

APPENDIX E

**ABORIGINAL CONSULTATION
AND
ENGAGEMENT**

ABORIGINAL CONSULTATION PLAN

Xeneca Power

**For Class Environmental Assessment for Waterpower
and related activities to Commercial Operation of
the Waterpower Plant**

**Serpent River Sites:
(Four Slide and McCarthy Chutes)**



June 2011

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1 INTRODUCTION

1.1 Background

Xeneca Power Development Inc. (Xeneca) is proposing to develop two new waterpower developments on the Serpent River southeast of Elliot Lake: a 2 MW plant at McCarthy Chute and a 7.3 MW plant at Four Slide Falls. These projects are subject to the provisions of the “Class Environmental Assessment (Class EA) for Waterpower Projects” (March 2011) and related consultation for other Crown processes. Aboriginal Community consultation will be an integral component of this process. Input and questions will be sought from Aboriginal Communities identified by the Crown or who wish to engage.

This document serves three purposes. First, is to outline Xeneca’s commitments to the Aboriginal Communities. Second, to outline Xeneca’s responsibilities to the provincial and federal Crown as it relates to the Class EA, Approvals, Permitting and other processes. Third, is to outline issues of concern or challenges. This document will be aligned with the Class EA to establish an on-going process which addresses benefits and desired mutual engagement between Xeneca and Aboriginal Communities. Moreover, it outlines the various junctures where the Community can intervene after the EA Report is complete and a voluntary engagement process that Xeneca wishes to pursue.

Xeneca’s goal is to establish and maintain a relationship with those Aboriginal Communities that wish to engage in a mutually respectful manner. This involves:

- Providing information about the projects in a timely manner.
- Outlining opportunities to engage.
- Answering questions and addressing concerns on an on-going basis.
- Listening to input from the Communities.
- Making efforts to maintain the relationship.
- As required address compensation and mitigation efforts.
- Be open to discussing Community benefits, where appropriate.

Xeneca’s goal is to build and maintain a relationship with those Aboriginal Communities that wish to engage to Commercial Operations of the waterpower projects; and thereafter if desirable by the Aboriginal Communities. In **Table 1: Aboriginal Engagement** Xeneca has outlined opportunities to engage.

Table 1: Aboriginal Engagement

Opportunity to Engage	Engagement	Timing	Challenges	Status
MNR Engagement on Waterpower Site release and benefit discussions	MNR selects those Communities it believes are entitled to benefit discussions MNR notifies Local and Identified communities Xeneca conducts benefit discussions	MNR has a minimum 180 day engagement period Xeneca treats this as open ended process. See Table 2 Goal is to complete process prior to Location Approval	1. MNR has selected the Communities entitled to a benefit which does not include all Communities entitled to Consultation under other processes. See Table 2 2. Policy confusion leads to delays in starting process 3. Does not completely align with other provincial processes. Is based on Policy and Procedures. Proponent aligns Intent with Bill 150, Green Energy and Green Economy Act, 2009, where the Minister of Energy has the responsibility to enable Communities to Benefit from FIT projects Contracts	1. Identified Aboriginal Communities have been engaged 2. Xeneca is seeking to work with Communities to obtain funding from Crown 3. Open to negotiating a partnership and/or benefits
Class EA Administered by the Ontario Ministry of the Environment Supervised by the "One Window" Ministry of Energy	Project information provided and engagement sought to determine potential adverse effects (on community rights; respond to efforts to address these concerns; Accommodation where appropriate). Copy of Final EA Report provided and comments sought; further engagement if necessary	See Process and Timelines Section 2.3 If an Aboriginal community has asserted that the Crown has a duty to consult based on the potential adverse effects on an Aboriginal or treaty right during the course of engagement about the potential effects of the Class EA project, the proponent should notify the Director of the EAAB	1. Confusion that this process does not capture benefits beyond mitigation and compensation 2. Federal EA can be triggered later in the process. 3. Consultation process and crown expectations have not been coordinated between ministries and government. Found challenging by proponent and Aboriginal communities.	See Process and Timelines Section 2.3
Discussions to establish post-EA-Report information exchange and as required additional Consultation	Debriefing with Chief and Council and Community for those who participated or which expressed interest during the EA process Establish consultation and information exchange process post-EA Aboriginal information Center, if requested	Voluntary on the part of Proponent Process to be determined with the Community		
Archeology Studies Ontario Ministry of Culture and Tourism	Phase 1 completed as part of the Class EA Phase 2 and thereafter completed after the Class EA	1. Aboriginal Communities provided Phase 1 for comment 2. Phase 2+ field studies voluntarily offer field engagement. Xeneca will seek input and address questions and concerns 3. Phase 3 studies require further Crown consultation with Aboriginal Communities with Proponent's support		1. Phase 1 to be provided to Communities for comment 2. Organizing Community participation in Phase 2+ studies
Location Approval. Request to commence MNR Permitting and Approvals Requires review and completion of specific tasks and Letters of Advice and/or Comfort from other Federal and Provincial Ministries	Request by Xeneca to begin this step by Letter to the District Office as outlined in the Lakes and Rivers Improvement Act District reviews EA Report and may make other reasonable requests for documents and information so District Manager can make their decision Will include assessing of Crown's duty to consult based on the Aboriginal Consultation Record; may outline further consultation requirements prior to proceeding	After EA Report is issued Statement of Completion	To be determined	To be determined
Provincial Approvals and Permits	Those permits and approval studies not captured in Class EA can require notification and consultation. (Resource Stewardship and Facility Development Class EAs for complementary aspects of the integrated project)	To be determined		
Federal Approval and Permits	Detailed Project Design is submitted during/after provincial permitting and if not suitable can trigger a Federal EA	1. Detailed Project Design provided to Communities for comment 2. Review of Aboriginal Consultation 3. Federal EA and consultation process if required		
Community notified that Construction is starting to Commence	1. First Nation partnerships and benefit agreements completed 2. Separate consultation process established with Aboriginal Communities receiving benefits or in partnership 3. Debriefing with Chief and Council and Community for those entitled to consultation if desired	Voluntary on the part of Proponent Process to be determined with the Community Maybe covered in partnership or benefits agreement (s)		
Community notified of Project Commissioning	1. Invited to Grand Opening 2. Debriefing with Chief and Council and Community if desired	On the part of Xeneca Process to be determined with the Community. Maybe covered in form of an agreement (s)		
Annual Project reporting	Annual update on project if desired	Voluntary on the part of Xeneca with process determined by the Community. Maybe covered in partnership or benefits agreement (s)		

As Table 1 outlines there is a series of opportunities to engage with Aboriginal Communities and for Agency review and comment with Aboriginal Communities and Xeneca. Xeneca’s goal is to build and maintain these relationships while fulfilling its support role of the Crown’s Duty to Consult and its Fiduciary responsibilities to Aboriginal Communities.

Aboriginal Communities identified by the Crown outlines those Communities that Xeneca has engaged (Table 2). **Local Aboriginal community** means an Aboriginal community(ies) that may claim the area contemplated for site release as their traditional land use area. **Identified Aboriginal community** means an Aboriginal community located within or adjacent to the tertiary watershed, where a potential greenfield waterpower development on Crown land may be located.

Table 2. Aboriginal Communities: Local and Identified

Local Aboriginal Communities
Serpent River First Nation North Channel Metis Council Métis Nation of Ontario
Identified Aboriginal Communities
Serpent River First Nation Sagamok Anishnawbek Mississauga First Nation

1.2 Overview of Legal:

Xeneca responsibility is to meet required consultation responsibilities and to provide reasonable voluntary support to the Crown’s efforts to consult and meet their fiduciary responsibilities to the Aboriginal Communities. Xeneca has encountered different approaches and misalignment between Agencies on consultation and meeting the Crown’s fiduciary responsibility to the Aboriginal Communities.

Aboriginal and treaty rights are protected under Section 35 of the Canadian Constitution and affirmed by decisions of the Supreme Court of Canada. Aboriginal and treaty rights are associated with traditional and cultural land use activities and values. Hunting, trapping, fishing and gathering activities are examples of traditional land use. Burial grounds, sacred/ceremonial areas, and other archaeological sites are examples of culturally significant values that require protection.

Under case law (Haida 2004 and Taku River, 2004) the Supreme Court of Canada ruled that the Crown has the legal duty to consult as well as the duty to accommodate First Nation, Metis and Inuit when there is knowledge of an established or asserted Aboriginal right. Other Case law (Mikisew Cree, 2005) also recognized the obligation to consult when the Crown is proposing to develop natural resources. Harvesting rights of the Metis are now protected by the Supreme Court ruling under R. v. Powley (2003). The Supreme Court has also said that the Aboriginal Communities also have a duty to engage with the Crown and the proponent.

Together, these Supreme Court rulings provide the legal foundation and guidance for Aboriginal consultation for the Crown that Xeneca supports.

Corporately, Xeneca also supports the Crown's Fiduciary responsibility to the Aboriginal Communities through reasonable effort to engage and develop benefits or partnerships. This supports Ontario Bill 150, Green Energy and Green Economy Act, 2009 and is aligned with the goals of this legislation and where possible the Ministry of Natural Resources policy and procedures. Further, Xeneca will assist Aboriginal Communities in accessing government programs and funding. Xeneca's approach to consultation and relationship building with Aboriginal Communities is clearly articulated on the company website under the Aboriginal Relations section at www.xeneca.com.

1.3 Xeneca's Approach:

Xeneca treats aboriginal relationships with great importance and therefore created an Aboriginal Relations Liaison position within the company to manage the Aboriginal Relations Policy, Guiding Principles and meet the requirements of the government policies.

The Class EA process requires Xeneca Power Development Inc. to undertake an evaluation of the proposed waterpower projects to determine their potential effects to the environment (positive and negative) during their construction and operation and prepare an Environmental Report. The project may also require review and approval under the Canadian Environmental Assessment Act and post-EA approvals are also needed from Regulatory Agencies.

Xeneca's goal as proponent is to support the Crown's consultation objectives to the best of its ability. Xeneca views these objectives to the Aboriginal Communities as:

- Provide information and be responsive to questions and input.
- Outline process and issues to the Communities.
- Maintain records of correspondence and engagement.

- To reflect input questions and responses in the EA Report and subsequent processes accurately and respectfully.
- Seek to have Aboriginal Communities obtain benefits from the projects where reasonable possible.
- Respect the Aboriginal Communities right to choose not to engage.
- Provide the Crown on request information concerning the proponent's activities.

1.4 Purpose of the Aboriginal Consultation Plan

The Consultation Plan is intended to provide clearly defined goals, procedures and schedules to ensure an effective Aboriginal Communities consultation and/or participation program(s) and to meet the requirements of the Class EA subsequent approvals, permits and other processes and where possible support Aboriginal Benefits from the project. .

Xeneca's approach to Aboriginal Consultation Planning is to be proactive and progressive. Xeneca is aware of the dynamic relationships between Aboriginal governments and the Crown, relationships between Aboriginal communities and policy & regulation changes that affect energy projects.

There are a number of provincial and federal legislations and agencies governing resource development. Xeneca will support their consultation efforts in a reasonable manner and meet its responsibilities. The following is a list of legislation and associated agencies that require consultation for water power projects.

Federal

- Canadian Environmental Assessment Act (CEA Agency)
- Fisheries Act (Fisheries and Oceans Canada)
- Navigable Waters Protection Act (Transport Canada)
- Historic Canals Regulations and National Parks Act (Parks Canada)
- Species at Risk Act (Environment Canada, Fisheries and Oceans Canada)
- Dominion Waterpower Act (Indian and Northern Affairs Canada)

Provincial

- Public Lands Act (Ministry of Natural Resources)
- Provincial Parks and Conservation Reserves Act (Ministry of Natural Resources)
- Endangered Species Act (Ministry of Natural Resources)
- Conservation Authorities Act (Ministry of Natural Resources)Water Resources Act (Ministry of the Environment)
- Clean Water Act (Ministry of the Environment)
- Ontario Heritage Act (Ministry of Culture)

1.5 Objectives of Aboriginal Consultation

The objective of the Aboriginal Communities consultation process is to identify and address Community concerns and issues and to provide the Aboriginal Communities with an opportunity to receive information about and make meaningful input into the project review and development. Additionally, Xeneca wishes to foster and sustain a mutually respectful relationship with its neighbors outside of the need to provide voluntary support to the Crown.

2 ABORIGINAL CONSULTATION PLAN

2.1 Introduction

The Aboriginal Communities consultation program outlined in this plan is intended to meet the proponent's responsibilities and voluntarily support the Crown's consultation and fiduciary efforts. However, a clear process has yet to emerge between the provincial and federal governments and between the Agencies. To provide clarity, Xeneca with the Aboriginal Communities input will need to determine how best to provide support to the Crown's consultation efforts and to meet its fiduciary responsibilities. Xeneca's primary goal is to engage in a respectful manner with the Aboriginal Communities. Consultation and related processes are to identify and address Community concerns and issues and to provide the Aboriginal Communities with an opportunity to receive information about and provide meaningful input as it relates to the project. This information will be provided to the Crown.

2.2 Goals

The consultation program identified in this plan will provide the outreach to Identified and Local Aboriginal Communities, engage those Communities and provide the means and opportunity and for Community participation in the development process and beyond.

The goals of the consultation program are to:

- Identify and notify potentially interested and affected Aboriginal Communities;
- identify and assess the range of positive and any potentially negative environmental and socio-economic effects of the project; and
- Address the concerns of Aboriginal Community members.

To achieve these goals, the consultation program will:

- identify potentially affected Aboriginal Communities;
- describe how the project may affect the natural and socio-economic environment;
- provide appropriate notification to identified Aboriginal Communities and to those communities expressing interest as prescribed by CEAA and the Waterpower Class EA;
- conduct regularly scheduled meetings with Aboriginal Communities or their representatives
- provide consistent and transparent communication between parties
- inform the Aboriginal Communities where, when and how they can engage in the process;
- identify community benefits, concerns and issues related to the project;

- address concerns and issues raised regarding the development and operation; and
- Document input and how concerns are addressed, issues are avoided or mitigation measures are put into place during project planning and development through use of spreadsheet and programs and developing reporting documents.

The consultation program will use a variety of methods to communicate with interested and affected Aboriginal Communities including, but not limited to,

- newspaper and other media advertising,
- Xeneca website
- community meetings,
- creation of local advisory committees, elder committees
- participation in archeological, field trips or other studies
- e-mailings,
- postal services,
- fax,
- telephone, teleconferencing and web and video conferencing
- signage
- first person contacts.

2.3 Process and Timelines

Figure 1. Outlines Xeneca's process for Aboriginal consultation. Through the completion of the EA Report the Communities will understand the Project and the on-going process. Once the EA Report engagement is complete the next step is to create a process of completing future consultation not captured in the EA Report and continue relationship building. Xeneca has indentified Location Approval as the optimal point to complete Benefit discussions processes and reporting as it relates to the Crown's involvement (refer to Table 1).

Figure 1. Aboriginal Consultation Process

The following is the general process as recommended and outlined in the Ontario Waterpower Association Class Environmental Assessment for Waterpower Projects. It has been modified to illustrate how Aboriginal consultation works in parallel with the process and aligns with Federal Screening Process:

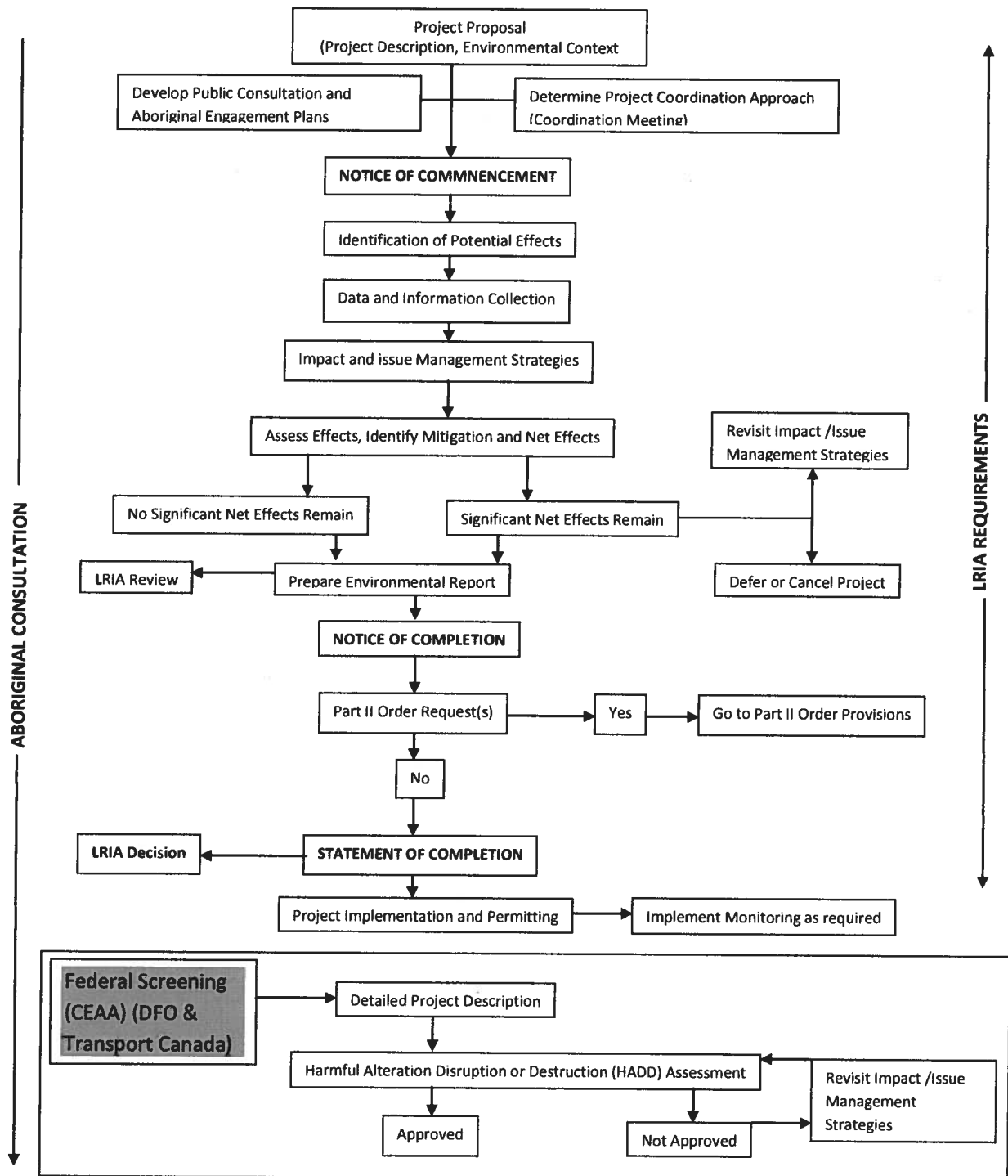


Table 4. Timeline for Public and Aboriginal Participation in Class EA and thereafter outlines activities to date and timelines for further engagement.

Public and Aboriginal Participation Processes and Key Outcomes	Expected Deadline
Site Application	May 2007
Applicant of Record	McCarthy: Nov 4, 2010 Four Slide: TBA
Initial meeting with MNR, MOE and DFO	July 9, 2009
Notice of Commencement	July/August , 2010
Initiate habitat studies	April 2010
Identify Interest Groups and Potential Stakeholders	April 2010
Initiate stakeholder consultation program	April 2010
Individual meetings with stakeholders	April 2010 and ongoing
Notice of Commencement (Revised & re-issued November 2010)	July 2010
Briefing for CEAA	August 2010
First Nations Invitation to Participate in archaeological survey	October 2010
First Open House (public)	December 1, 2010
Agency Coordination meetings	January 24 2011
Second Open House	As required
Draft Class EA Report	July/August 2011
Final Class EA Report	September 2011
Thirty Day review period by Aboriginal Communities	September 2011 +30 days
Engagement Period over 30 day period to receive final comment, concerns, input and address issues related to EA Report.	October 1, 2011 + 30 days
Engagement period between Xeneca and Aboriginal Communities to agree on process to complete balance of Consultation and process to maintain relationship.	TBD

2.4 Issues, values and potential stakeholders

In order to identify potentially interested and affected Aboriginal Communities Xeneca referred to MNR Site Information Packages where available. When available input on Aboriginal Communities was also solicited from various government agencies including, Indian and Northern Affairs Canada, Ontario Ministry of Aboriginal Affairs, Ministry of Environment and Ministry of Natural Resources. At the Serpent River projects the following communities are involved: Appendix B contains Aboriginal community information sheets for Serpent River First Nation, Mississauga First Nation and Sagamok Anishnawbek.

2.5 Aboriginal Communities Consultation

Aboriginal Communities hold a unique position in Canada, and, as such, have a legally protected right to participate in the development and review of resource management strategies or plans in areas they assert to be traditional territories, including Crown lands outside areas where treaties apply.

Xeneca will give particular consideration to the concerns of First Nations and other Aboriginal communities located in the vicinity of, or having a potential interest in, the project. First Nations and other Aboriginal communities will be identified, notified, consulted, and involved in an appropriate manner. In addition, Xeneca will solicit participation of Aboriginal Communities in the archaeological study for the site and have asked for their participation in projects co-ordination meetings for the OWA Class EA.

Mailings, phone calls, e-mails, videoconferencing, direct meetings media ads, notices and websites will be used to provide information about the Serpent River Projects. The notices will also be used to direct interested Aboriginal Communities to the website for further information.

Newspaper ads will be placed in the Elliot Lake Standard newspaper as well as the Xeneca website. Where possible, notices will be placed on municipal Aboriginal Communities websites, Band Office, notice boards and at the venues where public information sessions will be held.

The appropriate agency technical representatives from Aboriginal Communities will be contacted regarding their requirements, concerns and technical input, and be kept apprised of the Aboriginal Community and public consultation program and other opportunities for their agency to participate in the screening process.

2.6 Agency Consultation

The purpose of agency consultation is to inform and receive input from all government agencies with jurisdiction or program interest related to a particular waterpower project. For this project, relevant agencies include:

- CEEA
- Environment Canada (EC)
- Fisheries and Oceans Canada (DFO)
- Health Canada (HC)
- Indian and Northern Affairs Canada (INAC)
- Infrastructure Canada (IC)
- Natural Resources Canada (NRCan)

- Transport Canada (TC)
- Other departments as identified by CEAA

The Project Description will also be submitted to the following Provincial Ministries and agencies:

- Ministry of Aboriginal Affairs
- Ministry of Tourism and Culture
- Ministry of Energy and Infrastructure
- Ministry of the Environment
- Ministry of Municipal Affairs and Housing
- Ministry of Natural Resources
- Ministry of Transportation
- Ministry of Northern Development, Mines and Forestry
- Ontario Waterpower Association
- Identified FN Groups, including invitation to participate in co-ordination meetings

The appropriate agency technical representatives will be contacted regarding their agency's requirements, concerns and technical input, and be kept apprised of the Aboriginal consultation program and other opportunities for their agency to participate in the process.

2.7 Mandatory Notification

Xeneca has prepared and advertised a Notice of Commencement to formally announce that they are commencing a review under the Class Environmental Assessment for Waterpower (Class EA) process and that the project is subject to the Class EA. The notice includes the proposed project location, the proponent and a contact name, address and phone number as specified in the Class EA¹. The notice has been sent by correspondence to Aboriginal communities, published in local newspapers and/or mailed to households in the immediate vicinity of the project and to affected government agencies (including the EA Coordinator at the appropriate Regional Office of the MOE) and other potentially interested parties. Further, the Notice and other related project information is posted on the Xeneca website which is also being advertised and promoted to stakeholders. . An updated Notice of Commencement was issued in November 2010 to address needs identified by MOE in Thunder Bay.

Upon regulatory review and completion of the Class EA, Xeneca will prepare and distribute a Notice of Completion. This notice will inform Aboriginal communities that the

¹ Guide to Environmental Assessment Requirements for Electricity Projects, March 2001

proponent has completed the Class Environmental Assessment Document and that the review period is commencing. The notice will indicate where copies of the Class EA report can be obtained or reviewed. The notice will be sent by correspondence to the Aboriginal communities.

2.8 Information Centres

The Serpent River Public Information Centre (PIC) was held in Elliot Lake, Ontario on December 1st, 2010.

The PIC involved the display of relevant information, the provision of take-home materials (project overview, map, comment form, etc.) and available personnel (Xeneca staff and consultants) to address questions or concerns expressed by attendees.

Relevant background information was presented, including information on the proponent and the site in general. Panels were presented containing an introduction, GS conceptual drawings, proposed inundation maps, proposed roads and power lines maps, project benefits and results of environmental/engineering investigations. This information is now available at www.xeneca.com.

Aboriginal Communities were directly invited to participate in the Public Information Centre.

After submission of the EA Report Xeneca will organize Aboriginal Information Centers if deemed desirable by the Communities.

2.9 Field Visits:

Xeneca is coordinating field visits with Aboriginal Communities during and after the EA Report and Archeological studies to seek Community input and address issues and concerns.

2.10 Meetings:

Identified Aboriginal Communities have engaged in meetings to discuss the EA information and benefits. Meetings will be held with the Communities after submission of EA Report if requested as part of Aboriginal Information Center or as part of benefit discussions.

