

**PROVINCE OF MANITOBA  
MANITOBA SUSTAINABLE DEVELOPMENT**

**SECOND SHORT-TERM EXTENSION LICENCE  
FOR THE DEVELOPMENT OF WATER POWER  
Pointe du Bois Site, Winnipeg River**

Issued to Manitoba Hydro (“the Licensee”), being duly incorporated by an Act of the Legislature of the Province of Manitoba whose head office address is at 360 Portage Avenue, Winnipeg, Manitoba, R3C 2P4, issued in accordance with The Water Power Act (C.C.S.M. c. W60), and the Water Power Regulation (M.R. 25/88R).

WHEREAS:

- A. The Licensee is the holder of a Short-term Extension Licence for the Pointe du Bois site, a licence under *The Water Power Act*, dated the 30<sup>th</sup> day of December, 2011 for a term of five (5) years from the 1<sup>st</sup> day of January, 2012, as the extension of the previously issued Fourth Renewal Licence (a copy of the Fourth Renewal Licence is attached as Schedule “A” of this Second Short-term Extension Licence);
- B. The Licensee by letter dated August 1, 2007, signed by T.M. Miles, Manager, Hydraulic Operations Department, applied for a renewal of the Pointe du Bois Fourth Renewal Licence;
- C. The Fourth Renewal Licence has not yet been renewed, and the Licensee has applied by letter dated July 19, 2016 signed by W. V. Penner, Manager, Hydraulic Operations Department, to the Manager of Water Use Licensing Section of Manitoba Sustainable Development for a Short-term Extension Licence Renewal for the Pointe du Bois development in accordance with section 92(6) of the Water Power Regulation and has done all things which, in the opinion of the Director, are required to be done by the Licensee prior to the issuance of this Second Short-term Extension Licence;
- D. It is contemplated that decisions will be made about the application for a Fifth Renewal licence during the term of this Second Short-term Extension Licence;
- E. The Licensee has duly executed an acceptance of the terms and conditions of this Renewal Short-term Extension Licence and has undertaken to observe and fulfill all the terms and conditions which the Licensee is required to observe and fulfill under this Second Short-term Extension Licence:

This Second Short-term Extension Licence is issued, granting to the Licensee:

- (a) the right to impound divert and use water of the Winnipeg River at and near the Pointe du Bois Site;
- (b) the right to develop electric power and energy from the said waters;
- (c) the right to generate, transmit, distribute, sell and deliver the said electric power and energy and for that purpose to use and occupy the lands of the Province

described in the Fourth Renewal Licence; and

- (d) the right to operate and maintain the undertaking, the location and description of which is shown upon the record plans numbered and filed in the office of the Director at Winnipeg.

on the same terms and conditions as set out in the Fourth Renewal Licence dated the 17<sup>th</sup> day of August, 1992, subject to the following specific terms and conditions:

1. This Second Short-term Extension Licence Renewal shall apply from January 1, 2017 to and including January 1, 2022.
2. On the second day of January in each year the Licensee shall pay an annual rental in advance for the use and occupation of lands of the Province described in paragraph 4 (a), (b), (c) and (d) of the Fourth Renewal Licence at the rates set from time to time by Regulation under *The Water Power Act*.<sup>1</sup>
3. The Licensee shall pay an annual rental for the use of water for the development of power at the rates set from time to time by Regulation under *The Water Power Act* and payable at the times and in the manner provided for by Regulation under *The Water Power Act*.<sup>2</sup>
4. The terms and conditions set out in the Fourth Renewal Licence apply as if set out specifically in this Second Short-term Extension Licences, except:
  - (a) in paragraph 2 “one hundred and five thousand (105,000) horsepower<sup>3</sup>” shall be “one hundred fourteen thousand (114,000) horsepower<sup>4</sup>”; and
  - (b) where the terms and conditions of the Fourth Renewal Licence are inconsistent with the terms and conditions set out specifically in this document, the terms and conditions set out in this document will apply.
5. The Licensee shall comply with *The Water Power Act* and the Water Power Regulation.

ISSUED at Winnipeg this

8<sup>th</sup> day of March 2017.

**Original Signed by Cathy Cox**

Minister of Sustainable Development

<sup>1</sup> Rental rates for land use are currently set out in s. 48(3.1) of the Water Power Regulation.

<sup>2</sup> Rental rates for the use of water for the development of power are currently set out in s. 48(3.2) of the Water Power Regulation.

<sup>3</sup> 105,000 horsepower equals approximately 78.3 megawatts

<sup>4</sup> 114,000 horsepower equals approximately 85.0 megawatts

**Schedule "A" – Fourth Renewal Licence dated August 17, 1992**