

VARY ORDER

EB-2024-0319

HYDRO ONE NETWORKS INC. (HYDRO ONE)

Order Varying the Decision and Order issued on June 10, 2025 Waasigan Expropriation Application

BEFORE: Patrick Moran

Presiding Member

Robert Dodds

Member

Shahrzad Rahbar

Member

INTRODUCTION AND SUMMARY

The Ontario Energy Board (OEB) has, on its own motion, pursuant to s.41 of the *OEB's Rules of Practice and Procedure*, decided to review and vary its Decision and Order in this proceeding issued on June 10, 2025 (Decision and Order).

On November 8, 2024, Hydro One Networks Inc. (Hydro One) applied to the OEB under section 99 of the *Ontario Energy Board Act, 1998* (OEB Act) for an order granting authority to expropriate interests in 31 parcels of land to construct a 190-kilometer 230 kV transmission line in northwestern Ontario (Waasigan Project). In its reply submission, dated April 11, 2025, Hydro One stated that it had reached voluntary agreements regarding 18 of the parcels.¹

In the Decision and Order,² the OEB found that the requested expropriation is in the public interest and granted Hydro One the authority to expropriate the interests in 13 parcels of land described in Schedule "A" of the Decision and Order.

On June 18, 2025, Hydro One filed a letter notifying the OEB that it had reached negotiated settlements regarding four properties approved in the Decision and Order, and as a result, would no longer need to expropriate land interests in those properties. Hydro One also stated that it had reached agreements, pending closing, regarding two other properties. Hydro One did not include an expropriation plan for one of the properties that are subject to closing, identified as TB16, and advised that it would file a separate expropriation plan if the transaction failed to close in a timely manner. Hydro One therefore filed expropriation plans for the remaining eight properties and requested the OEB's endorsement of the Certificate of Approval.

On June 26, 2025, the OEB endorsed the Certificate of Approval, confirming that the property descriptions align with the properties approved for expropriation in the Decision and Order.

On July 11, 2025, Hydro One filed a letter notifying the OEB that it had reached a negotiated settlement regarding the property identified as TB16, and that expropriation was no longer necessary.⁴

¹ Hydro One's Reply Submission April 11, 2025, paragraph 4.

² Decision and Order June 10, 2025.

³ Hydro One's Letter June 18, 2025.

⁴ Hydro One's Letter July 11, 2025.

OEB FINDINGS

The OEB has determined, on its own motion, that it is necessary to vary the Decision and Order to reflect the changes indicated in the June 18, 2025 and July 11, 2025 letters from Hydro One.

The OEB has also decided, pursuant to section 21(4) of the *Ontario Energy Board Act,* 1998 to review and vary the Decision and Order without a hearing as no person will be adversely impacted by the outcome of this proceeding and Hydro One has consented to disposing of the proceeding without a hearing.⁵

The OEB finds that it is necessary to vary the Decision and Order, as well as Schedule "A" to the Decision and Order, to update the legal descriptions of the interests in properties that Hydro One is authorized to expropriate to construct and operate the Waasigan Project as follows:

Properties TB04, TB16, TB73, TB80, and TB155 are deleted from Schedule "A".
 Hydro One has advised that expropriation of interests in those properties is no longer required.

A revised Schedule "A" containing the required changes is attached to this Vary Order.

ORDER

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. Schedule "A" to the Decision and Order, issued June 10, 2025, is replaced by Schedule "A" attached to this Vary Order.

DATED at Toronto August 05, 2025

ONTARIO ENERGY BOARD

Ritchie Murray Acting Registrar

⁵ <u>Hydro One's Letter</u> August 1, 2025.

SCHEDULE A

VARY ORDER

DESCRIPTION OF PROPERTIES SUBJECT TO EXPROPRIATION HYDRO ONE NETWORKS, INC.

