINTOUT STATES THE TOTAL NUMBER OF PAGES AND THAT YOU HAVE PICKED THEM ALL UP.



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OFFICE #55

PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

PAGE 1 OF 1

PREPARED FOR jmain001

ON 2019/09/14 AT 13:34:08

62448-2009 (LT)

* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT * SUBJECT TO RESERVATIONS IN CROWN GRANT *

PROPERTY DESCRIPTION:

PT LT 20 CON 10 PIC COMMENCING AT A POINT IN THE E LIMIT OF THE SAID LT WHERE IT IS INTERSECTED BY THE SLY LIMIT OF "A" ROAD, THE SAID POINT BEING DISTANT 1041.96 FT MEASURED S 10 DEGREES AND 29' E THEREON FROM THE NE ANGLE OF THE SAID LT; THENCE S 71 DEGREES AND 42' W. 222.12 FT ALONG THE SAID LIMIT OF THE SAID RD; THENCE S WLY ON A CURVETO THE LEFT HAVING A RADIUS OF 1604.28 FT, 1323.67 FT ARC MEASUREMENT, THE CHORD EQUIVALENT BEING 2 43 DEGREES 48' AND 40" W 1286.38 FT TO THE ELY LIMIT OF THE CANADIAN PACIFIC RAILWAY PIPELINE RESERVE; THENCE S 37 DEGREES AND 30' E ALONG THE ELY LIMIT OF THE SAID RESERVE, 87.74 FT; THENCE S 52 DEGREES AND 30' W ALONG THE SLY LIMIT OF THE SAID RESERVE, 57.70 FT TO THE ELY LIMIT OF MINING CLAIM TB7226; THENCE S 11 DEGREES AND 20' E ALONG THE E LIMIT OF THE SAID MINING CLAIM, 1400.30 FT, TO THE SE ANGLE OF THE SAID MINING; THENCE S 85 DEGREES AND 52' W ALONG THE SLY LIMIT OF THE SAID MINING CLAIM 761.59 FT TO THE ELY LIMIT OF THE SAID RD; THENCE S 16 DEGREES AND 44' W ALONG THE SAID LIMIT OF THE SAID RD, 53.61 FT TO THE NLY LIMIT OF "C" RD; THENCE N 78 DEGREES AND 26' E ALONG THE SAID LIMIT OF "C" RD, 350.91 FT; THENCE S ELY ON ATANGENTIAL CURVE TO THE RIGHT HAVING A RADIUS OF 259.05 FT, 266.94 FT ARC MEASUREMENT; THENCE S 42 DEGREES, 31' AND 30" E CONTINUING ALONG THE SAID LIMIT OF THE SAID RD, 472.61 FT; THENCE S 30 DEGREES, 34' AND 30" E CONTINUING ALONG THE SAID LIMIT OF THE SAID RD, 430.60 FT; THENCE S 37 DEGREES, 58' AND 30" E CONTINUING ALONG THE SAID LIMIT OF THE SAID RD, 1,798.40 FT; THENCE S 31 DEGREES, 31' AND 30" E CONTINUING ALONG THE SAID LIMIT OF THE SAID RD 789.93 FT, MORE OR LESS, TO THE E LIMIT OF THE SAID LT; THENCE N 10 DEGREES AND 29' W ALONG THE E LIMIT OF THE SAID LT, 5,423.12 FT, MORE OR LESS, TO THE POINT OF COMMENCEMENT EXCEPT PT 1 55R1274, PT 11, 12, 13, 21 & 22 55R5144, PT 2 & 3 55R5370, PT 13 MISC321, 55M468, PT 3 & 4 55R6816, PT1, 4 & 5 55R7142, PT 6 55R11788, PT 2 55R12497; MARATHON

PROPERTY REMARKS:

CROWN GRANT SEE PPA5058.

ESTATE/QUALIFIER:

FEE SIMPLE
ABSOLUTE

RECENTLY
DIVISION FROM 62448-0512

PIN CREATION DATE:
2007/01/09

OWNERS' NAMES

THE CORPORATION OF THE TOWN OF MARATHON

CAPACITY SHARE
OWN

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/ CHKD
** PRINTOUT	INCLUDES ALL DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE 2007/01/09 **					
LT183517	1983/04/22	TRANSFER		*** DELETED AGAINST THIS PROPERTY ***	JAMES RIVER-MARATHON LTD.	
F93376	2000/02/02	CHARGE	\$150,000,000		NATIONAL BANK OF CANADA	C
55R11788	2002/08/01	PLAN REFERENCE			MARATHON PULP INC.	C
TY55756	2007/11/22	APL CH NAME OWNER		*** DELETED AGAINST THIS PROPERTY *** MARATHON PULP INC.	PRICEWATERHOUSECOOPERS INC.	
TY84560	2009/06/26	APL TR BK-OWNER		*** COMPLETELY DELETED *** MARATHON PULP INC.		
TY85423	2009/07/13	NOTICE		*** COMPLETELY DELETED *** PRICEWATERHOUSECOOPERS INC.		
REMARKS:	DISCLAIMER UNDER THE BANKRUPTCY AND INSOLVENCY ACT					
TY207727	2015/11/27	APL VESTING ORDER		ONTARIO SUPERIOR COURT OF JUSTICE	THE CORPORATION OF THE TOWN OF MARATHON	C
55R14451	2018/06/21	PLAN REFERENCE				C

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.
NOTE: ENSURE THAT YOUR PRINTOUT STATES THE TOTAL NUMBER OF PAGES AND THAT YOU HAVE PICKED THEM ALL UP.

ONTARIO ENERGY BOARD

IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project – Notice of Hearing

AFFIDAVIT OF SERVICE

OF

STEPHANIE ASH

I, Stephanie Ash, of the City of Thunder Bay, in the Province of Ontario, MAKE OATH
AND SAY:

1. I am a consultant to The Town of Marathon and have personal knowledge of the facts set out in this affidavit, except those I have stated to be made upon information and belief, in which case I have identified the sources of the information, and I believe the information to be true.
2. On September 17, 2019, I served the Notices of Hearing, Application, and Evidence upon the affected landowners and encumbrancers listed below:
 - (a) The Town of Marathon, served by email addressed to its CAO and with a received acknowledgment of receipt in reply;
 - (b) The Township of Schreiber, served by email addressed to its CAO and with a received acknowledgement of receipt in reply;
 - (c) The Township of Terrace Bay, served by email to its CAO and with a received acknowledgment of receipt in reply;

- (d) The Township of Manitouwadge, served by email addressed to its CAO and with a received acknowledgment of receipt in reply; and
- (e) The Municipality of Wawa, served by email addressed to its CAO and with a received acknowledgment of receipt in reply.

3. Each of the aforementioned parties listed in paragraph 2 of this my Affidavit consented to service of the Notices of Hearing, Application and Evidence by email in their acknowledgment of receipt sent to me in reply.

4. I am advised by Andrew Blair of Elenchus Research Associates and do verily believe it to be true that on September 17, 2019, the Evidence was served to FortisOntario, delivered by Purolator to 1130 Beartie St., Fort Erie ON, as sent by Andrew Blair of Elenchus Research Associates.

5. I am advised by Jonathan Hall, CAO for the Town of Terrace Bay, and do verily believe it to be true that he served the Notices of Hearing, Application and Evidence upon AV Terrace Bay at its principal offices in the Town of Terrace Bay by way of Canada Post ExpressPost mailing.

6. On September 17, 2019, the Notices of Application, Application, and Evidence were made available to the public at the offices of, and on the websites of the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay and Municipality of Wawa.

7. Copies of the sent emails, with delivery confirmation receipts, if applicable, are attached as Exhibit "A".

SWORN BEFORE ME at the City of
Thunder Bay, in the Province of Ontario, on
October 17, 2019

Commissioner for Taking Affidavits
(or as may be)

THOMAS MICHAEL STRICKLAND
BARRISTER & SOLICITOR

Stephanie Ash

This is Exhibit "A" to the Affidavit of Stephanie Ash,
sworn before me in the City of Thunder Bay, District of
Thunder Bay, this 17th day of October, 2019 (17
pages).



.....
A Commissioner, etc..

**THOMAS MICHAEL STRICKLAND
BARRISTER & SOLICITOR**

Mike Strickland

From: stephanie@firedogpr.com
Sent: Thursday, October 17, 2019 11:20 AM
To: Mike Strickland
Subject: FW: Urgent: OEB Notices and Letter of Direction
Attachments: LoD_North Shore LTC_20190912.pdf

Importance: High

Email 1

Stephanie Ash
President & CEO

Firedog Communications
Office: 807-767-4443 ext.222
Cell: 807-472-5276
Email: stephanie@firedogpr.com

www.firedogpr.com

-----Original Message-----

From: stephanie@firedogpr.com <stephanie@firedogpr.com>
Sent: September 13, 2019 11:12 AM
To: 'Daryl Skworchinski' <cao@marathon.ca>; 'cao@terracebay.ca' <cao@terracebay.ca>; 'Don McArthur' <cao@schreiber.ca>; 'Maury Oneill' <moneill@wawa.cc>; 'Margaret Hartling' <mhartling@manitouwadge.ca>
Cc: 'Zago, Neal' <neal.zago@colliersprojectleaders.com>
Subject: Urgent: OEB Notices and Letter of Direction
Importance: High

Hello All,

The OEB sent the finalized notices and letter of direction yesterday. The letter of direction is attached.

We have until end of day Tuesday (Sept. 17) to serve notice to the groups identified in the letter of direction. This doesn't give us a lot of time to send the notices and required materials to the list of parties, and to receive confirmation of receipt.

Our project team is taking care of sending the notices to the required parties but we will require each Municipality to print locally a copy of their own Municipal Environmental Report, the Application to the OEB as well as the Notices. These documents can be printed 8.5 by 11 and black and white, and must be available at the clerk's office in your respective municipalities.

I will be sending the links to your files today. Can you please let me know if you have any concerns in being able to get this done for Tuesday.

Regards

Stephanie Ash
President & CEO

Firedog Communications
Office: 807-767-4443 ext.222
Cell: 807-472-5276
Email: stephanie@firedogpr.com

www.firedogpr.com

Mike Strickland

From: stephanie@firedogpr.com
Sent: Thursday, October 17, 2019 11:20 AM
To: Mike Strickland
Subject: FW: OEB Materials for print - Manitouwadge
Attachments: Notice_Wawa Manitouwadge_FR_20190912.pdf; Notice_Wawa Manitouwadge_20190912.pdf

Email 2

Stephanie Ash
 President & CEO

Firedog Communications
 Office: 807-767-4443 ext.222
 Cell: 807-472-5276
 Email: stephanie@firedogpr.com

www.firedogpr.com

From: stephanie@firedogpr.com <stephanie@firedogpr.com>
Sent: September 13, 2019 11:19 AM
To: 'Margaret Hartling' <mhartling@manitouwadge.ca>; 'Florence MacLean' <edo@manitouwadge.ca>
Subject: OEB Materials for print - Manitouwadge

Good morning,

Please see attached and below the materials for Manitouwadge to print by Tuesday for the OEB application.

1. The following link takes you to the page on the OEB website that contains the LTC application. **LTC filename:** TOM_APPL_LTC_Updates_20190815

Link: <http://www.rds.oeb.ca/HPECMWebDrawer/Record?q=CaseNumber%3DEB-2018-0329%20And%20WebDocumentType%3A%22Application%20and%20Evidence%22&sortBy=recRegisteredOn-&pageSize=400>

2. The following link takes you to the Manitouwadge Environmental Report

Link: https://northshorenaturalgas.com/1a_Manitouwadge_ER_2019-07-29.pdf

3. Attached are your Notices in French and English.

Regards

Stephanie Ash
 President & CEO

Firedog Communications
Office: 807-767-4443 ext.222
Cell: 807-472-5276
Email: stephanie@firedogpr.com

www.firedogpr.com

Mike Strickland

From: stephanie@firedogpr.com
Sent: Thursday, October 17, 2019 11:20 AM
To: Mike Strickland
Subject: FW: OEB Materials for print - Wawa
Attachments: Notice_Wawa Manitouwadge_FR_20190912.pdf; Notice_Wawa Manitouwadge_20190912.pdf

Email 3

Stephanie Ash
 President & CEO

Firedog Communications
 Office: 807-767-4443 ext.222
 Cell: 807-472-5276
 Email: stephanie@firedogpr.com

www.firedogpr.com

-----Original Message-----

From: stephanie@firedogpr.com <stephanie@firedogpr.com>
Sent: September 13, 2019 11:22 AM
To: 'Maury Oneill' <moneill@wawa.cc>
Subject: OEB Materials for print - Wawa

Good morning,

Please see attached and below the materials for Wawa to print by Tuesday for the OEB application.

1. The following link takes you to the page on the OEB website that contains the LTC application. LTC filename: TOM_APPL_LTC_Updates_20190815

Link:

<http://www.rds.oeb.ca/HPECMWebDrawer/Record?q=CaseNumber%3DEB-2018-0329%20And%20WebDocumentType%3A%22Application%20and%20Evidence%22&sortBy=recRegistereddOn-&pageSize=400>

2. The following link takes you to the Wawa Environmental Report

Link: https://northshorenaturalgas.com/1e_Wawa_ER_2019-07-30.pdf

3. Attached are your Notices in French and English.

Regards

Stephanie Ash
President & CEO

Stephanie Ash
President & CEO

Firedog Communications
Office: 807-767-4443 ext.222
Cell: 807-472-5276
Email: stephanie@firedogpr.com

www.firedogpr.com

Mike Strickland

From: stephanie@firedogpr.com
Sent: Thursday, October 17, 2019 11:21 AM
To: Mike Strickland
Subject: FW: OEB Materials for print - Marathon
Attachments: Notice_Marathon_20190912.pdf; Notice_Marathon_FR_20190912.pdf
Importance: High

Email 5

Stephanie Ash
 President & CEO

Firedog Communications
 Office: 807-767-4443 ext.222
 Cell: 807-472-5276
 Email: stephanie@firedogpr.com

www.firedogpr.com

-----Original Message-----

From: stephanie@firedogpr.com <stephanie@firedogpr.com>
Sent: September 13, 2019 11:24 AM
To: 'Daryl Skworchinski' <cao@marathon.ca>
Subject: OEB Materials for print - Marathon
Importance: High

Good morning Daryl,

Please see attached and below the materials for Marathon to print by Tuesday for the OEB application and make available in your clerk's office.

1. The following link takes you to the page on the OEB website that contains the LTC application. LTC filename: TOM_APPL_LTC_Updates_20190815

Link:

<http://www.rds.oeb.ca/HPECMWebDrawer/Record?q=CaseNumber%3DEB-2018-0329%20And%20WebDocumentType%3A%22Application%20and%20Evidence%22&sortBy=recRegisteredOn-&pageSize=400>

2. The following link takes you to the Marathon Environmental Report

Link: https://northshorenaturalgas.com/1b_Marathon_ER_2019-07-29.pdf

3. Attached are your Notices in French and English.

Regards

Stephanie Ash
President & CEO

Firedog Communications
Office: 807-767-4443 ext.222
Cell: 807-472-5276
Email: stephanie@firedogpr.com

www.firedogpr.com

Mike Strickland

From: stephanie@firedogpr.com
Sent: Thursday, October 17, 2019 11:21 AM
To: Mike Strickland
Subject: FW: OEB Materials for Print
Attachments: Notice_Terrace Bay Schreiber_20190912.pdf; Notice_Terrace Bay Schreiber_FR_20190912.pdf

Email 6

Stephanie Ash
 President & CEO

Firedog Communications
 Office: 807-767-4443 ext.222
 Cell: 807-472-5276
 Email: stephanie@firedogpr.com

www.firedogpr.com

-----Original Message-----

From: stephanie@firedogpr.com <stephanie@firedogpr.com>
Sent: September 13, 2019 11:26 AM
To: 'cao@terracebay.ca' <cao@terracebay.ca>
Subject: OEB Materials for Print

Good morning Jon

Please see attached and below the materials for Terrace Bay to print by Tuesday for the OEB application and make available in your clerk's office.