2.11 Documentation

Both the Crown and Xeneca must document the effort and results of consultation activity. Keeping accurate documentation of the activities is crucial to successful consultation. Xeneca will maintain accurate records of all correspondence flowing from the proponent to the Aboriginal communities and also maintain accurate records of Aboriginal communication efforts. Xeneca's objective is to provide documentation (Aboriginal Consultation Report) that shows its efforts to satisfactorily meet key components of the Crown's constitutional duty by focusing on the following questions:

1. Has the Community been effectively engaged?
2. Has the community been fully informed about the project and its impacts?
3. Was Xeneca fully informed about the community views on its rights and impacts?
4. Has the project been adapted or integrated to respond to those views reasonably
5. Did the community meet its obligation to participate in good faith by: describing their claims, issues, rights in a clear manner, which does not prevent Xeneca from meeting its duty?
6. Did the Xeneca inform the community of decisions or outcome of the consultation?

The following documentation pertaining to consultation will be included in the Class EA:

- a description of the Aboriginal Community, consultation program and chronology of consultation activities/events;
- a list of Aboriginal Communities contacted or consulted;
- a summary of Aboriginal Community concerns or issues, and how they have been resolved or addressed
- Summary record of community consultation (see example of consultation record Appendix A).
- Regular updates on progress on consultation and/or the development of a business to business agreement

Technical reports and other supporting information will be referenced in the report. Xeneca will make supporting information and copies of all correspondence related to the Class EA for public or agency review if requested.

In a partnership approach to assist the Crown meet its consultation duty, Xeneca will carbon copy the pertinent agencies in emails, and correspondence being sent to the communities when it is appropriate and necessary

APPENDIX A

Sample of Consultation Recording

Aboriginal Community Consultation Record

Planning Stage	Date	Aboriginal Community/Contact	Contact Method (Phone, E-mail, letter, fax, mail out etc.)	Concern or Interest Identified, or Information Shared.	Response or Information Provided

Summary of Concerns & Responses

Community(s) – identifying the right, concern or interest	Right, Concern or Interest Identified, or Information Shared.	Considerations / Options	Mitigation/Accommodation Proposed	Response by the Community

APPENDIX B

Aboriginal Community Information Sheets

SERPENT RIVER FIRST NATION

AFFILIATIONS: North Shore Tribal Council
PTO:

MAILING ADDRESS: 48 Village Road
Cutler, ON POP 1B0

PHONE: (705) 844-2418

FAX: (705) 844-2757

CHIEF: Isadore Day, Councillors

ELECTED: November 2009

NEXT ELECTION: 2011

LOCATION: 18 km east of Blind River,
Band office – 48 Indian Lane

SIZE: 10879 HA

POPULATION: 1118 registered (as of 2006- Stats Can)
340 on reserve

DWELLINGS: 134

COMMUNITY SERVICES:

- Band Office
- Health Office
- Recreation Center

ECONOMIC DEVELOPMENT: unknown

INVOLVEMENT IN ENERGY:

Serpent River First Nation Generating Station

This mini-hydro station at Kennebec Falls on the Serpent River First Nation was a cooperative project between Ontario Hydro and the local community. The siphon system was engineered by Kinectrics to make low-impact hydro development possible at sites with aesthetic and environmental constraints.

Cost-effectiveness of the project was maximized as no expensive headworks or in-water civil construction was required. This advantage means many natural sites have the potential for economical "green power" production to meet community needs.²

CONSULTATION PROCESS: unknown

OTHER

Indian Country Today

By Staff reports

Mar 16, 2009

TORONTO - Serpent River First Nation citizens, chief, council and elders were present as George Smitherman, minister of energy and infrastructure, introduced the ministry's Green Energy Act to the Ontario legislature on behalf of the his government.

The GEA seeks to achieve two things: First, to make energy conservation and renewable energy primary parts of energy projects across the province; second, to position Ontario as the jurisdiction of choice for businesses invested or seeking to invest in the green economy while providing much needed stimulus for Ontario's sputtering economy.

Serpent River citizens were there for another important aspect of the Act - aboriginal engagement.

"The Green Energy Act is a signal that the Ontario government is serious about getting down to the business of First Nation partnerships," said Isadore Day Wiindawtegowinini, chief of Serpent River First Nation. "This bill focuses on respecting the environment, and providing Ontario and other consumers with a secure source of energy, not one that will leave us in the dark. We must commend Premier McGuinty and Minister Smitherman for this new Green Energy Act that now gives a call to strategic partnerships in the private sector, First Nation community and government."

Day, Lake Huron treaty commissioner also said, "the Green Energy Act is a signal that governments and industry need to consider Aboriginal and treaty rights; how that happens will depend on the strength of the consultation and accommodation process as the energy sector evolves."

A key provision within the GEA allows for resources to be applied specifically for engagement with First Nation communities in energy projects. In addition, it moves the responsibility for planning these projects, along with the accompanying regulations, from the municipalities to the province.

This provides a provincial standard for energy planning, removing the hodgepodge, one-municipality-to-another approach to dealing with First Nations as done in the past that seemed to create bottlenecks in the planning process. By helping First Nation communities to build, own and operate their own renewable energy projects, the GEA is actually building a stronger, greener economy with lasting, well-paying jobs for members of these communities.

"The Ontario Government and the minister of energy and infrastructure must be congratulated for this fundamentally important step in setting the stage for First Nation communities to participate in Ontario's energy sector," said Day, as he addressed a packed room of stakeholders. "By requiring First Nation partnerships, inclusion in policy making and making decisions about energy development I believe the GEA will positively impact the lives of our citizens."³

NEWS RELEASE SERPENT RIVER FIRST NATION

Serpent River First Nation cast nets in Elliot Lake

SERPENT RIVER FIRST NATION - (October 1, 2009) - The first Lake Huron Treaty Commissioner asserted his First Nation's treaty rights by having community members set fishing nets today in two lakes within the municipal boundaries of nearby Elliot Lake.

Chief Isadore Day - who carries the traditional name of Wiindawtegowinini - says today's action is intended to demonstrate that "our relationships with the Crown must be understood and acted upon according to the original spirit and intent of the treaties."

"Serpent River Anishinabek citizens cast their nets to harvest fish for food and ceremonial purposes," says Chief Day. "This is a first step forward for Serpent River Anishinabek in taking a rightful place in their territory, which includes Crown lands and assets located in a municipality."

After setting nets and exercising their right to fish, citizens of Serpent River Anishinabek occupied an island on Dunlop Lake that has been made available for sale by the Ontario government for the City of Elliot Lake cottage lot project.

This action is intended to assert their connection to this land as part of their traditional territory.

Chief Day says his First Nation has been dealing for the past few years with the loss of access to Crown lands within their traditional territory without any meaningful accommodation or benefit for those losses.

The Elliot Lake Act was given royal assent in 2002 and enabled the Ontario government and the City of Elliot Lake to enter into a business arrangement for the sale of Crown lands at market value to pave the way for development of a massive cottage lot program.

"Our community is being forced to assert fishing rights to create awareness about the legal standing of treaty rights - even within a municipal territory," says Chief Day, whose First Nation has a growing population of approximately 360 citizens with the balance of 1,200 citizens living off the reserve just east of Elliot Lake.

"The Crown must sit down and reconcile the treaty relationship by recognizing First Nation jurisdictions. We are a growing First Nation with the right to our ancestral lands and traditional territory—even if those Crown lands are situated within the confines of a municipal boundary," says Chief Day.

³ Green Energy Act.ca

Ontario Minister of Natural Resources Donna Cansfield met with the Chief and provided direction to her officials to work with Serpent River Anishinabek and establish heightened discussions to begin addressing the First Nations rights and concerns.

MNR Algoma District Manager was on hand to verify and to support the assertion of the First Nation rights.

Serpent River First Nation is a signatory of the Robinson Huron Treaty of 1850 and occupies its traditional territory extending into overlapping territories east and west with Sagamok Anishinabek and Mississauga #8 First Nations, south into the Lake Huron basin and north to the height of land at the southern boundary of Treaty #9 Territory.

Note: limited info from INAC website as directed to FN website which appears to be under construction

MISSISSAUGA #8 FIRST NATION

AFFILIATIONS: NORTH SHORE TRIBAL COUNCIL
PTO: UOI

MAILING ADDRESS: P.O. Box 1299
Blind River, ON P0R 1B0

PHONE: (705) 356-1621

FAX: (705) 356- 1740

CHIEF: Douglas Daybutch, 9 Councillors

APPOINTED: December 6, 2008

EXPIRY: December 5, 2011

LOCATION: 3 km west of Blind River
Band office – 64 Park Road

Size: With a land base that will more than quadruple in area with the impending Final Transfer of the 1995 Land Claim Settlement, Mississauga's territory will encompass approximately 40,860 acres (17,900 hectares).

POPULATION: 1083 (INAC Nov. 2009) of which 369 are on reserve

HOUSING UNITS: 127 homes

COMMUNITY SERVICES:

- Band Office/Health Wing
- Youth Complex/Fitness Center
- Elders Building
- Daycare
- Water Treatment Plant
- Library and Literacy Building
- Education Building for Adult Ed/Community Hall
- Women's Shelter
- Two Ball Fields/Outdoor Ice Rink
- Pow Wow Grounds
- 30 residential leased properties (18 of which are Darrel Lk. Cabins)
- Chiblow Lake Lodge
- Commercial Fishing Boat
- Public Works: fire hall/fire truck, loader, and pickup truck/snow plow, back hoe and bull dozer

ECONOMIC DEVELOPMENT

Misswezahging Development Corporation

The Misswezahging Development Corporation was created in 1996 to be responsible for economic development in Mississauga First Nation.

Mississagi Trust

The Trust was established by Council as a result of the Northern Boundary Land Claim Settlement, to oversee the protection and investment of our cash settlement, to purchase properties within our territory and to make money available for community developments within the guidelines of the Trust Agreement.

The Mississagi Trust has been structured for the benefit of all band members, both present and future. The Trust Agreement does not allow for the spending of the principle dollars other than the purchase of lands. Under the Trust Agreement, only revenue generated from the principle is permitted to be spent on community development projects, pending the approval of the membership through the annual Trust Vote on Proposals. The Mississagi Trust began with a balance of approximately \$ 12.5 million. After purchasing the private lands, the Trust balance is now approximately \$10 million. The revenue available for community development projects generated from the Trust principle is approximately \$ 450,000 annually.

INVOLVEMENT IN ENERGY

Serpent River First Nation (April 24, 2009) – A majority delegation of Robinson Huron Treaty Chiefs met last week at Mississauga #8 First Nation and have agreed to move forward in their investigation of how their communities could best benefit from a business relationship with Great Lake Power Transmission to build, own and operate new high voltage electricity transmission lines in their traditional territory.⁴

CONSULTATION PROCESS: unknown

⁴ Union of Ontario Indians website

SAGAMOK FIRST NATION

AFFILIATIONS: North Shore Tribal Council
PTO: UOI

MAILING ADDRESS: P.O. Box 610
Massey, ON P0P 1P0

PHONE: (705) 865-2421

FAX: (705) 865-3307

CHIEF: Paul Eshkakogan, 12 Councillors

APPOINTED: Aug. 16, 2008

EXPIRY: Aug. 15, 2010

LOCATION: 43 KM east of Blind River
Band office – 4007 Espaneil Street

SIZE: 11,330 hectares (28,000 acres)

POPULATION: According to Indian and Northern Affairs Canada, as of November 2009, the reserve has a registered population of 2525, with 1472 of those registered living on reserve.

HOUSING UNITS: 285

COMMUNITY SERVICES:

- Band Office
- School
- Health center
- Recreation center
- Police services on site

ECONOMIC DEVELOPMENT

Saulteaux Enterprises in partnership with the Sagamok Anishnawbek community will facilitate and support a sustainable economy through policies, programs and services that promote personal development, provide training and skills enhancement, nurture the entrepreneurial spirit, stimulate new business development, and support a healthy community.

Saulteaux Enterprises is responsible for the delivery of economic development and employment & training programs and services to the community members. This includes the administration of employment and training funds, management of the community resource centre, and administration of the small business support programs including self-employment assistance, a small business grants fund and small business loans fund. Saulteaux Enterprises also provides

advisory services to the community in the areas of employment & training, including assistance with resume development, job-searching and employment counseling; and entrepreneurship, including assistance with developing a business plan, financing a business venture, marketing and responding to the post start-up needs of small businesses in the community.

In addition, to these core services Saulteaux Enterprises manages the Fisheries Program and the Lotteries Program on behalf of Sagamok Anishnawbek Aboriginal Communal Fishing License and cold-storage building. The Lotteries Programs includes Bingos, Nevada ticket sales and licensing of other community charitable bingos, raffles and bazaars. Revenue generated by the Lotteries Program is channeled into the Sagamok Charities Association. Sagamok Anishnawbek administers the Sagamok Charities Association Fund with the process being granted for charitable contributions in the community.

Finally, Saulteaux Enterprises has two businesses that it manages: the North Shore Dental Clinic and the Wash 'N Suds Laundromat. The North Shore Dental Clinic is a partnership venture between Saulteaux Enterprises and Dr. Gordon Alexiuk. The Wash 'N Suds Laundromat is completely owned and managed by Saulteaux Enterprises. Both businesses are located on-reserve and operate out of the commercial leasehold space at the Sagamok Millennium Centre.⁵

INVOLVEMENT IN ENERGY

Participated in First Nation Energy Alliance

Wind Power

Saulteaux Enterprises has recently entered into an understanding with The Abor Group Ltd. to determine the feasibility of developing, constructing, and operating a wind farm on the Sagamok Anishnawbek Reserve. **Saulteaux Enterprises is the Community Development Corporation for the Sagamok Anishnawbek First Nation reserve** 100 km west of Sudbury.

In August 2005 a wind assessment tower was set up with anemometers at the 50- and 30-metre elevations. It has been collecting data on wind speeds, direction, and temperature to determine the feasibility of development, construction and operation of the wind energy project. The band will spend a year measuring wind and researching other factors to determine if the project is feasible from a community, technical and financial perspective. If it is, Saulteaux Enterprises will enter into a long-term power purchase agreement with a high-energy resource-based consumer, such as the provincial and/or federal government. With the assurance of a buyer for the power, the project will use a combination of loans, government grants, and private sector and technical partnerships to finance the project.⁶

CONSULTATION PROCESS: Yes, they have a process

OTHER

⁵ www.saulteauxenterprises

⁶ www.taigaescue.org/index

SAGAMOK ANISHNAWBEK FIRST NATION \$180,000

Sagamok FedNor funding will assist Sagamok Anishnawbek First Nation with a Mineral Industry Relations and Community Development Project aimed at achieving greater participation with the private sector in potential new mining opportunities on aboriginal land. The project also provides for and its members to effectively participate in the mining industry through employment and training programs while ensuring proper environmental stewardship of traditional territories for current and future generations.⁷

URSA Major Minerals Incorporated ("URSA Major")(TSX:UMJ), today signed an **Impacts and Benefits Agreement (IBA)** with Sagamok Anishnawbek First Nation in relation to URSA Major's Shakespeare Nickel Project. The signing ceremony took place at Sagamok Anishnawbek near Massey, Ontario.

"This agreement is the culmination of many years of fruitful discussion," said Chief Eshkakogan. "It provides a basis for our community to effectively participate in the Shakespeare Project, to share directly in the economic and other benefits associated with it, and to continue to fulfill environmental stewardship responsibilities within our traditional and treaty territory."

The Impacts and Benefits Agreement is the first such agreement to be entered into by either Sagamok Anishnawbek or URSA Major, and one of only a few in the Sudbury mining camp. It follows an Interim Measures Agreement entered into by Sagamok and Ursa Major in September 2007. The Interim Agreement paved the way for the filing of a Closure Plan for the Shakespeare Project with the Ministry of Northern Development and Mines. It also set the framework for the parties to enter into good faith negotiations on a comprehensive IBA that would be applicable exclusively to Ursa Major's Shakespeare Project until close out of the mine.

"The agreement demonstrates our shared commitment to work collaboratively with Sagamok Anishnawbek First Nation", said Dr. Richard Sutcliffe, CEO of Ursa Major. "The Shakespeare Project is URSA Major's main asset and our relationship with Sagamok has been an important part of advancing the project. With improving nickel prices, URSA Major will now focus efforts on preparations for resuming mining at Shakespeare and we look forward to Sagamok's renewed involvement through employment, training, and business development."

Implementation of the Agreement will commence after its signing today with the establishment of a joint IBA Implementation Committee and further development of a human resource strategy supporting established objectives for employment and training of Sagamok members in the proposed mine and mill. In addition to commitments in the areas of employment and workforce development, the Agreement provides for participation in environmental aspects of the project and establishes contract tendering processes that will help build business capacity within Sagamok during construction, operation and closure. Under the Agreement, URSA Major will provide financial contributions while the project is in operation which can be used by Sagamok at its discretion to support community initiatives, including those outlined in the First Nation's Ten Year Action Plan for Healing and Community Development.

About URSA Major and the Shakespeare Project

URSA Major is a TSX-listed Canadian public company with a focus on mining and exploration of nickel, copper and precious metal deposits. URSA Major has a variety of projects ranging from

⁷ Industry Canada

pre-production mining with defined mineral reserves at the feasibility level through to early stage exploration. At the Shakespeare Project, the Company has defined a substantial near-surface mineral reserve and has completed a positive feasibility study on a 4,500 tonne/day open-pit mining operation and on-site processing plant.⁸

⁸ Globe investor

Serpent River First Nation
Chief Isadore Day
Contact and Consultation Log

Contact Contact Date	Project Name(s)	Contactor Name	Contactor Community/Agency	Contactee Name	Contactee Community/Agency	Contact Method	CC	Issues	Issues		Responded	Resolution		
									Details	Response Date		Contact Method2	Resolution	
28-Mar-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter	Lynn Moreau, R. Lipinski, L. Deveaux	B2B		Informing Serpent River FN that OMNR should have provided a Community Preparation Package. Xeneca will be contacting FN community to discuss how best to meet and begin consultation				
2-May-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Lynne Moreau	Serpent River First Nation	Phone		B2B		Discussion of request for information; Leah send a package to Serpent River FN. Delivered package with project description and details				
12-May-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Lynne Moreau	Serpent River First Nation	Posted Letter		B2B		Letter for information package				
30-May-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter		B2B		formal request to meet with community and outlining required process				
10-Jun-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Lynne Moreau	Serpent River First Nation	Phone		B2B		discussion to plan a conference call; confirm receipt of package				
10-Jun-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Phone		B2B		Voicemail requesting conference call				
18-Jul-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter		B2B		2 copies of draft development code of conduct mailed to each FN				
30-Jul-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Unknown	Serpent River First Nation	Leah Deveaux	Xeneca Power Development	Phone		B2B		Will not meet with proponent until issues with MNR are resolved				
2-Feb-09	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter	Bob Johnston, Marilyn Consulting	B2B		MNR issued letter notifying FN that the proponent will continue forward with a WSS in good faith, and will continue to work with FN on developing a business to business relationship. Letters issued to M.H. 09-02-05				
6-Mar-09	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter		B2B		Letter and copies of WSS notification, notifying them the process was continuing.				
23-Apr-09	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter		B2B		Update of the progress of potential waterpower projects on Serpent River				
30-Oct-09	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter		B2B		Letter of Intent to involve FN community in waterpower project				
16-Feb-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox, A. Trudeau	Serpent River First Nation	Email	Patrick Gillette	B2B		Providing draft MOU for consideration and discussion. Providing further clarification of items noted in MOU in relation to those what would need further approval from the Xeneca Board of Directors in relation to requests/proposals from Serpent River First Nation. Proposing tentative agenda for next meeting.				
18-Feb-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Personal Contact / Meeting		B2B		Meeting with Chief Isadore Day at Xeneca to discuss how Xeneca can work with Serpent River FN Community				
23-Feb-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter	Wayne Wilcox	B2B		Thank you for meeting on 18 Feb 10. As token of appreciation sent Xeneca fleece jackets and hats.				
24-Feb-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Mark Holmes, Chief Isadore Day, Wayne Wilcox, A. Trudeau	Xeneca Power Development, Serpent River First Nation	Email	Paul Norris, Mark Holmes, Vanessa Enskaitis	B2B		Thank you for meeting. Will obtain contact information for contact concerning Aboriginal Loan Guarantee Program at the Ministry of Finance. OWA is copied and is excellent source of information				
25-Feb-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Patrick Gillette, Mark Holmes, Chief Isadore Day, Wayne Wilcox, A. Trudeau	Xeneca Power Development, Serpent River First Nation	Email	Paul Norris, Mark Holmes, Vanessa Enskaitis	B2B		Providing contact information for Adrian Nalasco at Ministry of Finance				
25-Feb-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Wayne Wilcox	Serpent River First Nation	Email	Vanessa Enskaitis, Mark Holmes	b2B B2B		Happy to help. Available for further assistance	Patrick Gillette	13-Mar-10	Email	Attached powerpoint that overviews process at high-level. Call with questions.
12-Mar-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Wayne Wilcox	Serpent River First Nation	Email with Attachment	Chief Isadore Day	B2B		Follow up to February 18th meeting, attached powerpoint presentation that outlines critical path to development and contact information for the ministry of finance. Attached draft notes and action items from Feb 18th meeting.				
15-Mar-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Wayne Wilcox	Serpent River First Nation	Mark Holmes	Xeneca Power Development	Email	Chief Isadore Day	B2B		Will review notes and enclosures sent by Mark and Patrick and will reply.				
1-Apr-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter		B2B		Signed letter of Intent between Serpent River FN & Xeneca				
5-Apr-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter	Wayne Wilcox	B2B		Thank you for extended welcome for Mark, Arnold & Patrick in Serpent River FN Community on Apr 1, 2010				
8-Apr-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox	Serpent River First Nation	Email	Patrick Gillette, Arnold Chan, Ed Laratta, Don Chubbuck, Vanessa Enskaitis	B2B		Notice of Xeneca awarded 19 FT contracts with Serpent projects being 2 of them. Indicating another 14 ECT projects as possible developments.				
9-Apr-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette, Mark Holmes, Arnold Chan	Xeneca Power Development	Chief Isadore Day, Charlotte Commanda, Ron Gersh, Nick Iozzo	Serpent River First Nation	Personal Contact / Meeting		B2B						
10-Apr-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Chief Isadore Day	Serpent River First Nation	Patrick Gillette	Xeneca Power Development	Email	Mark Holmes, Arnold Chan, Wayne Wilcox, Marty Bayer, Angela Trudeau, Judy Leavitt, Nick Iozzo, Ron Gersh, Chief Isadore Day	B2B		Congratulations, Serpent River continued commitment to collaborate on business relationship. Thank you for meeting on Friday with colleagues. Providing additional notes from meeting				
7-May-10		Mark Holmes	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Personal Contact / Meeting				Meeting with Chief Isadore Day at Xeneca to discuss how Xeneca can work with Serpent River FN Community				
10-May-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Lynne Moreau, Neil Hutchinson	Hutchinson Environmental Science, Serpent River First Nation	Email	Wayne Wilcox			Providing outline in approximate chronological order the events leading up to the MNR's prohibition notice for developing waterpower facilities on Serpent Rivers 300 metres downstream from McCarthy Lake. - as requested by Chief Day at May 7th meeting				
10-May-10	Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Lynne Moreau	Serpent River First Nation	Email with attachment	Neil Hutchinson, Wayne Wilcox			Attached files relevant to the chronology of the Trout Lake Issue on McCarthy Chutes as outlined in previous e-mail				
12-May-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Wayne Wilcox	Serpent River First Nation	Neil Hutchinson, Arnold Chan	Hutchinson Environmental Science, Xeneca Power Development	Teleconference		Aquatic and Riparian Ecosystem Considerations General Natural Environment Considerations		Teleconference discussing the impact of the projects on Serpent River Traditional lands and the MNR position Re: the projects and the EA process with these sites.				