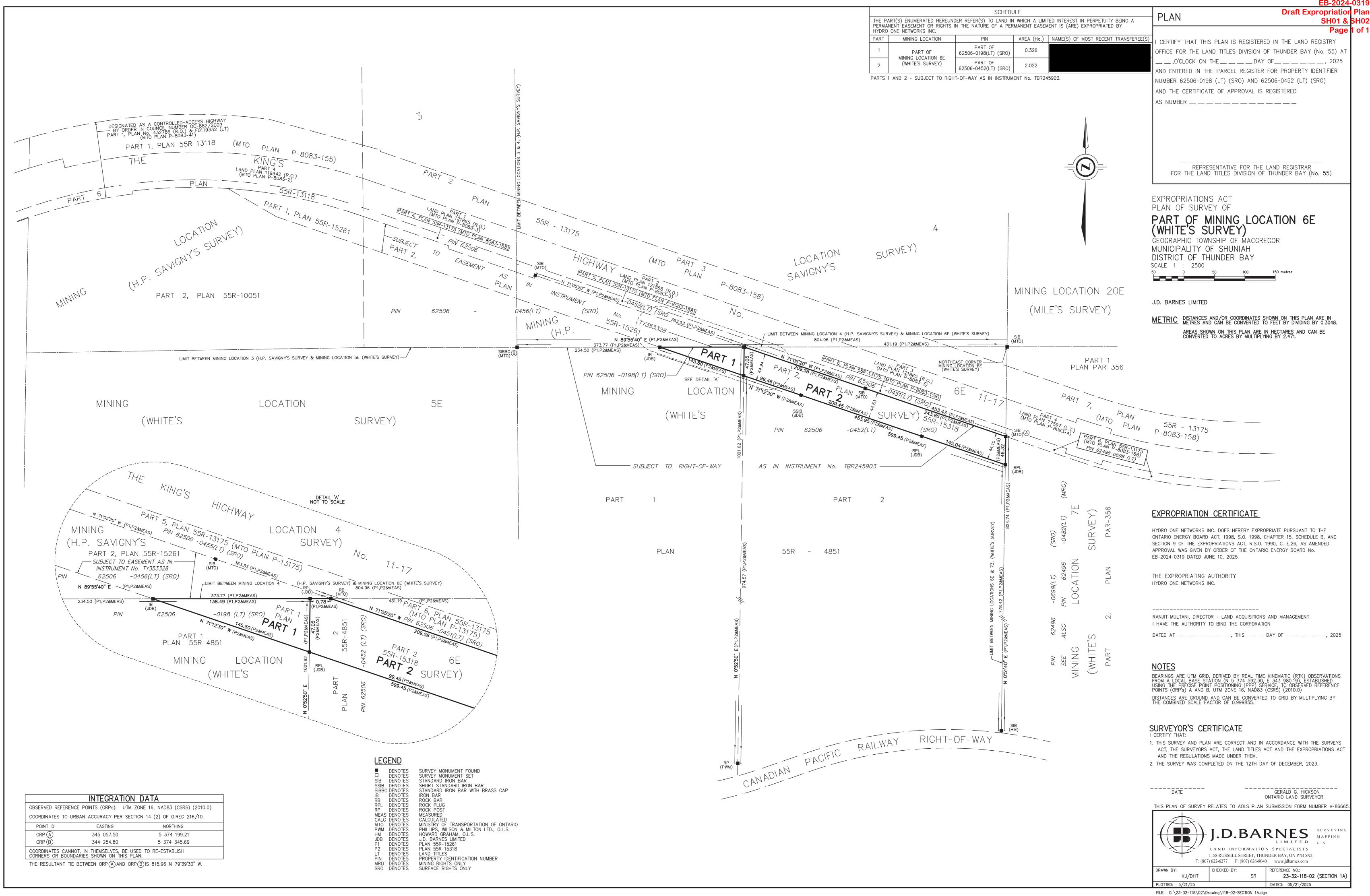
EB-2024-0319

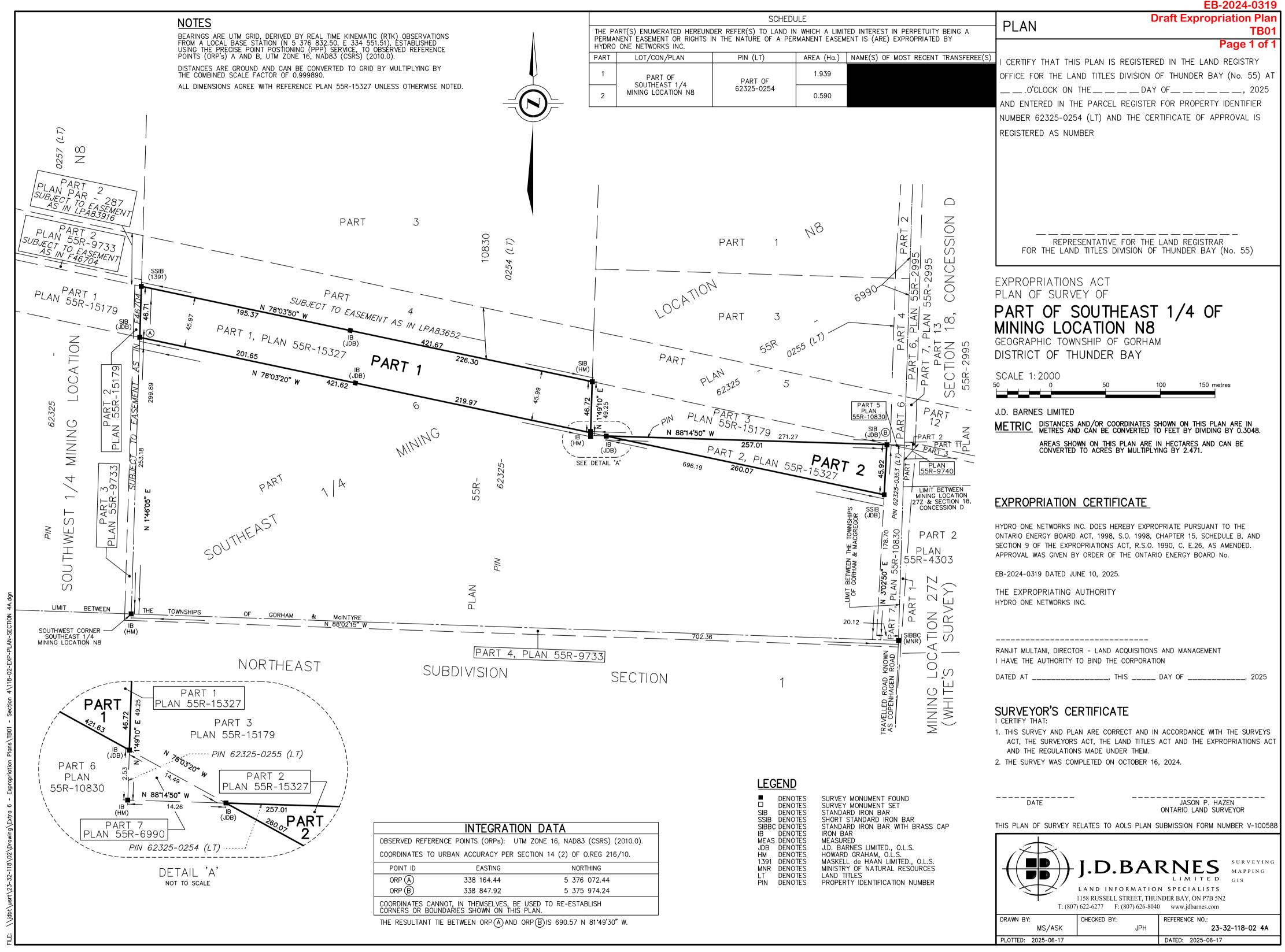
AUGUST 05, 2025