1. The following link takes you to the page on the OEB website that contains the LTC application. LTC filename: TOM_APPL_LTC_Updates_20190815

Link: <http://www.rds.oeb.ca/HPECMWebDrawer/Record?q=CaseNumber%3DEB-2018-0329%20And%20WebDocumentType%3A%22Application%20and%20Evidence%22&sortBy=recRegistereddOn-&pageSize=400>

2. The following link takes you to the Terrace Bay Environmental Report

Link: https://northshorenaturalgas.com/1d_TerraceBay_ER_2019-07-31.pdf

3. Attached are your Notices in French and English.

Stephanie Ash
President & CEO

Firedog Communications
Office: 807-767-4443 ext.222
Cell: 807-472-5276
Email: stephanie@firedogpr.com

www.firedogpr.com

Mike Strickland

From: stephanie@firedogpr.com
Sent: Thursday, October 17, 2019 11:21 AM
To: Mike Strickland
Subject: FW: OEB Forms for Print in Schreiber
Attachments: Notice_Terrace Bay Schreiber_FR_20190912.pdf; Notice_Terrace Bay Schreiber_20190912.pdf

Importance: High

Email 7

Stephanie Ash
 President & CEO

Firedog Communications
 Office: 807-767-4443 ext.222
 Cell: 807-472-5276
 Email: stephanie@firedogpr.com

www.firedogpr.com

-----Original Message-----

From: stephanie@firedogpr.com <stephanie@firedogpr.com>
Sent: September 13, 2019 11:29 AM
To: 'Don McArthur' <cao@schreiber.ca>; 'Nathan Dias' <ced@schreiber.ca>; 'Mayor Dave Hamilton' <mayor@schreiber.ca>
Subject: OEB Forms for Print in Schreiber
Importance: High

Good morning,

Please see attached and below the materials for Schreiber to print by Tuesday for the OEB application and make available in your municipal office.

1. The following link takes you to the page on the OEB website that contains the LTC application. LTC filename: TOM_APPL_LTC_Updates_20190815

Link:
<http://www.rds.oeb.ca/HPECMWebDrawer/Record?q=CaseNumber%3DEB-2018-0329%20And%20WebDocumentType%3A%22Application%20and%20Evidence%22&sortBy=recRegistereddOn-&pageSize=400>

2. The following link takes you to the Schreiber Environmental Report

Link: https://northshorenaturalgas.com/1c_Schreiber_ER_2019-07-31.pdf

3. Attached are your Notices in French and English.

Regards
Stephanie Ash
President & CEO

Firedog Communications
Office: 807-767-4443 ext.222
Cell: 807-472-5276
Email: stephanie@firedogpr.com

www.firedogpr.com



CORPORATION OF THE
TOWNSHIP OF SCHREIBER
OFFICE OF THE CAO/CLERK

2019-09-16

To Whom It May Concern,

This letter confirms the receipt of a hardcopy of the application notices, the application, and all evidence related to the application by the Town of Marathon to the Ontario Energy Board (EB-2018-0329) to construct natural gas pipelines in of the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay and Municipality of Wawa.

Best regards,

Nathan Dias
Acting CAO/Clerk

PO Box 40 • 204 Alberta Street • Schreiber, Ontario • P0T 2S0
Phone 807-824-2711 ex 225 • E-mail • cao@schreiber.ca
Fax 807-824-3231
Visit us @ www.schreiber.ca



The Corporation of the
TOWNSHIP OF MANITOUWADGE

1 Mississauga Drive
 Manitouwadge, Ontario
 P0T 2C0
 Telephone (807) 826-3227 Fax (807) 826-4592

September 16, 2019

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

**RE: Corporation of the Township of Manitouwadge North Shore LNG
 Project Application – EB-2018-0329**

Dear Ms. Walli:

This letter confirms the receipt of a hardcopy of the application notices, the application, and all evidence related to the application by the Town of Marathon to the Ontario Energy Board (EB-2018-0329) to construct natural gas pipelines in the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay and Municipality of Wawa.

Yours truly,

Margaret Hartling
 CAO/Clerk-Treasurer
 Township of Manitouwadge
 1 Mississauga Drive
 Manitouwadge, ON P0T 2C0
 T: (807) 826-3227 ext: 236
 E: mhartling@manitouwadge.ca



File No.

September 16, 2019

Sent Via Email: stephanie@firedogpr.com

**Ms. Stephanie Ash, President & CEO
Firedog Communications
32 Court Street South
Thunder Bay, ON P7B 2W5**

Dear Ms. Ash:

**Re: OEB Applications for LNG Project (Communities – Marathon,
Manitouwadge, Schreiber, Terrace Bay & Wawa)**

This letter confirms the receipt of a hardcopy of the application notices, the application, and all evidence related to the application by the Town of Marathon to the Ontario Energy Board (EB-2018-0329) to construct natural gas pipelines in of the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay and Municipality of Wawa.

Should you have any questions, please feel free to contact me at your convenience.

Sincerely,

**Cathy Cyr
Clerk**

cc M. O'Neill, CAO-Treasurer



The Corporation of the Town of Marathon
 4 Hemlo Drive, P.O. Bag TM
 Marathon, Ontario P0T 2E0
 cao@marathon.ca
 Phone: (807) 229-1341
 Fax: (807) 229-1999
 www.marathon.ca

OFFICE OF THE CAO/CLERK
 File No. Northshore LNG

September 17, 2019

Attention: The Ontario Energy Board (OEB)

**Re: Corporation of the Town of Marathon (Town of Marathon)
 North Shore LNG Project
 Ontario Energy Board File Number: EB-2018-0329**

This letter confirms the receipt of a hardcopy of the application notices, the application, and all evidence related to the application by the Town of Marathon to the Ontario Energy Board (EB-2018-0329) to construct natural gas pipelines in the Town of Marathon, Township of Terrace Bay, Township of Manitouwadge, Township of Schreiber, and Municipality of Wawa.

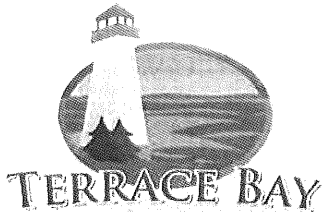
Yours Truly,

The Town of Marathon
 Per:

Daryl Skworchinski
 Chief Administrative Officer/Clerk



respect. works here.



The Corporation of the
Township of Terrace Bay

P.O. Box 40, 1 Selkirk Avenue, Terrace Bay, ON, P0T 2W0
Phone: (807) 825-3315 Fax: (807) 825-9576

September 16, 2019

Firedog Communications
32 Court Street South
Thunder Bay, ON
P7B 2W4

Attention: Ms. Stephanie Ash, President & CAO

Dear Ms. Ash:

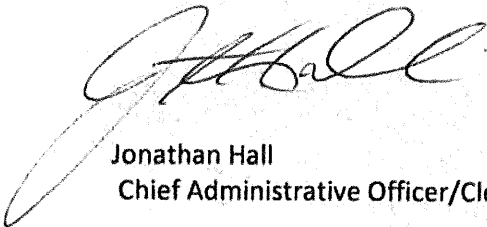
Re: OEB Application Documentation

As requested, this letter is to confirm the receipt of a hardcopy of the application notices, the application, and all evidence related to the application by the Town of Marathon to the Ontario Energy Board (EB-2018-0329) to construct natural gas pipelines in of the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay and Municipality of Wawa.

Trusting this is satisfactory.

Sincerely,

THE CORPORATION OF THE
TOWNSHIP OF TERRACE BAY



Jonathan Hall
Chief Administrative Officer/Clerk

/kl

IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project – Notice of Hearing

ONTARIO ENERGY BOARD

AFFIDAVIT OF SERVICE

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15 (Sched. B), as amended (the “OEB Act”) and the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended;

AND IN THE MATTER OF an application by the Corporation of the Town of Marathon under Section 8 of the *Municipal Franchises Act* for an order or orders granting Certificates of Public Convenience and Necessity to the Corporation for the construction of works in the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay, and Municipality of Wawa.

AND IN THE MATTER OF an application by the Corporation of the Town of Marathon under Section 90 of the OEB Act for an order or orders granting leave to construct natural gas distribution pipelines and ancillary facilities to serve the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay, and Municipality of Wawa;

AND IN THE MATTER OF an application by the Corporation of the Town of Marathon under Section 97 of the OEB Act for an order or orders approving the form of easement agreements;

AND IN THE MATTER OF an application by the Corporation of the Town of Marathon for an order or orders for a gas supply plan to serve the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay, and Municipality of Wawa;

AND IN THE MATTER OF an application by the Corporation of the Town of Marathon for an order or orders pre-approving the cost consequences associated with a long-term upstream liquefied natural gas contract to serve the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay, and Municipality of Wawa.

AFFIDAVIT OF STEPHANIE ASH

I, Stephanie Ash, of the City of Thunder Bay, in the Province of Ontario, **MAKE OATH**

AND SAY:

1. I am a consultant to the Corporation of the Town of Marathon in the within matter and as such, I have personal knowledge of the facts which are hereinafter deposed. Where I do not have personal knowledge, I have stated the source of my information, and, in all cases, believe such information to be true.
2. I previously made an affidavit on October 17, 2019, pursuant to the Ontario Energy Board's Letter of Direction dated September 12, 2019 in the within matter ("**Letter of Direction**").
3. On October 25, 2019, I served the Notices of Hearing, application and evidence, in accordance with paragraph 2 of the Letter of Direction, directly on:
 - (a) Connor Malcolm Doyle and Erica Marie Parent, as property owners with lands or interest in lands identified in the search of title referred to in paragraph 1 of the Letter of Direction, as shown on a parcel register for PIN 62458-1340 (LT), a true copy of which is attached hereto as Exhibit "**A**";
 - (b) The Canadian Imperial Bank of Commerce, as an encumbrancer with an interest in lands identified in the search of title referred to in paragraph 1 of the Letter of Direction, as shown on the parcel register for PIN 62458-1340 (LT), a true copy of which is attached hereto as Exhibit "**A**"; and
 - (c) Her Majesty the Queen in Right of the Province of Ontario, as represented by the Minister of Northern Development and Mines, as shown on a parcel register for PIN 62457-1226 (LT), a true copy of which is attached hereto as Exhibit "**B**".
4. In accordance with paragraph 3 of the Letter of Direction, on October 22, 2019, I arranged for the service of the Notices and the application on the Métis Nation of Ontario, Lands,

Resources and Consultations Office at 66 Slater Street, Suite 1100, Ottawa, Ontario K1P 5H1.


5. True copies of the relevant Notices and post office registration receipts (where applicable) or delivery confirmation receipts, as applicable, are attached hereto as Exhibit "C".
6. I have reviewed the Affidavit of Madison Rizzuto sworn on October 16, 2019 and made pursuant to the Letter of Direction. Further to paragraph 2 of the above-noted Affidavit of Ms. Rizzuto sworn on October 16, 2019, I am advised by Andrew Blair of Elenchus Research Associates, and I do verily believe, that Ms. Rizzuto served the required Notices of Hearing along with the application in the within matter, in accordance with paragraph 3 of the Letter of Direction.
7. I make this affidavit pursuant to the Letter of Direction and for no other or improper purpose.

SWORN BEFORE ME at Thunder Bay,
in the Province of Ontario, this 28
day of October, 2019.



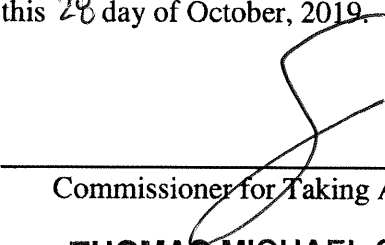
Commissioner for Taking Affidavits

**THOMAS MICHAEL STRICKLAND
BARRISTER & SOLICITOR**



Stephanie Ash

This is Exhibit "A" referred to in the
Affidavit of Stephanie Ash sworn before me
this 2nd day of October, 2019.



Commissioner for Taking Affidavits

THOMAS MICHAEL STRICKLAND
BARRISTER & SOLICITOR



Ontario ServiceOntario

PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

LAND
REGISTRY
OFFICE #55

62458-1340 (LT)

PAGE 1 OF 1
PREPARED FOR Jmain001
ON 2019/09/16 AT 09:14:15

PROPERTY DESCRIPTION:

MINING CLAIM TB37565 PRIKSKE EXCEPT LPA54134, BEING PART 2 ON PLAN 55R14312; TOWNSHIP OF SCHREIBER

PROPERTY REMARKS:

CROWN GRANT SEE PPA5922.
RECENTLY:
DIVISION FROM 62458-0111

ESTATE/QUALIFIER:
FREE SIMPLE
ABSOLUTE

OWNERS' NAMES

CAPACITY SHARE
JTEN
JTEN

DOYLE, CONNOR MALCOLM
PARENT, ERICA MARIE

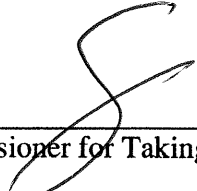
FIN CREATION DATE:
2017/10/12

REG. NO.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/ CERO
** PRINTOUT	INCLUDES ALL	DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE 2017/10/12 **				
TY96175	2010/01/29	TRANSFER		*** DELETED AGAINST THIS PROPERTY *** FIGLIOMENI, DOMINIC ANTHONY FIGLIOMENI, DORIS DIANNE FIGLIOMENI, MARK ANTHONY	FIGLIOMENI, MARK ANTHONY FIGLIOMENI, KIMBERLEY LYNN	
TY98147	2010/03/15	CHARGE		*** DELETED AGAINST THIS PROPERTY *** FIGLIOMENI, KIMBERLEY LYNN FIGLIOMENI, MARK ANTHONY	BANK OF MONTREAL	
55R14312	2017/09/12	PLAN REFERENCE				
TY253955	2018/08/10	TRANSFER	\$145,000	FIGLIOMENI, KIMBERLEY LYNN FIGLIOMENI, MARK ANTHONY	DOYLE, CONNOR MALCOLM PARENT, ERICA MARIE	C
TY253956	2018/08/10	CHARGE	\$143,260	DOYLE, CONNOR MALCOLM PARENT, ERICA MARIE	CANADIAN IMPERIAL BANK OF COMMERCE	C
TY254356	2018/08/20	DISCH OF CHARGE		*** COMPLETELY DELETED *** BANK OF MONTREAL		
REMARKS: TY98147.						

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.
NOTE: ENSURE THAT YOUR PRINTOUT STATES THE TOTAL NUMBER OF PAGES AND THAT YOU HAVE PICKED THEM ALL UP.

48-
Page 3 of 5

This is Exhibit "B" referred to in the Affidavit of Stephanie Ash, sworn before me this 28 day of October, 2019.



