

PROVINCE OF MANITOBA
MANITOBA CONSERVATION AND WATER STEWARDSHIP

FIFTH SHORT-TERM AMENDING LICENCE
FOR THE DEVELOPMENT OF WATER POWER

Kelsey Site, Nelson River

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

WHEREAS:

- A. Manitoba Hydro is the holder of a Final Licence for the development of water power at the Kelsey Site, dated March 10, 1966 and which has been amended by a First Amending Licence dated April 29, 1971, by a Second Amending Licence dated April 8, 1983;
- B. Manitoba Hydro has applied for a Third Amending Licence for the purpose of authorizing the increased generating capacity for the undertaking as a result of upgrading the turbines of the Generating Station, called the "Kelsey Re-running project" and Manitoba Hydro has filed with the Director plans and descriptions of the elements of the Kelsey Re-running project;
- C. The Final Licence was also amended by a Short-Term Amending Licence, dated July 16, 2010; Second Short-Term Amending Licence, dated December 29, 2010; Third Short-Term Amending Licence, dated March 31, 2011; and a Fourth Short-Term Amending Licence, dated February 29, 2012 to address the effect of the Kelsey Re-running project to August 31, 2012;
- D. The Licensee has accepted the terms and conditions of this Fifth Short-Term Amending Licence and has undertaken to observe and fulfill all the terms and conditions which the Licensee is required to observe and fulfill under this Fifth Short-Term Amending Licence.

This Fifth Short-Term Amending Licence is issued to the Licensee:

1. This Fifth Short-Term Amending Licence is effective from September 1, 2012 to and including April 30, 2013.
2. The Final Licence (as previously amended) is further amended by replacing in Article 2 the words "seven vertical turbines each of 42,000 horsepower" with the words "seven vertical turbines each with a generating capacity of 45.1 megawatts" (45.1 megawatts equals approximately 60,500 horsepower).
3. The Final Licence (as previously amended) is further amended by adding the following paragraph between paragraph 2 and paragraph 3 in Article 2 of the Final Licence:
 - 2.1 The plans and descriptions of the undertaking set out in paragraph 2 are modified to the extent of any plans and descriptions of the Kelsey Re-running Project filed with the Director either before or after the date of this Fifth Short-Term Amending Licence.
4. Except as set out in paragraphs 2 and 3 of this Fifth Short-Term Amending Licence, all terms of the Final Licence (as previously amended) remain unaltered.
5. Upon the expiry of this Fifth Short-Term Amending Licence the terms and conditions of the Final Licence (as previously amended) shall apply without the amendments set out in this Fifth Short-Term Amending Licence, except to the extent that the Final Licence is amended further before that time.

Dated at the City of Winnipeg, in the Province of Manitoba this 20th day of August A.D. 2012.

Issued on behalf of the Minister of Conservation and Water Stewardship for the Province of Manitoba, pursuant to the authority vested in me:

Witness

Fred Meier, Deputy Minister,
Conservation and Water Stewardship

**Original Signed By:
Fred Meier**

Signature

Signature