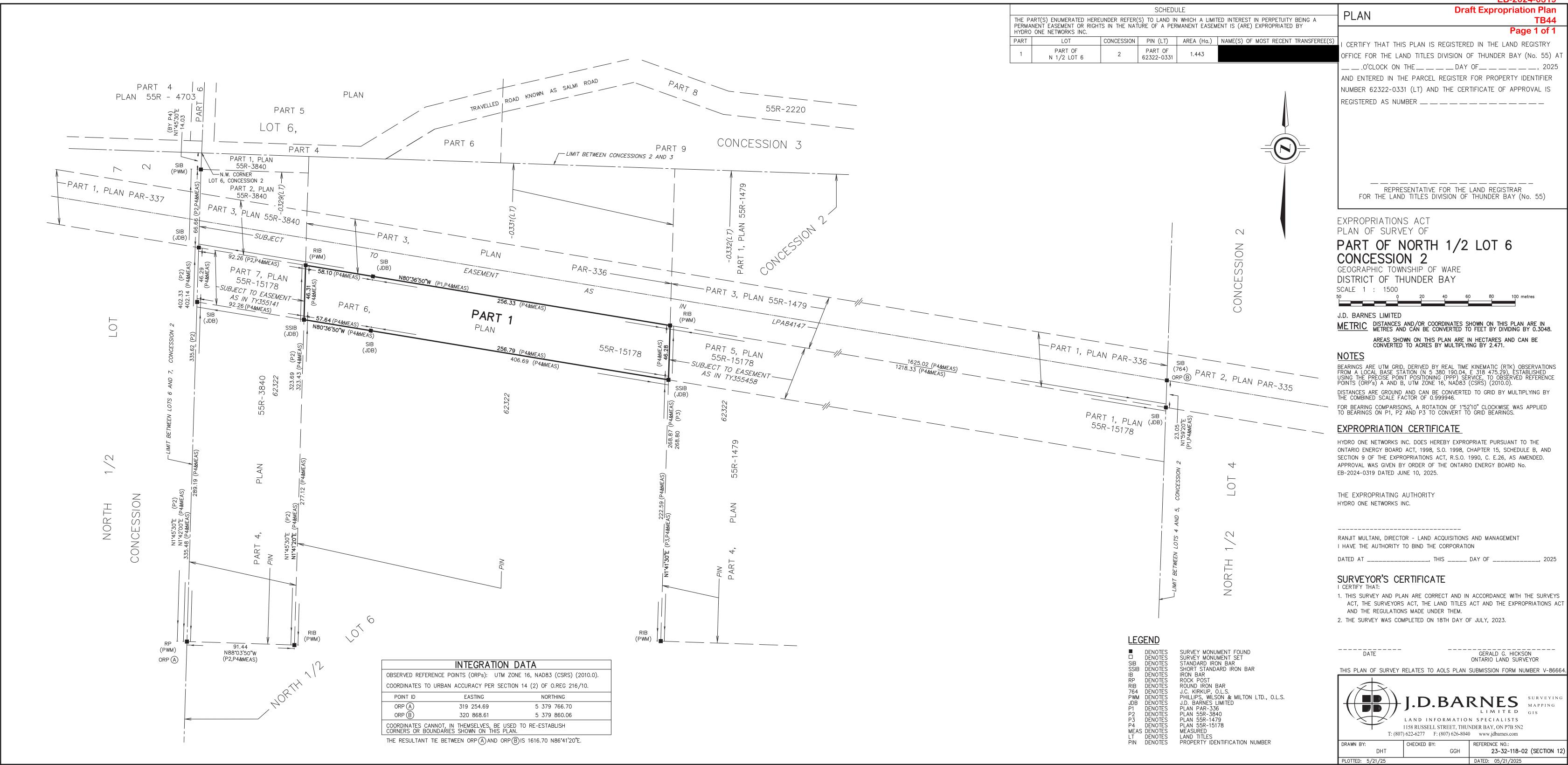
Filed: 2025-06-18 EB-2024-0319 Attachment 1 Updated Appendix 4 Page 1 of 1