Commissioner for Taking Affidavits

THOMAS MICHAEL STRICKLAND
BARRISTER & SOLICITOR

* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT * SUBJECT TO RESERVATIONS IN CROWN GRANT *

PROPERTY DESCRIPTION

PT LOCATION JK300 STREY; TOGETHER WITH AN EASEMENT AS IN LT117275; TOGETHER WITH AN EASEMENT AS IN LT169283; SUBJECT TO AN EASEMENT AS IN LPA49848; TOGETHER WITH AN EASEMENT AS IN LT148629; TOGETHER WITH AN EASEMENT OVER PT LT 312 PL M121 STREY PTS 1-3, 55R13060 AS IN TY143562; TOGETHER WITH AN EASEMENT OVER PT BLK T PL M329 STREY PT 17, 55R13405 & PT LOC JK 300 STREY PT 22, 55R13405 AS IN TY143564; TOGETHER WITH AN EASEMENT OVER PT BLK T PL M329 STREY PT 7, 55R13405 & PT LOC JK 300 STREY PT 13, 55R13405 AS IN TY143565; TOWNSHIP OF TERRACE BAY

PROPERTY REMARKS:

CORRECTION: DOCUMENT LT233066 REMOVED FROM 62457-1226 ON 2012/09/05 AT 14:13 BY LITTLE, WILLIAM.

ESTATE/QUALIFIER

RECENTLY:
DIVISION FROM 62457-1206

FIN CREATION DATE:
2012/08/27

OWNERS' NAMES

CAPACITY SHARE
ROWN

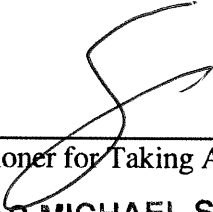
AV TERRACE BAY INC.

REG. NO.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/CHKD
** PRINTOUT INCLUDES ALL DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE 2012/08/27 **						
LPA32578	1947/09/26	ORDER				C
LPA49848	1956/11/26	TRANSFER EASEMENT			THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO	C
TY238	2004/11/25	APL (GENERAL)		*** DELETED AGAINST THIS PROPERTY *** KIMBERLY-CLARK INC.		
REMARKS: RS: LT169283						
55R12801	2009/01/14	PLAN REFERENCE				C
TY143578	2012/07/23	APL VESTING ORDER	\$500,000	ONTARIO SUPERIOR COURT OF JUSTICE (COMMERCIAL LIST)		C
TY150507	2012/11/21	CHARGE	\$40,000,000	AV TERRACE BAY INC.	AV TERRACE BAY INC.	C
					HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF ONTARIO, AS REPRESENTED BY THE MINISTER OF NORTHERN DEVELOPMENT AND MINES	C

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.
NOTE: ENSURE THAT YOUR PRINTOUT STATES THE TOTAL NUMBER OF PAGES AND THAT YOU HAVE PICKED THEM ALL UP.

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Page 5 of 5

This is Exhibit "C" referred to in the Affidavit of Stephanie Ash, sworn before me this 2nd day of October, 2019.



Commissioner for Taking Affidavits

THOMAS MICHAEL STRICKLAND
BARRISTER & SOLICITOR

ONTARIO ENERGY BOARD NOTICE

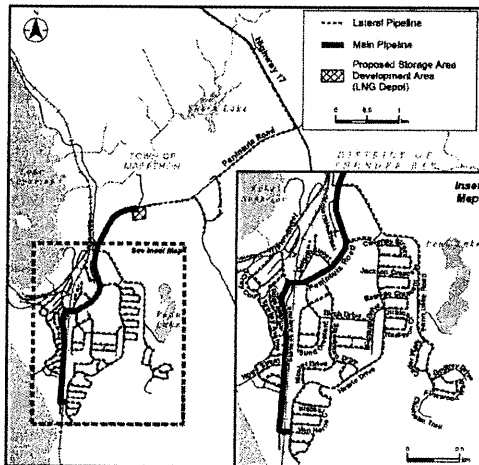
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AVIS DE LA COMMISSION DE L'ÉNERGIE DE L'ONTARIO

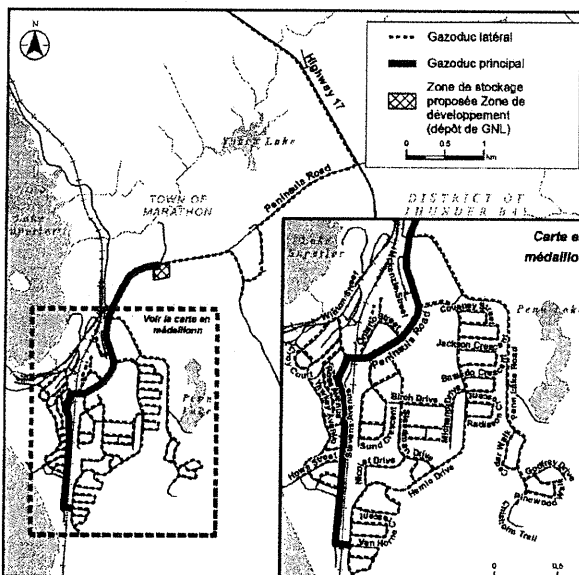
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Dans le cadre de la demande concernant la construction des installations proposées, la CEO évaluera le respect de ses directives en matière d'environnement par la propriété exclusive de la ville de Marathon, en ce qui concerne l'emplacement, la construction et l'exploitation des gazoducs et des installations d'hydrocarbures en Ontario.

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Vous avez le droit d'être informé au sujet de cette demande et de participer au processus.

- Vous pouvez examiner la demande déposée par la propriété exclusive de la ville de Marathon sur le site Web de la CEO dès maintenant.
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- Vous pouvez participer activement au processus (à titre d'intervenant). Inscrivez-vous au plus tard le 27 septembre 2018, faute de quoi l'audience aura lieu sans votre participation et vous ne recevrez plus d'avis dans le cadre de ce dossier.
- Vous pourrez examiner la décision rendue par la CEO à l'issue de la procédure ainsi que les motifs de sa décision sur notre site Web.

EN SAVOIR PLUS

Le numéro de référence de ce dossier est EB-2018-0329. Pour obtenir de plus amples renseignements sur cette audience, la marche à suivre pour déposer une lettre, la manière de participer en tant qu'intervenant ou de consulter les documents relatifs à cette affaire, veuillez saisir le numéro de dossier EB-2018-0329 dans la liste qui figure sur le site Web de la CEO : <https://www.ceb.ca/fr/participez/applications/requetes-tarifaires-en-cours>. Pour toute question, vous pouvez également communiquer avec notre centre des relations avec les consommateurs au 1 877 632-2727.

AUDIENCES ORALES OU AUDIENCES ÉCRITES

Il existe deux types d'audiences à la CEO : les audiences orales et les audiences écrites. La CEO souhaite traiter cette requête par voie d'audience écrite. Si vous pensez qu'une audience orale est nécessaire, vous pouvez faire part de vos arguments par écrit à la CEO au plus tard le 27 septembre 2018.

PROTECTION DES RENSEIGNEMENTS PERSONNELS

Si vous écrivez une lettre de commentaires, votre nom et le contenu de cette lettre seront ajoutés au dossier public et au site Web de la CEO. Toutefois, votre numéro de téléphone, votre adresse de domicile et votre adresse électronique ne seront pas rendus publics. Si vous représentez une entreprise, tous les renseignements de l'entreprise demeureront accessibles au public. Si vous participez à titre d'intervenant, tous vos renseignements personnels seront rendus publics.

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Ontario
Ontario Energy Commission
Ontario Energy Board

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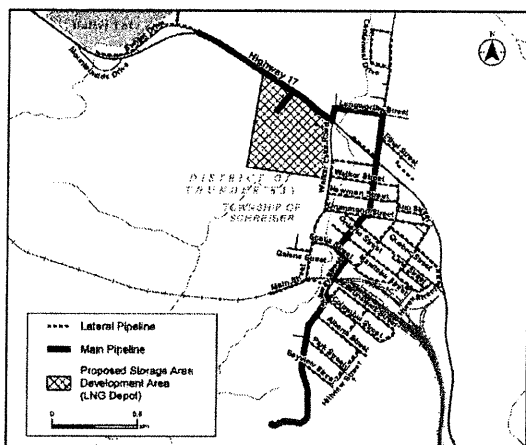
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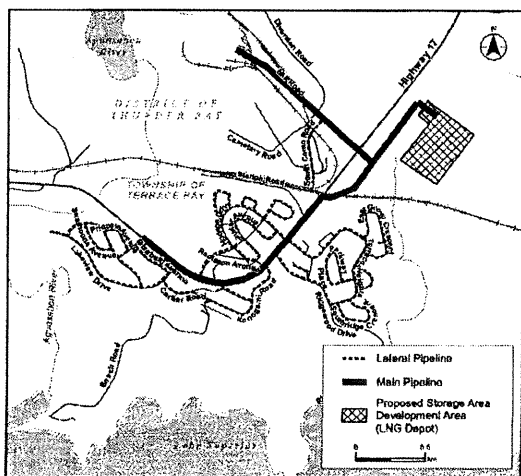
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Ontario Energy Board
Commission de l'énergie
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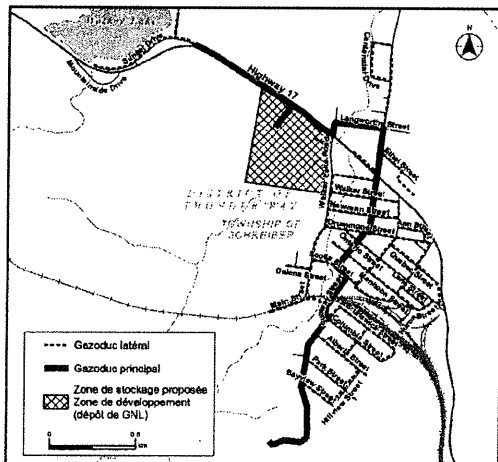
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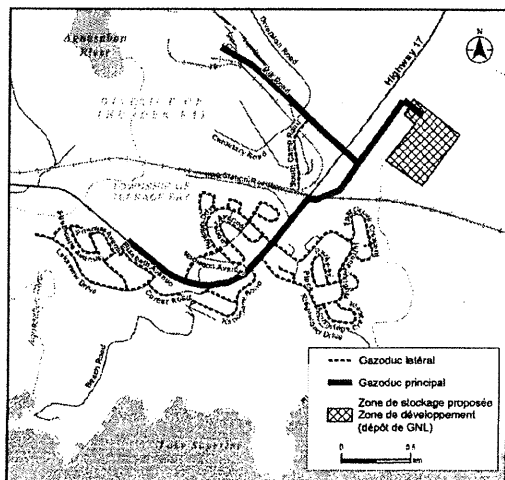
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- Vous pouvez examiner la demande déposée par la propriété exclusive de la ville de Marathon sur le site Web de la CEO dès maintenant.
- Vous pouvez déposer une lettre de commentaires qui sera prise en compte au cours de l'audience.
- Vous pouvez participer activement au processus (à titre d'intervenant). Inscrivez-vous au plus tard le 27 septembre 2019, faute de quoi l'audience aura lieu sans votre participation et vous ne recevrez plus d'avis dans le cadre de ce dossier.
- Vous pouvez examiner la décision rendue par la CEO à l'issue de la procédure ainsi que les motifs de sa décision sur notre site Web.

EN SAVOIR PLUS

Le numéro de référence de ce dossier est EB-2018-0329. Pour obtenir de plus amples renseignements sur cette audience, la marche à suivre pour déposer une lettre, la manière de participer en tant qu'intervenant ou de consulter les documents relatifs à cette affaire, veuillez saisir le numéro de dossier EB-2018-0329 dans la liste qui figure sur le site Web de la CEO: <https://www.oeb.ca/fr/participez/applications/requetes-tarifaires-en-cours>. Pour toute question, vous pouvez également communiquer avec notre centre des relations avec les consommateurs au 1 877 632-2727.

AUDIENCES ORALES OU AUDIENCES ÉCRITES

Il existe deux types d'audiences à la CEO : les audiences orales et les audiences écrites. La CEO souhaite traiter cette requête par voie d'audience écrite. Si vous pensez qu'une audience orale est nécessaire, vous pouvez faire part de vos arguments par écrit à la CEO au plus tard le 27 septembre 2019.

PROTECTION DES RENSEIGNEMENTS PERSONNELS

Si vous écrivez une lettre de commentaires, votre nom et le contenu de cette lettre seront ajoutés au dossier public et au site Web de la CEO. Toutefois, votre numéro de téléphone, votre adresse de domicile et votre adresse électronique ne seront pas rendus publics. Si vous représentez une entreprise, tous les renseignements de l'entreprise demeureront accessibles au public. Si vous participez à titre d'intervenant, tous vos renseignements personnels seront rendus publics.

Cette audience sur les tarifs sera tenue en vertu des articles 36, 90(1) et 97 de la Loi de 1998 sur la Commission de l'énergie de l'Ontario, L.O. 1998, chap. 15 (annexe B) et des articles 8 et 9 de la Loi sur les concessions municipales, L.R.O. 1990, chap. M55.



ONTARIO ENERGY BOARD NOTICE

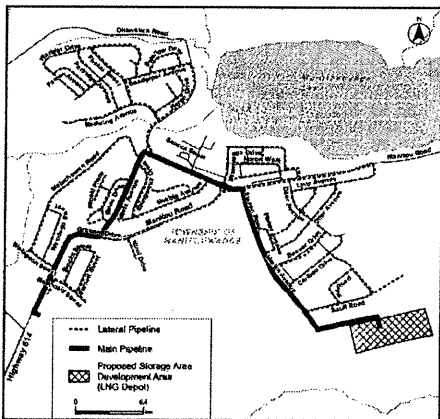
The Corporation of the Town of Marathon has applied to the Ontario Energy Board for approval to construct a total of 116.5 kilometres of natural gas pipelines in the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay and Municipality of Wawa.

Learn more. Have your say.

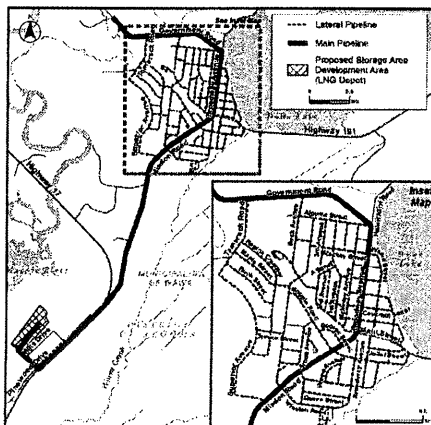
The Corporation of the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay and the Municipality of Wawa have agreed to form a new natural gas distribution company to distribute natural gas in their respective municipalities. The natural gas delivery system in each municipality will be supplied by liquefied natural gas that will be transported to each municipality and delivered to customers using the distribution facilities proposed in this application.

The Corporation of the Town of Marathon, on behalf of the partner municipalities has applied to the Ontario Energy Board for the following approvals.

