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May 10, 2017

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Mackenzie Valley Land and Water Board7th Floor, 4922 - 48 Street

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Yellowknife, NT X1A 2P6

Attention: Shannon Allerston, Regulatory Officer
 Board Members

Dear Sirs and Mesdames:

Re: NTPC v. Carters – Taltson Compensation Re-Hearing Agenda
 File No.: 028268-0004

**Mackenzie Valley Land
& Water Board**

File _____

MAY 10 2017

Application # MU201164-0002Copied To SA IRJ

We are writing further to the Carters' request to call an Elder as part of their presentation at the compensation re-hearing next week.

The Carters would like to call Elder Albert Boucher to speak as part of their presentation time. Elder Boucher will speak briefly regarding the ongoing and adverse impacts to Nonacho Lake resulting from the Northwest Territories Power Corporation's (NTPC) continued operations, including impacts on water levels and fish and fish habitat. Elder Boucher's comments will assist the Board in determining the extent and duration of the adverse effects as required under subsection 14(5) of the *Northwest Territories Waters Act*.¹

Furthermore, NTPC has argued that the Carters' personal observations cannot be relied upon.² We anticipate that it would assist the Board to hear from a third party with no interest in the outcome of the proceedings.

We look forward to hearing from you regarding the foregoing.

Sincerely,

MLT AIKINS LLP

Per:

Eleanor Olszewski, Q.C.

EAO:ajq

cc: Doug Evanchuk & Sean Parker, Counsel for NTPC
 Sheldon Toner & Caroline Wawzonek, Counsel for MVLWB

¹ SC 1992, c 39, repealed by *Northwest Territories Devolution Act*, SC 2014, c 2, s 66.

² Submissions of Northwest Territories Power Corporation (18 April 2017) at 4-5.