ΔPPFNDTY 4 -	- DESCRIPTION OF LA	NDS OVER W	NHICH AUTHORITY TO	EXPROPRIATE IS	RETNIG RECHIESTED

/ II LINDIX I	DESCRIPTIO	VOI LANDS OVER WHICH AUTHORITY TO EX	W NOTHER IS BEING REQUESTED			I	
				General Description		Other Registered Interests on Title	
	Hydro One			of Interest to be	Settlement Signed		1
Municipality	File No.	Registered Property Owner Name(s)	Legal Description of Interest to be Expropriated	Expropriated	(Closing Pending)	Name	Interest
Shuniah							
Shuniah	SH01		Part of Mining Location 6E (White's Survey), Twp of	Permanent Easement	No		Easement
Silaman	51101		Macgregor, designated as Part 2 on Plan 55R-15318; Shuniah	(Corridor)			Lasement
			being part of PIN 62506-0452	(Corridor)			
Shuniah	SH02		Part of Mining Location 6E (White's Survey), Twp of	Permanent Easement	No		Easement
			Macgregor, designated as Part 1 on Plan 55R-15318; Shuniah	(Corridor)			
			being part of PIN 62506-0198	,			
			w				
Thunder Bay							
Thunder Bay	TB01		Part of Southeast 1/4 of Mining Location N8, Twp of Gorham,	Permanent Easement	No		Easement
			designated as Parts 1 & 2 on Plan 55R-15327; Thunder Bay	(Corridor)			
			being part of PIN 62325-0254	()			
			3,,				Charge
							J
Thunder Bay	TB44		Part of North 1/2 Lot 6 Concession 2, Twp of Ware,	Permanent Easement	No		Easement
			designated as Part 6 on Plan 55R-15178; Thunder Bay being	(Corridor)			
			part of PIN 62322-0331				Charge
Thunder Bay	TB60		Part of Lot 11 Concession 3, Twp of Ware, designated as Parts		Yes		Easement
			1 & 4 on Plan 55R-15154; Thunder Bay being part of PIN	(Corridor)			
			62321-0168				Easement
							Easement
							Charge
							Claimant
							Claimant
Thunder Bay	TB64		Part of South 1/2 Lot 13 Concession 3, Twp of Ware,	Permanent Easement	No		Easement
,			designated as Parts 1 & 2 on Plan 55R-15321; Thunder Bay	(Corridor)			
			being part of PIN 62321-0162	,			Easement
							Easement
Thunder Bay	TB106		Part of Lot 30 Concession 2, Twp of Dawson Road Lots,	Permanent Easement	No		Easement
			desigated as Parts 5 & 6 on Plan 55R-15316, Thunder Bay	(Corridor)			
			being part of PIN 62319-0131				Charge
							Claimant re Unpaid Taxes
							Applicant us Unusid Tayon
							Applicant re Unpaid Taxes
Thunder Bay	TB149		Part of Mining Locations AL-641, Twp of Haines, designated as	Permanent Easement	No		Easement
' ' ' '			Part 1 on Plan 55R-15328, Thunder Bay being part of PIN	(Corridor)			
			62505-0591	[, , ,			







-0168 (LT) PAR-339

SUBJECT TO EASEMENT AS IN INST.