- To construct natural gas pipelines (main line and lateral lines) in each of the municipalities, as described below:
 - **Town of Marathon:** Construction of 5 kilometres of main pipeline parallel to Peninsula Road and along Stevens Avenue and 30 kilometres of lateral lines extending from the main line
 - **Township of Manitouwadge:** Construction of 3.5 kilometres of main pipeline along Station Road, Ohaweken Road, Adjala Avenue, Manitou Road to Caramat Industrial Road and 17 kilometres of lateral lines extending from the main line, as shown in the map below



- **Township of Schreiber:** Construction of 4.5 kilometres of main pipeline from a point along the TransCanada Highway to Simon Street, Langworthy Street, Peary Street, Superior Street, Scotia Street, Subway Street, Winnipeg Street, terminating at the end of Winnipeg Street and 11.5 kilometres of lateral lines extending from the main line
- **Township of Terrace Bay:** Construction of 5 kilometres of main pipeline along the TransCanada Highway, Mill Road, and an unnamed street and 13 kilometres of lateral lines extending from the main line
- **Municipality of Wawa:** Construction of 7 kilometres of main pipeline along Mills Drive, the TransCanada Highway, Highway 101 (Mission Road), Broadway Avenue and west on Government Road, with 20 kilometres of lateral lines extending from the main line, as shown in the map below



- Of the form of agreement it will offer to landowners to use their land for routing of the proposed facilities
- Of natural gas franchise agreements that each of the municipalities has entered into with the Marathon Development Corporation that would grant the yet to be formed distribution company the right to construct, extend and operate works for the distribution, transmission and storage of natural gas for a period of 20 years within the municipalities
- Of certificates of public convenience and necessity that would permit the yet to be formed distribution company to distribute gas in each of the municipalities
- Of a gas supply plan to serve each municipality and pre-approval of the cost consequences of a gas supply contract between Nipigon LNG and the yet to be formed new distribution company

THE ONTARIO ENERGY BOARD IS HOLDING A PUBLIC HEARING

The Ontario Energy Board (OEB) will hold a public hearing to consider the application filed by the Corporation of the Town of Marathon. During the hearing, we will question the Corporation of the Town of Marathon on the case. We will also hear questions and arguments from individuals, municipalities and others whose interests would be affected. At the end of this hearing, the OEB will decide whether to approve the application.

As part of its review of the application to construct the proposed facilities, the OEB will assess the Corporation of the Town of Marathon's compliance with the OEB's Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines and Facilities in Ontario.

The OEB advises Indigenous communities that the OEB's process for this application may serve as a component of the Crown's duty to consult for this project.

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.

CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

In order to distribute natural gas in Ontario, a person must comply with the requirements of the *Municipal Franchises Act*. This Act requires that a person that intends to distribute natural gas within a municipality must first receive approval from the OEB, in the form of a certificate of public convenience and necessity. Where the OEB has issued a certificate for an area but there is currently no natural gas distribution service, another person can apply for a certificate to serve that area.

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 the Corporation of the Town of Marathon 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 **September 30, 2019** 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.

LEARN MORE

Our file number for this case is **EB-2018-0329**. 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 enter the file number **EB-2018-0329** from the list on the OEB website: <https://www.oeb.ca/noticette>. 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. If you think an oral hearing is needed, you can write to the OEB to explain why by **September 30, 2019**.

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 email 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 sections 36, 90(1) and 97 of the *Ontario Energy Board Act, 1998, S.O. 1998, c.15 (Schedule B)* and sections 8 and 9 of the *Municipal Franchises Act R.S.O. 1990, c. M.55*.



Ontario Energy Board / Commission de l'énergie de l'Ontario

AVIS DE LA COMMISSION DE L'ÉNERGIE DE L'ONTARIO

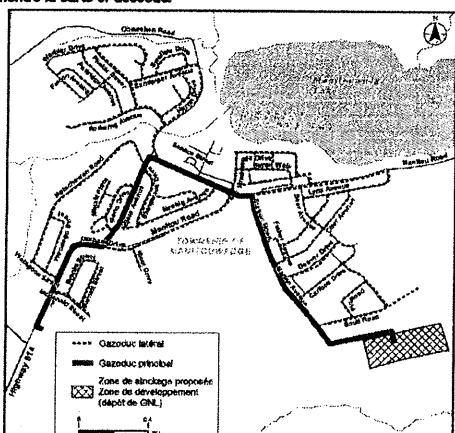
La propriété exclusive de la ville de Marathon a déposé une requête auprès de la Commission de l'énergie de l'Ontario en vue d'obtenir l'autorisation de construire des gazoducs d'un total de 116,5 kilomètres dans les collectivités de Marathon, de Manitouwadge, de Schreiber, de Terrace Bay et de Wawa.

Renseignez-vous. Donnez votre avis.

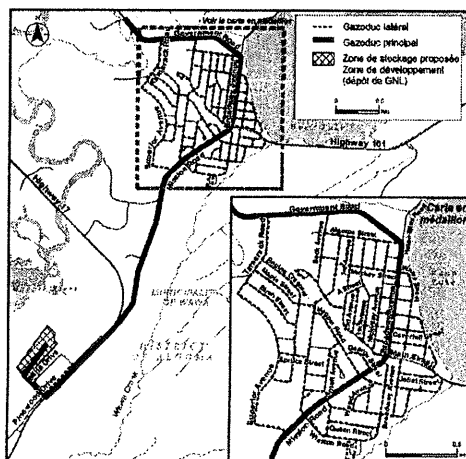
Les propriétés exclusives des collectivités de Marathon, de Manitouwadge, de Schreiber, de Terrace Bay et de Wawa ont convenu de former une nouvelle société de distribution de gaz naturel visant à fournir du gaz naturel dans leurs municipalités respectives. Le réseau de distribution de gaz naturel de chaque municipalité sera alimenté par du gaz naturel liquéfié qui sera transporté dans chaque municipalité et livré aux clients à l'aide des installations de distribution proposées dans la présente demande.

La propriété exclusive de la ville de Marathon, au nom des municipalités partenaires, a déposé une requête auprès de la Commission de l'énergie de l'Ontario en vue d'obtenir les autorisations suivantes :

- La construction des gazoducs (canalisation principale et canalisation latérale) dans chacune des municipalités, tel que décrit ci-dessous :
 - Ville de Marathon :** Construction d'un gazoduc principal de 5 kilomètres, parallèle à la route Peninsula et longeant l'avenue Stevens, ainsi que d'une canalisation latérale de 30 kilomètres s'étendant à partir de la canalisation principale.
 - Collectivité de Manitouwadge :** Construction d'un gazoduc principal de 3,5 kilomètres longeant la route Station, la route Ohsweken, l'avenue Adja et la route Manitou jusqu'à la route Industrial, ainsi que d'une canalisation latérale de 17 kilomètres s'étendant à partir de la canalisation principale comme le montre la carte ci-dessous.



- Collectivité de Schreiber :** Construction d'un gazoduc principal de 4,5 kilomètres à partir d'un point longeant la Route Transcanadienne jusqu'à la rue Simon, la rue Langworthy, la rue Peary, la rue Superior, la rue Scott, la rue Subway et la rue Winnipeg, et se terminant à l'extrémité de la rue Winnipeg, ainsi que d'une canalisation latérale de 11,5 kilomètres s'étendant à partir de la canalisation principale.
- Collectivité de Terrace Bay :** Construction d'un gazoduc principal de 5 kilomètres longeant la Route Transcanadienne, la route Mill et une rue non identifiée, ainsi que d'une canalisation latérale de 13 kilomètres s'étendant à partir de la canalisation principale.
- Collectivité de Wawa :** Construction d'un gazoduc principal de 7 kilomètres longeant la route Mill, la Route Transcanadienne, l'autoroute 101 (route Mission), l'avenue Broadway et situé à l'ouest de la route Government, ainsi que d'une canalisation latérale de 20 kilomètres s'étendant à partir de la canalisation principale comme le montre la carte ci-dessous.



- La forme d'entente que sera proposée aux propriétaires fonciers visant à l'utilisation de leurs terres pour le tracé des installations proposées.
- Des accords de franchise de gaz naturel entre chaque municipalité et la Marathon Development Corporation qui accorderaient à la future société de distribution le droit de construire, d'agrandir et d'exploiter des installations de distribution, de transport et de stockage de gaz naturel pendant une période de 20 ans dans les municipalités.
- Des certificats d'utilité publique qui permettraient à la future société de distribution de fournir du gaz dans chacune des municipalités.
- Un plan d'approvisionnement en gaz pour desservir chaque municipalité et une approbation préalable des coûts découlant d'un contrat d'approvisionnement en gaz entre Nipigon LNG et la future société de distribution.

LA COMMISSION DE L'ÉNERGIE DE L'ONTARIO TIENDRA UNE AUDIENCE PUBLIQUE

La Commission de l'énergie de l'Ontario (CEO) tiendra une audience publique afin d'étudier la demande déposée par la propriété exclusive de la ville de Marathon. Au cours de l'audience, des questions seront posées sur le projet à la propriété exclusive de la ville de Marathon. Nous écouterons également les questions et les arguments des citoyens, des municipalités et de toute autre entité dont les intérêts sont en jeu. À l'issue de cette audience, la CEO prendra sa décision quant à l'approbation de la demande.

Dans le cadre de la demande concernant la construction des installations proposées, la CEO évaluera le respect de ses directives en matière d'environnement par la propriété exclusive de la ville de Marathon, en ce qui concerne l'emplacement, la construction et l'exploitation des gazoducs et des installations d'hydrocarbures en Ontario.

La CEO informe les communautés autochtones que le traitement de cette demande pourrait constituer une composante de l'obligation de la Couronne de consulter les peuples autochtones pour ce projet.

La Commission de l'énergie de l'Ontario est une agence publique indépendante et impartiale. Les décisions que nous prenons visent à servir au mieux l'intérêt public. Notre objectif est d'encourager le développement d'un secteur de l'énergie efficace et financièrement viable, afin d'offrir des services énergétiques fiables à un prix raisonnable.

CERTIFICATS DE COMMODITÉ ET DE NÉCESSITÉ PUBLIQUES

Toute personne souhaitant distribuer du gaz naturel en Ontario doit se conformer aux exigences de la Loi sur les concessions municipales. Selon cette loi, toute personne qui prévoit distribuer du gaz naturel dans une municipalité doit d'abord obtenir l'autorisation de la CEO, sous forme d'un certificat de commodité et de nécessité publique. En cas de certificat délivré par la CEO pour une zone dans laquelle il n'existe pas de service de distribution de gaz naturel, une autre personne peut déposer une demande de certificat afin de desservir cette zone.

RENSEIGNEZ-VOUS ET DONNEZ VOTRE AVIS

Vous avez le droit d'être informé au sujet de cette demande et de participer au processus.

- Vous pouvez examiner la demande déposée par la propriété exclusive de la ville de Marathon sur le site Web de la CEO dès maintenant.
- Vous pouvez déposer une lettre de commentaires qui sera prise en compte au cours de l'audience.
- Vous pouvez participer activement au processus (à titre d'intervenant). Inscrivez-vous au plus tard le 30 septembre 2018, faute de quoi l'audience aura lieu sans votre participation et vous ne recevrez plus d'avis dans le cadre de ce dossier.
- Vous pourrez examiner la décision rendue par la CEO à l'issue de la procédure ainsi que les motifs de sa décision sur notre site Web.

EN SAVOIR PLUS

Le numéro de référence de ce dossier est EB-2018-0329. Pour obtenir de plus amples renseignements sur cette audience, la marche à suivre pour déposer une lettre, la manière de participer en tant qu'intervenant ou de consulter les documents relatifs à cette affaire, veuillez saisir le numéro de dossier EB-2018-0329 dans la liste qui figure sur le site Web de la CEO : <https://www.oeb.ca/fr/participez/applications/requetes-tarifaires-en-cours>. Pour toute question, vous pouvez également communiquer avec notre centre des relations avec les consommateurs au 1 877 632-2727.

AUDIENCES ORALES OU AUDIENCES ÉCRITES

Il existe deux types d'audiences à la CEO : les audiences orales et les audiences écrites. La CEO souhaite traiter cette requête par voie d'audience écrite. Si vous pensez qu'une audience orale est nécessaire, vous pouvez faire part de vos arguments par écrit à la CEO au plus tard le 30 septembre 2018.

PROTECTION DES RENSEIGNEMENTS PERSONNELS

Si vous écrivez une lettre de commentaires, votre nom et le contenu de cette lettre seront ajoutés au dossier public et au site Web de la CEO. Toutefois, votre numéro de téléphone, votre adresse de domicile et votre adresse électronique ne seront pas rendus publics. Si vous représentez une entreprise, tous les renseignements de l'entreprise demeureront accessibles au public. Si vous participez à titre d'intervenant, tous vos renseignements personnels seront rendus publics.

Cette audience sur les tarifs sera tenue en vertu des articles 36, 90(1) et 97 de la Loi de 1998 sur la Commission de l'énergie de l'Ontario, L.O. 1998, chap. 15 (annexe B) et des articles 8 et 9 de la Loi sur les concessions municipales, L.R.O. 1990, chap. M55.





Shipment: 332025728855 160951098

Created Picked Up In Transit Delivered

Delivery Date

Fri. Oct. 25, 2019 11:26 a.m.

Last updated

Fri. Oct. 25, 2019

From 70 SOUTHGATE DR
GUELPH, ON, CA
To 66 SLATER ST
OTTAWA, ON, CA
References 160951098
Service Purolator Express
Envelope
Est. Weight 1 lb
Shipment Date Thu. Oct. 24, 2019

Receiver's Signature

Redacted.

Received By: tammy

History

Date	City	Description
Fri. Oct. 25, 2019 - 11:26 a.m.	OTTAWA, ON	Shipment delivered to tammy at: RECEPTION of Metis Nation of Ontario 66 SLATER ST, SUITE: 11 K1P5H1
Fri. Oct. 25, 2019 - 7:48 a.m.	OTTAWA, ON	On vehicle for delivery
Thu. Oct. 24, 2019 - 8:33 p.m.	TORONTO SORT CTR/CTR TRI, ON	Arrived at sort facility
Thu. Oct. 24, 2019 - 4:07 p.m.	GUELPH, ON	Picked up by Purolator from STANTEC CONSULTING at 70 SOUTHGATE DR 1 GUELPH N1G3M5 ON
Thu. Oct. 24, 2019 - 10:13 a.m.	Purolator	Shipping label created with reference(s): 160951098

2019/10/25
CC/CC103447

02:03:50
W/G1

Laurana
TR783303

ONH 13%
Regular Parcel

10\$19.07

\$19.07

Actual Weight 8.130kg
To P6A6V8

Sent Ste

This is your Tracking #



Coverage declined

ONH 13%
Delivery Confirm

10\$0.00

\$0.00

ONH 13%
Signature Incl

10\$1.75

\$1.75

ONH 13%
Fuel Surcharge

10\$1.81

\$1.81

ONH 13%
Regular Parcel

10\$23.64

\$23.64

Actual Weight 8.135kg
To M5L1E5

T...

Regular Parcel

Actual Weight 8.135kg
To M5L1E5

Toronto

This is your Tracking #



Coverage declined

ONH 13%

Delivery Confirm

1@ \$0.00

\$0.00

ONH 13%

Signature Incl

1@ \$1.75

\$1.75

ONH 13%

Fuel Surcharge

1@ \$2.25

\$2.25

ONH 13%

Regular Parcel

1@ \$23.19

\$23.19

Actual Weight 8.140kg
To P01280

This is your Tracking #

Scriber



Coverage declined

ONH 13% Delivery Confirm 1@ \$0.00 \$0.00

ONH 13% Signature Incl 1@ \$1.75 \$1.75

ONH 13% Fuel Surcharge 1@ \$2.20 \$2.20

For complete terms and conditions consult the Canada Postal Guide at www.canadapost.ca or any Post Office.

Sender warrants that the shipped item(s) do(es) not contain non-mailable matter.

