



EXHIBIT # OTH-1019  
WUSKWATIM GENERATION  
& TRANSMISSION PROJECT

CLEAN ENVIRONMENT COMMISSION

## *Treaty Land Entitlement Initiative*

# Land Selection and Eligibility Confirmation Process

October, 2003 Update

### Status

Further to the terms of the July 30, 1908 *Adhesion to Treaty No. 5*, the May 29, 1997 *Treaty Land Entitlement Framework Agreement* and the July 30, 1998 NCN Treaty Entitlement Agreement (TEA), a total of **79, 435 acres** are outstanding to the NCN as Treaty Entitlement Lands. Once eligibility has been confirmed, these acres will be set apart as additional NCN reserve lands.

To date, NCN has made **40 selections** for a total of **70,460.88 acres**. At present, the NCN Treaty Land Entitlement Initiative is working to confirm the eligibility of each of these 40 selections. A detailed table setting out the status of these sites is attached. A summary of the status is:

- ✓ **12 selections have been confirmed as eligible** to be set apart as reserve lands and 7 of these eligible selections are being surveyed and set apart as reserve lands.
- ✓ **13 selections (33% of the total) are eligible subject to the determination of a Hydro easement.** The methodology to be applied to the determination of Hydro easements for these 13 eligible selections remains under discussion between NCN and Manitoba Hydro.
- ✓ **5 selections require resolution of mining interests.** Manitoba has confirmed that mining interests on NCN selections will not be renewed when they expire.
- ✓ **4 selections require resolution of provincial interests in aggregate deposits (gravel).** NCN has requested that Manitoba refine and confirm interests in gravel.

Further to a 1995 NCN Band Council Resolution, **17,674.29 acres** of the total NCN TLE acres are to be selected by NCN **on behalf of the O-Pipon-Na-Piwin Cree Nation** (South Indian Lake). On July 28, 2003, NCN made 48 Crown land selections for a total of 35,700 acres on behalf of the NCN membership at the O-Pipon-Na-Piwin Cree Nation. The O-Pipon-Na-Piwin Cree Nation is now prioritizing these selections.