No. LPA83901

78.02 N80°49'30"W (P5&MEAS)

PART 4

PLAN '' 55R-15154

PART 2



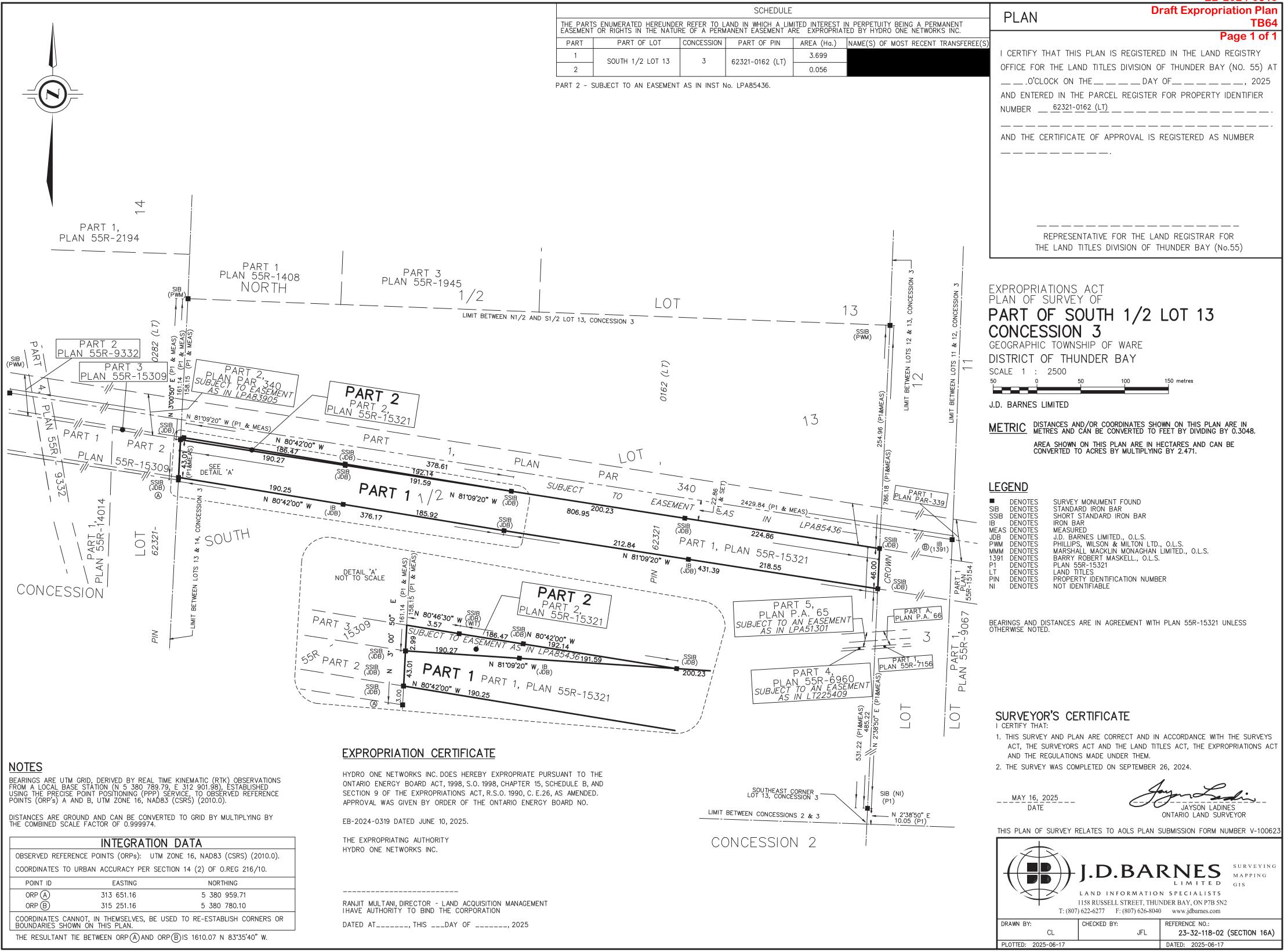
T: (807) 622-6277 F: (807) 626-8040 www.jdbarnes.com SR/GGH 23-32-118-02-SEC 15