SUBTL \$77.47
HST \$20.00
TOTAL \$97.47

Visa Card Number \$87.47

CHG. DUE \$0.00
RND. CHG. \$0.00

ONTARIO ENERGY BOARD

**IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project – Notice of Hearing**

AFFIDAVIT OF SERVICE

OF

JONATHAN HALL

I, Jonathan Hall, of the Township of Terrace Bay, in the Province of Ontario, MAKE
OATH AND SAY:

1. I am the Chief Administrative Officer/Clerk for the Township of Terrace Bay and have personal knowledge of the facts set out in this affidavit, except those I have stated to be made upon information and belief, in which case I have identified the sources of the information, and I believe the information to be true.
2. On or about September 17, 2019, I served the Notices of Hearing, Application and Evidence upon AV Terrace Bay by way of Canada Post ExpressPost mailing to its head office located in the Township of Terrace Bay and municipally known as 21 Mill Road, Terrace Bay, ON P0T 2W0.
3. An electronic copy of the Canada Post ExpressPost delivery receipt and acknowledgment is attached as Exhibit “A”.


SWORN BEFORE ME at the Township of
Terrace Bay, in the Province of Ontario, on
October 16, 2019



Commissioner for Taking Affidavits
(or as may be)

Jonathan Hall

Stan J. Spadoni
Treasurer/Deputy Clerk
Township of Terrace Bay
Ontario Commissioner of Oaths



Canada Post / Postes Canada
 TERRACE BAY PO
 29 SIMCOE ST
 TERRACE BAY, ON POT2W0
 GST/TPS#: 119321495

2019/09/17 02:53:59 Francine
 CC/CC453986 W/G1 TR577673

ONH 13% 1@\$26.36 \$26.36
 XPost

Actual Weight 13.010kg
 To POT2W0

This is your Tracking #



ONH 13% 1@\$1.75 \$1.75
 Signature Required

ONH 13% 1@\$0.00 \$0.00
 Coverage \$100.00 01

ONH 13% 1@\$2.64 \$2.64
 Fuel Surcharge

For complete terms and conditions consult the Canada
 Postal Guide at www.canadapost.ca or any Post Office.

Sender warrants that the shipped item(s)
 do(es) not contain non-mailable matter.

SUBTL \$30.75
 HST \$4.00
TOTAL \$34.75

Visa \$34.75

Card Number
 *****7943

CHG. DUE \$0.00
 RND. CHG. \$0.00

Tell us how we did today.
 Complete the survey at
canadapostsurvey.ca
 or text 'SURVEY' to 55555
 and enter to WIN one of two
 \$250 Prepaid Visa Cards.
 (Standard message and data
 rates would apply for text
 message)



Track your package by web or phone:
 Some exceptions apply
 Repérage sur le Web ou par téléphone :
 Certaines conditions s'appliquent
WWW.CANADAPOST.CA / WWW.POSTESCANADA.CA



Date: 2019/10/17

Dear Sir or Madam

Please find below the scanned delivery date and signature of the recipient of the item identified below:

Item Number 0453986000129447

Product Name Xpresspost

Reference Number 1 Not Applicable

Reference Number 2 Not Applicable

Delivery Date (yyyy/mm/dd) 2019-09-17

Signatory Name AV TERRACE BAY/CORRINE MOOREY

Signature

A black ink signature "C. Moorey" is written over a large, semi-transparent Canada Post logo. The logo consists of the words "CANADA" and "POSTES" in white on a blue background, with "POST" and "CANADA" in white on a red background below it, separated by a white horizontal line.

Yours sincerely,

Customer Relationship Network

1-888-550-6333.

(From outside Canada 1 416 979-3033)

This copy confirms to the delivery date and signature of the individual who accepted and signed for the item in question. This information has been extracted from the Canadapost data warehouse

**IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project – Notice of Hearing**

ONTARIO ENERGY BOARD

AFFIDAVIT OF SERVICE

ONTARIO ENERGY BOARD

**IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project**

AFFIDAVIT OF SERVICE

OF

JACQUELINE ERB

I, Jacqueline Erb, of the Town of New Hamburg, in the Province of Ontario, MAKE OATH
AND SAY:

1. I have personal knowledge of the facts set out in this affidavit, except those I have stated to be made upon information and belief, in which case I have identified the sources of the information, and I believe the information to be true.
2. As required by paragraph 3(d) of the Letter of Direction issued by the Ontario Energy Board on September 12, 2019 in the above-referenced matter, on September 18, 2019, I served via Purolator the Environmental Reports which are part of the Leave-to-Construct application in this matter, on the affected utility listed below:
 - (a) Canadian Niagara Power Inc., which is a division of FortisOntario Incorporated (Regulatory Affairs), 1130 Bertie Street, PO Box 1218, Fort Erie, ON, L2A 5Y2.
3. A copy of the delivery confirmation receipt is attached as Exhibit "A".

SWORN BEFORE ME at the City of
Guelph, in the Province of Ontario, on
October 16, 2019



Commissioner for Taking Affidavits
(or as may be)

David Paul Wesenger,
a Commissioner, etc., Province of Ontario,
for Stantec Consulting Ltd.
Expires May 31, 2022.



JACQUELINE ERB

IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project

ONTARIO ENERGY BOARD

**AFFIDAVIT OF SERVICE
OF
JACQUELINE ERB**


Shipment: 331979458527 160951098

Created	Picked Up	In Transit	Delivered
Delivery Date Thu, Sept 19, 2019 9:11 a.m.			Last updated Thu, Sept 19, 2019
From	70 SOUTHGATE DR GUELPH, ON, CA	Service	Purolator Express
To	1130 BERTIE ST FORT ERIE, ON, CA	Est. Weight	20 lb
References	160951098	Shipment Date	Wed, Sept 18, 2019
			Receiver's Signature  Received By: DOAN

History

Date	City	Description
Thu, Sept 19, 2019 - 9:11 a.m.	MAGARA ON THE LAKE, ON	Shipment delivered to DOAN at SHIP DOCK of CANADIAN MAGARA POWER INC. 1130 BERTIE ST L2A5Y2
Thu, Sept 19, 2019 - 8:09 a.m.	MAGARA ON THE LAKE, ON	On vehicle for delivery
Thu, Sept 19, 2019 - 7:45 a.m.	MAGARA ON THE LAKE, ON	Arrived at sort facility
Wed, Sept 18, 2019 - 4:56 p.m.	GUELPH, ON	Arrived at sort facility
Wed, Sept 18, 2019 - 4:13 p.m.	GUELPH, ON	Picked up by Purolator from RC0503-Guelph-Retail at 147 Massey Rd Guelph N1K1B2
Wed, Sept 18, 2019 - 8:15 a.m.	Purolator	Shipping label created with reference(s) 160951098

THIS IS EXHIBIT "A" REFERRED TO IN THE
AFFIDAVIT OF JACQUELINE ERB, SWORN BEFORE
ME THIS 16TH DAY OF OCTOBER, 2019. THIS
EXHIBIT CONTAINS ONE (1) PAGE.


David Paul Wesenger,
a Commissioner, etc., Province of Ontario,
for Stantec Consulting Ltd.
Expires May 31, 2022.

ONTARIO ENERGY BOARD

**IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project**

AFFIDAVIT OF SERVICE

OF

MADISON RIZZUTO

I, Madison Rizzuto, of the City of Thunder Bay, in the Province of Ontario, MAKE OATH
AND SAY:

1. I have personal knowledge of the facts set out in this affidavit, except those I have stated to be made upon information and belief, in which case I have identified the sources of the information, and I believe the information to be true.

2. As required by paragraph 3 of the Letter of Direction issued by the Ontario Energy Board on September 12, 2019 in the above-referenced matter, on September 16, 2019, I served via Canada Post Xpresspost the Notice of Hearing issued by the Ontario Energy Board in this matter, on the individuals listed below:

- (a) Zora Crnojacki (Project Advisor, Applications and Regulatory Audit) – Ontario Energy Board, P.O. Box 2319, 26th Floor, 2300 Yonge Street, Toronto, ON, M4P 1E4

- (b) Paula Allen (Supervisor, Air, Pesticides and Environmental Planning – Northern)
– Ministry of Environment, Conservation and Parks, Suite 1101, 199 Larch Street,
Sudbury, ON, P3E 5P9
- (c) Sally Renwick (Team Lead, Environmental Planning) – Ministry of Natural
Resources and Forestry, 3rd Floor South, 300 Water Street, Peterborough, ON, K9J
3C7
- (d) Arthur Churchyard (Policy Advisor) – Ministry of Agriculture, Food and Rural
Affairs, Ontario Government Building, 3rd Floor, 1 Stone Road West, Guelph, ON,
N1G 4Y2
- (e) Laura Hatcher (Team Lead, Heritage) – Ministry of Tourism, Culture and Sport,
Suite 1700, 401 Bay Street, Toronto, ON, M7A 0A7
- (f) Tony DiFabio – Ministry of Transportation, 2nd Floor, 301 St. Paul Street, St.
Catharines, ON, L2R 7R4
- (g) Kourosh Manouchehri – Technical Standards and Safety Authority, 345
Carlingview Drive, Toronto, ON, M9W 6N9
- (h) Bridget Schulte-Hostedde (Manager, Community Planning and Development) –
Ministry of Municipal Affairs and Housing, Municipal Services Office – North
(Sudbury), Suite 401, 159 Cedar Street, Sudbury, ON, P3E 6A5

- (i) Kathy McDonald (Manager of Technical Support Section) – Ministry of Environment, Conservation and Parks, 12th Floor, 199 Larch Street, Sudbury, ON, P3E 5P9
- (j) Shannon McCabe (Senior Advisor, Indigenous Policy Unit) – Ministry of Energy, Northern Development and Mines, 6th Floor, 77 Grenville Street, Toronto, ON, M7A 2C1
- (k) Patrick Grace – Infrastructure Ontario, Suite 2000, 1 Dundas Street West, Toronto, ON, M5G 2L5
- (l) Joseph Vecchiolla – Ministry of Economic Development, Job Creation and Trade, Suite 425, 4th Floor, 777 Bay Street, ON, M5G 2E5
- (m) Daryl Skworchinski (Chief Administrative Officer) – Town of Marathon, 4 Hemlo Drive, P.O. Box TM, Marathon, ON, P0T 2E0
- (n) Nathan Dias (Acting CAO/Clerk, Community Economic Development Manager) – Township of Schreiber, 204 Alberta Street, P.O. Box 40, Schreiber, ON, P0T 2S0
- (o) Jonathan Hall (Chief Administrative Officer/Clerk) – Township of Terrace Bay, 1 Selkirk Avenue, P.O. Box 40, Terrace Bay, ON, P0T 2W0
- (p) Cathy Cyr (Clerk) – Municipality of Wawa, 40 Broadway Avenue, P.O. Box 500, Wawa, ON, P0S 1K0
- (q) Margaret Hartling (CAO/Clerk-Treasurer) – Township of Manitouwadge, 1 Mississauga Drive, Manitouwadge, ON, P0T 2C0

- (r) Frank D'Andrea – Hydro One Networks Inc., South Tower, 7th Floor, 483 Bay Street, Toronto, ON, M5G 2P5
- (s) FortisOntario Inc., 1130 Bertie Street, P.O. Box 1218, Fort Erie, ON, L2A 5Y2
- (t) Daniel Salvator – Canadian National Railway, 1 Administration Road, P.O. Box 1000, Concord, ON, L4K 1B9
- (u) Mark Kitchen – Enbridge Gas Inc., 500 Consumers Road, Toronto, ON, M2J 1P8
- (v) Vince Coney – EPCOR, Suite 700, 55 University Avenue, Toronto, ON, M5J 2H7
- (w) Joshua Samuel – Northeast Midstream, Unit 4, 150 Connie Crescent, Concord, ON, L4K 1L9
- (x) All Indigenous Communities that I am aware have an interest in the lands affected by the subject project, including Indigenous Communities identified in Appendix B1 of the Environmental Report, specifically the following:
 - (i) Chief Theresa Nelson – Animbiigoo Zaagi'igan Anishinabek, P.O. Box 120, 204 Main Street, Beardmore, ON, P0T 1G0
 - (ii) Chief Dean Sayers – Batchewana First Nation, 235 Frontenac Street, Sault Ste. Marie, ON, P6A 5K9
 - (iii) Chief Melvin Hardy – Biinjitiwaabik Zaaging Anishinaabek, 501 Spirit Bay Road, Macdiarmid, ON, P0T 2B0

- (iv) Chief Peter Mushquash – Pays Plat First Nation, 10 Central Place, Pays Plat, ON, P0T 3C0
- (v) Chief Wilfred King – Gull Bay First Nation, General Delivery, Gull Bay, ON, P0T 1P0
- (vi) Chief Patricia Tangie – Michipicoten First Nation, Box 1, Site 8, 107 Hiawatha Drive, RR1, Wawa, ON, P0S 1K0
- (vii) Chief Lisa Vanbuskirk – Brunswick House First Nation, P.O Box 1178 Highway 101 East, Chapleau, ON, P0M 1K0
- (viii) Chief Keith Cortson – Chapleau Cree First Nation, P.O Box 400, 828 Fox Lake Road, Chapleau, ON, P0M 1K0
- (ix) Chief Anita Stephens – Chapleau Ojibway First Nation, P.O Box 279, Chapleau, ON, P0M 1K0
- (x) Chief Eddy Mamakwa – Kingfisher Lake First Nation, P.O Box 57, c/o Band Office, Kingfisher Lake, ON, P0V 1Z0
- (xi) Chief Rick Allen – Constance Lake First Nation, 37 WawaSkaShoo Street, Constance Lake, ON, P0L 1B0
- (xii) Chief Paul Syrette – Garden River First Nation, 7 Shingwauk Street, Garden River, ON, P0T 2A0
- (xiii) Chief Celia Echum – Ginnogaming First Nation, P.O Box 89, 101 Poplar Crescent, Long Lac, ON, P0T 2A0

- (xiv) Jon MacDonald – Jackfish Metis, 107 Galena Street, Schreiber, ON, P0T 2S0
- (xv) Chief Leslie Lachinett – Whitesand First Nation, P.O Box 68, Doug's Drive, Armstrong, ON, P0T 1A0
- (xvi) Chief David Masakeyash – Mishkeegogamang Ojibway Nation, 1 First Nation Street, c/o Mishkeegogamang Band Office General Delivery, Mishkeegogamang, ON, P0V 2H0
- (xvii) Chief Jason Gauthier – Missanabie Cree First Nation, 174B Highway 17B, Garden River, ON, P6A 6Z1
- (xviii) Chief Edward Machimity – Ojibway Nation of Saugeen, General Delivery, Savant Lake, ON, P0V 2S0
- (xix) Chief Veronica Waboose – Long Lake No. 58 First Nation, P.O Box 609, 209 Otter Street, Long Lac, ON, P0T 2A0
- (xx) Chief Johanna Desmoulin – Pic Mobert First Nation, P.O Box 717, 207 Second Street, Mobert, ON, P0M 2J0
- (xxi) Chief Duncan Michano – Pic River First Nation, P.O Box 193, 78 Pic River Road, Heron Bay, ON, P0T 1R0
- (xxii) Chief Joseph Ladouceur – Bingwi Neyaashi Anishinaabek (Sand Point First Nation), 1 Copper Thunderbird Road, Sand Point FN, ON, P0T 2B0

(xxiii) Chief Matthew Dupuis – Red Rock Indian Band, P.O Box 1030, 2 Gas
Road, Nipigon, ON, P0T 2J0

(xxiv) Chief Troy DeLaRonda - Red Sky Metis Independent Nation, 406 East
Victoria Avenue, Thunder Bay, ON, P7C 1A5

(xxv) Trent Desaulniers – Metis Nation of Ontario North Shore Metis Council,
26 Princess Street, Terrace Bay, ON, P0T 2W0

3. A copy of the notice that was sent, together with Canada Post Xpresspost receipts, are
attached as Exhibit “A”.

SWORN BEFORE ME at the City of
Thunder Bay, in the Province of Ontario, on
October 16, 2019



Commissioner for Taking Affidavits
(or as may be)



MADISON RIZZUTO

KATIE PICHE
A COMMISSIONER IN THE CITY OF
THUNDER BAY, ONTARIO UNDER
DELEGATED AUTHORITY OF THE CITY
CLERK OF THUNDER BAY IN ACCORDANCE
WITH SECTION 228 OF THE MUNICIPAL ACT.

