

David Schulze

From: Liette L.B. Boudreau [greffe.conseil@ekuanitshit.ca]
Sent: April-02-12 10:46 AM
To: David Schulze
Subject: TR: Consultation- Crown Lands Application #140594, Nalcor Energy
Attachments: CL app SubSTN 23Mar12.pdf; SUBSTN 23MAR12.pdf

De : Marie-Elda M-E.M. Mestokosho
Envoyé : 2 avril 2012 09:32
À : Jean-Charles J-C.P. Piétacho
Cc : Liette L.B. Boudreau
Objet : TR: Consultation- Crown Lands Application #140594, Nalcor Energy

De : Durno, Lynn [mailto:ldurno@gov.nl.ca]
Envoyé : 2 avril 2012 09:29
À : Marie-Elda M-E.M. Mestokosho
Cc : stevepellerin@nalcorenergy.com; Harvey, Brian
Objet : Consultation- Crown Lands Application #140594, Nalcor Energy

April 2, 2012

I am writing on behalf of the Government of Newfoundland and Labrador's Crown Lands Administration Division, Department of Environment & Conservation; we are responsible for certain regulatory approvals which Nalcor Energy requires for its Lower Churchill Hydroelectric Generation Project, and we have received the enclosed Application for title under part 1 of Newfoundland and Labrador *Lands Act*, SNL 1991 c.36. Any comments you may wish to make in relation to this application are welcome within thirty (30) days of the date of this letter.

You may also wish to consult the Department of Environment & Conservation's Environmental Assessment website, which contains important documents related to the Lower Churchill Hydroelectric Generation Project, online: <http://www.env.gov.nl.ca/env/env_assessment/projects/Y2010/1305/index.html>, as well as the Canadian Environmental Assessment Agency's web registry of documents related to the Project, online: <<http://www.ceaa.gc.ca/050/05/documents-eng.cfm?evaluation=26178>>.

Please note all information disclosed to you is for your use for the purposes of consultation on the relevant Application only and is not to be used for any other purposes or disclosed to any other person without the written consent of Nalcor Energy.

The official language of the Government of Newfoundland and Labrador is English. As such, this notice, in English, is the official and authoritative communication from the Government of Newfoundland and Labrador to your organization. The French translation of this notice, which follows below, is for your convenience only.

Please do not hesitate to contact the undersigned should you have any questions or concerns regarding the information or documentation included herewith.

Sincerely,

Lynn Durno

01/05/2012

Lands Officer I
Crown Lands Division
Dept. of Environment and Conservation
P.O. Box 3014, Station B
Happy Valley-Goose Bay NL A0P 1E0
Telephone No. (709)896-2488
Facsimile No. (709)896-9566

TRADUCTION NON OFFICIELLE

Je vous écrit au nom du « Department of Environment and Conservation – Crown Lands Division » du gouvernement de Terre-Neuve-et-Labrador. Nous sommes responsables de certaines autorisations réglementaires qui Nalcor Energy a besoin pour son projet Projet de centrale de production d'énergie hydroélectrique dans la partie inférieure du fleuve Churchill, et nous avons reçu le joint Demande de titre foncier en vertu du « *Lands Act*, SNL 1991 c.36. ». Toute observation que vous pourriez faire à l'égard de cette demande sont les bienvenus dans les 30 jours de la date de cette lettre.

Vous pouvez également consulter le site Web de l'évaluation environnementale du ministère de l'Environnement et Conservation, qui contient des documents importants liés au projet: http://www.env.gov.nl.ca/env/env_assessment/projects/Y2010/1305/index.html, ainsi que le Régistre canadien d'évaluation environnementale, qui contient de nombreux documents liés au projet, en ligne: <http://www.ceaa.gc.ca/050/05/documents-eng.cfm?evaluation=26178>.

S'il vous plaît noter que tous les renseignements communiqués à vous est pour votre utilisation à des fins de consultation sur la demande appropriée et ne doit pas être utilisé à d'autre fins ou communiquées à toute autre personne sans le consentement écrit du Nalcor Energy.

La linge officielle du gouvernement de Terre-Neuve-et-Labrador est l'anglais. En conséquence, la lettre signée en anglais, à qui cette lettre est jointe, comprend la communication autorité du gouvernement de Terre-Neuve-et-Labrador à votre organisation; cette traduction française non officielle est pour plus de commodité seulement.

S'il vous plaît communiquer avec le soussigné si vous avez des questions ou des préoccupations à l'information ou la documentation ci-jointe.

Sincèrement,

Lynn Durno
Lands Officer I
Crown Lands Division
Dept. of Environment and Conservation
P.O. Box 3014, Station B
Happy Valley-Goose Bay NL A0P 1E0
Telephone No. (709)896-2488
Facsimile No. (709)896-9566

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."