12-May-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Wayne Wilcox	Serpent River First Nation	Chief Isadore Day	Serpent River First Nation	Email	Neil Hutchinson, Arnold Chan	Aquatic and Riparian Ecosystem Considerations General Natural Environment Considerations	E-mail to chief containing the outline and summary of the teleconference.	Neil Hutchinson Cc: Arnold Chan, Mark Holmes	12-May-10	Email	Agreeing that Wayne did an excellent summary of teleconference
12-May-10	Serpent - McCarthy Chute	Chief Isadore Day	Serpent River First Nation	Crystal, Wayne Wilcox	CC Solutions?, Serpent River First Nation	Email	Mark Holmes, Arnold Chan, Angela Trudeau	Aquatic and Riparian Ecosystem Considerations Aboriginal Community Considerations	Requesting teleconference with Bob Johnson from MNR for morning, and wayne take notes from meeting and take teleconference with Xeneca today. Discussion as to a query in front of ADM as to what the process is for prescribing policy outside of EA process and holding MNR until truth can be determined on lake trout policy.				
14-May-10	Serpent - McCarthy Chute	Neil Hutchinson	Hutchinson Environmental Science	Mark Holmes, Arnold Chan, Wayne Wilcox, Chief Isadore Day	Xeneca Power Development, Serpent River First Nation	Email		Aquatic and Riparian Ecosystem Considerations	Providing figure that shows the synthesis of the effects of the hydroelectric dams on lake trout and the need to do spawning survey on McCarthy Lake in October - November to determine the depth of trout spawn.				
21-May-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox	Serpent River First Nation	Email	Patrick Gillette, Arnold Chan, Ed Laratta	EA Administration B2B	Appreciated input on Notice of Commencement on the Waterpower Class EA. Providing outline of the MNR process in relation to FN engagement and the OPA's FIT process.				
21-May-10	Serpent - McCarthy Chute	Wayne Wilcox	Serpent River First Nation	Mark Holmes	Xeneca Power Development	Email		B2B	Thanks for update. Bob Johnston notified chief of upcoming meeting that does not involve chief. Chief did not react well to this and clearly wanted to be involved in these discussions as he feels issue of relationships with Crown Agencies is Nation to Nation level business. Please call and mitigate before it takes on a more negative tone.	Mark Holmes	21-May-10	Email	Clarify that meeting was to find way around the Lake Trout issue without anymore wasted resources. One on one meeting with Bob Johnson (MNR) may put him in better position to direct staff. Chief day and you are more than welcome to join, but no date or time has been set. Bob will consult with his people this week.
23-May-10	Serpent - McCarthy Chute	Chief Isadore Day	Serpent River First Nation	Mark Holmes	Xeneca Power Development	Email	Wayne Wilcox, Marvin Pelletier	B2B	Received notification from Bob J (MNR) that Xeneca requested meeting with him in Toronto. Please advise what meeting will entail and what consideration is being given to ensure transparency and partnership development with FN. Suggest meeting with SRFN to start establishing foundation for partnership and start the orientation on technical and business development	Mark Holmes	25-May-10	Email	Clarification for the reasoning of meeting with MNR and the current status in relation to planning this meeting. Identifying the concepts of meeting with Serpent River FN, focusing on community. Please advise dates.
9-Jun-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes, Bob Johnston	Xeneca Power Development, Ministry of Natural Resources		Serpent River First Nation	Personal Contact / Meeting		B2B					
10-Jun-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter	Chris Quirke	B2B	Notifying FN Community of Xeneca's projects within their area, requesting ongoing communication re: concerns/ requests, and providing contact information for Xeneca information				
11-Jun-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox	Serpent River First Nation	Email		B2B	Overview and followup from meeting with MNR June 9th. Outlining action items MNR will carry out, as well as clarification received with AOR, etc.				
11-Jun-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Wayne Wilcox	Serpent River First Nation	Mark Holmes, Chief Isadore Day	Xeneca Power Development, Serpent River First Nation	Email		B2B	Spoke with Patrick about moving forward, in terms of relationship with SRFN. Providing needs to be addressed in the short term. Term sheet production, community consultation piece, presence of xeneca office on reserve, and looking at various funding options where SRFN can provide leverage or other benefit.	Patrick Gillette	21-Jun-10	Email	Working on Term sheet. Estimate of funds that can be brought to the table from various government programs available? What criteria might be required?
8-Jul-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter		B2B	Notifying FN community of Class EA process, government funding processes, intent for FN communications, and traditional knowledge studies				
14-Jul-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox	Serpent River First Nation	Email	Patrick Gillette, Vanesa Enskaitis	B2B	Follow up Re: August meeting requested with Rick Roberts (Lizard Creek/ Pecors Waterpower) and rep of First Nations Transmission Co. Require additional information to assemble appropriate staff. Request for note outlining purpose, agenda, list of attendees and background on proposed transmission routes/ points of connection.				
3-Aug-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Wayne Wilcox	Serpent River First Nation	Email	Chief Isadore Day, Mark Holmes, Arnold Chan, Vanesa Enskaitis	B2B	Outline of additional information required to speed up process of completing Term sheet. Overview of status of projects in relation building costs, due diligence, & Class EA.				
16-Sep-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter	Gerry Webber, Bob Johnston	B2B	Invite to participate in archeological study				
27-Sep-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox, Paul Norris, Dean Assinewe, Patrick Gillette, Arnold Chan	Ontario Waterpower Association, Xeneca Power Development, Serpent River First Nation	Email	Vanesa Enskaitis	B2B	Follow up for meeting previous week outlining the main elements. Following e-mail to come outlining Teleconference scheduled for September 30, 2010.				
29-Sep-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox, Paul Norris, Patrick Gillette, Arnold Chan	Xeneca Power Development, Serpent River First Nation	Email with Attachment	Vanesa Enskaitis, Judy Leavitt	B2B	Attached document outlining the conference call information, the intent of the call, and the areas where program and process improvements need to occur and where they can align				
30-Sep-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Paul Norris	Ontario Waterpower Association	Mark Holmes, Chief Isadore Day, Wayne Wilcox, Paul Norris	Xeneca Power Development, Serpent River First Nation	Email	Vanesa Enskaitis, Judy Leavitt	B2B	Not comfortable recommending items for Chief Day's speech. Views of his common to OWA's welcomed.				
30-Sep-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette, Mark Holmes, Dean Assinewe	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox	Serpent River First Nation	Teleconference							
4-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox, Paul Norris	Ontario Waterpower Association, Serpent River First Nation	Email	Patrick Gillette, Dean Assinewe, Vanesa Enskaitis	B2B	Attached draft of minutes and action items from September 30th teleconference				
4-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox, Paul Norris	Ontario Waterpower Association, Serpent River First Nation	Email with Attachment	Patrick Gillette, Dean Assinewe, Vanesa Enskaitis	B2B	Forgot to attach file. Attached draft of minutes and action items from September 30th teleconference.				
5-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Lynn Moreau	Serpent River First Nation	Dean Assinewe	Xeneca Power Development	Email	Nishin Meawasige	B2B	Serpent River interested in knowing when archeological work is planned with Xeneca and may be interested in sending someone out to assist with work. Please inform with dates	Mark Holmes	5-Nov-10	Email	We have not forgotten request, still working diligently to get materials together for community meeting and will forward asap. Tentative date is December 1 but may have to bump to January
6-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Lynn Moreau	Serpent River First Nation	Dean Assinewe	Xeneca Power Development	Email	Dean Assinewe, Vanesa Enskaitis	B2B	Is Lizard Creek Power still operating? Did it get sold to Mark Holmes?	Dean Assinewe	6-Oct-10	Email	Only two projects Dean in direct involvement with is McCarthy Chutes & Four Slide Falls
7-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox	Serpent River First Nation	Email	Patrick Gillette, Dean Assinewe, Vanesa Enskaitis, Judy Leavitt	B2B	Acceptance of invitation to attend meeting October 25/26, 2010. Clarification as to which date and time Xeneca is needed. Providing advance notice of PIC in Elliot Lake November 25th at Hampton Inn				
13-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter		EA Administration	PIC Invite				
25-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter		EA Administration	Rescind PIC Invite				

29-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Email	Patrick Gillette, Mark Holmes, Arnold Chan, Dean Assinewe, Judy Leavitt, Vanesa Enskaitis	B2B	Can do conference call at 3pm today or next week if Patrick necessary on call as he is unavailable today. Provided conference call information.				
29-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Teleconference		B2B	Conference call: concerns with PIC sessions				
29-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Lynn Moreau	Serpent River First Nation	Dean Assinewe	Xeneca Power Development	Email		B2B	Received letter from Mark Holmes. Please provide e-mail for response. Requesting copy of any presentations being made to community 2 weeks prior to meeting to allow time for review and provide comments	Dean Assinewe	29-Oct-10	Email	Providing Mark Holmes e-mail and he is cc'd on e-mail
5-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Chief Day & Wayne Wilcox	Serpent River First Nation	Phone		B2B	Call both for follow-up to MOU from Oct. 29				
5-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Wayne Wilcox	Serpent River First Nation	Phone							
6-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Isadore Day, Wayne Wilcox, Lynn Moreau	Serpent River First Nation	Email with Attachment	Dean Assinewe, Patrick Gillette, Arnold Chan	B2B	Follow up to Friday's phone conversation with Wayne. Thank you for support in efforts to obtain Application of Record for McCarthy Chute. Attached Applicant of Record letter from MNR. Will be holding PIC and providing Lynn Moreau materials to be presented in advance. Tentatively looking at December 1st				
7-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Wayne Wilcox	Serpent River First Nation	Chief Isadore Day, Wayne Wilcox, Lynn Moreau, Mark Holmes	Xeneca Power Development, Serpent River First Nation	Email	Dean Assinewe, Patrick Gillette, Arnold Chan	B2B	Have draft MOU. Will review and reply thereafter	Patrick Gillette	8-Nov-10	Email	If MOU is suitable, suggest coordinate with Dean on OPA enabling funding.
14-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Wayne Wilcox, Dean Assinewe	Xeneca Power Development, Serpent River First Nation	Email	Vanesa Enskaitis, Arnold Chan	B2B	Providing link to Long-Term Energy Plan on OPG website which shows additional information in Aboriginal section on OPG assets and compensation etc.				
15-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Angela Trudeau	Serpent River First Nation	Mark Holmes	Xeneca Power Development	Email	Wayne Wilcox, Chief Isadore Day, Michelle Pelletier, gilgoon@hotmail.com	B2B	Follow up and reminder of PIC meeting held in SRFN community for the proposed projects on Serpent River.	Mark Holmes	24-Nov-10	Email	PIC scheduled for Dec 1 in Elliot Lake. Information panels provided as requested in powerpoint attached.
19-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Kerri Commanda	Serpent River First Nation	Patrick Gillette	Xeneca Power Development	Email	Lynn Moreau	B2B	Expression of interest submitted by Aboriginal Funds for Species at Risk which has been accepted as meeting project eligibility. Working on application due Nov. 24th. Looking for letter of support and wondering is Xeneca is interested in partnering with SRFN.	Patrick Gillette	19-Nov-10	Email	Thank you, have passed onto Dean Assinewe and Mark Holmes
22-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Arnold Chan	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Email	Wayne Wilcox, Patrick Gillette, Mark Holmes, Dean Assinewe	B2B	Invitation to attend Tim Hudak dinner in Toronto at Xeneca table. Providing information and directions to event.				
22-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Phone		B2B	invitation to talk about consultation (update)				
23-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Chief Isadore Day	Serpent River First Nation	Arnold Chan	Xeneca Power Development	Email		B2B	Yes tentatively. Will confirm tomorrow	Arnold Chan	22-Nov-10	Email	Look forward to hearing from you.
23-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Lynne Moreau	Serpent River First Nation	Phone		B2B	Support for SRFN SAR project				
23-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Arnold Chan	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Email		B2B	Follow up on attendance to Tin Hudak dinner event Wednesday night in Toronto.				
24-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Chief Isadore Day	Serpent River First Nation	Arnold Chan	Xeneca Power Development	Email	Chief Isadore Day	B2B	Would like to attend with family member and young advisor	Arnold Chan	24-Nov-10	Email	Only have one space left as table was overbooked
24-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Chief Isadore Day	Serpent River First Nation	Arnold Chan	Xeneca Power Development	Email	Chief Isadore Day	B2B	Got details for event, see you tomorrow.	Arnold Chan	24-Nov-10	Email	Sorry, seats opened up and were filled by Mark Holmes. With advance notice usually is not an issue
24-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Chief Isadore Day	Serpent River First Nation	Arnold Chan	Xeneca Power Development	Email		B2B	Regrets for supper, will not be able to meet.	Arnold Chan	24-Nov-10	Email	Thank you for heads up
25-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Wayne Wilcox	Serpent River First Nation	Mark Holmes	Xeneca Power Development	Email	Chief Isadore Day, Patrick Gillette, Angela Trudeau, Michelle Pelletier, tmoor.srfn@ontera.net	B2B	Thank you for heads up on travel to Elliot Lake for PIC December 1st. Asked Michelle and Angela coordinate with Chief on Tuesday Afternoon regarding MOU and other issues in development of relationship between SRFN and Xeneca. Will attend PIC as citizen of community not to be associated with duties at SRFN EDC.				
25-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Kim Mihell	MNR Sault. St. Marie	Phone		B2B	Update on Serpent River projects.				
26-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Arnold Chan	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Email		B2B	Discussion about how Tim Hudak dinner went and hopes meetings with Ministers went well for Chief Day. Discussion as to next steps to move relationship forward with SRFN.				
20-Dec-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter with Attachments		B2B	Four Slide Falls PD, McCarthy Chute PD - invitation to attend coordination meeting				
4-Mar-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Lynne Moreau, Nishin Meawasige	Ministry of Natural Resources, Serpent River First Nation	Email	Dean Assinewe	EA Administration	New information regarding Serpent River projects available on Xeneca website				
11-May-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter with Attachments	Dave Bell, Kim Mihell, aurie Brownlee, Paula Allen, Luke Dalla Bona, Tami Sugarman	B2B EA Administration	Providing summary reports of Archeological studies for Four Slide Falls and McCarthy Chute				
13-May-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Posted Letter with Attachments		EA Administration B2B	Correspondence package sent containing hard copy of previous letters sent, PIC media advertisements, all Notice of Commencements and a CD containing electronic copies of PD's				
25-May-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette, Arnold Chan	Xeneca Power Development	Chief Isadore Day	Serpent River First Nation	Phone		B2B Aboriginal Community Considerations	Talked about the relationship. Chief continued to comment that the projects were within their traditional territories and that the communities have no control. Xeneca invited him to follow up with Wayne Wilcox whom Xeneca recently met and continue to be open as to moving the relationship forward and applying for the AREF funding and signing the MOU/ NDA.				
8-Jun-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Lynn Moreau, Nishin Meawasige	Serpent River First Nation	Email	Luke Dalla Bona, Dean Assinewe	Cultural Heritage Resources Considerations	Woodland heritage conducting field work at Serpent River between July 4 to July 11. Schedule may change depending on delays at other projects and weather. If SRFN wishes to participate, please contact Luke Dalla Bona & Dean Assinewe to coordinate.				
9-Jun-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Lynn Moreau, Nishin Meawasige	Sagamok Anishnawbek First Nation	Email with Attachment	Dean Assinewe	Cultural Heritage Resources Considerations	Providing the Stage 1 Archeology Summary reports for Four Slide Falls & McCarthy Chute projects on the Serpent River.				



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tel 416-590-9362 fax 416-590-9955 www.xeneca.com

October 30, 2009

Chief Isadore Day
Serpent River First Nations
P.O. Box 14
Cutler, ON POP 1B0

Dear Chief Day,

With last month's announcements from the Ontario Ministry of Energy and Infrastructure (MEI) regarding the Green Energy and Green Economy Act and this month's launch of the Ontario Power Authority's Feed-In Tariff program, it appears there is unprecedented opportunity for First Nations Community involvement in renewable energy development.

Marlyn Consulting, now operating under Xeneca Power Development, has two potential waterpower developments within the Serpent River watershed. As noted in previous correspondence to you and the Serpent River First Nations Community, we believe ongoing consultation and discussion of renewable energy opportunities is highly beneficial to our respective interests.

Currently we are seeking direction from the Crown and trying to understand the new legislation as it pertains to these projects. If possible, we would appreciate the opportunity to understand your perspective on these issues. Ultimately, we would like to maximize the social and economic benefits while mitigating impacts to your Community through meaningful collaboration.

I would like to suggest we schedule a meeting in early 2010 to discuss these matters in greater detail so we can jointly approach the Crown in order to define Xeneca's ongoing responsibilities to your Community.

We look forward to further discussion with you and members of Serpent River First Nations.

Very best regards,

A handwritten signature in black ink, appearing to read "Mark Holmes", is written over a faint, light-colored circular stamp or watermark.

Mark Holmes
VP Corporate Affairs



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tel 416-590-9362 fax 416-590-9955 www.xeneca.com

February 23, 2010

Chief Isadore Day
Serpent River First Nation
48 Village Road
P.O. Box 14
Cutler, Ontario
POP 1B0

Dear Chief Day:

Many thanks to you and Wayne for joining us in our offices last Thursday (Feb 18) to initiate discussions on how Xeneca may be able to work with your community on our Serpent River Waterpower Projects.

We believe these initial discussions will be mutually beneficial as we continue to explore business to business opportunities.

As a small token of our appreciation, please find enclosed some Xeneca inspired fleeces and hats. We hope the Xeneca name will be welcomed to your community as we embark on this exciting exploration of opportunity.

Very best regards,

Patrick W. Gillette
President/ CEO

cc: Wayne Wilcox

Letter of Intent

This Letter of Intent is made the 1st day of April, 2010.

BETWEEN:

Serpent River First Nation
Cutler, Ontario

and

XENECA POWER DEVELOPMENT INC.
a corporation in the Province of Ontario ("Xeneca")

WHEREAS:

1. The Serpent River First Nation ("SRFN") has the responsibility for improving the quality of life for its members, including by exploring viable economic development initiatives that generate jobs and wealth for its members;
2. SRFN has established a not-for-profit economic development corporation to act as an arms-length entity to create jobs and consider potential business development opportunities on behalf of the SRFN membership;
3. SRFN asserts that it possesses certain Aboriginal and treaty rights to its traditional territorial lands, which include but are not limited to the right of its community to share in the benefits derived from the development of all natural resources within its traditional territorial lands
4. SRFN asserts that the legal *Duty to Consult and Accommodate* must meet meaningful tests and be reconciled on a government to government level with Ontario and Canada where applicable, in the *Environmental Assessment Process* but that this LOI is intended to ensure that both consultation and engagement occurs between SRFN and Xeneca during the development of the projects identified within this project and that SRFN and Xeneca seek to identify and accommodations that are of mutual interest to the two parties.
5. SRFN seeks to participate in the development of the McCarthy Chute G.S. and the Four Slides G.S. with Xeneca in a constructive, co-operative and collaborative manner.
6. Xeneca proposes developing hydropower generating stations at McCarthy Chute (the "*McCarthy Chute G.S.*") and Four Slides Falls (the "*Four Slide Falls G.S.*") - "**the Project Development**" both of which are located on the Serpent River Watershed and all of which are within the acknowledged SRFN traditional territorial boundaries.
7. Xeneca and Serpent River First Nation (hereinafter referred to as "the First Nation") desire to follow this Letter of Intent with a Memorandum of Understanding which shall outline the conditions under which discussions towards a commercially viable business to business arrangement shall be undertaken to satisfy their shared interests in **the Project Development**.

By signing this document the parties declare that they intend to move forward together in defining a business relationship that will be designed to maximize the economic benefits of **the Project Development** to each of their organizations as follows:

- a) SRFN shall provide to Xeneca an outline of Community expectations, goals and objectives with respect to **the Project Development** and partnership. The information provided to Xeneca shall include but may not necessarily be limited to:
- i) SRFN Business Development structures;
 - ii) SRFN governance structures;
 - iii) SRFN territorial boundaries;
 - iv) SRFN relationships with neighbouring First Nation and aboriginal communities as respects its territorial lands.
- b) Xeneca shall respond to SRFN within 90 days of receipt of the documentation as outlined in a) above.
- c) Xeneca and SRFN shall collaborate and use their best efforts to establish a business relationship which will define the shared benefits of ownership and operation of **the Project Development**.
- d) Xeneca and SRFN agree and acknowledge that accessing programs and funding from the government requires that each commit their respective resources to identifying and application to programs and funding opportunities.
- e) Xeneca and SRFN agree to use their best efforts and intentions to ensure that the principles of fair and equitable treatment, mutual respect, trust and goodwill are the cornerstone of their relationship and that these principles will guide the discussions and interpretation of this and any other agreement or arrangement made between them in the future.

Xeneca and SRFN agree to move forward towards producing a Memorandum of Understanding and/or an Agreement that will follow the spirit and intention of the Letter of Intent within a reasonable period after the date of the affixing of their signatures.

IN WITNESS WHEREOF the Parties have executed this Agreement as of the date first above written.

SERPENT RIVER FIRST NATION

Per: _____

Chief Isadore Day

WIINDAWTEGOWINIWI

Witness: _____

XENECA POWER DEVELOPMENT INC.

Per: _____

Name: Patrick W. Gillette

Title: President

April 5, 2010

Chief Isadore Day
Serpent River First Nation
48 Village Road
P.O. Box 14
Cutler, Ontario
POP 1B0

Dear Chief Day:

On behalf of the Xeneca team, I wish to extend our sincere thanks for your Community's welcome extended to us on April 1, 2010.

Mark, Arnold and I were very pleased to have been a part of the Serpent River Community's historic day, celebrating the enormous future potential of Serpent River's Economic Development Corporation and the beginning of what appears to be several significant economic partnerships.

Seeing firsthand the economic activity already underway within Serpent River, as well as the obvious community leadership and support, strongly signals a bright future in store.

Equally gratifying was the signing of our Memorandum of Intent which we firmly believe will lead to a mutually beneficial relationship.

We would also be remiss if we did not mention the extraordinary drumming and singing that illustrates the proud, rich history of the Serpent River people.

As a small token of our appreciation, we hope you, the Community Elders and the EDC staff enjoy the Xeneca hats, shirts and gifts.

We look forward to speaking with you in the very near future.

Very best regards,

Patrick Gillette
President/COO

cc: W. Wilcox



5160 Yonge St., Suite 520, Toronto, ON M2N 6L9
tel 416-590-9362 fax 416-590-9955 www.xeneca.com

June 10, 2010

Chief Isadore Day
Serpent River First Nation
48 Village Road
P.O. Box 14
Cutler, Ontario
POP 1B0

Dear Chief Day:

As you are aware, Xeneca Power Development is a leading, independent company created to develop environmentally responsible renewable energy projects. Under the recent *Green Energy Act ("GEA")*, the Government of Ontario is encouraging the development of renewable and cleaner forms of energy production to replace aging energy infrastructure and to eliminate dirty coal power. Under programs developed by the government, Xeneca was awarded contracts for 19 projects throughout Ontario including:

**Four Slide Falls – MNR site # 2CD14 on the Serpent River
McCarthy Chute – MNR site # 2CD15 on the Serpent River**

While Xeneca and Serpent River move forward in developing a business to business relationship, we will need to address environmental concerns, and, as such, Xeneca is preparing the necessary documents for the Class Environmental Assessment for Waterpower projects ("Class EA"). Advancing to the Class EA in no way guarantees a project will be built, but it does develop the information required for the issuance of permits and approvals.

Xeneca is notifying all First Nations that we are aware of that may be impacted by our projects, and we are encouraging respectful, open and forthright communication with those communities.

The Class EA will include draft project descriptions that Xeneca will forward to your Community in order to solicit initial comments. Hopefully, this will create a broader understanding of the projects and elicit comment and suggestions prior to wider regional consultation. Please advise what other information you require and Xeneca will do its best to address that need.

Xeneca will shortly engage in Class EA consultation, which will provide the Serpent River Community a full understanding of the environmental, cultural and socioeconomic issues; and provide the opportunity to engage Xeneca with comments and concerns on projects within Traditional lands.

The purpose of the Class EA is to also engage all levels of government in this multi-year process (averages 18 months) so all issues of concern are addressed. Any insights you can provide in advance of or in addition to the Crown process would be very much appreciated.

As previously noted, these projects are in the very early stages, and we have only recently been enabled to share preliminary information and will continue to do so as it becomes available. Xeneca has begun the process of posting information to our website at www.xeneca.com. Information includes:

- Project information that is updated regularly.
- Xeneca First Nations Consultation and business practices.
- Outlines of, and links to, government programs that provide information and/or funding programs.

Chief, we look forward to working with you, your band council and the people of Serpent River First Nation. If you have any questions or comments, do not hesitate to contact me, or Mark Holmes.

Yours truly,



Patrick W. Gillette
President and COO

Cc: Chris Quirke, MEI

September 16, 2010

Chief Isadore Day
Serpent River First Nation
48 Indian Road
Cutler, ON POP 1B0

Dear Chief Isadore Day:

As you are aware, recent notices, letters and newspaper advertisements have been posted in regard to Xeneca Power Development's proposal to build a waterpower facility in proximity to your Community.

The projects of interest to you and your Community are:

- Four Slide Falls
- McCarthy Chute

By now, your Community should have received from the Ontario Ministry of Natural Resources notification of our proposed project(s). Additionally, you should have also received correspondence from Xeneca providing contact names and numbers, basic information about the proposed projects and the development process, as well as an invitation to visit our website for regular updates.

Xeneca fully respects First Nations treaties, claims and traditional land use in the vicinity of our projects, and, as such, we endeavor to proceed in an open, transparent and respectful manner. Our approach includes meaningful, upfront consultation and First Nation participation in the development process.

Communities with interest in our projects need information in order that well informed decisions can be made. We also believe that traditional, multigenerational knowledge of First Nations can be extremely important in ensuring any development is conducted in a way that strikes an appropriate balance between environmental, social and economic needs.

Given the extensive knowledge that members of your Community have on the history of your area, we invite you or an appropriate member of your Community to participate in archeological studies that are to be conducted in your area.

Archeological studies are normally conducted under four phases. Phase One studies provide an overview based mainly on historical record and are quite preliminary in nature. When completed, we would be pleased to send these to your Community for review and comment. The remaining phases (Phase 2, 3 or 4, if required, would include an inspection or possibly extensive digging at the project site and your presence (or an assigned representative) would be essential at these phases of the work.

Typically, all projects will require a Phase Two study which involves on-the-ground investigation and would greatly benefit from input from members of your Community. Phase 2 involves some sampling of soils. Phase 3 and 4, if required, can include extensive digging and possibly removal of artifacts. Copies of the Phase Two report will also be sent to your Community for review and comment. A recommendation from the archeologist on the need for Phase 3 and 4 would be contained in the Phase 2 report. The Phase 2 report would be shared with you and your views on any further work would be sought.

Should a significant archeological find be uncovered during the Phase Two investigation, your Community would be consulted on the preferred means to move forward.