**IN THE MATTER OF CORPORATION OF THE TOWN OF MARATHON,
North Shore LNG Project**

ONTARIO ENERGY BOARD

**AFFIDAVIT OF SERVICE
OF
MADISON RIZZUTO**

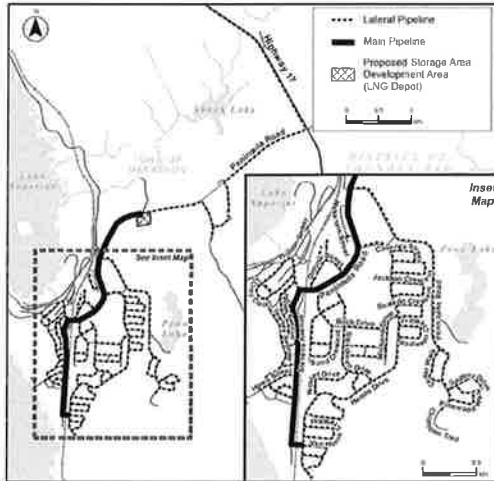
The Corporation of the Town of Marathon has applied to the Ontario Energy Board for approval to construct a total of 116.5 kilometres of natural gas pipelines in the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay and Municipality of Wawa.

Learn more. Have your say.

The Corporation of the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay and the Municipality of Wawa have agreed to form a new natural gas distribution company to distribute natural gas in their respective municipalities. The natural gas delivery system in each municipality will be supplied by liquefied natural gas that will be transported to each municipality and delivered to customers using the distribution facilities proposed in this application.

The Corporation of the Town of Marathon, on behalf of the partner municipalities has applied to the Ontario Energy Board for the following approvals.

- To construct natural gas pipelines (main line and lateral lines) in each of the municipalities, as described below:
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- Of the form of agreement it will offer to landowners to use their land for routing of the proposed facilities
- Of natural gas franchise agreements that each of the municipalities has entered into with the Marathon Development Corporation that would grant the yet to be formed distribution company the right to construct, extend and operate works for the distribution, transmission and storage of natural gas for a period of 20 years within the municipalities

- Of certificates of public convenience and necessity that would permit the yet to be formed distribution company to distribute gas in each of the municipalities
- Of a gas supply plan to serve each municipality and pre-approval of the cost consequences of a gas supply contract between Nipigon LNG and the yet to be formed new distribution company

THE ONTARIO ENERGY BOARD IS HOLDING A PUBLIC HEARING

The Ontario Energy Board (OEB) will hold a public hearing to consider the application filed by the Corporation of the Town of Marathon. During the hearing, we will question the Corporation of the Town of Marathon on the case. We will also hear questions and arguments from individuals, municipalities and others whose interests would be affected. At the end of this hearing, the OEB will decide whether to approve the application.

As part of its review of the application to construct the proposed facilities, the OEB will assess the Corporation of the Town of Marathon's compliance with the OEB's Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines and Facilities in Ontario.

The OEB advises Indigenous communities that the OEB's process for this application may serve as a component of the Crown's duty to consult for this project.

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.

CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

In order to distribute natural gas in Ontario, a person must comply with the requirements of the *Municipal Franchises Act*. This Act requires that a person that intends to distribute natural gas within a municipality must first receive approval from the OEB, in the form of a certificate of public convenience and necessity. Where the OEB has issued a certificate for an area but there is currently no natural gas distribution service, another person can apply for a certificate to serve that area.

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 the Corporation of the Town of Marathon 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 **September 27, 2019**, 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.

LEARN MORE

Our file number for this case is **EB-2018-0329**. 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 enter the file number **EB-2018-0329** from the list on the OEB website: <https://www.oeb.ca/noticelc>. 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. If you think an oral hearing is needed, you can write to the OEB to explain why by **September 27, 2019**.

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 email 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 sections 36, 90(1) and 97 of the Ontario Energy Board Act, 1998, S.O. 1998, c.15 (Schedule B) and sections 8 and 9 of the Municipal Franchises Act R.S.O. 1990, c. M.55.



Ontario
Ontario Energy Board
Commission de l'énergie
de l'Ontario

This is exhibit "A" referred to in the affidavit of Madison Rizzuto, sworn before me this 16th day of October, 2019. This exhibit contains twenty-one (21) pages.

KATIE PICHE
A COMMISSIONER IN THE CITY OF
THUNDER BAY, ONTARIO UNDER
DELEGATED AUTHORITY OF THE CITY
CLERK OF THUNDER BAY IN ACCORDANCE
WITH SECTION 228 OF THE MUNICIPAL ACT.

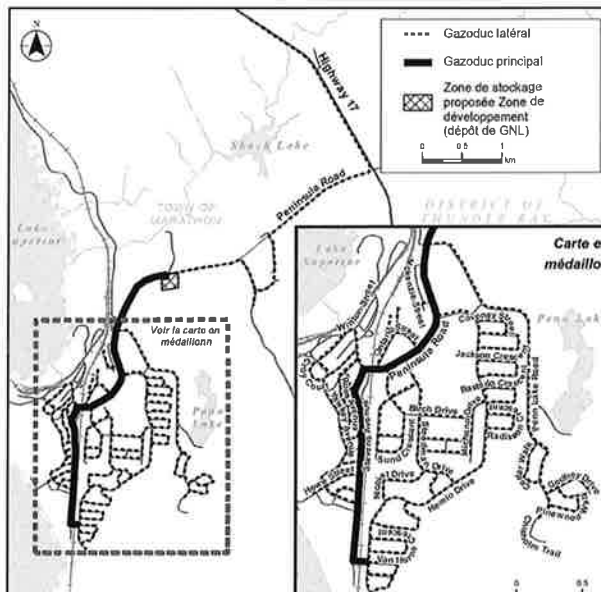
La propriété exclusive de la ville de Marathon a déposé une requête auprès de la Commission de l'énergie de l'Ontario en vue d'obtenir l'autorisation de construire des gazoducs d'un total de 116,5 kilomètres dans les collectivités de Marathon, de Manitouwadge, de Schreiber, de Terrace Bay et de Wawa.

Renseignez-vous. Donnez votre avis.

Les propriétés exclusives des collectivités de Marathon, de Manitouwadge, de Schreiber, de Terrace Bay et de Wawa ont convenu de former une nouvelle société de distribution de gaz naturel visant à fournir du gaz naturel dans leurs municipalités respectives. Le réseau de distribution de gaz naturel de chaque municipalité sera alimenté par du gaz naturel liquéfié qui sera transporté dans chaque municipalité et livré aux clients à l'aide des installations de distribution proposées dans la présente demande.

La propriété exclusive de la ville de Marathon, au nom des municipalités partenaires, a déposé une requête auprès de la Commission de l'énergie de l'Ontario en vue d'obtenir les autorisations suivantes :

- La construction des gazoducs (canalisation principale et canalisation latérale) dans chacune des municipalités, tel que décrit ci-dessous :
- **Ville de Marathon :** Construction d'un gazoduc principal de 5 kilomètres, parallèle à la route Peninsula et allongeant l'avenue Stevens, ainsi que d'une canalisation latérale de 30 kilomètres s'étendant à partir de la canalisation principale comme le montre la carte ci-dessous.



- **Collectivité de Manitouwadge :** Construction d'un gazoduc principal de 3,5 kilomètres allongeant la route Station, la route Ohsweken, l'avenue Adjala et la route Manitou jusqu'à la route Industrial, ainsi que d'une canalisation latérale de 17 kilomètres s'étendant à partir de la canalisation principale.
- **Collectivité de Schreiber :** Construction d'un gazoduc principal de 4,5 kilomètres à partir d'un point allongeant la Route Transcanadienne jusqu'à la rue Simon, la rue Langworthy, la rue Peary, la rue Superior, la rue Scotia, la rue Subway et la rue Winnipeg, et se terminant à l'extrémité de la rue Winnipeg, ainsi que d'une canalisation latérale de 11,5 kilomètres s'étendant à partir de la canalisation principale.
- **Collectivité de Terrace Bay :** Construction d'un gazoduc principal de 5 kilomètres allongeant la Route Transcanadienne, la route Mill et une rue non identifiée, ainsi que d'une canalisation latérale de 13 kilomètres s'étendant à partir de la canalisation principale.
- **Collectivité de Wawa :** Construction d'un gazoduc principal de 7 kilomètres allongeant la route Mill, la Route Transcanadienne, l'autoroute 101 (route Mission), l'avenue Broadway et situé à l'ouest de la route Government, ainsi que d'une canalisation latérale de 20 kilomètres s'étendant à partir de la canalisation principale.

- La forme d'entente que sera proposée aux propriétaires fonciers visant à l'utilisation de leurs terres pour le tracé des installations proposées.

- Des accords de franchise de gaz naturel entre chaque municipalité et la Marathon Development Corporation qui accorderaient à la future société de distribution le droit de construire, d'agrandir et d'exploiter des installations de distribution, de transport et de stockage de gaz naturel pendant une période de 20 ans dans les municipalités.
- Des certificats d'utilité publique qui permettraient à la future société de distribution de fournir du gaz dans chacune des municipalités.
- Un plan d'approvisionnement en gaz pour desservir chaque municipalité et une approbation préalable des coûts découlant d'un contrat d'approvisionnement en gaz entre Nipigon LNG et la future société de distribution.

LA COMMISSION DE L'ÉNERGIE DE L'ONTARIO TIENDRA UNE AUDIENCE PUBLIQUE

La Commission de l'énergie de l'Ontario (CEO) tiendra une audience publique afin d'étudier la demande déposée par la propriété exclusive de la ville de Marathon. Au cours de l'audience, des questions seront posées sur le projet à la propriété exclusive de la ville de Marathon. Nous écouterons également les questions et les arguments des citoyens, des municipalités et de toute autre entité dont les intérêts sont en jeu. À l'issue de cette audience, la CEO prendra sa décision quant à l'approbation de la demande.

Dans le cadre de la demande concernant la construction des installations proposées, la CEO évaluera le respect de ses directives en matière d'environnement par la propriété exclusive de la ville de Marathon, en ce qui concerne l'emplacement, la construction et l'exploitation des gazoducs et des installations d'hydrocarbures en Ontario.

La CEO informe les communautés autochtones que le traitement de cette demande pourrait constituer une composante de l'obligation de la Couronne de consulter les peuples autochtones pour ce projet.

La Commission de l'énergie de l'Ontario est une agence publique indépendante et impartiale. Les décisions que nous prenons visent à servir au mieux l'intérêt public. Notre objectif est d'encourager le développement d'un secteur de l'énergie efficace et financièrement viable, afin d'offrir des services énergétiques fiables à un prix raisonnable.

CERTIFICATS DE COMMODITÉ ET DE NÉCESSITÉ PUBLIQUES

Toute personne souhaitant distribuer du gaz naturel en Ontario doit se conformer aux exigences de la Loi sur les concessions municipales. Selon cette loi, toute personne qui prévoit distribuer du gaz naturel dans une municipalité doit d'abord obtenir l'autorisation de la CEO, sous forme d'un certificat de commodité et de nécessité publique. En cas de certificat délivré par la CEO pour une zone dans laquelle il n'existe pas de service de distribution de gaz naturel, une autre personne peut déposer une demande de certificat afin de desservir cette zone.

RENSEIGNEZ-VOUS ET DONNEZ VOTRE AVIS

Vous avez le droit d'être informé au sujet de cette demande et de participer au processus.

- Vous pouvez examiner la demande déposée par la propriété exclusive de la ville de Marathon sur le site Web de la CEO dès maintenant.
- Vous pouvez déposer une lettre de commentaires qui sera prise en compte au cours de l'audience.
- Vous pouvez participer activement au processus (à titre d'intervenant). Inscrivez-vous au plus tard le **27 septembre 2019**, faute de quoi l'audience aura lieu sans votre participation et vous ne recevrez plus d'avis dans le cadre de ce dossier.
- Vous pourrez examiner la décision rendue par la CEO à l'issue de la procédure ainsi que les motifs de sa décision sur notre site Web.

EN SAVOIR PLUS

Le numéro de référence de ce dossier est **EB-2018-0329**. Pour obtenir de plus amples renseignements sur cette audience, la marche à suivre pour déposer une lettre, la manière de participer en tant qu'intervenant ou de consulter les documents relatifs à cette affaire, veuillez saisir le numéro de dossier **EB-2018-0329** dans la liste qui figure sur le site Web de la CEO : <https://www.oeb.ca/fr/participez/applications/requetes-tarifaires-en-cours>. Pour toute question, vous pouvez également communiquer avec notre centre des relations avec les consommateurs au 1 877 632-2727.

AUDIENCES ORALES OU AUDIENCES ÉCRITES

Il existe deux types d'audiences à la CEO : les audiences orales et les audiences écrites. La CEO souhaite traiter cette requête par voie d'audience écrite. Si vous pensez qu'une audience orale est nécessaire, vous pouvez faire part de vos arguments par écrit à la CEO au plus tard le **27 septembre 2019**.

PROTECTION DES RENSEIGNEMENTS PERSONNELS

Si vous écrivez une lettre de commentaires, votre nom et le contenu de cette lettre seront ajoutés au dossier public et au site Web de la CEO. Toutefois, votre numéro de téléphone, votre adresse de domicile et votre adresse électronique ne seront pas rendus publics. Si vous représentez une entreprise, tous les renseignements de l'entreprise demeureront accessibles au public. Si vous participez à titre d'intervenant, tous vos renseignements personnels seront rendus publics.

Cette audience sur les tarifs sera tenue en vertu des articles 36, 90(1) et 97 de la Loi de 1998 sur la Commission de l'énergie de l'Ontario, L.O. 1998, chap. 15 (annexe B) et des articles 8 et 9 de la Loi sur les concessions municipales, L.R.O. 1990, chap. M55.