Newfoundland Labrador

Environment and Conservation

APPLICATION FOR CROWN LANDS

FOR DEPARTMENT USE ONLY

APPLICATION NO. _____ RECEIPT NO. _____

FILE NO. _____ AMOUNT _____ DATE _____

DATE REGISTERED _____ INDICATED ON PLAN NO. _____

INITIAL _____ TOPO NO. _____ INITIAL _____

APPLICATION INFORMATION

SURNAME NALCOR ENERGY	GIVEN NAME	MIDDLE NAME	AGE
MAILING ADDRESS P.O.Box 12800 (500 Columbus Drive)			
CITY/TOWN St. John's	PROVINCE NL	POSTAL CODE A1B 0C9	
BUSINESS TELEPHONE 737-1944		HOME TELEPHONE	
ARE YOU A RESIDENT OF THE PROVINCE OF NEWFOUNDLAND AND LABRADOR? <input type="checkbox"/> YES <input checked="" type="checkbox"/> N/A <input type="checkbox"/> NO		ARE YOU AN EMPLOYEE OF THE DEPARTMENT OF ENVIRONMENT AND CONSERVATION? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
HAVE YOU, YOUR SPOUSE, OR ANY DEPENDENT CHILDREN EVER APPLIED FOR, OR RECEIVED LAND FROM THE CROWN? <input type="checkbox"/> YES <input type="checkbox"/> NO			
IF YES, SPECIFY TITLE NO(s). N/A			

PROPOSED TENURE AND USE

TYPE OF APPLICATION	<input type="checkbox"/> LEASE	<input type="checkbox"/> GRANT	<input type="checkbox"/> LICENCE TO OCCUPY
LAND USE	<input type="checkbox"/> RESIDENCE	<input type="checkbox"/> COTTAGE	<input type="checkbox"/> AQUACULTURE
	<input checked="" type="checkbox"/> COMMERCIAL (provide detailed description below)	<input type="checkbox"/> OTHER (provide details below)	<input type="checkbox"/> AGRICULTURE (provide details below)
Electrical Sub Station			
temporary for construction project - 5 years			
DESCRIBE BUILDINGS TO BE ERECTED (if applicable)			
DIMENSIONS: LENGTH _____ WIDTH _____ N/A			
PROPOSED WATER AND SEWAGE FACILITIES (if applicable)			
<input type="checkbox"/> WELL	<input type="checkbox"/> SEPTIC	<input type="checkbox"/> MUNICIPAL WATER	<input type="checkbox"/> MUNICIPAL SEWER
<input type="checkbox"/> OTHER (provide details below)			
N/A			

LAND DESCRIPTION

THE LAND IS SITUATED AT Muskrat Falls	
IN THE ELECTORAL DISTRICT OF Lake Melville	
IS THE LAND APPLIED FOR LOCATED WITHIN MUNICIPAL BOUNDARIES? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO IF YES, YOU MUST ENCLOSE A MUNICIPAL RECOMMENDATION FORM IF YES, YOU MUST ENCLOSE A MUNICIPAL RECOMMENDATION FORM NOTE: THIS FORM IS AVAILABLE FROM THE MUNICIPAL COUNCIL, REGIONAL LANDS OFFICE, & GOVERNMENT SERVICE CENTRES	
APPROXIMATE DIMENSIONS OF THE LAND	
FRONTAGE 190 metres	DEPTH 150 metres
DISTANCE TO CLOSEST WATERBODY 600 metres	NAME OF WATERBODY (if applicable)
IS THE SITE ACCESSIBLE BY ROAD? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
IF NO, WILL THE SITE REQUIRE NEW ROAD CONSTRUCTION FOR ACCESS? <input type="checkbox"/> YES <input type="checkbox"/> NO	IF YES, WHAT WILL BE THE APPROXIMATE LENGTH OF THE ROAD? _____ metres
FOR SITES WITHOUT ROAD ACCESS, PLEASE INDICATE METHOD OF TRANSPORTATION <input type="checkbox"/> WALKING <input type="checkbox"/> A.T.V. <input type="checkbox"/> BOAT <input type="checkbox"/> SNOWMOBILE <input type="checkbox"/> AIRCRAFT	
FOR SITES WITHOUT ROAD ACCESS, LOCATION OF ACCESS ROUTE MUST BE INDICATED ON THE MAP ATTACHED TO THE APPLICATION AND ACCESS BY A.T.V. MUST BE IN ACCORDANCE WITH A.T.V. REGULATIONS.	
IS THE SITE PRESENTLY OCCUPIED: FENCES, BUILDINGS, SIGNS, CLEARING, LOCAL UNDERSTANDING? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
IF YES, STATE YEAR OCCUPATION COMMENCED, AREA OCCUPIED AND NAME OF PERSON WHO DEVELOPED OR OCCUPIED THE LAND	
ARE YOU AWARE OF ANY EVIDENCE OF PREVIOUS LAND USE, SUCH AS FENCES, BUILDINGS, SIGNS, CLEARING, LOCAL UNDERSTANDING, ETC.? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
IF YES, STATE YEAR OCCUPATION COMMENCED, AREA OCCUPIED AND NAME OF PERSON WHO DEVELOPED OR OCCUPIED THE LAND	

DESCRIPTION OF LAND

Please Note: When your application is accepted by this Department you are required to identify the site in the field by clearly marking your corner posts. If there is a discrepancy between the area marked in the field and the area indicated on the map, the latter shall prevail.