If there is interest in participating in the archeological studies in your area, please contact Dean Assinewe, Xeneca's Aboriginal Relations Liaison, through phone (705-863-1969) or e-mail, dassinewe@xeneca.com . Mark Holmes, Vice President of Corporate Affairs, along with Dean and the archeologist will ensure the work is done thoroughly and meets your needs as well the quality requirements from the Ministry of Culture.

Best regards,

Patrick W. Gillette
President & COO

Xeneca Power Development Inc.
5160 Yonge Street
North York, ON
M2N 6L9
Tel: 416-590-9362
Fax: 416-590-9955

CC - Gerry Webber, Coordinator, Northern Policy Planning Unit, Ministry of Tourism and Culture
Bob Johnson, Sault Ste. Marie District Manager, Ministry of Natural Resources



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October 13, 2010

Chief Isadore Day
Serpent River First Nation
48 Indian Road
Cutler, ON POP 1B0

Dear Chief Isadore Day:

RE: Invitation to Attend Public Information Centres.

As promised in previous correspondence to your Community, Xeneca Power Development is writing to inform your Community that Public Information Centres (PICs) are being set up in your area with respect to the following proposed waterpower developments:

- Four Slide Falls project on the Serpent River
- McCarthy Chute project on the Serpent River

As you may be aware, Xeneca has issued a Notice of Commencement for the Class Environmental Assessment for Waterpower Projects (Class EA) for the above noted projects. Public Information meetings are an important part of that process.

Xeneca invites you to attend our Public Information Centre where you will have the opportunity to learn more about the projects and provide your input to our project team. Please join us on:

Thursday, November 25th, 2010
Time: 4:00 to 8:00 pm
Hampton Inn
279 Highway 108 North, Elliot Lake

Your Community's participation in the PICs is greatly valued, as is First Nations engagement in archeological, environmental and social-economic aspects of the projects. Communities with interest in our projects need information so that well informed decisions can be made. We also believe that traditional, multigenerational knowledge of First Nations can be extremely important in ensuring any future development is conducted in a way to provide an appropriate balance between environmental, social and economic needs.

Overall, the Class EA is administered by the Ministry of the Environment and is a separate process from Site Release which is administrated by the Ministry of Natural Resources. No permits, approvals or tenure are issued through the Class EA as it is designed to provide information on potential impacts and viability for each of the projects. The Class EA also allows for comment and dialogue between Xeneca and Aboriginal Communities, Federal and Provincial governments, as well as any additional stakeholders.

Eligibility for benefits, the right to seek partnership, and the means to acquire funding is determined by the Ministry of Natural Resources.

We will be posting information regarding our projects, access to information and government programs on our website at www.xeneca.com. Xeneca will also be working with the Aboriginal Communities to identify where government programs can be improved.

Xeneca fully respects Aboriginal treaties, claims and traditional land use in the vicinity of our projects, and endeavors to proceed in an open, transparent and respectful manner. Our approach includes meaningful, upfront consultation and First Nation participation throughout the development process.

Given the extensive knowledge that members of your Community have on the history of your area, we invite you or as designated member of your Community to participate in archeological studies that are to be conducted in your area.

If there are questions or comments regarding the Public Information session, the undersigned can be contacted at any of the numbers listed on our letterhead. If there is an interest to participate in the archeological studies or additional Class EA components of the projects within your area, please contact Dean Assinewe, Xeneca's Aboriginal Relations Liaison via phone at (705) 863-1969 or e-mail dassinewe@xeneca.com.

Best regards,

A handwritten signature in black ink, appearing to read 'Mark Holmes', with a stylized flourish at the end.

Mark Holmes
Vice President, Corporate Affairs
Xeneca Power Development Inc.

October 25, 2010

Chief Isadore Day
Serpent River First Nation
48 Indian Road
Cutler, ON POP 1B0

Dear Chief Day:

Your Community will have recently received an October 13th notice and invitation to attend a Public Information Centre (PIC) regarding our proposed waterpower developments:

- Four Slide Falls project on the Serpent River
- McCarthy Chute project on the Serpent River

Please be advised that Xeneca Power Development will be rescheduling the Public Information Centre to which your community has been invited. We fully expect to confirm the new date as soon as possible and will provide advance notice. The change in meeting date will provide the necessary time to address government agency comments and further develop information related to our projects.

In the meantime, we continue to seek your Community's input on archaeological studies being conducted around the above noted sites, and we invite you to visit our website at www.xeneca.com for project information, updates and notices.

If you have questions please contact the undersigned, or Vanesa Enskaitis at any of the numbers provided in our letterhead.

We look forward to meeting the members of your Community in the coming weeks.

Best regards,



Mark Holmes
Vice President, Corporate Affairs
Xeneca Power Development Inc.

December 20, 2010

Chief Isadore Day
Serpent River First Nation
48 Indian Road
Cutler, ON POP 1B0

Dear Chief Day:

Welcome to the start-up activities on development of the Class Environmental Assessment for Waterpower Projects (Class EA) for the proposed projects:

- Four Slide Falls GS
- McCarthy Chute GS

This first step of the EA process is intended to establish the initial conceptual design, start a dialogue on regulatory approval requirements and initiate public consultation and Aboriginal engagement in the Class EA process. To this purpose, Xeneca and its consultants from OEL-HydroSys Inc. are pleased to present you with the Project Description for this proposed project.

This Project Description is provided to assist the proponent in ensuring that all aspects of the project are accounted for in enough detail to allow your community and government agencies to provide meaningful comment throughout the Class EA process. This document attempts to delineate the "footprint" of the project within the environmental context of the study area and initially identify features of the environment that may be affected (directly and indirectly) by the proposed project. Xeneca acknowledges that additional potential effects may be identified throughout subsequent phases of the Class EA process and we will also incorporate those comments when input is received.

In the early stages of this engagement process, a proponent-led EA coordination meeting will be undertaken with key government agencies and your community to coordinate an integrated planning process and to identify environmental concerns and diverse regulatory and management planning requirements that may be associated with the proposed project. This document is intended to assist you in preparing for this engagement process. A detailed list of the federal and provincial regulatory agencies, municipalities, and Aboriginal communities which are receiving a copy of this document directly is included within the document. We will be contacting this distribution group shortly to inquire as to their availability for participation in a Class EA Coordination meeting for this proposed small-scale waterpower development project. Please indicate if you or the Community you represent have interest in participating in this coordination meeting.

The general public and other groups are also invited to review this document. The document will be provided to these parties through postings on the Xeneca website or, upon request, by direct mail. If you require additional copies of this document you may access our FTP site by completing the following instructions:

Site: <ftp://clientftp.wesa.ca>

Username: XENECA

Password: WESA.2010

An attached word document guide will assist you with the download process. You will need to activate passive mode in your Internet Explorer browser to be able to access the FTP site behind our corporate firewall.

If you have any questions or comments in relation to the Class EA for Waterpower Projects planning process or environmental impact assessment related matters, please do not hesitate to contact OEL-HydroSys Inc. Environmental Assessment Manager, Ms. Tami Sugarman at (613) 839-1453 Ext. 229 and tsugarman@oel-hydrosys.ca or Xeneca's Manager of Environmental Studies and Assessment, Edmond Laratta, at (416) 590-9362 ext. 106 and elaratta@xeneca.com.

For questions or comments in relation to all other aspects of the development proposal, please contact Xeneca's President, Mr. Patrick Gillette at pgillette@xeneca.com or Xeneca's Aboriginal Relations Liaison, Mr. Dean Assinewe at dassinewe@xeneca.com.

Respectfully submitted,

Patrick Gillette
President & COO
Xeneca Power Development Inc.

c.c. Nishin Meawasige, Community Development Manager

F N

From: Dean Assinewe
Sent: Friday, March 04, 2011 3:32 PM
To: Lynn Moreau; nmeawasige.srfr@ontera.net
Cc: Dean Assinewe; F N
Subject: FW: new information on website - Mississauga FN (Serpent River Projects)

Hi Lynn and Nishin

We have recently added new information to the Xeneca website, including more project-specific data and the material(s) presented at our Public Information Centres (PICs).

There are also more details on the Waterpower Class Environmental Assessment process, and how you can participate.

Please visit www.xeneca.com and click on the Projects menu to find Serpent River Projects.

We continue to update our website with information as it becomes available, however we will still continue to provide your office with hard copies. You are welcome to download information from the site and make copies for your files.

If the information on the website does not answer your questions or requests from the PICs, please follow up with an email.

Meegwetch,

Dean

DEAN ASSINEWE, R.P.F. Aboriginal Relations Liaison

Xeneca Power Development Inc.

5160 Yonge Street

Suite 520

North York, ON, M2N 6L9

Tel: 416 590 9362

Cell: 705 863 1969

Fax: 416 590 9955

Email: dassinewe@xeneca.com

www.xeneca.com

May 11, 2011

Chief Isadore Day
Serpent River First Nation
48 Indian Road
Cutler, ON POP 1B0

Dear Chief Day,

Re: Serpent River (Four Slide and McCarthy Chutes) Archaeological Studies

Xeneca Power Development is undertaking archaeological studies at each of its Feed in Tariff (FIT) project areas. Xeneca has contracted the services of Woodland Heritage Services to complete this work.

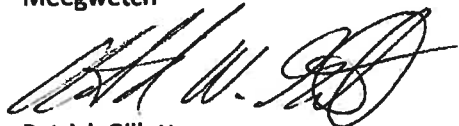
The first component in these studies is called a Stage I Archaeological Impact Assessment which involves a *desk-top* analysis which compares available information from the Ministry of Culture database and also uses computer modelling to identify areas of High Cultural Heritage Potential. Before these studies can be released to your community we recommend they pass a review by the Ministry of Tourism and Culture (MTC) for completeness and accuracy.

Xeneca appreciates the value the Aboriginal Communities place on their culture, traditions and is prepared to offer advance information that comes in the form of a summary report. Once the Stage I report has received approval from the MTC we will provide a copy for your review and files.

As described in our September letter, Woodland Heritage will also be conducting on-the-ground investigations (Stage II and reporting) and would benefit from your community participation. We anticipate this work to commence in the near future. We will contact your community as soon as these dates have been determined to gain your representative participation. Please keep in mind we will also offer a presentation and/or follow-up field tour to your community should participation be not available during the demanding fieldwork schedules.

If there is interest in participating in the archeological studies in your areas, please contact Dean Assinewe, Aboriginal Relations Liaison at (705) 863-1969 or email dassinewe@xeneca.com anytime.

Meegwetch



Patrick Gillette
President & COO
Xeneca Power Development Inc.

Attachment: Summary Report: Stage 1 Archaeological Impact Assessment of Proposed Four Slide Dam, Serpent River Hydroelectric Project, FIT–IZW4L, Township of Proctor, District of Sudbury

Summary Report: Stage 1 Archaeological Impact Assessment of Proposed McCarthy Chute Dam, Serpent River Hydroelectric Project, FIT–16DFG, Township of Proctor, District of Sudbury

**c.c. Dave Bell, Project Manager, CEAA
Kim Mihell, Renewable Energy Planner, MNR Sault Ste. Marie District
Laurie Brownlee, Environmental Planner/EA Coordinator, MOE Sudbury
Paula Allen, Supervisor, Air, Pesticides Environmental Planning, MOE Sudbury
Luke Della Bona, Partner, Woodland Heritage Services
Tami Sugarman, Principal, Senior Environmental Approvals Advisor, OEL-HydroSys**



5160 Yonge St., Suite 520, Toronto, ON M2N 6L9
tel 416-590-9362 fax 416-590-9955 www.xeneca.com

May 13, 2011

Chief Isadore Day
Serpent River First Nation
48 Indian Road
Cutler, ON POP 1B0

Dear Chief Day:

This letter is being sent to continue our dialogue concerning our projects as it relates to the Crown's duty to consult and its fiduciary responsibilities and Xeneca's voluntary support of these obligations.

The proposed Waterpower developments include:

Four Slide Falls on the Serpent River
McCarthy Chute on the Serpent River

As we move closer to completing the Class Environmental Assessment for Waterpower, please find enclosed a compilation of the following notices and past correspondence.

- Notice of impending Notice of Commencement dated June 10, 2010
- Follow up to Notice of Commencement and Clarification, Update and Enquiry concerning Traditional Knowledge Studies dated July 8, 2010
- Invite to participate in Archeological Studies dated September 16, 2010
- Follow up to Notice of Commencement and Notification of PIC dated October 13, 2010
- Notice of rescheduled PIC's dated October 25, 2010
- Outline of EA process and Distribution of Project Descriptions dated December 20, 2010
- PIC Media Advertisement for the projects on the Serpent River
- July 2010 Notice of Commencement Media Advertisement for the projects on the Serpent River
- November 2010 Notice of Commencement Media Advertisement for the projects on the Serpent River
- A CD containing the electronic copies of the Project Descriptions for the Xeneca Projects indicated above

Xeneca has provided these documents for your continued review, comment and consult. Your community's observations, input, questions or comments on the above noted project(s) are greatly valued and appreciated.

As we prepare the draft Class Environmental Assessment for Waterpower Report ("EA Report") we respectively request any further observations, input, questions or comments be submitted as soon as possible to:

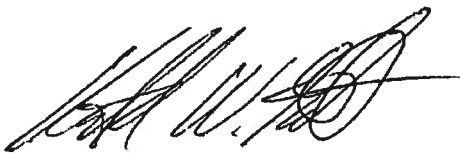
Vanesa Enskaitis
Public Affairs Liaison
Xeneca Power Development Inc.
T: 416-590-9362 X 104
F: 416-590-9955
E: venskaitis@xeneca.com

Enclosed is a draft Aboriginal Consultation Plan ("ACP") that outlines a starting point on how Xeneca wishes to engage during and after the submission of the EA Report, which will be also provided to the Crown. Overall the concept is to continue engagement to project Commissioning and thereafter if desired by the Community. As noted in the ACP there are many future opportunities after the EA Report to engage.

EA Report engagement will begin after issuance of a Notice of Completion (i.e., a public declaration that Xeneca thinks it has completed the process) at this time the EA Report will be provided to the Community for review. Thereafter there will be a minimum 30 day period to engage in discussion of any issues your Community may feel that have not been adequately addressed and to address questions and receive further input. This engagement process will allow for the EA Report to be completed. Staff will be following up on the EA Report in the next few months.

Separate from the EA Report, Phase II – Phase III Archeological studies will commence in the field and staff will follow-up on Community engagement in this process and the need for further consultation. If your Community has been identified by the Ontario Ministry of Natural Resources ("MNR") as a Community that is entitled to benefits from the project, a project datasheet (is enclosed or will be sent). If the Community is unsure of its status please contact the local District MNR office. The datasheet is designed to outline a process to continue/commence engagement in benefit discussions and that the EA Report contributes to the due-diligence process. If you have any questions please contact Dean Assinewe, Aboriginal Relations Liaison at 705 863 1969 or email dassinewe@xeneca.com.

Best regards,



Patrick W. Gillette
President/ COO
Xeneca Power Development

F N

From: Dean Assinewe
Sent: Wednesday, May 25, 2011 11:06 AM
To: Nishin Meawasige; lmoreau.srfn@ontera.net
Cc: Dean Assinewe; F N; luke@woodlandheritage.com
Subject: Summary report letter for Serpent Rver
Attachments: Serpent River Archeology Summary Report Ltr - 11May11 (2)

Importance: High

Hi Lynn and Nishin

Here is the letter we sent to Chief Day for you to review. Luke Della Bona from Woodland Heritage is developing the field work schedules for our projects; once I have the Serpent River projects schedule I'll pass on that information.

If there is interest in participation we could assist one individual from each of the communities to be on site during the field work. Please consider road access is limited and ATV travel is mandatory. Feel free to contact me anytime and Luke and I will coordinate.

Have an excellent day

Meegwetch

Dean

DEAN ASSINEWE, R.P.F. Aboriginal Relations Liaison

Xeneca Power Development Inc.

5160 Yonge Street

Suite 520

North York, ON, M2N 6L9

Tel: 416 590 9362

Cell: 705 863 1969

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F N

From: Dean Assinewe
Sent: Thursday, June 09, 2011 2:56 PM
To: Lynn Moreau; Nishin Meawasige
Cc: Dean Assinewe; F N
Subject: Emailing: Xeneca-FourSlideStage1Summary and McCarthy Chutes to Serpent River FN
Attachments: Xeneca-McCarthyChutesStage1Summary.pdf; Xeneca-FourSlideStage1Summary.pdf

Importance: High

Hi Lynn and Nishin

Here is a copy of Four Slide and McCarthy Chutes Stage I summary report for you to review. I need to do a check on all of my projects to make sure letters and reports were mailed out to the communities from the Toronto office. My goal is to always provide my technical contacts in the communities PDFs or electronic copies of our hard copy correspondence to gain efficiency and effectiveness for our communications. Your patience and understanding will be much appreciated in this circumstance.

Meegwetch

Dean

DEAN ASSINEWE, R.P.F. Aboriginal Relations Liaison Xeneca Power Development Inc.
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The message is ready to be sent with the following file or link attachments:

Xeneca-FourSlideStage1Summary

Mississauga First Nation
Chief Douglas Daybutch
Contact and Consultation Log

Contact Date	Project Name(s)	Contactor Name	Contactor Community/Agency	Contactee Name	Contactee Community/Agency	Contact Method	CC	Issues	Issues		Responded	Response Date	Resolution	
									Details	Resolution				
11-Apr-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Marlyn Consulting	Chief Fidele Jokinen	Mississauga First Nation	Posted Letter	Debbie Mayer, R. Lipinski, L. Deveaux	B2B		Xeneca will be contacting community to discuss how best to meet and begin process of consultation.				
23-May-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Marlyn Consulting	Chief Fidele Jokinen	Mississauga First Nation	Posted Letter		B2B		Want to ensure Mississauga FN received Community Preparation Package form the MNR and determine if community requires any additional materials				
30-May-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Chief Fidele Jokinen	Mississauga First Nation	Posted Letter	Debbie Mayer, R. Lipinski, L. Deveaux	B2B		formal request to meet with community and outlining required process				
20-Jun-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Debbie Mayer		Phone		B2B		left message for Band Administrator				
18-Jul-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Chief Fidele Jokinen	Mississauga First Nation	Posted Letter with Attachments	Linda Chiblow, R. Lipinski, L. Deveaux, P. Gillette	B2B		2 copies of draft development code of conduct mailed to each FN				
30-Jul-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Linda Chibley		Leah Deveaux	Xeneca Power Development	Phone		B2B		Acknowledged receipt of code of conduct, forwarded to band council and jim cada				
30-Jul-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Jim Cada	Mississauga First Nation	Leah Deveaux	Xeneca Power Development	Phone		B2B		Interested in amounts of GRC, confirmed that code of conduct was received, meeting to discuss both issues was to be arranged				
30-Jul-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Linda Chibley		Phone		B2B		M. Holmes followed up regarding message from earlier the same day. Indicated that meeting request would be added to council agenda that night or the following Wednesday, at which potential dates would be put forward				
12-Aug-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Jim Cada	Mississauga First Nation	Phone		B2B		Request for meeting was on last weeks band council agenda, but was not discussed. Will be on next agenda for august 22nd				
26-Aug-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Jim Cada	Mississauga First Nation	Phone		B2B		Follow up to request for meetings, spoke with J.Cada. letters issued to M.H. 09-02-05				
26-Aug-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Jim Cada	Mississauga First Nation	Phone		B2B		Stated meeting request didn't make it on the agenda for August 22nd meeting, was on the August 26th agenda				
2-Feb-09	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dick Hagman	Ministry of Natural Resources	Chief Doug Daybutch	Mississauga First Nation	Posted Letter	Bob Johnston, Marlyn Consulting	B2B		MNR issued letter notifying FN that the proponent will continue forward with a WSS in good faith, and will continue to work with FN on developing a business to business relationship				
6-Mar-09	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Doug Daybutch	Mississauga First Nation	Posted Letter		B2B		Letter and copies of WSS notification, notifying them the process was continuing.				
23-Apr-09	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Marlyn Consulting	Chief Doug Daybutch	Mississauga First Nation	Posted Letter	Jim Cada, Linda Chiblow, Erin Nixon, Mary Anne Seabrook, L. Deveaux	B2B		Letter outlining the WSS and its importance with Xeneca development and Aboriginal relations, as well as providing informaion Re: GEA and REA in reaction to the Serpent River projects				
28-Apr-09	Serpent - Four Slide Falls Serpent - McCarthy Chute	Keith Sayers	Mississauga First Nation	Patrick Gillette	Xeneca Power Development	Email		B2B		Requesting information with regards to McCarthy Chute and Four Slide Falls. Providing mailing address				
7-May-09	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Marlyn Consulting	Keith Sayers	Mississauga First Nation	Posted Letter	E. Nixon, L. Deveaux	B2B		Thank you for interest in Serpent River projects. Providing correspondence with Mississauga FN and providing Code of Conduct. Code of Conduct & Mississauga FN Correspondence				
30-Oct-09	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Fidele Jokinen	Mississauga First Nation	Posted Letter		B2B		Letter of intent to involve Mississauga FN in waterpower development projects on serpent river. Requesting meeting				
10-Jun-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Marlyn Consulting	Chief Fidele Jokinen	Mississauga First Nation	Posted Letter	Chris Quirke	B2B		Notifying FN Community of Xeneca's projects within their area, requesting ongoing communication re: concerns/ requests, and providing contact information for Xeneca information				
16-Sep-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Fidele Jokinen	Mississauga First Nation	Posted Letter	Gerry Webber, Bob Johnston	B2B		Invite to participate in archeological study				
19-Sep-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Keith Sayers	Mississauga First Nation	Phone		B2B		MFN at SRFN archeology studies.				
21-Sep-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Keith Sayers	Mississauga First Nation	Dean Assinewe	Xeneca Power Development	Email	Jim Cada; 'Roger Daybutch'	B2B		Response to Xeneca letter: welcome the opportunity to participate in any archaeological projects undertaken by Xeneca. Looking to set up meeting				
27-Sep-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Keith Sayers	Mississauga First Nation	Email	Jim Cada; 'Roger Daybutch'	B2B		Dean will call to set up meting				
13-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Leah Deveaux	Xeneca Power Development	Chief Fidele Jokinen	Mississauga First Nation	Posted Letter		EA Administration		PIC Invite				
20-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Keith Sayers	Mississauga First Nation	Dean Assinewe	Xeneca Power Development	Email	Jim Cada, Roger Daybutch, Glenmoringstar, Wilma Bissialion	B2B		Received PIC letter for Elliot Lake. Feels best approach for information from community is with Xeneca Visit. Xeneca can present and explain Xeneca's background in waterpower.				
20-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Keith Sayers	Mississauga First Nation	Phone		B2B		PIC request for MFN in the community				
21-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Keith Sayers	Mississauga First Nation	Email	Jim Cada, Roger Daybutch, Glenmoringstar, Wilma Bissialion, Patrick Gillette, Mark Holmes, Dean Assinewe, Vanesa Enskaitis			Xeneca accepts request to meet in community. Will work with Mississauga community to decide on dates.				
25-Oct-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Douglas Daybutch	Mississauga First Nation	Posted Letter		EA Administration		PIC Rescind Letter				
24-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Keith Sayers	Mississauga First Nation	Roger Daybutch	Mississauga First Nation	Email	Dean Assinewe	B2B		Xeneca still holding Information session in Elliot Lake, but indicated Xeneca committed to visit community. Any questions email Dean Assinewe				

24-Nov-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Keith Sayers, Roger Daybutch	Mississauga First Nation	Email	Dean Assinewe, Patrick Gillette, Mark Holmes, Arnold Chan, Vanesa Enskaitis	B2B	Xeneca has received request and plans to visit community. Will find date after information centres are completed. Keith will be supplied with information from PICs	
20-Dec-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Douglas Daybutch	Mississauga First Nation	Posted Letter with Attachments	Keith Sayers	B2B	Four Slide PD, McCarthy Chute PD - invitation to attend coordination meeting	
04-Mar-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Keith Sayers	Mississauga First Nation	Email	Dean Assinewe	EA Administration B2B	New information regarding Serpent River projects available on Xeneca website	
11-May-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Douglas Daybutch	Mississauga First Nation	Posted Letter with Attachments	Dave Bell, Kim Mihell, Laurie Brownlee, Paula Allen, Luke Della Bona, Tami Sugarman	EA Administration B2B	Providing summary reports of Archeological studies for Four Slide Falls and McCarthy Chute	
12-May-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Keith Sayers	Mississauga First Nation	Email	Dean Assinewe, Patrick Gillette, Arnold Chan,	B2B	Patrick, Arnold & Dean in area week of May 23rd for meetings. Opportunity to meet with chief and council to work around these dates to meet?	
13-May-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Keith Sayers	Mississauga First Nation	Dean Assinewe	Xeneca Power Development	Email		B2B	May 26th not good	Dean Assinewe 14-May-11 Email 25th may work, will confirm Monday.
13-May-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Douglas Daybutch	Mississauga First Nation	Posted Letter with Attachments		EA Administration B2B	Correspondence package sent containing hard copy of previous letters sent, PIC media advertisements, all Notice of Commencements and a CD containing electronic copies of PD's	
8-Jun-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Keith Sayers	Mississauga First Nation	Email	Luke DallaBona, Dean Assinewe	Cultural Heritage Resources Considerations	Woodland heritage conducting field work at Serpent River between July 4 to July 11. Schedule may change depending on delays at other projects and weather. If Mississauga FN wishes to participate, please contact Luke Dalla Bona & Dean Assinewe to coordinate.	