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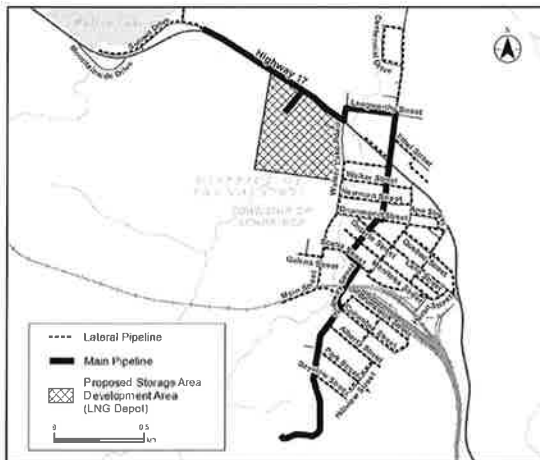
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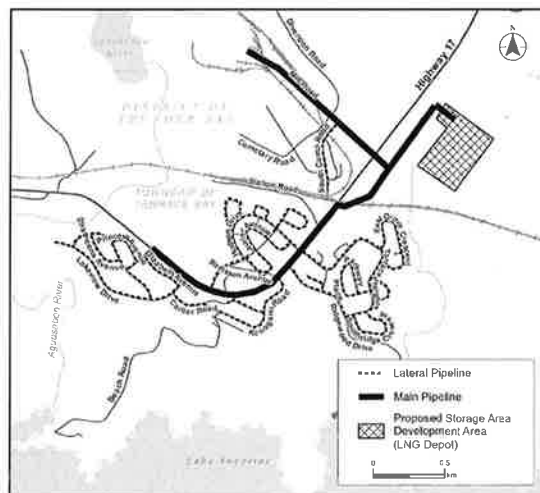
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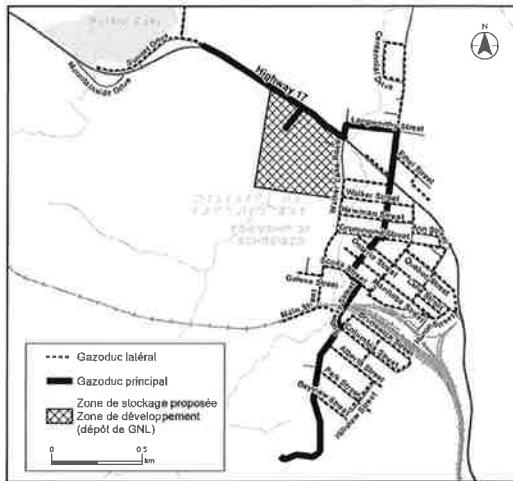
La propriété exclusive de la ville de Marathon a déposé une requête auprès de la Commission de l'énergie de l'Ontario en vue d'obtenir l'autorisation de construire des gazoducs d'un total de 116,5 kilomètres dans les collectivités de Marathon, de Manitouwadge, de Schreiber, de Terrace Bay et de Wawa.

Renseignez-vous. Donnez votre avis.

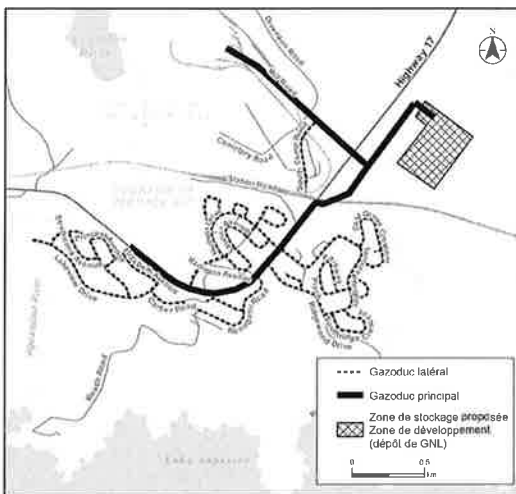
Les propriétés exclusives des collectivités de Marathon, de Manitouwadge, de Schreiber, de Terrace Bay et de Wawa ont convenu de former une nouvelle société de distribution de gaz naturel visant à fournir du gaz naturel dans leurs municipalités respectives. Le réseau de distribution de gaz naturel de chaque municipalité sera alimenté par du gaz naturel liquéfié qui sera transporté dans chaque municipalité et livré aux clients à l'aide des installations de distribution proposées dans la présente demande.

La propriété exclusive de la ville de Marathon, au nom des municipalités partenaires, a déposé une requête auprès de la Commission de l'énergie de l'Ontario en vue d'obtenir les autorisations suivantes :

- La construction des gazoducs (canalisation principale et canalisation latérale) dans chacune des municipalités, tel que décrit ci-dessous :
 - Ville de Marathon:** Construction d'un gazoduc principal de 5 kilomètres, parallèle à la route Peninsula et allongeant l'avenue Stevens, ainsi que d'une canalisation latérale de 30 kilomètres s'étendant à partir de la canalisation principale.
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- Collectivité de Terrace Bay:** Construction d'un gazoduc principal de 5 kilomètres allongeant la Route Transcanadienne, la route Mill et une rue non identifiée, ainsi que d'une canalisation latérale de 13 kilomètres s'étendant à partir de la canalisation principale comme le montre la carte ci-dessous.



- Collectivité de Wawa:** Construction d'un gazoduc principal de 7 kilomètres allongeant la route Mill, la Route Transcanadienne, l'autoroute 101 (route Mission), l'avenue Broadway et situé à l'ouest de la route Government, ainsi que d'une canalisation latérale de 20 kilomètres s'étendant à partir de la canalisation principale.
- La forme d'entente que sera proposée aux propriétaires fonciers visant à l'utilisation de leurs terres pour le tracé des installations proposées.
- Des accords de franchise de gaz naturel entre chaque municipalité et la Marathon Development Corporation qui accorderaient à la future société de distribution le droit de construire, d'agrandir et d'exploiter des installations de distribution, de transport et de stockage de gaz naturel pendant une période de 20 ans dans les municipalités.
- Des certificats d'utilité publique qui permettraient à la future société de distribution de fournir du gaz dans chacune des municipalités.
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La Commission de l'énergie de l'Ontario (CEO) tiendra une audience publique afin d'étudier la demande déposée par la propriété exclusive de la ville de Marathon. Au cours de l'audience, des questions seront posées sur le projet à la propriété exclusive de la ville de Marathon. Nous écouterons également les questions et les arguments des citoyens, des municipalités et de toute autre entité dont les intérêts sont en jeu. À l'issue de cette audience, la CEO prendra sa décision quant à l'approbation de la demande.

Dans le cadre de la demande concernant la construction des installations proposées, la CEO évaluera le respect de ses directives en matière d'environnement par la propriété exclusive de la ville de Marathon, en ce qui concerne l'emplacement, la construction et l'exploitation des gazoducs et des installations d'hydrocarbures en Ontario.

La CEO informe les communautés autochtones que le traitement de cette demande pourrait constituer une composante de l'obligation de la Couronne de consulter les peuples autochtones pour ce projet.

La Commission de l'énergie de l'Ontario est une agence publique indépendante et impartiale. Les décisions que nous prenons visent à servir au mieux l'intérêt public. Notre objectif est d'encourager le développement d'un secteur de l'énergie efficace et financièrement viable, afin d'offrir des services énergétiques fiables à un prix raisonnable.

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RENSEIGNEZ-VOUS ET DONNEZ VOTRE AVIS

Vous avez le droit d'être informé au sujet de cette demande et de participer au processus.

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- Vous pourrez examiner la décision rendue par la CEO à l'issue de la procédure ainsi que les motifs de sa décision sur notre site Web.

EN SAVOIR PLUS

Le numéro de référence de ce dossier est EB-2018-0329. Pour obtenir de plus amples renseignements sur cette audience, la marche à suivre pour déposer une lettre, la manière de participer en tant qu'intervenant ou de consulter les documents relatifs à cette affaire, veuillez saisir le numéro de dossier EB-2018-0329 dans la liste qui figure sur le site Web de la CEO: <https://www.oeb.ca/fr/participez/applications/requetes-tarifaires-en-cours>. Pour toute question, vous pouvez également communiquer avec notre centre des relations avec les consommateurs au 1 877 632-2727.

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Cette audience sur les tarifs sera tenue en vertu des articles 36, 90(1) et 97 de la Loi de 1998 sur la Commission de l'énergie de l'Ontario, L.O. 1998, chap. 15 (annexe B) et des articles 8 et 9 de la Loi sur les concessions municipales, L.R.O. 1990, chap. M55.

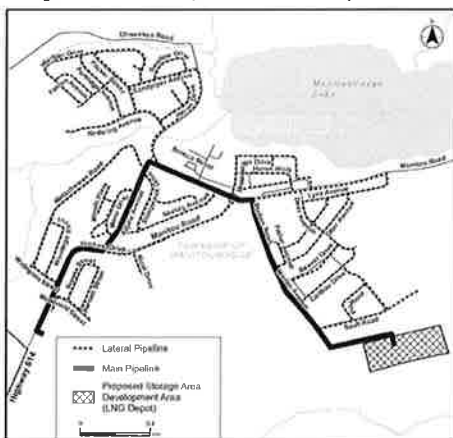
The Corporation of the Town of Marathon has applied to the Ontario Energy Board for approval to construct a total of 116.5 kilometres of natural gas pipelines in the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay and Municipality of Wawa.

Learn more. Have your say.

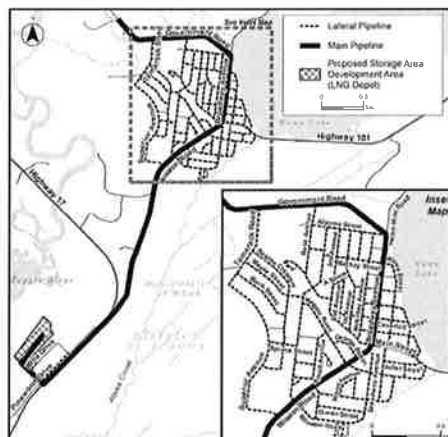
The Corporation of the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay and the Municipality of Wawa have agreed to form a new natural gas distribution company to distribute natural gas in their respective municipalities. The natural gas delivery system in each municipality will be supplied by liquefied natural gas that will be transported to each municipality and delivered to customers using the distribution facilities proposed in this application.

The Corporation of the Town of Marathon, on behalf of the partner municipalities has applied to the Ontario Energy Board for the following approvals.

- To construct natural gas pipelines (main line and lateral lines) in each of the municipalities, as described below:
 - **Town of Marathon:** Construction of 5 kilometres of main pipeline parallel to Peninsula Road and along Stevens Avenue and 30 kilometres of lateral lines extending from the main line
 - **Township of Manitouwadge:** Construction of 3.5 kilometres of main pipeline along Station Road, Ohswegen Road, Adjala Avenue, Manitou Road to Caramat Industrial Road and 17 kilometres of lateral lines extending from the main line, as shown in the map below



- **Township of Schreiber:** Construction of 4.5 kilometres of main pipeline from a point along the TransCanada Highway to Simon Street, Langworthy Street, Peary Street, Superior Street, Scotia Street, Subway Street, Winnipeg Street, terminating at the end of Winnipeg Street and 11.5 kilometres of lateral lines extending from the main line
- **Township of Terrace Bay:** Construction of 5 kilometres of main pipeline along the TransCanada Highway, Mill Road, and an unnamed street and 13 kilometres of lateral lines extending from the main line
- **Municipality of Wawa:** Construction of 7 kilometres of main pipeline along Mills Drive, the TransCanada Highway, Highway 101 (Mission Road), Broadway Avenue and west on Government Road, with 20 kilometres of lateral lines extending from the main line, as shown in the map below



- Of the form of agreement it will offer to landowners to use their land for routing of the proposed facilities
- Of natural gas franchise agreements that each of the municipalities has entered into with the Marathon Development Corporation that would grant the yet to be formed distribution company the right to construct, extend and operate works for the distribution, transmission and storage of natural gas for a period of 20 years within the municipalities
- Of certificates of public convenience and necessity that would permit the yet to be formed distribution company to distribute gas in each of the municipalities
- Of a gas supply plan to serve each municipality and pre-approval of the cost consequences of a gas supply contract between Nipigon LNG and the yet to be formed new distribution company

THE ONTARIO ENERGY BOARD IS HOLDING A PUBLIC HEARING

The Ontario Energy Board (OEB) will hold a public hearing to consider the application filed by the Corporation of the Town of Marathon. During the hearing, we will question the Corporation of the Town of Marathon on the case. We will also hear questions and arguments from individuals, municipalities and others whose interests would be affected. At the end of this hearing, the OEB will decide whether to approve the application.

As part of its review of the application to construct the proposed facilities, the OEB will assess the Corporation of the Town of Marathon's compliance with the OEB's Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines and Facilities in Ontario.

The OEB advises Indigenous communities that the OEB's process for this application may serve as a component of the Crown's duty to consult for this project.

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.

CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

In order to distribute natural gas in Ontario, a person must comply with the requirements of the *Municipal Franchises Act*. This Act requires that a person that intends to distribute natural gas within a municipality must first receive approval from the OEB, in the form of a certificate of public convenience and necessity. Where the OEB has issued a certificate for an area but there is currently no natural gas distribution service, another person can apply for a certificate to serve that area.

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 the Corporation of the Town of Marathon 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 **September 30, 2019** 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.

LEARN MORE

Our file number for this case is **EB-2018-0329**. 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 enter the file number **EB-2018-0329** from the list on the OEB website: <https://www.oeb.ca/noticetlc>. You can also phone our Consumer Relations Centre at 1-877-632-2727 with any questions.

ORAL VS. WRITTEN HEARINGS

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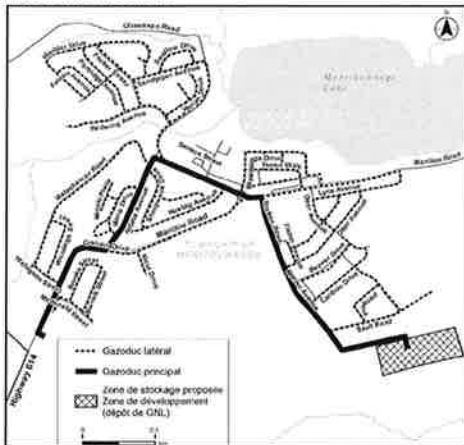
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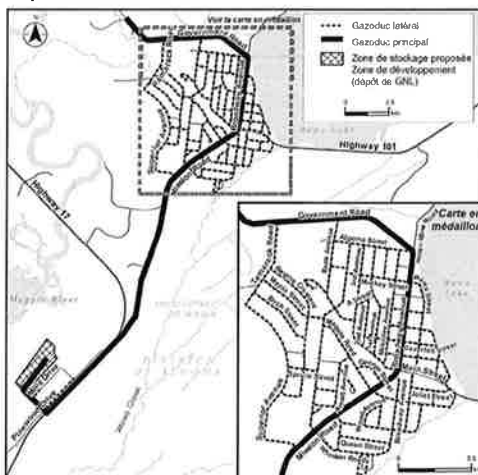
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ONTARIO ENERGY BOARD

IN THE MATTER OF the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15 (Sched. B), as amended (the "OEB Act") and the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended;

AND IN THE MATTER OF an application by the Corporation of the Town of Marathon under Section 8 of the *Municipal Franchises Act* for an order or orders granting Certificates of Public Convenience and Necessity to the Corporation for the construction of works in the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay, and Municipality of Wawa.

AND IN THE MATTER OF an application by the Corporation of the Town of Marathon under Section 90 of the OEB Act for an order or orders granting leave to construct natural gas distribution pipelines and ancillary facilities to serve the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay, and Municipality of Wawa;

AND IN THE MATTER OF an application by the Corporation of the Town of Marathon under Section 97 of the OEB Act for an order or orders approving the form of easement agreements;

AND IN THE MATTER OF an application by the Corporation of the Town of Marathon for an order or orders for a gas supply plan to serve the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay, and Municipality of Wawa;

AND IN THE MATTER OF an application by the Corporation of the Town of Marathon for an order or orders pre-approving the cost consequences associated with a long-term upstream liquefied natural gas contract to serve the Town of Marathon, Township of Manitouwadge, Township of Schreiber, Township of Terrace Bay, and Municipality of Wawa.

APPLICATION

1 Introduction

2 The Corporation of the Town of Marathon (the "Corporation"), on its own behalf and as
3 representative of the Township of Manitouwadge, the Township of Schreiber, the Township of
4 Terrace Bay and the Municipality of Wawa (the "Municipalities") files the within Application with
5 the Ontario Energy Board ("OEB").