DATED: 05/21/2025

FILE: G: \23-32-118\02\Drawing\118-02-SECTION 15.dgn

TH/KJ/DHT

Filed: 2025-06-18 EB-2024-0319

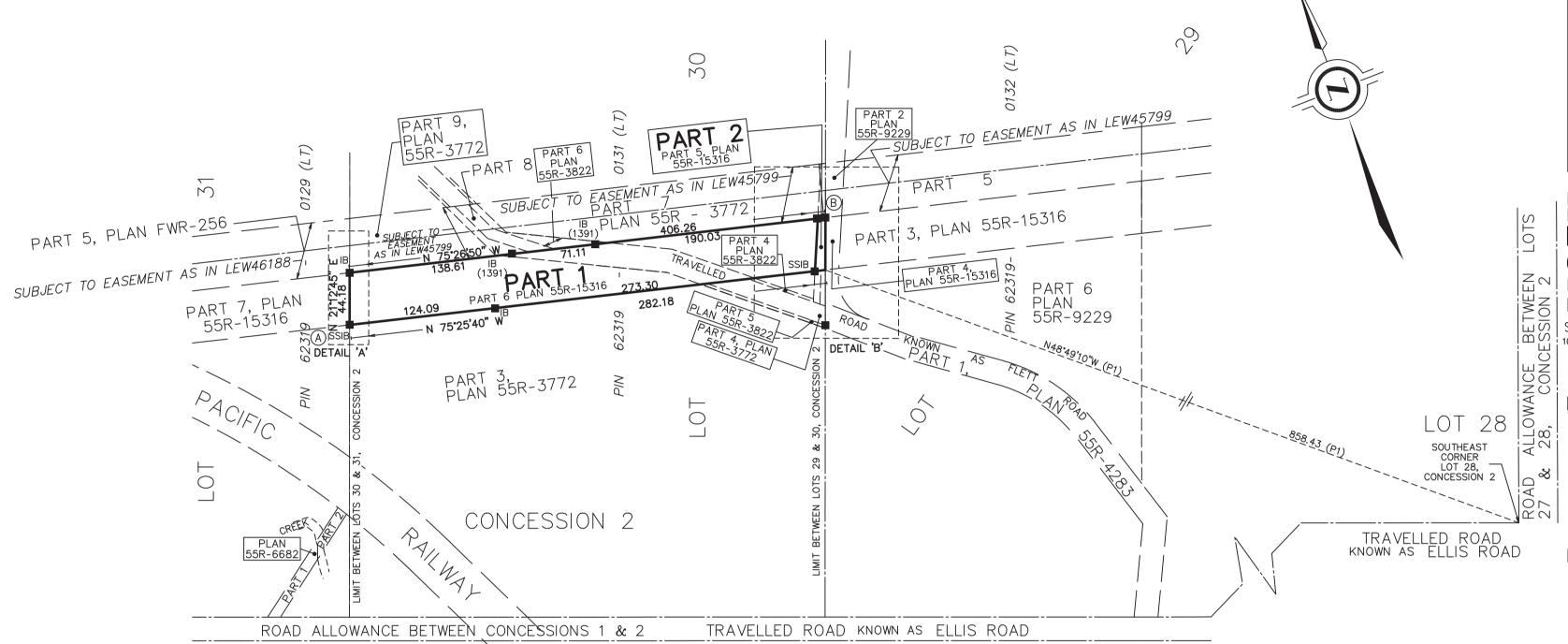


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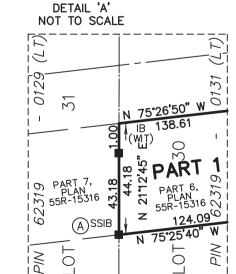
THE PARTS ENUMERATED HEREUNDER REFER(S) TO LAND IN WHICH A LIMITED INTEREST IN PERPETUITY BEING A PERMANENT EASEMENT OR RIGHTS IN THE NATURE OF A PERMANENT EASEMENT ARE EXPROPRIATED BY HYDRO ONE NETWORKS INC.

PART	PART OF LOT	CONCESSION	PIN	AREA	NAME OF MOST RECENT TRANSFEREE
1	70	2	PART OF	0.034 Ha.	
2	30		62319-0131 (LT)	1 752 Ha	



NOT TO SCALE 30 PART 2 PART 5, PLAN 55R-15316 7 SSIB N 75°26'50" W 190.03 PART 3, 10 – PLAN 316 PLAN 55R-15316 4-PART PART 6, PLAN \$ 55R-15316 μœ **e** Part 556 N 75°25'40" W PART 4 PLAN 55R-3772 PART 5 PLAN 55R-3827 \bigcirc 1N PART 1 55R-4283

DETAIL 'B'



INTEGRATION DATA OBSERVED REFERENCE POINTS (ORPs): UTM ZONE 16, NAD83 (CSRS) (2010.0). COORDINATES TO URBAN ACCURACY PER SECTION 14 (2) OF O.REG 216/10. POINT ID EASTING NORTHING ORP A 296 786.90 5 384 662.23 ORP B 297 196.13 5 384 601.34 COORDINATES CANNOT, IN THEMSELVES, BE USED TO RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN.

THE RESULTANT TIE BETWEEN ORP (A) AND ORP (B) IS 413.72 N N81°32'10"W

BEARINGS ARE UTM GRID, DERIVED BY REAL TIME KINEMATIC (RTK) OBSERVATIONS FROM A LOCAL BASE STATION (N 5 383 665.62, E 298 621.60), ESTABLISHED USING THE PRECISE POINT POSITIONING (PPP) SERVICE, TO OBSERVED REFERENCE POINTS (ORP's) A AND B, UTM ZONE 16, NAD83 (CSRS) (2010.0).

DISTANCES ARE GROUND AND CAN BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 1.000047.

ALL BEARING AND DISTANCES ON THE FACE OF THIS PLAN ARE IN AGREEMENT WITH PLAN 55R-15316, UNLESS OTHERWISE NOTED.

MONUMENTS WERE SET BY JDB UNLESS OTHERWISE NOTED.