5160 Yonge St., Suite 520, Toronto, ON M2N 6L9
tel 416-590-9362 fax 416-590-9955 www.xeneca.com

October 30, 2009

Chief Fidele Jokinen
Mississauga First Nations
P.O. Box 1299
Blind River, ON P0R 1B0

Dear Chief Jokinen,

With last month's announcements from the Ontario Ministry of Energy and Infrastructure (MEI) regarding the Green Energy and Green Economy Act and this month's launch of the Ontario Power Authority's Feed-In Tariff program, it appears there is unprecedented opportunity for First Nations Community involvement in renewable energy development.

Marlyn Consulting, now operating under Xeneca Power Development, has two potential waterpower developments within the Serpent River watershed. As noted in previous correspondence to you and the Mississauga First Nations Community, we believe ongoing consultation and discussion of renewable energy opportunities is highly beneficial to our respective interests.

Currently we are seeking direction from the Crown and trying to understand the new legislation as it pertains to these projects. If possible, we would appreciate the opportunity to understand your perspective on these issues. Ultimately, we would like to maximize the social and economic benefits while mitigating impacts to your Community through meaningful collaboration.

I would like to suggest we schedule a meeting in early 2010 to discuss these matters in greater detail so we can jointly approach the Crown in order to define Xeneca's ongoing responsibilities to your Community.

We look forward to further discussion with you and members of Mississauga First Nations.

Very best regards,

A handwritten signature in black ink, appearing to read "Mark Holmes", is written over a horizontal line.

Mark Holmes
VP Corporate Affairs



5160 Yonge St., Suite 520, Toronto, ON M2N 6L9
tel 416-590-9362 fax 416-590-9955 www.xeneca.com

June 10, 2010

Chief Fidele Jokinen
Mississauga First Nation
P.O. Box 1299
Blind River, Ontario
P0R 1B0

Dear Chief Jokinen:

As you are aware, Xeneca Power Development is a leading, independent company created to develop environmentally responsible renewable energy projects. Under the recent *Green Energy Act* ("GEA"), the Government of Ontario is encouraging the development of renewable and cleaner forms of energy production to replace aging energy infrastructure and to eliminate dirty coal power. Under programs developed by the government, Xeneca was awarded contracts for 19 projects throughout Ontario including:

Four Slide Falls – MNR site # 2CD14 on the Serpent River
McCarthy Chute – MNR site # 2CD15 on the Serpent River

To provide respectful advance notice, Xeneca will soon move forward to address environmental concerns regarding our projects, and, as such, Xeneca is preparing the necessary documents for the Class Environmental Assessment for Waterpower projects ("Class EA"). Advancing to the Class EA in no way guarantees a project will be built, but it does develop the information required for the issuance of permits and approvals.

Xeneca is notifying all First Nations that we are aware of that may be impacted by our projects, and we are encouraging respectful, open and forthright communication with those communities.

The Class EA will include draft project descriptions that Xeneca will forward to your Community in order to solicit initial comments. Hopefully, this will create a broader understanding of the projects and elicit comment and suggestions prior to wider regional consultation. Please advise what other information you require and Xeneca will do its best to address that need.

Xeneca will shortly engage in Class EA consultation, which will provide the Mississauga First Nations Community a full understanding of the environmental, cultural and socioeconomic issues; and provide the opportunity to engage Xeneca with comments and concerns on projects within Traditional lands.

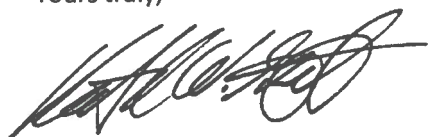
The purpose of the Class EA is to also engage all levels of government in this multi-year process (averages 18 months) so all issues of concern are addressed. Any insights you can provide in advance of or in addition to the Crown process would be very much appreciated.

As previously noted, these projects are in the very early stages, and we have only recently been enabled to share preliminary information and will continue to do so as it becomes available. Xeneca has begun the process of posting information to our website at www.xeneca.com. Information includes:

- Project information that is updated regularly.
- Xeneca First Nations Consultation and business practices.
- Outlines of, and links to, government programs that provide information and/or funding programs.

Chief, we look forward to working with you, your band council and the people of Mississauga First Nation. If you have any questions or comments, do not hesitate to contact me, or my colleague Mark Holmes, Vice President, Corporate Affairs.

Yours truly,



Patrick W. Gillette
President and COO

Cc: Chris Quirke, MEI

September 16, 2010

Chief Fidele Jokinen
Mississauga First Nation
P.O. Box 1299
Blind River, ON P0R 1B0

Dear Chief Jokinen:

As you are aware, recent notices, letters and newspaper advertisements have been posted in regard to Xeneca Power Development's proposal to build a waterpower facility in proximity to your Community.

The projects of interest to you and your Community are:

- Four Slide Falls
- McCarthy Chute

By now, your Community should have received from the Ontario Ministry of Natural Resources notification of our proposed project(s). Additionally, you should have also received correspondence from Xeneca providing contact names and numbers, basic information about the proposed projects and the development process, as well as an invitation to visit our website for regular updates.

Xeneca fully respects First Nations treaties, claims and traditional land use in the vicinity of our projects, and, as such, we endeavor to proceed in an open, transparent and respectful manner. Our approach includes meaningful, upfront consultation and First Nation participation in the development process.

Communities with interest in our projects need information in order that well informed decisions can be made. We also believe that traditional, multigenerational knowledge of First Nations can be extremely important in ensuring any development is conducted in a way that strikes an appropriate balance between environmental, social and economic needs.

Given the extensive knowledge that members of your Community have on the history of your area, we invite you or an appropriate member of your Community to participate in archeological studies that are to be conducted in your area.

Archeological studies are normally conducted under four phases. Phase One studies provide an overview based mainly on historical record and are quite preliminary in nature. When completed, we would be pleased to send these to your Community for review and comment. The remaining phases

(Phase 2, 3 or 4, if required, would include an inspection or possibly extensive digging at the project site and your presence (or an assigned representative) would be essential at these phases of the work.

Typically, all projects will require a Phase Two study which involves on-the-ground investigation and would greatly benefit from input from members of your Community. Phase 2 involves some sampling of soils. Phase 3 and 4, if required, can include extensive digging and possibly removal of artifacts. Copies of the Phase Two report will also be sent to your Community for review and comment. A recommendation from the archeologist on the need for Phase 3 and 4 would be contained in the Phase 2 report. The Phase 2 report would be shared with you and your views on any further work would be sought.

Should a significant archeological find be uncovered during the Phase Two investigation, your Community would be consulted on the preferred means to move forward.

If there is interest in participating in the archeological studies in your area, please contact Dean Assinewe, Xeneca's Aboriginal Relations Liaison, through phone (705-863-1969) or e-mail, dassinewe@xeneca.com . Mark Holmes, Vice President of Corporate Affairs, along with Dean and the archeologist will ensure the work is done thoroughly and meets your needs as well the quality requirements from the Ministry of Culture.

Best regards,

Patrick W. Gillette
President & COO

Xeneca Power Development Inc.
5160 Yonge Street
North York, ON
M2N 6L9
Tel: 416-590-9362
Fax: 416-590-9955

CC - Gerry Webber, Coordinator, Northern Policy Planning Unit, Ministry of Tourism and Culture
Bob Johnson, Sault Ste. Marie District Manager, Ministry of Natural Resources

From: Keith Sayers [mailto:keith_sayers@sympatico.ca]
Sent: Tuesday, September 21, 2010 8:17 PM
To: Dean Assinewe
Cc: 'Jim Cada'; 'Roger Daybutch'
Subject: Correspondence Dated September 16, 2010

Dear Mr. Assinewe,

In response to a letter from Xeneca, we welcome the opportunity to participate in any archaeological projects undertaken by Xeneca.

As you know First Nations in areas of potential development find themselves in a defense mode when it involves our Traditional Lands. Since time immemorial First Nation people utilized the waterways as a way of transportation and a means of survival. In the correspondence it was outlined that Xeneca wishes to include a participant from our community in the archaeological exercise at two sites within the Serpent River watershed. Again we welcome the opportunity, however we do foresee some minor hurdles that could/would prevent our participation in an important project such as this. Therefore, I would suggest we meet to discuss the project where we could determine our involvement and any other interests that may arise.

When your schedule permits, please get in direct contact with myself for meeting dates and other arrangements.

Regards

Keith Sayers

*Lands and Resources Manager
Mississauga First Nation
64 Park Road, P.O. Box 1299
Blind River, ON P0R 1B0*

Phone (705)356-1621 ext. 2236

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Cell (705)261-2493

Email: keith@mississaugi.com

www.mississaugi.com

October 13, 2010

Chief Fidele Jokinen
Mississauga First Nation
P.O. Box 1299
Blind River, ON P0R 1B0

Dear Chief Jokinen:

RE: Invitation to Attend Public Information Centres.

As promised in previous correspondence to your Community, Xeneca Power Development is writing to inform your Community that Public Information Centres (PICs) are being set up in your area with respect to the following proposed waterpower developments:

- Four Slide Falls project on the Serpent River
- McCarthy Chute project on the Serpent River

As you may be aware, Xeneca has issued a Notice of Commencement for the Class Environmental Assessment for Waterpower Projects (Class EA) for the above noted projects. Public Information meetings are an important part of that process.

Xeneca invites you to attend our Public Information Centre where you will have the opportunity to learn more about the project and provide your input to our project team. Please join us on:

Thursday, November 25th, 2010
Time: 4:00 to 8:00 pm
Hampton Inn
279 Highway 108 North, Elliot Lake

Your Community's participation in the PICs is greatly valued, as is First Nations engagement in archeological, environmental and social-economic aspects of the projects. Communities with interest in our projects need information so that well informed decisions can be made. We also believe that traditional, multigenerational knowledge of First Nations can be extremely important in ensuring any future development is conducted in a way to provide an appropriate balance between environmental, social and economic needs.

Overall, the Class EA is administered by the Ministry of the Environment and is a separate process from Site Release which is administrated by the Ministry of Natural Resources. No permits, approvals or tenure are issued through the Class EA as it is designed to provide information on potential impacts and viability for each of the projects. The Class EA also allows for comment and dialogue between Xeneca and Aboriginal Communities, Federal and Provincial governments, as well as any additional stakeholders.

Eligibility for benefits, the right to seek partnership, and the means to acquire funding is determined by the Ministry of Natural Resources.

We will be posting information regarding our projects, access to information and government programs on our website at www.xeneca.com. Xeneca will also be working with the Aboriginal Communities to identify where government programs can be improved.

Xeneca fully respects Aboriginal treaties, claims and traditional land use in the vicinity of our projects, and endeavors to proceed in an open, transparent and respectful manner. Our approach includes meaningful, upfront consultation and First Nation participation throughout the development process.

Given the extensive knowledge that members of your Community have on the history of your area, we invite you or as designated member of your Community to participate in archeological studies that are to be conducted in your area.

If there are questions or comments regarding the Public Information session, the undersigned can be contacted at any of the numbers listed on our letterhead. If there is an interest to participate in the archeological studies or additional Class EA components of the projects within your area, please contact Dean Assinewe, Xeneca's Aboriginal Relations Liaison via phone at (705) 863-1969 or e-mail dassinewe@xeneca.com.

Best regards,



Mark Holmes
Vice President, Corporate Affairs
Xeneca Power Development Inc.

October 25, 2010

Chief Douglas Daybutch
Mississauga First Nation
P.O. Box 1299
Blind River, ON P0R 1B0

Dear Chief Daybutch,

Your Community will have recently received an October 13th notice and invitation to attend a Public Information Centre (PIC) regarding our proposed waterpower developments:

- Four Slide Falls project on the Serpent River
- McCarthy Chute project on the Serpent River

Please be advised that Xeneca Power Development will be rescheduling the Public Information Centre to which your community has been invited. We fully expect to confirm the new date as soon as possible and will provide advance notice. The change in meeting date will provide the necessary time to address government agency comments and further develop information related to our projects.

In the meantime, we continue to seek your Community's input on archaeological studies being conducted around the above noted sites, and we invite you to visit our website at www.xeneca.com for project information, updates and notices.

If you have questions please contact the undersigned, or Vanesa Enskaitis at any of the numbers provided in our letterhead.

We look forward to meeting the members of your Community in the coming weeks.

Best regards,



Mark Holmes
Vice President, Corporate Affairs
Xeneca Power Development Inc.



5160 Yonge St., Suite 520, Toronto, ON M2N 6L9
tel 416-590-9362 fax 416-590-9955 www.xeneca.com

December 20, 2010

Chief Douglas Daybutch
Mississauga First Nation
P.O. Box 1299
Blind River, ON P0R 1B0

Dear Chief Daybutch,

Welcome to the start-up activities on development of the Class Environmental Assessment for Waterpower Projects (Class EA) for the proposed projects "Four Slide Falls GS and McCarthy Chute GS".

This first step of the EA process is intended to establish the initial conceptual design, start a dialogue on regulatory approval requirements and initiate public consultation and Aboriginal engagement in the Class EA process. To this purpose, Xeneca and its consultants from OEL-HydroSys Inc. are pleased to present you with the Project Description for this proposed project.

This Project Description is provided to assist the proponent in ensuring that all aspects of the project are accounted for in enough detail to allow your community and government agencies to provide meaningful comment throughout the Class EA process. This document attempts to delineate the "footprint" of the project within the environmental context of the study area and initially identify features of the environment that may be affected (directly and indirectly) by the proposed project. Xeneca acknowledges that additional potential effects may be identified throughout subsequent phases of the Class EA process and we will also incorporate those comments when input is received.

In the early stages of this engagement process, a proponent-led EA coordination meeting will be undertaken with key government agencies and your community to coordinate an integrated planning process and to identify environmental concerns and diverse regulatory and management planning requirements that may be associated with the proposed project. This document is intended to assist you in preparing for this engagement process. A detailed list of the federal and provincial regulatory agencies, municipalities, and Aboriginal communities which are receiving a copy of this document directly is included within the document. We will be contacting this distribution group shortly to inquire as to their availability for participation in a Class EA Coordination meeting for this proposed small-scale waterpower development project. Please indicate if you or the Community you represent have interest in participating in this coordination meeting.

The general public and other groups are also invited to review this document. The document will be provided to these parties through postings on the Xeneca website or, upon request, by direct mail. If you require additional copies of this document you may access our FTP site by completing the following instructions:

Site: <ftp://clientftp.wesa.ca>

Username: XENECA

Password: WESA.2010

An attached word document guide will assist you with the download process. You will need to activate passive mode in your Internet Explorer browser to be able to access the FTP site behind our corporate firewall.

If you have any questions or comments in relation to the Class EA for Waterpower Projects planning process or environmental impact assessment related matters, please do not hesitate to contact OEL-HydroSys Inc. Environmental Assessment Manager, Ms. Tami Sugarman at (613) 839-1453 Ext. 229 and tsugarman@oel-hydrosys.ca or Xeneca's Manager of Environmental Studies and Assessment, Edmond Laratta, at (416) 590-9362 ext. 106 and elaratta@xeneca.com.

For questions or comments in relation to all other aspects of the development proposal, please contact Xeneca's President, Mr. Patrick Gillette at pgillette@xeneca.com or Xeneca's Aboriginal Relations Liaison, Mr. Dean Assinewe at dassinewe@xeneca.com.

Respectfully submitted,

Patrick Gillette
President & COO
Xeneca Power Development Inc.

c. c. Keith Sayers, Lands & Resources Manager

F N

From: Dean Assinewe
Sent: Friday, March 04, 2011 3:14 PM
To: Keith Sayers
Cc: Dean Assinewe; F N
Subject: new information on website - Mississauga FN (Serpent River Projects)

Hi Keith

We have recently added new information to the Xeneca website, including more project-specific data and the material(s) presented at our Public Information Centres (PICs). There are also more details on the Waterpower Class Environmental Assessment process, and how you can participate.

Please visit www.xeneca.com and click on the Projects menu to find Serpent River Projects.

We continue to update our website with information as it becomes available, however we will still continue to provide your office with hard copies. You are welcome to download information from the site and make copies for your files.

If the information on the website does not answer your questions or requests from the PICs, please follow up with an email.

Meegwetch,

Dean

DEAN ASSINEWE, R.P.F. Aboriginal Relations Liaison

Xeneca Power Development Inc.

5160 Yonge Street

Suite 520

North York, ON, M2N 6L9

Tel: 416 590 9362

Cell: 705 863 1969

Fax: 416 590 9955

Email: dassinewe@xeneca.com

www.xeneca.com

May 11, 2011

Chief Douglas Daybutch
Mississauga First Nation
P.O. Box 1299
Blind River, ON P0R 1B0

Dear Chief Daybutch,

Re: Serpent River (Four Slide and McCarthy Chutes) Archaeological Studies

Xeneca Power Development is undertaking archaeological studies at each of its Feed in Tariff (FIT) project areas. Xeneca has contracted the services of Woodland Heritage Services to complete this work.

The first component in these studies is called a Stage I Archaeological Impact Assessment which involves a *desk-top* analysis which compares available information from the Ministry of Culture database and also uses computer modelling to identify areas of High Cultural Heritage Potential. Before these studies can be released to your community we recommend they pass a review by the Ministry of Tourism and Culture (MTC) for completeness and accuracy.

Xeneca appreciates the value the Aboriginal Communities place on their culture, traditions and is prepared to offer advance information that comes in the form of a summary report. Once the Stage I report has received approval from the MTC we will provide a copy for your review and files.

As described in our September letter, Woodland Heritage will also be conducting on-the-ground investigations (Stage II and reporting) and would benefit from your community participation. We anticipate this work to commence in the near future. We will contact your community as soon as these dates have been determined to gain your representative participation. Please keep in mind we will also offer a presentation and/or follow-up field tour to your community should participation be not available during the demanding fieldwork schedules.

If there is interest in participating in the archeological studies in your areas, please contact Dean Assinewe, Aboriginal Relations Liaison at (705) 863-1969 or email dassinewe@xeneca.com anytime.

Meegwetch



Patrick Gillette
President & COO
Xeneca Power Development Inc.

Attachment: Summary Report: Stage 1 Archaeological Impact Assessment of Proposed Four Slide Dam, Serpent River Hydroelectric Project, FIT--IZW4L, Township of Proctor, District of Sudbury

Summary Report: Stage 1 Archaeological Impact Assessment of Proposed McCarthy Chute Dam, Serpent River Hydroelectric Project, FIT--16DFG, Township of Proctor, District of Sudbury

**c.c. Dave Bell, Project Manager, CEAA
Kim Mihell, Renewable Energy Planner, MNR Sault Ste. Marie District
Laurie Brownlee, Environmental Planner/EA Coordinator, MOE Sudbury
Paula Allen, Supervisor, Air, Pesticides Environmental Planning, MOE Sudbury
Luke Della Bona, Partner, Woodland Heritage Services
Tami Sugarman, Principal, Senior Environmental Approvals Advisor, OEL-HydroSys**



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tel 416-590-9362 fax 416-590-9955 www.xeneca.com

May 13, 2011

Chief Douglas Daybutch
Mississauga First Nation
PO Box 1299
Blind River, ON P0R 1B0

Dear Chief Daybutch:

This letter is being sent to continue our dialogue concerning our projects as it relates to the Crown's duty to consult and its fiduciary responsibilities and Xeneca's voluntary support of these obligations.

The proposed Waterpower developments include:

**Four Slide Falls on the Serpent River
McCarthy Chute on the Serpent River**

As we move closer to completing the Class Environmental Assessment for Waterpower, please find enclosed a compilation of the following notices and past correspondence.

- Notice of impending Notice of Commencement dated June 10, 2010
- Invite to participate in Archeological Studies dated September 16, 2010
- Follow up to Notice of Commencement and Notification of PIC dated October 13, 2010
- Notice of rescheduled PIC's dated October 25, 2010
- Outline of EA process and Distribution of Project Descriptions dated December 20, 2010
- PIC Media Advertisement for the projects on the Serpent River
- July 2010 Notice of Commencement Media Advertisement for the projects on the Serpent River
- November 2010 Notice of Commencement Media Advertisement for the projects on the Serpent River
- A CD containing the electronic copies of the Project Descriptions for the Xeneca Projects indicated above

Xeneca has provided these documents for your continued review, comment and consult. Your community's observations, input, questions or comments on the above noted project(s) are greatly valued and appreciated.

As we prepare the draft Class Environmental Assessment for Waterpower Report ("EA Report") we respectively request any further observations, input, questions or comments be submitted as soon as possible to:

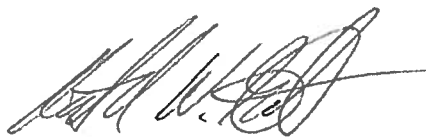
Vanesa Enskaitis
Public Affairs Liaison
Xeneca Power Development Inc.
T: 416-590-9362 X 104
F: 416-590-9955
E: venskaitis@xeneca.com

Enclosed is a draft Aboriginal Consultation Plan ("ACP") that outlines a starting point on how Xeneca wishes to engage during and after the submission of the EA Report, which will be also provided to the Crown. Overall the concept is to continue engagement to project Commissioning and thereafter if desired by the Community. As noted in the ACP there are many future opportunities after the EA Report to engage.

EA Report engagement will begin after issuance of a Notice of Completion (i.e., a public declaration that Xeneca thinks it has completed the process) at this time the EA Report will be provided to the Community for review. Thereafter there will be a minimum 30 day period to engage in discussion of any issues your Community may feel that have not been adequately addressed and to address questions and receive further input. This engagement process will allow for the EA Report to be completed. Staff will be following up on the EA Report in the next few months.

Separate from the EA Report, Phase II – Phase III Archeological studies will commence in the field and staff will follow-up on Community engagement in this process and the need for further consultation. If your Community has been identified by the Ontario Ministry of Natural Resources ("MNR") as a Community that is entitled to benefits from the project, a project datasheet (is enclosed or will be sent). If the Community is unsure of its status please contact the local District MNR office. The datasheet is designed to outline a process to continue/commence engagement in benefit discussions and that the EA Report contributes to the due-diligence process. If you have any questions please contact Dean Assinewe, Aboriginal Relations Liaison at 705 863 1969 or email dassinewe@xeneca.com.

Best regards,



Patrick W. Gillette
President/ COO
Xeneca Power Development

F N

From: Dean Assinewe
Sent: Wednesday, June 08, 2011 3:29 PM
To: keith@mississauga.com
Cc: Dean Assinewe; Luke Dalla Bona; F N
Subject: archaeology field schedule at Four Slide and McCarthy Chutes - Serpent River July 4 - 11, 2011

Importance: High

Hi Keith

Woodland Heritage will be conducting field work at the Serpent River between July 4 and July 11. Please note weather and delays at other project areas may affect this schedule.

If Mississauga FN is interested in participation please notify Luke Della Bona and myself and we can coordinate with you.