6 The Municipalities are located along the North Shore of Lake Superior, between Nipigon and
7 Sault Ste. Marie. All are established under the laws of the Province of Ontario. The combined
8 population is approximately 11,000 people. Energy costs are a critical issue for residents,
9 businesses and the Municipalities themselves. At present, they do not have access to natural gas
10 in any form.

11 The Municipalities have a diverse and successful track record of identifying, building and
12 maintaining public infrastructure projects and delivering critical core services for the residents
13 and businesses of the Municipalities. Collectively, the Municipalities own and oversee a wide
14 range of linear assets, including roads, water and waste water systems, sewers and bridges.
15 These assets have an estimated replacement value of more than \$400 million.

16 Utility to Be Formed

17 The Municipalities are currently in the process of developing a regional natural gas distribution
18 system to provide natural gas service. Among the activities substantially completed by the
19 Municipalities at this time are a feasibility study, market research, technical and financial
20 resource analysis and planning, environmental reports, a gas supply plan, capital and operating
21 cost estimates, economic models and project financing.

22 For the purposes of providing natural gas service to the residents and businesses therein, the
23 Municipalities have resolved to incorporate, finance and resource a local gas distributor (the

1 "Utility") for the distribution of natural gas within the Municipalities. The Utility will be an entity
2 created for the special purpose of designing, engineering, financing, constructing, testing,
3 managing, marketing, operating and maintaining natural gas distribution facilities for providing
4 natural gas service within the Municipalities.

5 In order for the Municipalities to proceed effectively and productively with the continued
6 development of the project, it is important that the Municipalities now obtain certain approvals
7 from the OEB prior to the formation and start-up of the Utility. Accordingly, the Corporation
8 brings this Application for approvals from the OEB to furnish natural gas service within the
9 Municipalities, subject to certain conditions.

10 **Request of Approvals with Conditions**

11 The creation of new natural gas distribution system infrastructure, as distinguished from the
12 gradual expansion and growth of an existing system, presents issues which can be best
13 addressed through the provision of conditional approvals for activities related to the formation
14 and start-up of the Utility. This approach recognizes the realities of new gas infrastructure
15 development, where it is not feasible nor expected that the finalized and specific plans are fully
16 complete and known at the time of the OEB's consideration of an application for approval.

17 The OEB has previously granted conditional approvals for greenfield projects, including in the
18 case of Wataynikaneyap Power LP.¹ Like the Utility described in this Application,
19 Wataynikaneyap Power involved a greenfield entity without operating assets, which was
20 developed by Northern Ontario communities to provide their residents and business with
21 reliable energy when incumbent utilities failed to show interest in doing so. In the matter of
22 natural gas expansion projects, the OEB has granted approvals to Enbridge Gas Distribution for

¹ 2472883 Ontario Limited on Behalf of Wataynikaneyap Power LP, Application for an Electricity Transmission Licence, Decision and Order dated November 19, 2015, EB -2015-0264.

1 the Fenelon Falls Pipeline Project subject to funding under the Natural Gas Grant Program.² As
2 with the Fenelon Falls Pipeline Project, third-party funding for this Application is sufficiently
3 certain, but not unconditionally committed.

4 To date, the Municipalities have obtained conditional commitments to resource the Utility.
5 However, the providers of the resources required to finance, operate and maintain the Utility
6 cannot commit these resources unconditionally until the project is approved by the OEB.

7 The providers of the resources to the Utility reasonably require regulatory certainty before
8 unconditionally committing the resources to the Utility. Due to the high cost of energy in
9 Northern Ontario, it would be detrimental to the public interest to postpone or deny
10 authorization until the Municipalities have obtained unconditional commitments to resource and
11 staff the Utility. To do so would create a “chicken-and-egg” dilemma, wherein the OEB and the
12 providers of financial and technical resources cannot proceed without the full and complete
13 commitment of the other.

14 Accordingly, the Corporation respectfully requests that the OEB determine that standards for
15 approval are met, subject to the condition for subsequent review and approval by the OEB of
16 certain specified aspects regarding the financial and technical capacity of the Utility.

17 By approving this Application, structured as a request for conditional approvals, the OEB will help
18 to ensure that residential and business customers in the Municipalities have access to new,
19 reliable, low cost and environmentally beneficial natural gas supplies on a timely basis, which is
20 consistent with Ontario’s energy and economic policies. At the same time, the OEB will preserve

² Enbridge Gas Distribution Inc., Application for approval to construct natural gas pipelines to serve the community of Fenelon Falls and charge a System Expansion Surcharge to all new customers in the community of Fenelon Falls, Application for a Certificate of Public Convenience and Necessity for the City of Kawartha Lakes, and Application to charge a System Expansion Surcharge to all new customers of future community expansion projects, Decision and Order dated March 1, 2018, EB-2017-0147.

its ability to accord final review of the permanent financing, construction plans, and resource plan, in order to assure that the project is consistent with the public interest.

Notice of Intent

This Application is brought pursuant to a notice of intent filed by the Corporation with the OEB on 4 December 2018 to provide natural gas distribution services within the Municipalities. On 20 December 20, 2018, the OEB gave notice of the Corporation's proposal to serve the Municipalities and requested expressions of interest from any other parties with plans to provide natural gas services to the communities. On 16 January 2019 Enbridge Gas Inc. ("Enbridge") filed a letter with the OEB registering its interest in providing natural gas service to the Municipalities, but Enbridge subsequently withdrew its expression of interest on 4 February 2019. Accordingly, this Application does not engage the competitive process contemplated in the Community Expansion Decision.³ On 13 March 2019, the OEB determined it would proceed to review the Corporation's application once it is filed as long as third-party funding was sufficiently certain. (See Tab 1, Schedule 2, Attachment 1.)

Municipal Franchise Agreements and Related Certificates

Each of the five Municipalities, acting on its own behalf, has resolved to enter into a Municipal Franchise Agreement with the Marathon Economic Development Corporation, a wholly owned subsidiary of the Corporation, for and on behalf the Utility to be incorporated. Assignment of Municipal Franchise Agreements from the Marathon Economic Development Corporation to the Utility is conditional on the project receiving all necessary approvals from the OEB. On this basis, the Corporation hereby applies to the OEB under Section 8 of the *Municipal Franchises Act* for a Certificate of Public Convenience and Necessity in respect of each of the Municipalities.

³ Ontario Energy Board Generic Proceeding on Community Expansion, Decision with Reasons dated November 17, 2016, EB-2016-0004.

1 **Leave to Construct**

2 The Corporation proposes to design, construct, own and operate local gas delivery systems in
3 each of the five Municipalities, including the distribution mains, service pipes and meters
4 (collectively the "Project"). The Municipalities have developed forecasts of costs, customer
5 additions and revenues for the Project and has concluded that the Project is in the public
6 interest and economically feasible.

7 The route and location for the proposed pipelines were selected by an independent
8 environmental consultant (Stantec Consulting Ltd.), through the process outlined in the OEB's
9 Environmental Guidelines for the Location, Construction, and Operation of Hydrocarbon
10 Pipelines and Facilities in Ontario (Seventh Edition, 2016). The Municipalities engaged the
11 Ministry of Energy Northern Development and Mines to determine if there is a duty to consult
12 requirement triggered by the Project. Information on indigenous consultations and related
13 activities can be found at Tab 12, Schedule 1.

14 Input from the public and area stakeholders and First Nations was sought during the route
15 selection process and was incorporated into the final alignment decision. Details on the route
16 selection and the Environmental and Socio-Economic Impact Assessments ("ERs") of the
17 proposed facilities in each Municipality are included at Tab 10, Schedule 1, Attachment 1. The
18 proposed measures outlined in the ERs will be implemented to mitigate potential environmental
19 impacts.

20 On this basis, the Corporation hereby applies to the OEB under Section 90 of the OEB Act for
21 leave to construct the Project.

22 **Gas Supply Plan**

23 The Corporation encloses herewith its proposed Gas Supply Plan (Tab 8, Schedule 1,
24 Attachment 1) to serve the Municipalities.

Pre-Approval of Long-Term Upstream Contract

In this Application, the Corporation seeks pre-approval of the cost consequences of a proposed long-term gas service contract (the "Contract") between Nipigon LNG LP ("Nipigon LNG") and the Utility, pursuant to OEB Filing Guidelines for Pre-Approval of Long-Term Natural Gas Supply and/or Upstream Transportation Contracts⁴ (the "Guidelines"). Nipigon LNG and the Utility intend to enter into the proposed Contract for the delivery of and payment for LNG for a period of 10 years. The proposed Contract will catalyze the investment required to build and operate the new infrastructure capacity, specifically the LNG Depots, to supply the Municipalities with natural gas. This upstream capacity represents 100% of the Utility's annual upstream portfolio.

Nipigon LNG and the Corporation seek pre-approval of the cost consequences of entering the contemplated long-term commitment for upstream capacity in order to (i) provide the Utility and its investors with the necessary assurance that the costs associated with the proposed Contract are eligible for recovery from the Utility's customers; and (ii) provide Nipigon LNG with the necessary assurance and financial commitment to construct the proposed facilities.

Without pre-approval of the cost consequences of the proposed Contract, the Utility's investors would not commit the capital to finance the Utility, and, in turn, Nipigon LNG could not commit to build and operate the LNG Depots to supply the Utility with natural gas. As a result, the residents and businesses of the Municipalities would be exposed to the sustained impacts of higher-cost energy.

Under the proposed Contract, Nipigon LNG is committing to a fixed capacity charge based on the forecasts provided in this Application, and the Utility is not exposed to any capital cost overruns

⁴ Guidelines for Pre-Approval of Long-Term Natural Gas Supply and/or Upstream Transportation Contracts, Ontario Energy Board, dated April 23, 2009 [Guidelines].

1 incurred by Nipigon LNG during the term. The upper limit of the fixed portion of the proposed
2 Contract charges is therefore known and can be approved by the OEB.

3 On this basis, the Corporation hereby applies to the OEB for such order or orders as may be
4 necessary to pre-approve the cost consequences associated with the proposed Contract.

5 **Other Matters**

6 The Corporation has included draft agreements as attachment to Tab 11, Schedule 1 that will be
7 offered to affected landowners where the need for an easement, land lease or land purchase
8 arises. The Corporation applies to the OEB under Section 97 of the OEB Act for approval of the
9 form of easement agreements included in Tab 11, Schedule 1.

10 Construction is scheduled to commence no later than April 2020 in order to begin providing gas
11 distribution service to the Municipalities by October 2020. Tab 7, Schedule 3, Attachment 1
12 provides the proposed construction schedule.

13 A list of interested parties and permitting authorities is provided in the Environmental Reports at
14 Tab 10, Schedule 1, Attachment 1.

15 The Corporation requests that the Application proceed by way of written hearing in English.

16 **Application**

17 This Application addresses the OEB's Environmental Guidelines for the Location, Construction and
18 Operation of Hydrocarbon Pipelines and Facilities in Ontario; the Ontario Energy Board's decision
19 in the Generic Proceeding on Community Expansion; and other relevant codes, guidelines, laws
20 and regulations regarding the supply, distribution and financing of natural gas community
21 expansion projects in Ontario.

22 The Project is in the public interest. The Municipalities are not in any utility's franchise area, and
23 there is no evidence of interest by others to carry out the Project.



1 The Corporation seeks the OEB's conditional approval for and on behalf of the Utility to be
2 formed. The Utility would not receive unconditional or final authority to furnish natural gas
3 service in the Municipalities, and therefore will not commence construction of its proposed
4 natural gas facilities or provide service to any customer, until such unconditional or final
5 authority is granted in a subsequent order.

6 In this Application, the Corporation requests the following relief:

- 7 a. An order or orders approving a municipal franchise agreement for each Municipality, using
8 the Ontario Energy Board's Model Franchise Agreement as a template;
- 9 b. An order or orders granting a certificate of public convenience and necessity to supply
10 natural gas within each Municipality;
- 11 c. An order or orders for a leave to construct natural gas distribution works within each
12 Municipality;
- 13 d. An order or orders approving the form of easement agreements;
- 14 e. An order or orders for a gas supply plan to serve each Municipality; and
- 15 f. An order or orders providing pre-approval of the cost consequences of a long-term
16 liquefied natural gas supply contract to serve each Municipality.


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 10-A
 Name / Nom : Margaret Hartling
 Address / Adresse : 1 Mississauga Drive
 City / Ville : Markham
 Country / Pays : Canada
 Zip / Code postal : L3R 9V7
 Tel / Téléphone : 905-882-3227
 Fax / Télécopieur : 905-882-3227
 E-mail / Courriel : margaret.hartling@stentec.com
 Date / Date : 2010-09-09
 Signature / Signature : Margaret Hartling
 Stamp / Cachet : Stentec Inc.
 Reference / Référence : 10-A-2010-09-09

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
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300 Water Street
City / Ville: Peterborough
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Postage paid at 1.88\$ 325-1561
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To: A: Vince Dooney, EPCOR
Address: 55 University Ave, Suite 700
City: Toronto
Postal Code: M5J 2H7
Telephone No.: 416-593-4333
PG 508 014 931 CA
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From: De: Stantec
Address: 1863 Innovation Dr
City: Thunder Bay ON
Thunder Bay 0N
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To: A: Mark Kitchen, Enbridge Gas
Address: 500 Consumers Road
City: Toronto
Postal Code: M2J 1P8
Telephone No.: 416-593-4333
PG 508 014 928 CA
For delivery confirmation
Postage paid at 1.88\$ 325-1561
Postage paid at 1.88\$ 325-1561
From: De: Stantec
Address: 1863 Innovation Dr
City: Thunder Bay ON
Thunder Bay 0N
PG 508 014 928 CA
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To: A: Shannon McCabe, OPCC
Address: 77 Grenville Street, 6th Floor
City: Toronto
Postal Code: M7A 2C1
Telephone No.: 416-212-6704
PG 508 014 891 CA
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Postage paid at 1.88\$ 325-1561
Postage paid at 1.88\$ 325-1561
From: De: Stantec
Address: 1863 Innovation Dr
City: Thunder Bay ON
Thunder Bay 0N
PG 508 014 891 CA
For delivery confirmation
Postage paid at 1.88\$ 325-1561
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To: A: Joseph Vecchiolla, OPCC
Address: 777 Bay Street, 4th Floor, Suite 425
City: Toronto
Postal Code: M5G 2E5
Telephone No.: 416-325-1561
PG 508 014 914 CA
For delivery confirmation
Postage paid at 1.88\$ 325-1561
Postage paid at 1.88\$ 325-1561
From: De: Stantec
Address: 1863 Innovation Dr
City: Thunder Bay ON
Thunder Bay 0N
PG 508 014 914 CA
For delivery confirmation
Postage paid at 1.88\$ 325-1561
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To: A: Patrick Grace, OPCC
Address: 1 Dundas Street West
City: Toronto
Postal Code: M5G 2L5
Telephone No.: 416-327-2959
PG 508 014 905 CA
For delivery confirmation
Postage paid at 1.88\$ 325-1561
Postage paid at 1.88\$ 325-1561
From: De: Stantec
Address: 1863 Innovation Dr
City: Thunder Bay ON
Thunder Bay 0N
PG 508 014 905 CA
For delivery confirmation
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Xpresspost^{TM/MC}

To | À :

Name | Nom

KATHY McDONALD - OPCC

Address | Adresse

12th Floor, 199 Larch St.

Telephone No. | N° de téléphone



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Address | Adresse

P.O. Box 279, Chapleau

Telephone No. | N° de téléphone

705-864-2910

Postal Code | Code postal

P0M1K0



City | Ville

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Address | Adresse

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Date

YYAA MM DJ

Customer No. | N° du client

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