LEGEND

PIN DENOTES

	SIB SSIB IB	DENOTES DENOTES DENOTES DENOTES	SHORT STANDARD IRON BAR
		DENOTES	
_		DENOTES	
	P1	DENOTES	
	JDB	DENOTES	
-	PWM	DENOTES	
	1391	DENOTES	B. MASKELL LTD., O.L.S.
	NI	DENOTES	
	P1	DENOTES	
	ΙT	DENOTES	LAND TITLES

PROPERTY IDENTIFICATION NUMBER

PLAN

Draft Expropriation Plan TB106

AND ENTERED IN THE PARCEL REGISTER FOR PROPERTY IDENTIFIER NUMBER 62319-0131 (LT)AND THE CERTIFICATE OF APPROVAL IS REGISTERED AS NUMBER

REPRESENTATIVE FOR THE LAND REGISTRAR FOR THE LAND TITLES DIVISION OF THUNDER BAY (No. 55)

EXPROPRIATIONS ACT PLAN OF SURVEY OF PART OF LOT 30 CONCESSION 2

DAWSON ROAD LOTS
DISTRICT OF THUNDER BAY



J.D. BARNES LIMITED

METRIC DISTANCES AND/OR COORDINATES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

AREAS SHOWN ON THIS PLAN ARE IN HECTARES AND CAN BE CONVERTED TO ACRES BY MULTIPLYING BY 2.471.

EXPROPRIATION CERTIFICATE

HYDRO ONE NETWORKS INC. DOES HEREBY EXPROPRIATE PURSUANT TO THE ONTARIO ENERGY BOARD ACT, 1998, S.O. 1998, CHAPTER 15, SCHEDULE B, AND SECTION 9 OF THE EXPROPRIATIONS ACT, R.S.O. 1990, C. E.26, AS AMENDED. APPROVAL WAS GIVEN BY ORDER OF THE ONTARIO ENERGY BOARD NO.

EB-2024-0319 DATED JUNE 10, 2025.

THE EXPROPRIATING AUTHORITY HYDRO ONE NETWORKS INC.

RANJIT MULTANI, DIRECTOR - LAND ACQUISITIONS AND MANAGEMENT I HAVE THE AUTHORITY TO BIND THE CORPORATION

DATED AT _____, THIS ____ DAY OF ____, 2025

SURVEYOR'S CERTIFICATE

PLOTTED:

2025-05-05

- THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS
 ACT, THE SURVEYORS ACT, THE LAND TITLES ACT AND THE EXPROPRIATIONS ACT,
 AND THE REGULATIONS MADE UNDER THEM.
- 2. THE SURVEY WAS COMPLETED ON MARCH 23, 2024.

DATE GENIPHILL LAOMOC ONTARIO LAND SURVEYOR

THIS PLAN OF SURVEY RELATES TO AOLS PLAN SUBMISSION FORM NUMBER V-100624



T: (807) 622-6277 F: (807) 626-8040 www.jdbarnes.com

DRAWN BY: CHECKED BY: REFERENCE NO.:
GL GL 23-32-118-02 (SECTION 25)