Meegwetch

Dean

DEAN ASSINEWE, R.P.F. Aboriginal Relations Liaison Xeneca Power Development Inc.
5160 Yonge Street
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Sagamok Anishnawbek First Nation
Chief Paul Eshkakogan
Contact and Consultation Log

Contact								Issues		Resolution			
Contact Date	Project Name(s)	Contact Name	Contact Community/Agency	Contactee Name	Contactee Community/Agency	Contact Method	CC	Issues	Details	Responded	Response Date	Contact Method2	Resolution
11-Apr-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter		B2B	Xeneca will be contacting community to discuss how best to meet and begin process of consultation.				
23-May-08	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter		B2B	Want to ensure Sagamok FN received Community Preparation Package form the MNR and determine if community requires any additional materials				
30-May-08		Leah Deveaux	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter		B2B	formal request to meet with community and outlining required process				
10-Jun-08		Robert Assinewe	Sagamok Anishnawbek First Nation	Mark Holmes	Xeneca Power Development	Phone		B2B	Called MH to indicate interest in meeting				
12-Jun-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Phone		B2B	MH returned phone call discussing conference call.				
20-Jun-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Email		B2B	Regarding possibility of meeting				
20-Jun-08		Mark Holmes	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Phone		B2B	Logistics for meeting, discussion regarding possible July 13 meeting number of people present etc.				
18-Jul-08		Leah Deveaux	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter with Attachments	Lynn Moreau, R. Lipinski, L. Deveaux, P. Gillette	B2B	2 copies of draft development code of conduct mailed to each FN				
18-Jul-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Email		B2B	Regarding possibility of meeting				
30-Jul-08		Mark Holmes	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Phone		B2B	M. Holmes left message regarding code of conduct and potential meeting dates, requested they return call				
12-Aug-08		Mark Holmes	Xeneca Power Development	Unknown	Sagamok Anishnawbek First Nation	Phone		B2B	main contact out of office				
26-Aug-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Phone		B2B	Follow up to request for meetings				
27-Aug-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Phone / Email		B2B	M. Holmes indicated available meeting dates				
27-Aug-08		Mark Holmes	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Phone / Email		B2B	Email following phone call outlining potential meeting dates				
28-Aug-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Email		B2B	Discussion regarding meeting dates, R. Assinewe indicated he would get back next week				
29-Aug-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Email		B2B	M. Holmes follow up regarding possible meeting dates				
5-Sep-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Email		B2B	Discussion regarding possible future meeting dates. RA was in discussion with Chief Paul regarding dates				
16-Sep-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Email		B2B	M. Holmes following up on meeting dates, R.A. indicated that they are still waiting to hear back from Chief Paul				
22-Sep-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Email		B2B	Follow up to request for meetings				
20-Nov-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Email		B2B	meeting date set December 10, asked for presentation including code of conduct				
27-Nov-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Email		B2B	Email indicating December 10th meeting may be postponed				
12-Dec-08		Leah Deveaux	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Email		B2B	email following up on phone call advising who will be present at Dec. 19/08 meeting				
19-Dec-08		Leah Deveaux	Xeneca Power Development	Chief Paul Eshkakogan, Robert Assinewe, Levi Southwind, Dean Assinewe	Sagamok Anishnawbek First Nation	Personal Contact / Meeting		B2B	M. Holmes and M. Seabrook conducted a meeting to discuss project specifics and details of a relationship with community				
15-Jan-09		Leah Deveaux	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter		B2B	Requesting postponement of meeting (feb) to await new policy proposals from the government.				
22-Jan-09		Leah	Xeneca Power Development	Robert Assinewe	Sagamok Anishnawbek First Nation	Phone		B2B	R.A. requested meeting on Monday Jan 26th. Scheduling conflicted with previous commitments on behalf of M.H.				
02-Feb-09		Leah Deveaux	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter		B2B	MNR issued letter notifying FN that the proponent will continue forward with a WSS in good faith, and will continue to work with FN on developing a business to business relationship				
6-Mar-09		Leah Deveaux	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter		B2B	Letter and copies of WSS notification, notifying them the process was continuing.				
30-Oct-09	Serpent - Four Slide Falls Serpent - McCarthy Chute	Mark Holmes	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter		B2B	Letter of intent to involve Sagamok FN in waterpower development projects on serpent river. Requesting meeting				
28-May-10	Vermillion - 3 Sites Vermillion - Wabagishik Rapids	Alex Ker	Sagamok Anishnawbek First Nation	Patrick Gillette	Xeneca Power Development	Email		B2B	Follow up after meeting requesting contact name with Ministry of Finance dealing with Aboriginal Loan Guarantee Program. Will call Mark Holmes next week and pick up discussion re: Xstrata, Vale inc.	Patrick Gillette	29-May-10	Email	Providing suggested action items list for consideration by Community. Outlining Vermillion FIT contract and estimation of funding issues prior to construction and discussion re: aboriginal loan guarantee. Further action items re: Chief approaching MNR re: affected first nation community status. Providing contacts for dunging with Ontario Financing authority and OPA. Outlining next steps with Aus Sable projects and spanish river and Xenecas support re: FIT and additional waterpower related opportunities as they arise. Hopefully useful start, call with any questions.
10-Jun-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter		B2B	Notifying FN Community of Xeneca's projects within their area, requesting ongoing communication re: concerns/ requests, and providing contact information for Xeneca information				
15-Jun-10		Alex Ker	Sagamok Anishnawbek First Nation	Patrick Gillette	Xeneca Power Development	Email		B2B	Will review follow up suggestions with Chief. Have meeting with Ed Tear and Paul Bewick of Ontario Parks and will discuss issue of affected FN community status and possibilities for projects on Aux Saubles. Have contacted Adrian & Marvin. Sagamok will be entering election period, no major decisions typically made and council activity minimal. Will be gathering information, strategy development and consider MOU in meantime. Specifically for Spanish river. Will Xeneca be involved with field review (aerial survey)?	Patrick Gillette	15-Jun-10	Email	Dean will be working with FN communities with Xeneca, important for community to understand programs and opportunities. MOU opens doors to funding. Suggest affected first Nation status for Vermilion as they have FIT contacts and eligjbla efor funding. Discussing re: Sable and Spanish relieving contracts with MNR & OPA. Field review requires helicopter and boat trip.
15-Jun-10		Alex Ker	Sagamok Anishnawbek First Nation	Patrick Gillette	Xeneca Power Development	Email	Dean Assinewe, Marvin Pelletier, Mark Holmes	B2B	Agrees community understanding is foundation for moving forward. Good capacity and strong communication in community to allow this to happen. Discussion re: vermilion FIT contact times and pressures and the sauble and spanish river potential sites. Will discuss with chief so he has god understanding of all that is on the table for discussion.	Patrick Gillette	15-Jun-10	Email	Will work to community's schedule and priorities. Just throwing out suggestions. Dean will be up to speed and will manage a lot of these issues.
24-Jun-10	Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter		B2B	Notifying FN Community of Xeneca's projects within their area, requesting ongoing communication re: concerns/ requests, and providing contact information for Xeneca information				
24-Jun-10		Mark Holmes	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Phone		???					
30-Jun-10		Alex Ker	Sagamok Anishnawbek First Nation	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Email with Attachment	Dean Assinewe, Levi Southwind, Cookyowl@hotmail.com, nikki@saulteauxenterprises.ca, Ken Peterson, Nancy Kleer	B2B	Follow-up to meeting with Vale, summary of content of offer made by Vale & IBA content attached with commentary	Dean Assinewe	30-Jun-10	Email	Double check attachment, some content missing

30-Jun-10	Alex Ker	Sagamok Anishnawbek First Nation	Chief Paul Eshkakogan, Levi Southwind, Dean Assinewe, Raymond Owl, Nikki Manitowabi, Ken Peterson, Nancy Kleer		Email with Attachment	Brenda Rivers	B2B	Attachment corrected with explanation of mix-up. Meeting attendees noted in e-mail in addition to updated summary of meeting.	
8-Jul-10	Vermillion - 3 Sites Vermillion - Wabagishik Rapids	Patrick Gillette	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter	B2B	Notifying FN community of Class EA process, government funding processes, intent for FN communications, and traditional knowledge studies	
3-Aug-10	Vermillion - 3 Sites Vermillion - Wabagishik Rapids Wanapitei - Allen & Struthers	Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email	B2B	Followup for set up of conference call re: Policy and Procedures	
3-Aug-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email	B2B	set up conference call re: Policy and Procedures	
3-Aug-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email	B2B	Meeting setup fro Policy & Procedures	
3-Aug-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email	B2B	Followup for meeting setup fro Policy & Procedures	
9-Aug-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email	B2B	DA & PWG will be at Creefest. Further meeting set up for Policy Procedures	
19-Aug-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email	B2B	set up conference call for regulation discussion	
20-Aug-10	Vermillion - 3 Sites Vermillion - Wabagishik Rapids Wanapitei - Allen & Struthers	Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email		EA Administration Providing NoC which appeared in the paper	
20-Aug-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email	B2B	NoC for Vermillion and Allen & Struthers - as per a phone call request	
24-Aug-10	Serpent - McCarthy Chute Vermillion - 3 Sites Vermillion - Wabagishik Rapids	Dean Assinewe	Xeneca Power Development	Alex Ker & Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Email	B2B	Follup to phone call - to notify that MH & PWG will be coming to Sudbury for a site visit and you may join	
24-Aug-10	Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email	B2B	Sept. 21 site visit set up & meeting invitation	
24-Aug-10	Serpent - McCarthy Chute	Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe	Xeneca Power Development	Email	B2B	Will not be able to meet up for site visit in September	
24-Aug-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email	B2B	Re: site visit to McCarthy Chutes - it's in Serpent River FN territory & Sagamok agreed not to get too involved. if Chief Paul is available, he can go for "reconnaissance. Vice versa on Vermillion sites	
25-Aug-10	Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Phone	B2B	Chief is interested in the site visit to Serpent	
25-Aug-10	Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Email	B2B	Date switch for Site visit	
16-Sep-10	Vermillion - 3 Sites Vermillion - Wabagishik Rapids Wanapitei - Allen & Struthers	Patrick Gillette	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter	B2B	invite to participate in Archeological Study	
28-Sep-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Phone	B2B	Sagamok/SRFN opportunities at McCarthy Chute	
13-Oct-10	Vermillion - 3 Sites Vermillion - Wabagishik Rapids Wanapitei - Allen & Struthers	Mark Holmes	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter		EA Administration PIC Invite	
20-Oct-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Phone	B2B	Follow-up for PIC & archeological study	
25-Oct-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Phone	B2B	Update on Sudbury DM letter	
25-Oct-10	Vermillion - 3 Sites Vermillion - Wabagishik Rapids Wanapitei - Allen & Struthers	Mark Holmes	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter		EA Administration Rescind PIC Invite	
04-Nov-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Personal Contact / Meeting		At the Dragonfly from 5:30pm - 8:00pm	
8-Nov-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Phone	B2B	Update from MNR meeting	
12-Nov-10	Vermillion - 3 Sites Vermillion - Wabagishik Rapids	Ed Tear	Ministry of Natural Resources	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter	Chief Steve Miller, Rick Reynan, B2B EA Administration	Letter outlined intent of MNR to work with Xeneca and all applicable Aboriginal communities to implement the Site Release process, encouraging Sagamok to engage with Xeneca to explore business opportunities. Outlines Sagamok as an Identified Aboriginal Community.	
22-Nov-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Phone	EA Administration	Update on Vermillion & Serpent River projects	
24-Nov-10		Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe	Xeneca Power Development	Email with Attachment	B2B	Providing MNR letter identifying Sagamok as Aboriginal communit for Vermillion river sites.	
25-Nov-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email	B2B	Discussion about Vale and Xstrata relations with Sagamok & Xeneca. Discussion around SRFN and this engaging of other communities. Informing community Xeneca is neutral with who is involved as long as project moves forward. Interest of Xeneca is in good business relationship partners. Will call SSM district to chat as Xeneca is dealing with issue of facilitation for FN with projects.	
25-Nov-10		Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe	Xeneca Power Development	Email	B2B	Will keep poking around Vale & Xstrata fronts. Agrees about company not wading too deeply in crown/FN processes, areable is government responsibility here to coordinate amongst FN. Have meeting scheduled with SSM MNR December 19th to discuss Serpent River sites. Very interested in how TBay FN negotiation goes.	Dean Assinewe 25-Nov-10 Email Put call into SSM District, hoping to speak with Kim Mihell about knowledge on projects. Hopes to share outcome of meeting with them too.
26-Nov-10		Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Phone	B2B	Vermillion & Serpent busness relations	
29-Nov-10		Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Email	Dean Assinewe, Mark Holmes, Vanesa Enskaitis, B2B	Mark & Dean would like to meet to chat about projects on December 1st. Please confirm.	
01-Dec-10		Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Email with Attachment	Alex Ker, Dean Assinewe, Patrick Gillette, Mark Holmes, B2B Judy Leavitt, Vanesa Enskaitis	Patrick in town for PIC. Will inform him of travelling through area in afternoon to see if available	
15-Dec-10		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Phone	B2B	MOU & SSM district meeting	
20-Dec-10	Vermillion - Wabagishik Rapids Serpent - Four Slide Falls Serpent - McCarthy Chute	Patrick Gillette	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter with Attachments	B2B	Wabagishik PD, McCarthy PD, Four Slide PD - invitation to attend coordination meeting	
4-Jan-11		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Phone	B2B	Mou & WFLFN involvement	

4-Jan-11		Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Phone		B2B	Mou & WFLFN Involvement				
17-Jan-11		Arnold Chan	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email	Patrick Gillette, Dean Assinewe	B2B	Lookd at both MOU versions and both are fine. Version provided cleaned up. Happy to sign either version.				
17-Jan-11		Alex Ker	Sagamok Anishnawbek First Nation	Arnold Chan	Xeneca Power Development	Email	Dean Assinewe	B2B	Thank you. FN position more clearer now after meetings. Will consult with Chief and Levi about MOU and will reflect current and evolving situations. What are critical dates to conclude MOU?	Arnold Chan	18-Jan-11	Email	Thought to add line leaving open the possibilities without referencing directly. Agreeable?
17-Jan-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email		B2B	MOU development, Planning for MOU review/drafting meeting				Ongoing conversation until 1-Feb-11
18-Jan-11		Alex Ker	Sagamok Anishnawbek First Nation	Arnold Chan	Xeneca Power Development	Email		B2B	Thank you. Yes, agreeable and will develop as latest version of MOU is reviewed.	Arnold Chan	18-Jan-11	Email	Thought about it, let's reference directly. MNR sets rules and we follow their directive.
18-Jan-11		Alex Ker	Sagamok Anishnawbek First Nation	Arnold Chan	Xeneca Power Development	Email		B2B	Thank you. Will rework MOU this week, will reference as MNR has identified Sagamok as identified aboriginal community. MOU reads as agreement, but understanding is Xeneca is interested in non-binding 'agreement' which is interpreted as MOU. Xeneca open to include provisions adressing consultation between FN & company?	Arnold Chan	19-Jan-11	Email	drafts as "agreements to talk some more" purpose is to demonstrate moving forward together allowing Sagamok to approach OPA for funding under Aboriginal Renewable Energy Program. Agreeable for consultaiton into MOU.
18-Jan-11		Alex Ker	Sagamok Anishnawbek First Nation	Arnold Chan	Xeneca Power Development	Email		B2B	Thanks. Clarifies Xeneca's Intended purposes	Arnold Chan	21-Jan-11	Email	Spoke with Marvin Pelletier & mentioned potential concerns of FN communities with signing MOU. Added to draft the requirement of Xeneca providing information sheet, and provide more information once non-disclosure agreements are signed and move towards Term sheet. Lays out process rather than open-ended. Discussion Re: inclusion of Serpent River projects in draft MOU. leaving sorting ou the arrangements amongst the communities. We'll justa ff whatever crown decides are projects eligibale for benefits and sort of details on binding agreements.
22-Jan-11		Alex Ker	Sagamok Anishnawbek First Nation	Arnold Chan	Xeneca Power Development	Email with Attachment		B2B	Draft of MOU. Discussion around purpose of MOU it's uniqueness to set up discussing business arrangement, and contemplates arrangements may not be possible where parties can negotiate another type of agreement laying out FN participation in benefits.	Arnold Chan	24-Jan-11	Email	Will get patrick to review
01-Feb-11		Alex Ker	Sagamok Anishnawbek First Nation	Arnold Chan	Xeneca Power Development	Email		B2B	Next step forward is to sit and work through details. Will involve both Alex Ker, Levi Southwind from Sagamok & Dean and Arnold?	Arnold Chan	1-Feb-11	Email	Happy to meet. Are you in town for meetings? Meet tomorrow if available
1-Feb-11		Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Phone		B2B	Set up meeting to work on MOU				
8-Feb-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Alex Ker	Sagamok Anishnawbek First Nation	Email		B2B	Setting up MOU drafting meeting date, time & place				Ongoing conversation until 9-Feb-11
16-Feb-11		Alex Ker	Sagamok Anishnawbek First Nation	Arnold Chan, Levi Southwind, Dean Assinewe	Sagamok Anishnawbek First Nation, Xeneca Power Development	Email		B2B	Most convenient to arrange meeting at Xeneca March 10th at 1:30pm	Arnold Chan	16-Feb-11	Email	Perfect, see you then with thanks
04-Mar-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Alexander Kerr, Paul Eshkakogan	Sagamok Anishnawbek First Nation	Email	Dean Assinewe	EA Administration B2B	New Information regarding Serpent River projects available on Xeneca website				
12-Mar-11		Alex Ker	Sagamok Anishnawbek First Nation	Arnold Chan, Dean Assinewe	Xeneca Power Development	Email		B2B	Further revisions to MOU, cleaned everything up. Please review so Sagamok legal council can review for comment and suggestions.				
17-Mar-11		Arnold Chan	Xeneca Power Development	Alex Ker, Dean Assinewe	Sagamok Anishnawbek First Nation, Xeneca Power Development	Email	Patrick Gillette	B2B	Changes look great. Xeneca working with OPA to talk about Aboriginal Renewable Energy Fund and other challenges. Will keep Sagamok updated.				
17-Mar-11		Alex Ker	Sagamok Anishnawbek First Nation	Arnold Chan	Xeneca Power Development	Email		B2b	Thank you. Definite Interest in participating in OPA discussion/ meeting when arranged				
28-Mar-11		Alex Ker	Sagamok Anishnawbek First Nation	Arnold Chan	Xeneca Power Development	Email		B2B	Legal council has made changes, heads up more changes may come after review with Chief and Council on April 4th.	Arnold Chan	1-Apr-11	Email	Thanks for the heads up
07-Apr-11	Vermillion - Wabagishik Rapids	Dean Assinewe	Xeneca Power Development	Bruce McGregor	Fish Coordinator, Sagamok Anishnawbek First Nation	Email	Ed Laratta, Dean Assinewe, Patrick Gillette, Arnold Chan, Don Chubuck	B2B	Thanks for call and interest in fisheries study on wabagishik. Studies conducted last year uncertain if more to take place this season. Ed Laratta cc'd and knows best about further studies and status of reports. Introduction to Ed for Bruce from Sagamok as Fish Coordinator	Ed Laratta	8-Apr-11	Email	Fish studies performed last year and report available. Will arrange to send copy or CD. Studies planned this spring and report will be available mid to late summer. Welcome to copy, please remind in late summer to send copy. Studies done by NRSI in Guelph, ON
15-Apr-11		Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan, Alex Ker	Sagamok Anishnawbek First Nation	Email	Dean Assinewe, Patrick Gillette, Arnold Chan, Mark Holmes	B2B	Xeneca to sponsor Registration fee for Ralph to attend conference (Ralph / Dean Toulouse) Please confirm name to register for labels being printed by organizers.				
17-Apr-11		Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe, Levi Southwind, Nikki Manitowabi	Sagamok Anishnawbek First Nation, Xeneca Power Development	Email		B2B	Looking for attachment of Vale Inc's offer back on June 30th that was attached to e-mail. Cannot find in Sagamok Records. Assistance appreciated.	Dean Assinewe	17-Apr-11	Email	Will take a search in e-mails
17-Apr-11		Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe	Xeneca Power Development	Email		B2B	Thank you. Additionally, writing note on Xeneca MOU for chief as hief intriducing MOU / Relationship to community forum tomorrow. After Sagamok will set up meeting with Xeneca and Chief and Council	Dean Assinewe	17-Apr-11	Email	Thank you - Paul and Dean spoke about meeting early may. Will confirm with Patrick & Arnold
19-Apr-11		Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe	Xeneca Power Development	Email		B2B	Thank you. Document found. Council meeting May 16th, with note for Xeneca's attendance. Please confirm.	Dean Assinewe	19-Apr-11	Email	Chief was going to work on date week of May 2nd with chief & council. Chief suggested Xeneca put up booth for Education Awareness. Please re-affirm the dates
19-Apr-11		Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe	Xeneca Power Development	Email		B2B	Sent note to Chief Re: clarification of scheduling. Trying to corral Xeneca meeting for council May 16th. Minor presence at Education week might be good, asked Paul about timing and Xeneca participation as well.	Dean Assinewe	20-Apr-11	Email	Thanks. Once received time frame Patrick & Arnold can be included for meeting schedule
26-Apr-11		Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe	Xeneca Power Development	Email with Attachment	Claudette Jones	B2B	Attached invitation for Education fair may 5th. Hopes Xeneca will attend, please inform Claudette Jones of availability. Council meeting on May 3rd, please confirm Xeneca availability to attend with Council.				
26-Apr-11	Vermillion - Wabagishik Rapids	Ed Tear	Ministry of Natural Resources	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter	Patrick Gillette, Rick Reynen, Bob Robinson	EA Administration	Advise FN community about Xenecas application to proceed further with Site Release process. Outlining process applicant needs to follow and identified aboriginal communities with the specific waterpower application. Requesting information by Aug 31, 2011 as to efforts Xeneca as made to engage with FN community.				
28-Apr-11		Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan, Alex Ker	Sagamok Anishnawbek First Nation	Email	Dean Assinewe, Patrick Gillette, Arnold Chan	B2B	Attempted to call office. May 3rd is not impossible for Xeneca's attendance, afternoon better to permit morning flight and drive from Toronto. Asked Patrick for additional dates in May to allow for special meeting with chief and council and helicopter tour of sites.	Chief Paul Eshkakogan	28-Apr-11	Email	Next council meeting tentatively scheduled for June 6th
28-Apr-11		Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan, Patrick Gillette	Sagamok Anishnawbek First Nation, Xeneca Power Development	Email		B2B	June meeting will delay things if waiting too long. Xeneca and Sagamok need to meet to introduce Xeneca, Explain the EA, set up dialogue to MOU, gain support of council to apply for June OPA funding deadline	Chief Paul Eshkakogan	28-Apr-11	Email	Provided dates left in month of May (6th, 30th, & 31st)
28-Apr-11		Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe	Xeneca Power Development	Email		B2B	Picked up e-mail from Paul, May 3rd is best with Council, has medical appt on 16th and may be off for week or 2. Date in early June is May 3rd doesn't work.	Dean Assinewe	28-Apr-11	Email	Thank you. Had phone discussions with Chief today. Pending Patrick response tonight or tomorrow.
29-Apr-11		Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan, Alex Ker	Sagamok Anishnawbek First Nation	Email	Patrick Gillette, Arnold Chan, Dean Assinewe	B2B	Can meet on May 3rd 2-2:30 with and hour or two for meeting.	Chief Paul Eshkakogan	29-Apr-11	Email	See you there
29-Apr-11		Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe, Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation, Xeneca Power Development	Email	Patrick Gillette, Arnold Chan	B2B	Xeneca to attend council May 3rd, 1 to 2 hours for meeting				

02-May-11	Dean Assinewe	Xeneca Power Development	Dean Assinewe, Chief Paul Eshkakogan, Alex Ker	Sagamok Anishnawbek First Nation, Xeneca Power Development	Email	Patrick Gillette, Arnold Chan, Dean Assinewe	B2B	Death in community. Chief and council pay respects to family and friend of Frank Eshkakogan. Business put on hold, Chief asking for alternative dates.		
06-May-11	Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan, Alex Ker	Sagamok Anishnawbek First Nation	Email	Patrick Gillette, Arnold Chan, Dean Assinewe	B2B	Provided May 11th as possible meeting date.	Chief Paul Eshkakogan 9-May-11 Email Not a good date	
09-May-11	Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Email	Dean Assinewe	B2B	When is next available time?		
11-May-11	Dean Assinewe	Xeneca Power Development	Chief Paul Eshkakogan, Alex Ker	Sagamok Anishnawbek First Nation	Email	Patrick Gillette, Arnold Chan, Dean Assinewe	B2B	Provided May 24th, 25th, & 26th as dates Xeneca can meet with council in Sagamok. If dates suitable, Xeneca can begin to draft agenda.		
11-May-11	Serpent - Four Slide Falls Serpent - McCarthy Chute Vermillion - 3 Sites Vermillion - Wabagishik Rapids	Patrick Gillette	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter with Attachments	Stephanie Davis, Dave Bell, Bob Robinson, Kim Mihell, Laurie Brownlee, Paula Anne, Luke Della Bona, Tami Sugarman	EA Administration B2B	Providing summary reports of Archeological studies for Four Slide Falls and McCarthy Chute	
13-May-11	Serpent - Four Slide Falls Serpent - McCarthy Chute Vermillion - 3 Sites Vermillion - Wabagishik Rapids	Patrick Gillette	Xeneca Power Development	Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Posted Letter with Attachments		EA Administration B2B	Correspondence package sent containing hard copy of previous letters sent, PIC media advertisements, all Notice of Commencements and a CD containing electronic copies of PD's	
26-May-11	Dean Assinewe	Xeneca Power Development	Jackie Toulouse	Sagamok Anishnawbek First Nation	Email with Attachment	Dean Assinewe	B2B	Providing presentation. Clarification re: equipment for presentation.		
27-May-11	Arnold Chan	Xeneca Power Development	Alex Kerr	Sagamok Anishnawbek First Nation	Email	Dean Assinewe, Patrick Gillette	EA Administration B2B	Xeneca attended May council meeting to provide project overview and discuss MOU. Discussion re: council and chief concern about upper vermilion projects on MOU. MOU amended to reference these projects to reflect these concerns. Please review and give call to discuss.		
6-Jun-11	Wanapitel - Allen & Struthers	Alex Ker	Sagamok Anishnawbek First Nation	Arnold Chan	Xeneca Power Development	Email with Attachment	Dean Assinewe	B2B	Attached MOU with proposed revisions, tried to focus on Wabagishik as Chief and Council wanted, with possibility of discussing other projects left in general clause at end. Discussion re: focus on wabagishik and concerns of Whitefish Lake. Suggest crafting new MOU if Xeneca and Sagamok in future look more closely at business relationship for other sites. Still looking to sign June 16th?	Dean Assinewe 7-Jun-11 Email Good approach, looks fine. Will work with Arnold and Patrick to lock June 16th.
07-Jun-11	Arnold Chan	Xeneca Power Development	Dean Assinewe, Alex Ker	Xeneca Power Development, Sagamok Anishnawbek First Nation	Email	Patrick Gillette	B2B	Looks good. Plan date to sign and move process forward to apply for AREF funding.		
08-Jun-11	Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe, Arnold Chan	Xeneca Power Development	Email with Attachment		B2B	Providing clean up of MOU. Requesting clarification if Patrick is CEO or COO. Sent MOU to chief requesting date and time to sign on June 16th in Toronto.	Arnold Chan 8-Jun-11 Email Providing clarification of COO & CEO of Xeneca for MOU	
08-Jun-11	Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe, Arnold Chan	Xeneca Power Development	Email		B2B	Chief available to sign MOU on 16th of June. Providing further information as to Chiefs plans while in town	Arnold Chan 8-Jun-11 Email Would chief mind coming up to Xeneca and going ut for lunch? Agree that it would be great to move along on AREF application once MOU is linked.	
08-Jun-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Dean Assinewe	Xeneca Power Development	Alex Ker, Chief Paul Eshkakogan	Sagamok Anishnawbek First Nation	Email	Luke DallaBona, Dean Assinewe	Cultural Heritage Resources Considerations	Woodland heritage conducting field work at Serpent River between July 4 to July 11. Schedule may change depending on delays at other projects and weather. If Sagamok wishes to participate, please contact Luke Dalla Bona & Dean Assinewe to coordinate.	
08-Jun-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe	Xeneca Power Development	Email		Cultural Heritage Resources Considerations	What does archeology work involve? Is Serpent River planning on having someone participate? if so what date?	Arnold Chan 8-Jun-11 Email Providing further information as to what Archeology Field work entails. Noting Serpent River has shown interest, as well as Mississauga, so arrangements will be made. Not dates set yet.
08-Jun-11	Serpent - Four Slide Falls Serpent - McCarthy Chute	Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe	Xeneca Power Development	Email		Cultural Heritage Resources Considerations	Regardless of participation in field work, Sagamok would like to have copy of report sent to them. Sounds like participation would be interesting. Chief waiting to hear who Serpent River has participating in field work.	Dean Assinewe 9-Jun-11 Email Providing suggestions as to who should be involved in relation to various departments who would be appropriate. Providing more information about participation logistics during the visit.
09-Jun-11	Vermillion - Wabagishik Rapids	Alex Ker	Sagamok Anishnawbek First Nation	Dean Assinewe	Xeneca Power Development	Email		Aboriginal Community Considerations	Requesting geographic coordinates of the Wabagishik raids project as Mitch Eshkakogan is updating traditional territory map and wantig to identify locations of all major projects.	Dean Assinewe 9-Jun-11 Email Providing geographic coordinates as requested, and referring to website for additional information on Project Descriptions.



