



Hydro Place, 500 Columbus Drive,
P.O. Box 12800, St. John's, NL
Canada A1B 0C9
t. 709.737.1833 or 1.888.576.5454
f. 709.737.1985

Doc. No. 09-12/4005

December 10, 2009

Ms. Cheryl Blundon
Director – Corporate Services and Board Secretary
Board of Commissioners of Public Utilities
120 Torbay Road
P. O. Box 21040
St. John's, NL A1A 5B2

Dear Ms. Blundon:

RE: Application for Establishment of a Water Management Agreement

Please find attached a Submission on behalf of Nalcor Energy pursuant to Section 6 of the Water Management Regulations as it relates to the matter of an application by Nalcor Energy to establish the terms of a water management agreement between Nalcor Energy and Churchill Falls (Labrador) Corporation Limited for the Churchill River, Labrador.

Sincerely,

A handwritten signature in black ink, appearing to read 'Geoffrey P. Young', is written over the printed name.

Geoffrey P. Young
Senior Legal Counsel

cc Andrew MacNeill, Vice President and General Manager, CF(L)Co.
Peter Hickman, Senior Legal Counsel, CF(L)Co.
Jamie Smith, QC, Smith Law Offices

Attachment

IN THE MATTER OF the *Electrical Power Control Act, 1994*, SNL 1994, Chapter E-5.1, as amended (the "EPCA"); and

IN THE MATTER OF an application by Nalcor Energy to establish the terms of a water management agreement between Nalcor Energy and Churchill Falls (Labrador) Corporation Limited for the Churchill River, Labrador.

**SUBMISSION ON BEHALF OF NALCOR ENERGY
pursuant to Section 6 of the Water Management Regulations**

THE SUBMISSION OF Nalcor Energy SAYS THAT:

(a) *Names of all suppliers and affected transmission providers*

The names of all Suppliers on the Churchill River are Churchill Falls (Labrador) Corporation Limited (CF(L)Co) and Nalcor Energy.

The name of the affected transmission provider is Nalcor Energy. The transmission facilities for the purpose of water management are described at page 10, lines 1-2, of Nalcor's Pre-filed Evidence.

(b) *Summary of the facts and issues in dispute*

The facts are set forth in the Application and the Pre-filed Evidence of Nalcor Energy. CF(L)Co has proposed the same water management agreement as Nalcor for the Churchill River. Consequently, there are no issues in dispute between the Suppliers with respect to the water management agreement.

(c) *Proposed water management agreement*

The proposed water management agreement is set forth in Schedule "A" to the Application.

(d) ***Copies of existing power contracts***

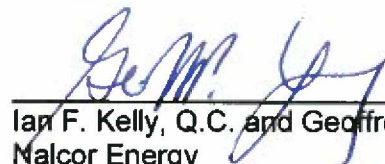
The existing power contracts are identified and described at pages 5-7 of the Pre-filed Evidence. Copies of the contracts are contained in Volume II of the Pre-filed Evidence.

(e) ***Other matters***

The Pre-filed evidence of Nalcor Energy explains the purpose and operation of the water management agreement and other matters pertinent to the Application.

DATED at St. John's, NL, this *10th* day of December, 2009.

NALCOR ENERGY



Ian F. Kelly, Q.C. and Geoffrey Young
Nalcor Energy
P. O. Box 12400
St. John's, NL
A1B 4K7

Telephone: (709) 737-1277
Telecopier: (709) 737-1782
Internet: info@nalcorenergy.com