DATED: 2025-05-05

Draft Expropriation Plan SCHEDULE PLAN **NOTES** INTEGRATION DATA THE PART ENUMERATED HEREUNDER REFER(S) TO LAND IN WHICH A LIMITED INTEREST IN PERPETUITY BEING A PERMANENT EASEMENT OR RIGHTS IN THE NATURE OF A PERMANENT EASEMENT IS (ARE) EXPROPRIATED BY **TB149** BEARINGS ARE UTM GRID, DERIVED BY REAL TIME KINEMATIC (RTK) OBSERVATIONS OBSERVED REFERENCE POINTS (ORPs): UTM ZONE 15, NAD83 (CSRS) (2010.0). Page 1 of 1 HYDRO ONE NETWORKS INC. FROM A LOCAL BASE STATION (N 5 392 551.97, E 691 836.32), ÉSTABLISHED COORDINATES TO URBAN ACCURACY PER SECTION 14 (2) OF O.REG 216/10. USING THE PRECISE POINT POINT POSITIONING (PPP) SERVICE, TO OBSERVED NAME(S) OF MOST RECENT TRANSFEREE CERTIFY THAT THIS PLAN IS REGISTERED IN THE LAND REGISTRY PART PART OF PART OF PIN AREA (ha) REFERENCE POINTS (ORP's) A AND B, UTM ZONE 15, NAD83 (CSRS) (2010.0) EASTING NORTHING POINT ID OFFICE FOR THE LAND TITLES DIVISION OF THUNDER BAY (No. 55) AT DISTANCES ARE GROUND AND CAN BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.999985. ORP (A) 689 884.88 5 391 984.05 ORP (B) 690 247.97 5 392 125.55 ALL BEARING AND DISTANCES ON THE FACE OF THIS PLAN ARE IN AGREEMENT WITH PLAN 15R-15328, UNLESS OTHERWISE NOTED. MINING LOCATION AL-641 62505-0591 (LT) 1.17 AND ENTERED IN THE PARCEL REGISTER FOR PROPERTY IDENTIFIER COORDINATES CANNOT, IN THEMSELVES, BE USED TO RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN. MONUMENTS WERE SET BY JDB UNLESS OTHERWISE NOTED HAINES TOWNSHIP NUMBER 62505-0591 (LT) AND THE CERTIFICATE OF APPROVAL IS THE RESULTANT TIE BETWEEN ORP (A) AND ORP (B) IS 389.69 N 68°42'30" E. REGISTERED AS NUMBER __ _ _ _ _ _ THE KINGS HIGHWAY No. 11 (MTO PLAN P-3089-1 AS IN INSTRUMENT No.2313-A) (DESIGNATED AS KING'S HIGHWAY BY COUNCIL OC-2144/81 PLAN 235604 (P-3089-9)) (DESIGNATED AS A HIGHWAY BY P-3089-11 AS IN INSTRUMENT No. LT208692) 70 TOWNSHIP OF HAINES 9 REPRESENTATIVE FOR THE LAND REGISTRAR FOR THE LAND TITLES DIVISION OF THUNDER BAY (No. 55) EXPROPRIATIONS ACT PLAN OF SURVEY OF PART OF MINING LOCATIONS AL-641 SUBJECT TO AN EASEMENT AS IN LEW25029 SUBJECT EASEMENT LEW25106 9 UNSURVEYED TERRITORY & PART OF 0 THE TOWNSHIP OF HAINES SUBJECT TO AN EASEMENT AS IN INSTRUMENT LEW47169-DISTRICT OF THUNDER BAY PLAN —PART 294 PART 2 SCALE 1 : 1000 PART 3 -- PART 1 \bigcirc J.D. BARNES LIMITED -SUBJECT TO AN EASEMENT AS IN LT94958-METRIC DISTANCES AND/OR COORDINATES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048. -PLAN FWR -391-323.37 (P1 & MEAS) & MEAS) N 75°14'45" E 245.0+/-AREAS SHOWN ON THIS PLAN ARE IN HECTARES AND CAN BE CONVERTED TO ACRES BY MULTIPLYING BY 2.471. 12.6+ MTO PLAN **LEGEND** (P-3091-9)66, DENOTES DENOTES SURVEY MONUMENT FOUND STANDARD IRON BAR PART 1 PART 1 PLAN 55R-15201 ABONIE SHORT STANDARD IRON BAR IB DENOTES WIT DENOTES IRON BAR WITNESS PART 1, PLAN 55R-15328 CR MEAS DENOTES MEASURED ----PIN 62505-0591 (LT)------.PIN J.D. BARNES LIMITED., O.L.S. OWN ONTARIO HYDRO 23.7+/-MINISTRY OF TRANSPORTATION OF ONTARIO N 75°26'30" E 204.9+/-N 73°36'30" E PROPERTY IDENTIFICATION NUMBER PIN DENOTES SSIB EXPROPRIATION CERTIFICATE RE SER HYDRO ONE NETWORKS INC. DOES HEREBY EXPROPRIATE PURSUANT TO THE ONTARIO ENERGY BOARD ACT, 1998, S.O. 1998, CHAPTER 15, SCHEDULE B, AND -0589 (1) MINING SECTION 9 OF THE EXPROPRIATIONS ACT, R.S.O. 1990, C. E.26, AS AMENDED. APPROVAL WAS GIVEN BY ORDER OF THE ONTARIO ENERGY BOARD NO. SURVEYOR'S CERTIFICATE EB-2024-0319 DATED JUNE 10, 2025. 1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT, THE SURVEYORS ACT, THE LAND TITLES ACT AND EXPROPRIATIONS ACT, THE EXPROPRIATING AUTHORITY AND THE REGULATIONS MADE UNDER THEM. HYDRO ONE NETWORKS INC. D.BARNES 2. THE SURVEY WAS COMPLETED ON SEPTEMBER 27, 2024. LAND INFORMATION SPECIALISTS 1158 RUSSELL STREET, THUNDER BAY, ON P7B 5N2 T: (807) 622-6277 F: (807) 626-8040 www.jdbarnes.com RANJIT MULTANI, DIRECTOR - LAND ACQUISITIONS AND MANAGEMENT GENIPHILL LAOMOC ONTARIO LAND SURVEYOR I HAVE THE AUTHORITY TO BIND THE CORPORATION CHECKED BY: REFERENCE NO: DRAWN BY: 23-32-118-02 (SECTION 31A) THIS PLAN OF SURVEY RELATES TO AOLS PLAN SUBMISSION FORM NUMBER V-100625. DATED AT __ _____, THIS _____ DAY OF _____, 2025

DATED: 2025-06-17

PLOTTED: 2025-06-17