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October 30, 2009

Chief Paul Eshkawkogan
Sagamok First Nations
P.O. Box 610
Massey, ON POP 1P0

Dear Chief Eshkawkogan,

With last month's announcements from the Ontario Ministry of Energy and Infrastructure (MEI) regarding the Green Energy and Green Economy Act and this month's launch of the Ontario Power Authority's Feed-In Tariff program, it appears there is unprecedented opportunity for First Nations Community involvement in renewable energy development.

Marlyn Consulting, now operating under Xeneca Power Development, has two potential waterpower developments within the Serpent River watershed. As noted in previous correspondence to you and the Sagamok First Nations Community, we believe ongoing consultation and discussion of renewable energy opportunities is highly beneficial to our respective interests.

Currently we are seeking direction from the Crown and trying to understand the new legislation as it pertains to these projects. If possible, we would appreciate the opportunity to understand your perspective on these issues. Ultimately, we would like to maximize the social and economic benefits while mitigating impacts to your Community through meaningful collaboration.

I would like to suggest we schedule a meeting in early 2010 to discuss these matters in greater detail so we can jointly approach the Crown in order to define Xeneca's ongoing responsibilities to your Community.

We look forward to further discussion with you and members of Sagamok First Nations.

Very best regards,

A handwritten signature in black ink, appearing to read "Mark Holmes", written over a light blue horizontal line.

Mark Holmes
VP Corporate Affairs



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June 10, 2010

Chief Paul Eshkawkogan
Sagamok Anishnawbek First Nation
P.O. Box 610
Massey, Ontario
POP 1P0

Dear Chief Eshkawkogan:

As you are aware, Xeneca Power Development is a leading, independent company created to develop environmentally responsible renewable energy projects. Under the recent *Green Energy Act ("GEA")*, the Government of Ontario is encouraging the development of renewable and cleaner forms of energy production to replace aging energy infrastructure and to eliminate dirty coal power. Under programs developed by the government, Xeneca was awarded contracts for 19 projects throughout Ontario including:

Four Slide Falls – MNR site # 2CD14 on the Serpent River
McCarthy Chute – MNR site # 2CD15 on the Serpent River

While Xeneca and Sagamok Anishnawbek move forward in developing a business to business relationship, we will need to address environmental concerns, and, as such, Xeneca is preparing the necessary documents for the Class Environmental Assessment for Waterpower projects ("Class EA"). Advancing to the Class EA in no way guarantees a project will be built, but it does develop the information required for the issuance of permits and approvals.

Xeneca is notifying all First Nations that we are aware of that may be impacted by our projects, and we are encouraging respectful, open and forthright communication with those Communities.

The Class EA will include draft project descriptions that Xeneca will forward to your Community in order to solicit initial comments. Hopefully, this will create a broader understanding of the projects and elicit comment and suggestions prior to wider regional consultation. Please advise what other information you require and Xeneca will do its best to address that need.

Xeneca will shortly engage in Class EA consultation, which will provide the Sagamok Anishnawbek Community a full understanding of the environmental, cultural and socioeconomic issues; and provide the opportunity to engage Xeneca with comments and concerns on projects within Traditional lands.

The purpose of the Class EA is to also engage all levels of government in this multi-year process (averages 18 months) so all issues of concern are addressed. Any insights you can provide in advance of or in addition to the Crown process would be very much appreciated.

As previously noted, these projects are in the very early stages, and we have only recently been enabled to share preliminary information and will continue to do so as it becomes available. Xeneca has begun the process of posting information to our website at www.xeneca.com. Information includes:

- Project information that is updated regularly.
- Xeneca First Nations Consultation and business practices.
- Outlines of, and links to, government programs that provide information and/or funding programs.

Chief, we look forward to working with you, your band council and the people of Sagamok Anishnawbek First Nation. If you have any questions or comments, do not hesitate to contact me, or Mark Holmes.

Yours truly,

A handwritten signature in black ink, appearing to read 'P. W. Gillette', with a circular flourish at the end.

Patrick W. Gillette
President and COO

Cc: Chris Quirke, MEI

December 20, 2010

Chief Paul Eshkakogan
Sagamok Anishnawbek First Nation
P.O. Box 610
Massey, ON POP 1P0

Dear Chief Eshkakogan:

Welcome to the start-up activities on development of the Class Environmental Assessment for Waterpower Projects (Class EA) for the proposed projects:

- At Soo Crossing GS on the Vermilion River
- Cascade Falls GS on the Vermilion River
- McPherson Falls GS on the Vermilion River
- Wabageshik Rapids GS on the Vermilion River
- McCarthy Chutes GS on the Serpent River
- Four Slide Falls GS on the Serpent River

This first step of the EA process is intended to establish the initial conceptual design, start a dialogue on regulatory approval requirements and initiate public consultation and Aboriginal engagement in the Class EA process. To this purpose, Xeneca and its consultants from OEL-HydroSys Inc. are pleased to present you with the Project Description for this proposed project.

This Project Description is provided to assist the proponent in ensuring that all aspects of the project are accounted for in enough detail to allow your community and government agencies to provide meaningful comment throughout the Class EA process. This document attempts to delineate the "footprint" of the project within the environmental context of the study area and initially identify features of the environment that may be affected (directly and indirectly) by the proposed project. Xeneca acknowledges that additional potential effects may be identified throughout subsequent phases of the Class EA process and we will also incorporate those comments when input is received.

In the early stages of this engagement process, a proponent-led EA coordination meeting will be undertaken with key government agencies and your community to coordinate an integrated planning process and to identify environmental concerns and diverse regulatory and management planning requirements that may be associated with the proposed project. This document is intended to assist you in preparing for this engagement process. A detailed list of the federal and provincial regulatory agencies, municipalities, and Aboriginal communities which are receiving a copy of this document directly is included within the document. We will be contacting this distribution group shortly to inquire as to their availability for participation in a Class EA Coordination meeting for these proposed small-scale waterpower development projects. Please indicate if you or the Community you represent have interest in participating in this coordination meeting.

The general public and other groups are also invited to review this document. The document will be provided to these parties through postings on the Xeneca website or, upon request, by direct mail. If you require additional copies of this document you may access our FTP site by completing the following instructions:

Site: <ftp://clientftp.wesa.ca>

Username: XENECA

Password: WESA.2010

An attached word document guide will assist you with the download process. You will need to activate passive mode in your Internet Explorer browser to be able to access the FTP site behind our corporate firewall.

If you have any questions or comments in relation to the Class EA for Waterpower Projects planning process or environmental impact assessment related matters, please do not hesitate to contact OEL-HydroSys Inc. Environmental Assessment Manager, Ms. Tami Sugarman at (613) 839-1453 Ext. 229 and tsugarman@oel-hydrosys.ca or Xeneca's Manager of Environmental Studies and Assessment, Edmond Laratta, at (416) 590-9362 ext. 106 and elaratta@xeneca.com.

For questions or comments in relation to all other aspects of the development proposal, please contact Xeneca's President, Mr. Patrick Gillette at pgillette@xeneca.com or Xeneca's Aboriginal Relations Liaison, Mr. Dean Assinewe at dassinewe@xeneca.com.

Respectfully submitted,

Patrick Gillette
President & COO
Xeneca Power Development Inc.

c.c. Alex Ker, Consultant



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May 11, 2011

Chief Paul Eshkakogan
Sagamok Anishnawbek
P. O. Box 610
Massey, ON
POP 1PO

Dear Chief Eshkakogan,

RE: Archaeological Studies for:

- **Four Slide on the Serpent River**
- **McCarthy Chutes on the Serpent River**
- **At Soo Crossing project on the Vermillion River**
- **Cascade Falls project on the Vermillion River**
- **McPherson Falls project on the Vermillion River**
- **Wabagishik Rapids project on the Vermillion River**

Xeneca Power Development is undertaking archaeological studies at each of its Feed in Tariff (FIT) project areas. Xeneca has contracted the services of Woodland Heritage Services to complete this work.

The first component in these studies is called a Stage I Archaeological Impact Assessment which involves a *desk-top* analysis which compares available information from the Ministry of Culture database and also uses computer modelling to identify areas of High Cultural Heritage Potential. Before these studies can be released to your community we recommend they pass a review by the Ministry of Tourism and Culture (MTC) for completeness and accuracy.

Xeneca appreciates the value the Aboriginal Communities place on their culture, traditions and is prepared to offer advance information that comes in the form of a summary report. Once the Stage I report has received approval from the MTC we will provide a copy for your review and files.

As described in our September letter, Woodland Heritage will also be conducting on-the-ground investigations (Stage II and reporting) and would benefit from your community participation. We anticipate this work to commence in the near future. We will contact your community as soon as these dates have been determined to gain your representative participation. Please keep in mind we will also offer a presentation and/or follow-up field tour to your community should participation be not available during the demanding fieldwork schedules.

If there is interest in participating in the archeological studies in your areas, please contact Dean Assinewe, Aboriginal Relations Liaison at (705) 863-1969 or email dassinewe@xeneca.com anytime.

Meegwetch



Patrick Gillette
President & COO
Xeneca Power Development Inc.

Attachment: Summary Report: Stage 1 Archaeological Impact Assessment of Proposed Four Slide Dam, Serpent River Hydroelectric Project, FIT--IZW4L, Township of Proctor, District of Sudbury

Summary Report: Stage 1 Archaeological Impact Assessment of Proposed McCarthy Chute Dam, Serpent River Hydroelectric Project, FIT--16DFG, Township of Proctor, District of Sudbury

Summary Report: Stage 1 Archaeological Impact Assessment of Proposed Vermillion River, At Soo Crossing Hydroelectric Project, FIT--QW913, Township of Graham, District of Sudbury

Summary Report: Stage 1 Archaeological Impact Assessment of Proposed Vermillion River, Cascade Falls Hydroelectric Project, FIT--PVFYK, Township of Graham, District of Sudbury

Summary Report: Stage 1 Archaeological Impact Assessment of Proposed Vermillion River, McPherson Falls Hydroelectric Project, FIT--ANIT2, Township of Creighton, District of Sudbury

Summary Report: Stage 1 Archaeological Impact Assessment of Proposed Vermillion River, Wabageshik Hydroelectric Project, FIT--GOBZK, Township of Foster, District of Sudbury

c.c. Stephanie Davis, Environmental Assessment Analyst, CEAA
Dave Bell, Project Manager, CEAA
Bob Robinson, Renewable Energy Planner, MNR Sudbury District
Kim Mihell, Renewable Energy Planner, MNR Sault Ste. Marie District
Laurie Brownlee, Environmental Planner/EA Coordinator, MOE Sudbury
Paula Allen, Supervisor, Air, Pesticides Environmental Planning, MOE Sudbury
Luke Della Bona, Partner, Woodland Heritage Services
Tami Sugarman, Principal, Senior Environmental Approvals Advisor, OEL-HydroSys



5160 Yonge St., Suite 520, Toronto, ON M2N 6L9
tel 416-590-9362 fax 416-590-9955 www.xeneca.com

May 13, 2011

Chief Paul Eshkakogan
Sagamok Anishnawbek First Nation
PO Box 610
Massey, ON P0P 1P0

Dear Chief Eshkakogan:

This letter is being sent to continue our dialogue concerning our projects as it relates to the Crown's duty to consult and its fiduciary responsibilities and Xeneca's voluntary support of these obligations.

The proposed Waterpower developments include:

Four Slide Falls on the Serpent River
McCarthy Chute on the Serpent River
Cascade Falls on the Vermillion River
At Soo Crossing on the Vermillion River
Wabagishik on the Vermillion River
McPherson Falls on the Vermillion River

As we move closer to completing the Class Environmental Assessment for Waterpower, please find enclosed a compilation of the following notices and past correspondence.

- Notice of Intent to enter Business to Business relationship dated June 10, 2010
- Notice of impending Notice of Commencement dated June 24, 2010
- Follow up to Notice of Commencement and Clarification, Update and Enquiry concerning Traditional Knowledge Studies dated July 8, 2010
- Invite to participate in Archeological Studies dated September 16, 2010
- Follow up to Notice of Commencement and Notification of PIC dated October 13, 2010
- Notice of rescheduled PIC's dated October 25, 2010
- Outline of EA process and Distribution of Project Descriptions dated December 20, 2010
- PIC Media Advertisement for the projects on the Serpent River
- PIC Media Advertisement for the Wabagishik Rapids project on the Vermillion River
- July 2010 Notice of Commencement Media Advertisement for the projects on the Serpent River
- November 2010 Notice of Commencement Media Advertisement for the projects on the Serpent River
- July 2010 Notice of Commencement Media Advertisement for the projects on the Vermillion River
- November 2010 Notice of Commencement Media Advertisement for the projects on the Vermillion River
- A CD containing the electronic copies of the Project Descriptions for the Xeneca Projects indicated above

Xeneca has provided these documents for your continued review, comment and consult. Your community's observations, input, questions or comments on the above noted project(s) are greatly valued and appreciated.

As we prepare the draft Class Environmental Assessment for Waterpower Report ("EA Report") we respectively request any further observations, input, questions or comments be submitted as soon as possible to:

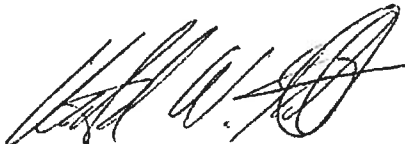
Vanesa Enskaitis
Public Affairs Liaison
Xeneca Power Development Inc.
T: 416-590-9362 X 104
F: 416-590-9955
E: venskaitis@xeneca.com

Enclosed is a draft Aboriginal Consultation Plan ("ACP") that outlines a starting point on how Xeneca wishes to engage during and after the submission of the EA Report, which will be also provided to the Crown. Overall the concept is to continue engagement to project Commissioning and thereafter if desired by the Community. As noted in the ACP there are many future opportunities after the EA Report to engage.

EA Report engagement will begin after issuance of a Notice of Completion (i.e., a public declaration that Xeneca thinks it has completed the process) at this time the EA Report will be provided to the Community for review. Thereafter there will be a minimum 30 day period to engage in discussion of any issues your Community may feel that have not been adequately addressed and to address questions and receive further input. This engagement process will allow for the EA Report to be completed. Staff will be following up on the EA Report in the next few months.

Separate from the EA Report, Phase II – Phase III Archeological studies will commence in the field and staff will follow-up on Community engagement in this process and the need for further consultation. If your Community has been identified by the Ontario Ministry of Natural Resources ("MNR") as a Community that is entitled to benefits from the project, a project datasheet (is enclosed or will be sent). If the Community is unsure of its status please contact the local District MNR office. The datasheet is designed to outline a process to continue/commence engagement in benefit discussions and that the EA Report contributes to the due-diligence process. If you have any questions please contact Dean Assinewe, Aboriginal Relations Liaison at 705 863 1969 or email dassinewe@xeneca.com.

Best regards,



Patrick W. Gillette
President/ COO
Xeneca Power Development

Metis

Contact and Consultation Log

Contact Date	Project Name(s)	Contact Name	Contact Community/Agency	Contactee Name	Contactee Community/Agency	Contact Method	CC	Issues	Details	Resolution Responded	Response Date	Contact Method2	Resolution
27-Jul-09	All	Patrick Gillette	Xeneca Power Development	Brian	Metis Nation of Ontario	Email		B2B	Indicating Mary Anne as leading the FN and Aboriginal File on behalf of Xeneca for Wanatango Falls. Requesting Brian please provide Mary Anne with any background information concerning Metis, outline issues and/or concerns to prepare for consultation with Metis Nation of Ontario				
10-Jun-10	All	Patrick Gillette	Xeneca Power Development		Ontario Metis Aboriginal Association	Posted Letter		B2B	Notifying FN Community of Xeneca's projects within their area, requesting ongoing communication re: concerns/ requests, and providing contact information for Xeneca information				
10-Jun-10	All	Patrick Gillette	Xeneca Power Development	Gary Lipinski	Metis Nation of Ontario	Posted Letter	Chris Quirke	B2B	Notifying FN Community of Xeneca's projects within their area, requesting ongoing communication re: concerns/ requests, and providing contact information for Xeneca information				
20-Jul-10	All	Melanie Paradis	Metis Nation of Ontario	Vanesa Enskaltis	Xeneca Power Development	Email		B2B	Providing contact information for Melanie Paradis, Director of Lands, resources and consultation at Metis Nation of Ontario	Vanesa Enskaltis	22-Jul-10	Email	Thank you. Patrick Gillette will be informed on contact/ inquiry Re: Packages sent to MNO.
29-Jul-10	All	Patrick Gillette	Xeneca Power Development	Melanie Paradis	Metis Nation of Ontario	Email	Vanesa Enskaltis, Mark Holmes, Arnold Chan	B2B	Outline of Metis communities outlined for each project. Description of understanding of policy and procedures relating to the identified aboriginal communities and the conduct of business to business relationships				
21-Sep-10	All	Melanie Paradis	Metis Nation of Ontario	Patrick Gillette	Xeneca Power Development	Email	Jennifer St. Germain, Scott Carpenter	B2B	MNO putting together applications for Northern Partnership Fund and looking for letters of support. Would Xeneca like to provide letter of support	Patrick Gillette	21-Sep-10	Email	i think so. Can we chat for more details?
22-Sep-10	All	Scott Carpenter	Metis Nation of Ontario	Patrick Gillette, Melanie Paradis	Xeneca Power Development, Metis Nation of Ontario	Email with Attachment	Jennifer St. Germain	B2B	Attached e-mail with background information on current employment in Energy program. Description of Northern Training Partnership Fund agreement. Please review document to see if changes needed from Xeneca's perspective	Patrick Gillette	23-Sep-10	Email	Currently on the road. Will try to review today
30-Sep-10	All	Scott Carpenter	Metis Nation of Ontario	Arnold Chan	Xeneca Power Development	Email		B2B	Any luck on support letter?	Arnold Chan	30-Sep-10	Email	Discussion re: letter of support, partnership with MNO. Re-drafted MNO letter. Clarification of concerns
1-Oct-10	All		Xeneca Power Development	Doug Wilson	Metis Nation of Ontario	Posted Letter	Gary Lipinski, Melanie Paradis	B2B	Letter of support for Xeneca's 18 FIT contracts with the OPA. Appreciate xeneca informing MNO of general plans and willingness to engage. Look forward to consultation.				
13-Oct-10	All	Mark Holmes	Xeneca Power Development		Metis Nation of Ontario	Posted Letter		EA Administration	PIC Invite				
15-Oct-10	All	Patrick Gillette	Xeneca Power Development	Patrick Gillette	Metis Nation of Ontario	Email		B2B	Received invite for PIC's. Noticed language is "First Nation" not "First Nation & Metis" Please correct for future to avoid sensitivities with communities	Patrick Gillette	18-Oct-10	Email	Thank you. Will pass along to staff.
25-Oct-10	All	Mark Holmes	Xeneca Power Development		Metis Nation of Ontario	Posted Letter		EA Administration	Rescind PIC invite				
27-Nov-10	All	Arnold Chan	Xeneca Power Development	Melanie Paradis, Jason Madden	Metis Nation of Ontario, ITM Law	Email	Scott Carpenter	B2B	Xeneca is pleased to participate in MNO's Employment in Energy project opportunity. Request for presentation from conference.				
6-Jan-11	Kapusasing - 4 sites	Dean Assinewe	Xeneca Power Development	Melanie Paradis	Metis Nation of Ontario	Email with Attachment	Dean Assinewe, Vanesa Enskaltis	Ea administration	Introduction. Send of information for January PIC's. Confirmation to send correspondence to Melanie's office. invite to contact re: concerns				
7-Jan-11	Wanapitei - Allen & Struthers	Dean Assinewe	Xeneca Power Development	Melanie Paradis	Metis Nation of Ontario	Email with Attachment	Dean Assinewe, Vanesa Enskaltis	EA Administration	More PIC add's attached - Wanapitei River				
7-Jan-11		Dean Assinewe	Xeneca Power Development	Melanie Paradis	Metis Nation of Ontario	Email with Attachment	Dean Assinewe, Vanesa Enskaltis	EA Administration	Additional PIC notices for distribution				
8-Jan-11	All	Melanie Paradis	Metis Nation of Ontario	Dean Assinewe	Xeneca Power Development	Email	Vanesa Enskaltis	EA Administration B2B	Consultation e-mail for MNO, can forward notices to Melanie and she will distribute. MNO gets information to leader in community level for review and consideration then MNO is told how they want to proceed. Website very helpful.				
10-Jan-11	All	Scott Carpenter	Metis Nation of Ontario	Arnold Chan	Xeneca Power Development	Email		B2B	MNO looking for employers to enter partnership agreements to submit to Northern Training Partnership Fund. Hoping that Xeneca would amend letter in 4th paragraph to increase success of proposal that indicates in the opportunity arises there may be an opportunity for work placement or internship.	Arnold Chan	24-Jan-11	Email	Xeneca is not set up for work placements and internships as small firm. Field work done through contractors. Suggest Xeneca work with contractors and retained professionals to find such placements. Letter amended to reflect that.
25-Jan-11	All	Scott Carpenter	Metis Nation of Ontario	Arnold Chan	Xeneca Power Development	Email		B2B	Thank you for update letter will send to ministry with proposal.	Arnold Chan	25-Jan-11	Email	Original being mailed out with copy to Jen
15-Feb-11	All	Steven Sarrazin			Lands Resource and consultation Branch, Metis Nation of Ontario	Email		B2B	Would like to set up a few consultation meetings with Xeneca and the affected communities.				
15-Feb-11	All	Dean Assinewe	Xeneca Power Development	Steven Sarrazin		Email		B2B	We sent information to Melanie Paradis earlier this year - looks like she followed through with the various councils and offices. Please follow up and we can continue our discussion regarding the request for consultation meetings.				
14-Apr-11	Fredrickhouse - Wanatango Falls	Dean Assinewe	Xeneca Power Development	Melanie Paradis	Metis Nation of Ontario	Email with Attachment	Dean Assinewe, Patrick Gillette, Ed Laratta, Dave Green	EA Administration	Please post or forward notice of walleye and sauger population assessments on the fredrickhouse river. Urgil Courville as contact for Northern Lights Metis Council but have been unsuccessful finding e-mail or phone number	Melanie Paradis	14-Apr-11	Email	Has been forwarded to consultation staff who will ensure it is sent to consultation committee
20-Apr-11	Serpent - McCarthy Chute	Alden Barty	Metis Nation of Ontario	Dean Assinewe	Xeneca Power Development	Email		Aboriginal Community Considerations B2B	Historic Traditional Territory Consultation Committee has asked he get in contact with Dean and arrange for meetings on McCarthy Chute project.	Dean Assinewe	28-Apr-11	Email	Great speaking with you. Learned about consultation process and MNO. Seeking clarification of regions that MNO is separated into. Attached map of projects for reference. Electronic versions of PD's available on Xeneca website.
27-Apr-11	Serpent - McCarthy Chute	Alden Barty	Metis Nation of Ontario	Dean Assinewe	Xeneca Power Development	Phone		Aboriginal Community Considerations	Discussion on consultation requirements, future meeting, project update and consultation. Working with Lands resources & consultation department of MNO. Bring to Melanies Paradis (Director) attention on how to manage consultation.				
29-Apr-11	All	Alden Barty	Metis Nation of Ontario	Dean Assinewe	Xeneca Power Development	Email		Aboriginal Community Considerations EA Administration	Please provide dates available to meet with communities in Bruce Mines.	Dean Assinewe	29-Apr-11	Email	Schedule is quite flexible, however other Xeneca staff are out of Toronto. Request to provide background information of projects in your region to prepare for meeting.
9-May-11	All	Melanie Paradis	Metis Nation of Ontario	Patrick Gillette	Xeneca Power Development	Email		B2B	Many communities have received correspondence from MNR or Xeneca for projects on traditional territories. Instead of doing separate meetings, more efficient approach?	Patrick Gillette	9-May-11	Email	Agreeable. Can we call to discuss?
9-May-11	All	Melanie Paradis	Metis Nation of Ontario	Patrick Gillette	Xeneca Power Development	Email	Arnold Chan	B2B	Yes, anytime before 3.	Arnold Chan	9-May-11	Email	Great timing. Was about to send e-mail about setting up meeting to discuss Xeneca's material on portfolio bases and get assistance with regions.
13-May-11	All	Patrick Gillette	Xeneca Power Development	Melanie Paradis	Metis Nation of Ontario	Posted Letter with Attachments		EA Administration B2B	Correspondence package sent containing hard copy of previous letters sent, PIC media advertisements, all Notice of Commencements, hard copy of all PD and a CD's containing electronic copies of PD's				
13-May-11	All	Patrick Gillette	Xeneca Power Development		Ontario Metis Aboriginal Association	Posted Letter with Attachments		EA Administration B2B	Correspondence package sent containing hard copy of previous letters sent, PIC media advertisements, all Notice of Commencements, and a CD containing electronic copies of PD's				
13-May-11	All	Patrick Gillette	Xeneca Power Development	Melanie Paradis	Metis Nation of Ontario	Posted Letter with Attachments		EA Administration B2B	Correspondence package sent containing hard copy of previous letters sent, PIC media advertisements, all Notice of Commencements, Hard copies of Wanatango Falls & Ivanhoe Third Falls PD's and a CD containing electronic copies of PD's				
18-May-11	All	Patrick Gillette, Dean Assinewe, Arnold Chan	Xeneca Power Development	Melanie Paradis	Metis Nation of Ontario	Personal Contact / Meeting		EA Administration B2B	Meeting with Metis Nation of Ontario at 75 Sherbourne Street, Suite 222 Toronto, ON to discuss Xeneca's projects on portfolio basis				
18-May-11	All Projects	Melanie Paradis	MNO	Dean Assinewe	Xeneca Power Development	Personal Contact / Meeting		Aboriginal Community Considerations	Consultation protocol discussion and distribution of information				