Sketch the land applied for showing distance to prominent nearby features such as buildings, fences, road intersections. Map must also be attached.

BOUNDED ON NORTH BY	crown land
BOUNDED ON SOUTH BY	crown land
BOUNDED ON EAST BY	crown land
BOUNDED ON WEST BY	crown land
PLEASE NOTE: IT IS THE POLICY OF THE CROWN LANDS DIVISION TO ACCEPT APPLICATIONS ON A FIRST COME, FIRST SERVE BASIS. APPLICATIONS MUST BE FULLY COMPLETED, WITH A MAP SHOWING THE EXACT LOCATIONS OF THE LAND APPLIED FOR TOGETHER WITH THE APPLICATION FEE. THE APPROVED MUNICIPAL RECOMMENDATION FORM FROM COUNCIL, IF APPLICABLE, MUST ALSO BE ATTACHED. ONLY THEN WILL THE APPLICATION BE ACCEPTED AND DEEMED REGISTERABLE BY THIS DEPARTMENT.	

SKETCH

USE THE AREA BELOW TO SKETCH THE LAND APPLIED FOR SHOWING DISTANCE TO PROMINENT NEARBY FEATURES SUCH AS BUILDINGS, FENCES, ROAD INTERSECTIONS. MAP MUST ALSO BE ATTACHED.

see attached map

AFFIDAVIT OF APPLICANT (to be read carefully)

I, John Cooper (for Nalcor Energy) do hereby make oath and declare as follows:

- (a) The information contained in this application is true and correct to the best of my knowledge and belief.
- (b) I have inspected the land applied for and have found no evidence of occupation (with the exception of No. 6 and/or No. 7 on page 1, where applicable).
- (c) I am not aware of any adverse claim to the land applied for by any person(s).
- (d) I recognize and accept that I am solely responsible for correctly identifying the parcel of land that is the subject of this application.
- (e) I fully understand that acceptance of this application by the Department does not give me any rights or privileges in relation to the land under application.
- (f) I FULLY UNDERSTAND THAT THE LAND IS NOT TO BE OCCUPIED UNTIL I RECEIVE A FULLY EXECUTED TITLE DOCUMENT.
- (g) I FULLY UNDERSTAND THAT, UNDER SECTION 14 OF THE LANDS ACT, THE MINISTER OF GOVERNMENT SERVICES AND LANDS MAY CANCEL OR REFUSE THIS APPLICATION AT HIS OR HER DISCRETION AT ANY TIME PRIOR TO THE DELIVERY OF A FULLY EXECUTED TITLE DOCUMENT.

Sworn before me

At St. John's

this 23 day of March 2012

Paul Bennett

Official Administering Oath

Paul Bennett
A Commissioner for Oaths in and for the
Province of Newfoundland and Labrador
My commission expires on
December 31, 2013.

John Cooper
Applicant's Signature

NOTE: A non-refundable processing fee of ONE HUNDRED DOLLARS (\$100.00 plus H.S.T.) must accompany this application.

Cheques or money orders are to be made payable to the NEWFOUNDLAND EXCHEQUER ACCOUNT.

FOR DEPARTMENT USE ONLY**SUMMARY OF AGENCY REFERRALS**

	Approved	Refused	Comments Attached	Date Sent	Date Received
<input type="checkbox"/> Government Service Centre	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Mines Branch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Transportation Branch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Urban and Rural Planning Division	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Municipal Assessment Agency	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Environmental Assessment Division	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Water Resources Division	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Dept. of Fisheries and Aquaculture	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Agriculture Branch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Forestry Branch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Wildlife Division	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Parks Division	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Municipal Authority	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Fisheries and Oceans (Federal)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Tourism Development Division	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/> Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____

Officers Comments: _____

Date _____

Lands Management/Lands Officer _____

Recommendation of Regional Office:☐ Approved (Complete section below)☐ Refused (Give reason)

Date _____

Regional Lands Manager _____

This section to be completed by Regional Office when approval is recommended.

Area approved _____ Frontage _____ Consideration/Rental _____ Back/Rental _____

☐ Lease ☐ Grant ☐ Licence ☐ Other ☐ Type _____Cabinet approval required ☐ Yes ☐ No

Special instructions to surveyor (if any): _____

Departmental decision:☐ Approved ☐ Refused ☐ Deferred ☐ To Cabinet

Special instructions: _____

Date _____

Director of Lands Management _____

Special Conditions of Approval: _____

Date

Regional Lands Manager

Special Title Conditions: _____

Date

Regional Lands Manager

SubStation and
parking area

TLH

Muskrat Falls

*Churchill
River*

**Muskrat Falls
SubStation and parking
for project construction**