2-Jun-11	All	Melanie Paradis	Metis Nation of Ontario	Patrick Gillette & Arnold Chan	Xeneca Power Development	Email		B2B	Legal council has reviewed NDA and indicated no problems moving forward. Request to discuss the need fo NDA.	Arnold Chan	2-Jun-11	Email	Discussion re: types of information to be potentially shared with MNO and the clarification as to which documents would be deemed confidential, therefore requiring NDA with Xeneca & MNC.
15-Jun-11	All	Arnold Chan	Xeneca Power Development	Jason Madden	JTM Law	Email with Attachment	Melanie Paradis, Patrick Gillette, Dean Assinewe	B2B	Further discussion re: NDA between MNO & Xeneca and indicating that agreement is non-binding with no commitment to do anything except explore a potential business relationship.				
16-Jun-11	All	Jason Madden	JTM Law	Arnold Chan	Xeneca Power Development	Email with Attachment	Melanie Paradis, Patrick Gillette, Dean Assinewe	B2B	Providing re-drafted NDA with minor changes. Proposed changes related to language preferences and corporate structure issues. If Xeneca is okay, please execute and sent to MNO for countersignature. Once executed should bring people together for more detailed discussion on how Xeneca and MNO can structure business relationship.	Arnold Chan	16-Jun-11	Email	Providing cleaned up copy to Patrick to sign and will send to Melanie. Discussion re: meeting with MNO and business to business exercise with further discussion about structuring relationship.
16-Jun-11	All	Arnold Chan	Xeneca Power Development	Jason Madden	JTM Law	Email with Attachment	Melanie Paradis, Patrick Gillette, Dean Assinewe, Judy Leavitt	B2B	Providing electronic copy of Mutual NDA executed by Patrick Gillette. Will send two executed copies to Melanie for execution by Mr. Lipinski.				
20-Jun-11	Ivanhoe - The Chute	Dean Assinewe	Xeneca Power Development	Melanie Paradis	Metis Nation of Ontario	Email with Attachment	Dean Assinewe	EA Administration	Providing information and attachment of PIC notification for Ivanhoe Chute project in Chapleau being held July 7th, 2011. Requesting contact information for Urgil Courville & Natalie Durocher to provide invitation.				
20-Jun-11	Ivanhoe - The Chute	Melanie Paradis	Metis Nation of Ontario	Dean Assinewe	Xeneca Power Development	Email	Andy Lefebvre	EA Administration	Requesting Andy to provide contact information requested.				
23-Jun-11	Ivanhoe - The Chute	Andy Lefebvre	Metis Nation of Ontario	Melanie Paradis, Dean Assinewe	Metis Nation of Ontario, Xeneca Power Development	Email with Attachment		EA Administration	Providing contact information as suggested by Melanie Paradis. Requesting to be notified of any public information sessions as well.	Dean Assinewe	23-Jun-11	Email	Thank you. Will copy Andy on any future notifications



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June 10, 2010

Mr. Gary Lipinski
President
Métis Nation of Ontario
500 Old St. Patrick Street, Unit 3
Ottawa, ON K1N 9G4

Dear Mr. Lipinski:

By way of introduction, Xeneca Power Development ("Xeneca") is a leading, independent company created to develop environmentally responsible renewable energy projects. Under the recent *Green Energy Act ("GEA")*, the Government of Ontario is encouraging the development of renewable and cleaner forms of energy production to replace aging energy infrastructure and to eliminate dirty coal power. Under programs developed by the government, Xeneca was awarded Feed-in-Tariff contracts for 19 projects throughout Ontario, and has a further 14 projects that are currently in production reserve.

As President of Xeneca, we wish to enter into respectful and meaningful discussion with your Community about these projects that include:

Allen & Struthers – MNR site # 2DB13, 2DB14 on the Wanapitei River
Cascade Falls – MNR site # 2CF09 on the Vermillion River
At Soo Crossing – MNR site # 2CF11 on the Vermillion River
Wabageshik – MNR site # 2CF12 on the Vermillion River
McPherson Falls – MNR site # 2CF46, 2CF47 on the Vermillion River
Four Slide Falls – MNR site # 2CD14 on the Serpent River
McCarthy Chute – MNR site # 2CD15 on the Serpent River
Near North Boundary – MNR site # 4LF09 on the Kapuskasing River
Middle Twp. Buchan – MNR site # 4LF05 on the Kapuskasing River
Lapinagam Rapids – MNR site # 4LE03 on the Kapuskasing River
Outlet Kapuskasing Lake – MNR site # 4LE01 on the Kapuskasing River
Ivanhoe: Third Falls – MNR site # 4LC17 on the Ivanhoe River
Ivanhoe: The Chute – MNR site # 4LC18 on the Ivanhoe River
Wanatango Falls – MNR site # 4MD02 on the Frederick House River
Larder & Raven – MNR site # 2JC21, 2JC22 on the Larder River
Marter Twp. – MNR site # 2JC16, 2JC17 on the Blanche River
Big Eddy – MNR site # 2KB21 on the Petawawa River
Half Mile Rapids (at CFB Petawawa) on the Petawawa River

To address environmental concerns, Xeneca is preparing the necessary documents for the Class Environmental Assessment for Waterpower projects ("Class EA"). Advancing to the Class EA in no way guarantees a project will be built but it does develop the information required for the issuance of permits and approvals. The Class EA will include draft project descriptions that Xeneca will forward to your Community in order to solicit initial comments. Hopefully, this will create a broader understanding of the projects and elicit comment and suggestions prior to wider regional consultation. Please advise what other information you require and Xeneca will do its best to address that need.

Xeneca will shortly engage in Class EA consultation, which will provide the Métis Community a full understanding of the environmental, cultural and socioeconomic issues; and provide the opportunity to engage Xeneca with comments and concerns on projects within Métis Traditional lands. Xeneca has contacted the various Federal and Provincial Ministries concerning Aboriginal consultation on our projects, but any assistance you can provide would be very much appreciated in isolating projects within Métis Traditional lands. If you have any issues or concerns you may wish to also contact the Ministry of Energy and Infrastructure ("MEI") that is the "One Window" for this process.

The purpose of the Class EA is to also engage all levels of government, including the Métis Community, in this multi-year process (averages 18 months) so all issues of concern are addressed. If your Community has a preferred consultation policy please advise us of the means and manner in which you would like to proceed once the Crown has isolated the projects that affect your Traditional lands. Any insights you can provide in advance of the Crown process would be very much appreciated.

As these projects are in the very early stages, and we have only recently been enabled to share preliminary information and will continue to do so as it becomes available. Xeneca has begun the process of posting information to our website at www.xeneca.com. Information includes:

- Project information that is updated regularly.
- Xeneca's Aboriginal Consultation and business practices.
- Outlines of, and links to, government programs that provide information and/or funding programs.

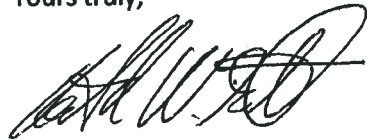
Additionally, the Crown, under a separate process for Projects on Crown lands, is determining Communities eligible for benefits under the GEA and Ministry of Natural Resource ("MNR") 2010 policy, and, once MNR has completed that process, they may be contacting your office. Please direct any queries to MNR District Offices local to the project sites and to the Ministry of Energy and Infrastructure (MEI). MEI is responsible under GEA for Aboriginal benefits related to FIT contracts. You may also want to review the various government programs related to FIT projects.

If Métis Communities are eligible for benefits, Xeneca will engage in a separate, parallel set of discussions that include partnerships or benefits sharing. Xeneca will be leveraging the Class EA process to provide the necessary due-diligence information to those Communities that engage in benefit or partnership discussions, and this will occur in parallel with the Class EA process. Xeneca can commence this process once MNR informs Xeneca of the Communities eligible for benefits and allows Xeneca to proceed.

The principals of the company have long been supporters of working closely with Aboriginal Peoples and have developed numerous relationships throughout Ontario. Xeneca is seeking your input and possible participation as we enter this five year process.

Thank you for your kind consideration and please direct your initial queries to Vanesa Enskaitis at venskaitis@xeneca.com or (416) 590-9362 ext. 104.

Yours truly,

A handwritten signature in black ink, appearing to read 'Patrick W. Gillette', written in a cursive style.

Patrick W. Gillette
President and COO

cc: Chris Quirke, MEI

October 1, 2010

Xeneca Power Development Inc.
5160 Yonge St. suite 520
Toronto, ON
M2N 6L9
416-590-9362

RECEIVED
OCT 15 2010

Subject: Letter of Support

To Whom This May Concern:

On behalf of the Métis Nation of Ontario (MNO), I am pleased to provide this letter of support for Xeneca Power's decision to issue Notice of Commencement on eighteen of its Feed-in-Tariff contracts issued by the Ontario Power Authority.

We appreciate the effort made by Xeneca Power to work with the MNO by informing us of their general plans and demonstrating a willingness to engage with us in a timely fashion. The issuance of the Notice of Commencement provides the MNO an opportunity to further engage and ultimately consult with Xeneca Power in respect of its projects. While consultation is not complete, MNO is pleased with the positive relationship building we have developed with Xeneca and supports its efforts. We are also pleased that Xeneca Power is supporting initiatives such as the MNO's Employment in Energy Project, a project proposal before the Skills and Partnership Fund.

We believe that the Crown bears the constitutional obligation to promptly consult with the MNO in order to ensure that the honour of the Crown and the Crown's duty to consult and accommodate are fulfilled, in relation to these and other renewable energy project proposals. We look forward to hearing from the Crown as soon as possible in order to ensure meaningful consultation and accommodation can occur with the potentially affected rights-bearing Métis communities the MNO represents throughout the province.

Yours truly,



Doug Wilson
Chief Operating Officer

c.c. Gary Lipinski, President, Métis Nation of Ontario (via email)
Melanie Paradis, Director of Lands, Resources and Consultations, MNO (via email)

October 13, 2010

Mr. Gary Lipinski
President
Métis Nation of Ontario
500 Old St. Patrick Street, Unit 3
Ottawa, ON K1N 9G4

Dear Mr. Lipinski,

RE: Invitation to Attend Public Information Centres

As promised in previous correspondence to your Community, Xeneca Power Development is writing to inform your Community that Public Information Centres (PICs) are being set up in your area with respect to the following waterpower developments:

- Lapinagam Rapids project on the Kapuskasing River
- Middle Twp Buchan project on the Kapuskasing River
- Near North Boundary project on the Kapuskasing River
- Outlet Kapuskasing Lake project on the Kapuskasing River
- Ivanhoe: The Chute project on the Ivanhoe River
- Ivanhoe: Third Falls project on the Ivanhoe River
- Wanatango Falls project on the Frederick House River
- Larder & Raven project on the Larder River
- Marter Twp project on the Blanche River
- Big Eddy project on the Petawawa River
- Allen & Struthers project on the Wanapitei River
- At Soo Crossing project on the Vermillion River
- Cascade Falls project on the Vermillion River
- McPherson Falls project on the Vermillion River
- Wabageshik Rapids project on the Vermillion River
- Four Slide Falls project on the Serpent River
- McCarthy Chute project on the Serpent River

As you may be aware, Xeneca has issued a Notice of Commencement for the Class Environmental Assessment for Waterpower Projects (Class EA) for the above noted projects. Public Information meetings are an important part of that process.

Xeneca Power Development Inc invites you to attend our Public Information Centres for each of proposed our projects, where you will have the opportunity to learn more about the projects and provide your input to our project team. Please join us on the following dates:

Kapuskasing River Projects:

Monday, November 1st, 2010
Time: 4:00 to 8:00 pm
Kapuskasing Council Chambers
88 Riverside Drive, Kapuskasing

Tuesday, November 2nd, 2010
Time: 4:00 to 8:00 pm
Royal Canadian Legion
33 Legion Street, Chapleau

Ivanhoe River Projects:

Wednesday, November 3rd, 2010
Time: 4:00 to 8:00 pm
Foleyet Community Hall
25 Sherry Avenue, Foleyet

Frederick House River Project:

Tuesday, November 9th, 2010
Time: 4:00 to 8:00 pm
Transfiguration Church
316 7th Avenue, Cochrane

Larder River & Blanche River Projects:

Wednesday, November 10th, 2010
Time: 4:00 to 8:00 pm
Royal Canadian Legion
1 Summerhayes Avenue, Kirkland Lake

Thursday, November 11th, 2010
Time: 4:00 to 8:00 pm
Englehart Community Hall
80 Seventh Avenue, Englehart

Petawawa River Project:

Tuesday, November 16th, 2010
Time: 4:00 to 8:00 pm
Quality Inn & Suites
3119 –B Petawawa Boulevard, Petawawa

Wanapitei River Project:

Thursday, November 18th, 2010
Time: 4:00 to 8:00 pm
Killarney Veteran`s Memorial Hall
52 Charles Street, Killarney

Vermillion River Projects:

Monday, November 22nd, 2010
Time: 4:00 to 8:00 pm
Fielding Memorial Park
345 Fielding Road, Lively

Tuesday, November 23rd, 2010
Time: 4:00 to 8:00 pm
Fielding Memorial Park
345 Fielding Road, Lively

Serpent River Projects:

Thursday, November 25th, 2010
Time: 4:00 to 8:00 pm
Hampton Inn
279 Highway 108 North, Elliot Lake

Your Community's participation in the PICs is greatly valued, as is First Nations engagement in archeological, environmental and social-economic aspects of the projects. Communities with interest in our projects need information so that well informed decisions can be made. We also believe that traditional, multigenerational knowledge of First Nations can be extremely important in ensuring any future development is conducted in a way to provide an appropriate balance between environmental, social and economic needs.

Overall, the Class EA is administered by the Ministry of the Environment and is a separate process from Site Release which is administrated by the Ministry of Natural Resources. No permits, approvals or tenure are issued through the Class EA as it is designed to provide information on potential impacts and viability for each of the projects. The Class EA also allows for comment and dialogue between Xeneca and Aboriginal Communities, Federal and Provincial governments, as well as any additional stakeholders.

Eligibility for benefits, the right to seek partnership, and the means to acquire funding is determined by the Ministry of Natural Resources.

We will be posting information regarding our projects, access to information and government programs on our website at www.xeneca.com. Xeneca will also be working with the Aboriginal Communities to identify where government programs can be improved.

Xeneca fully respects Aboriginal treaties, claims and traditional land use in the vicinity of our projects, and endeavors to proceed in an open, transparent and respectful manner. Our approach includes meaningful, upfront consultation and First Nation participation throughout the development process.

Given the extensive knowledge that members of your Community have on the history of your area, we invite you or as designated member of your Community to participate in archeological studies that are to be conducted in your area.

If there are questions or comments regarding the Public Information session, the undersigned can be contacted at any of the numbers listed on our letterhead. If there is an interest to participate in the archeological studies or additional Class EA components of the projects within your area, please contact Dean Assinewe, Xeneca's Aboriginal Relations Liaison via phone at (705) 863-1969 or e-mail dassinewe@xeneca.com .

Best regards,

A handwritten signature in black ink, appearing to read 'Mark Holmes', with a stylized flourish at the end.

Mark Holmes
Vice President, Corporate Affairs
Xeneca Power Development Inc.

October 25, 2010

Mr. Gary Lipinski
President
Métis Nation of Ontario
500 Old St. Patrick Street, Unit 3
Ottawa, ON K1N 9G4

Dear Mr. Lipinski,

Your Community will have recently received an October 13th notice and invitation to attend Public Information Centres (PICs) regarding our proposed waterpower developments:

- Lapinagam Rapids project on the Kapuskasing River
- Middle Twp Buchan project on the Kapuskasing River
- Near North Boundary project on the Kapuskasing River
- Outlet Kapuskasing Lake project on the Kapuskasing River
- Ivanhoe: The Chute project on the Ivanhoe River
- Ivanhoe: Third Falls project on the Ivanhoe River
- Wanatango Falls project on the Frederickhouse River
- Larder & Raven project on the Larder River
- Marter Twp project on the Blanche River
- Big Eddy project on the Petawawa River
- Allen & Struthers project on the Wanapitei River
- At Soo Crossing project on the Vermillion River
- Cascade Falls project on the Vermillion River
- McPherson Falls project on the Vermillion River
- Wabageshik Rapids project on the Vermillion River
- Four Slide Falls project on the Serpent River
- McCarthy Chute project on the Serpent River

Please be advised that Xeneca Power Development will be rescheduling the Public Information Centre to which your community has been invited. We fully expect to confirm dates as soon as possible and will provide advance notice. The change in meeting date will provide the necessary time to address government agency comments and further develop information related to our projects.

In the meantime, we continue to seek your Community's input on our projects, and we invite you to visit our website at www.xeneca.com for project information, updates and notices.

If you have questions please contact the undersigned, or Vanesa Enskaitis at any of the numbers provided in our letterhead.

We look forward to meeting the members of your Community in the coming weeks.

Best regards,

A handwritten signature in black ink, appearing to read 'Mark Holmes', with a stylized flourish at the end.

Mark Holmes
Vice President, Corporate Affairs
Xeneca Power Development Inc.



5160 Yonge St., Suite 520, Toronto, ON M2N 6L9
tel 416-590-9362 fax 416-590-9955 www.xeneca.com

May 13, 2011

Ms. Melanie Paradis
Metis Nation of Ontario
75 Sherboure Street
Suite 222
Toronto, ON M5A 2P9

Dear Ms. Paradis:

This letter is being sent to continue our dialogue concerning our projects as it relates to the Crown's duty to consult and its fiduciary responsibilities and Xeneca's voluntary support of these obligations.

The proposed Waterpower developments include:

Allen & Struthers on the Wanapitei River
Cascade Falls on the Vermillion River
At Soo Crossing on the Vermillion River
Wabagishik on the Vermillion River
McPherson Falls on the Vermillion River
Four Slide Falls on the Serpent River
McCarthy Chute on the Serpent River
Near North Boundary on the Kapuskasing River
Middle Twp. Buchan on the Kapuskasing River
Lapinagam Rapids on the Kapuskasing River
Outlet Kapuskasing Lake on the Kapuskasing River
Ivanhoe: Third Falls on the Ivanhoe River
Ivanhoe: The Chute on the Ivanhoe River
Wanatango Falls on the Frederick House River
Larder & Raven on Larder Lake
Marter Twp. on the Blanche River
Big Eddy on the Petawawa River
Half Mile Rapids (at CFB Petawawa) on the Petawawa River

As we move closer to completing the Class Environmental Assessment for Waterpower, please find enclosed a compilation of the following notices and past correspondence.

- Notice of impending Notice of Commencement dated June 10, 2010
- Follow up to Notice of Commencement and Notification of PIC dated October 13, 2010
- Notice of rescheduled PIC's dated October 25, 2010
- PIC Media Advertisement for the project on the Wanapitei River
- PIC Media Advertisement for the projects on the Petawawa River
- Two PIC Media Advertisements for the projects on the Ivanhoe River
- PIC Media Advertisement for the projects on the Kapuskasing River

- Two PIC Media Advertisements for the project on Larder Lake
- PIC Media Advertisement for the projects on the Serpent River
- PIC Media Advertisement for the Wabagishik Rapids project on the Vermilion River
- PIC Media Advertisement for the project on the Frederick House River
- July 2010 Notice of Commencement Media Advertisement for Allen & Struthers project
- November 2010 Notice of Commencement Media Advertisement for Allen & Struthers project
- July 2010 Notice of Commencement Media Advertisement for Big Eddy project
- November 2010 Notice of Commencement Media Advertisement for Big Eddy project
- December 2010 Notice of Commencement Media Advertisement for Big Eddy project
- July 2010 Notice of Commencement Media Advertisement for the projects on the Ivanhoe River
- November 2010 Notice of Commencement Media Advertisement for the projects on the Ivanhoe River
- December 2010 Notice of Commencement Media Advertisement for the projects on the Ivanhoe River
- July 2010 Notice of Commencement Media Advertisement for the projects on the Kapuskasing River
- November 2010 Notice of Commencement Media Advertisement for the projects on the Kapuskasing River
- July 2010 Notice of Commencement Media Advertisement for the Larder & Raven project
- November 2010 Notice of Commencement Media Advertisement for the Larder & Raven project
- December 2010 Notice of Commencement Media Advertisement for the Larder & Raven project
- July 2010 Notice of Commencement Media Advertisement for the Marter Township project
- November 2010 Notice of Commencement Media Advertisement for the Marter Township project
- December 2010 Notice of Commencement Media Advertisement for the Marter Township project
- July 2010 Notice of Commencement Media Advertisement for the projects on the Serpent River
- November 2010 Notice of Commencement Media Advertisement for the projects on the Serpent River
- July 2010 Notice of Commencement Media Advertisement for the projects on the Vermilion River
- November 2010 Notice of Commencement Media Advertisement for the projects on the Vermilion River
- July 2010 Notice of Commencement Media Advertisement for the Wanatango Falls project
- November 2010 Notice of Commencement Media Advertisement for the Wanatango Falls project
- December 2010 Notice of Commencement Media Advertisement for the Wanatango Falls project
- A CD containing the digital copies of the Project Descriptions for the Xeneca Projects indicated above

Xeneca has provided these documents for your continued review, comment and consult. Your community's observations, input, questions or comments on the above noted project(s) are greatly valued and appreciated.

As we prepare the draft Class Environmental Assessment for Waterpower Report ("EA Report") we respectively request any further observations, input, questions or comments be submitted as soon as possible to:

Vanesa Enskaitis
Public Affairs Liaison
Xeneca Power Development Inc.
T: 416-590-9362 X 104
F: 416-590-9955
E: venskaitis@xeneca.com

Enclosed is a draft Aboriginal Consultation Plan ("ACP") that outlines a starting point on how Xeneca wishes to engage during and after the submission of the EA Report, which will be also provided to the Crown. Overall the concept is to continue engagement to project Commissioning and thereafter if desired by the Community. As noted in the ACP there are many future opportunities after the EA Report to engage.

EA Report engagement will begin after issuance of a Notice of Completion (i.e., a public declaration that Xeneca thinks it has completed the process) at this time the EA Report will be provided to the Community for review. Thereafter there will be a minimum 30 day period to engage in discussion of any issues your Community may feel that have not been adequately addressed and to address questions and receive further input. This engagement process will allow for the EA Report to be completed. Staff will be following up on the EA Report in the next few months.

Separate from the EA Report, Phase II – Phase III Archeological studies will commence in the field and staff will follow-up on Community engagement in this process and the need for further consultation. If your Community has been identified by the Ontario Ministry of Natural Resources ("MNR") as a Community that is entitled to benefits from the project, a project datasheet (is enclosed or will be sent). If the Community is unsure of its status please contact the local District MNR office. The datasheet is designed to outline a process to continue/commence engagement in benefit discussions and that the EA Report contributes to the due-diligence process. If you have any questions please contact Dean Assinewe, Aboriginal Relations Liaison at 705 863 1969 or email dassinewe@xeneca.com.

Best regards,



Patrick W. Gillette
President/ COO
Xeneca Power Development

Due to the confidential nature of some stakeholder correspondence, requests for specific documents will be taken under consideration by Xeneca. Xeneca is also aware of the sensitivity of Aboriginal communications and must consult with the Communities regarding the release of this information.

Please submit requests for specific correspondence documents to Xeneca's Aboriginal Affairs Liaison, Dean Assinewe, at (416)590-9362.