



File OF-Fac-Gas-N081-2018-19 01
20 March 2019

Chief Vernon J. Saddleback
Samson Cree Nation
P.O. Box 159
Maskwacis, AB T0C 1N0
Facsimile 780-585-2104
Chief@samsoncree.com and Vernons@samsoncree.com

SENT VIA MAIL

Dear Chief Saddleback:

**NOVA Gas Transmission Ltd. (NGTL) Etzikom Abandonment Project (Project)
Notice of Hearing MHW-006-2019**

The National Energy Board (NEB or Board) is a federal regulator that regulates pipelines and electrical transmission lines across Canada, specifically lines that cross provincial boundaries and the border into the United States. The Board is contacting you since your community may be impacted by a project for which the Board has received an Application.

On 31 October 2018, NGTL filed an application with the Board regarding the abandonment of 84.4 kilometers (km) of pipeline, 7 meter stations and associated facilities including valves and sales taps (Project), all of which are part of the NGTL System. Attached to this letter you will find a summary of the Project, a project map and NGTL's contact information.

The Application is currently being reviewed by the Board. The Application is publicly available on our website at [A95276](#)¹. The Application includes details of NGTL's consultation with potentially affected Indigenous peoples for the Project. It also includes information from NGTL regarding any potential impacts the Project may have on Indigenous² interests, and any measures proposed by NGTL to address the Project impacts.

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¹ Or go the NEB website at <http://www.neb-one.gc.ca/> click on "Applications & Filings" under the heading "View Regulatory Documents, enter the Document Number A95276 and click on "Go".

² The use of the term "Indigenous" has the meaning assigned by the definition of "aboriginal peoples of Canada" in subsection 35 (2) of the *Constitution Act, 1982* which states:

In this Act, "aboriginal peoples of Canada" includes the Indian, Inuit, and Métis peoples of Canada.

Where a proposed project may potentially affect the interests or rights of Indigenous peoples, the Board requires companies to begin consultation activities early in the planning of a proposed project. This early consultation is aimed at both understanding how a project may affect Indigenous interests or rights, and ways to mitigate any potential impacts. If the project is approved, company consultation must continue throughout construction, operation and abandonment phases.

This letter is being sent to you as Notice of the Application. The Board will hold a written public hearing to consider the Project. The Board will direct NGTL to serve you a Notice of Abandonment Hearing by **21 March 2019**, which will include the procedural steps for the hearing.

If you have concerns about a proposed project, the Board strongly encourages you to contact NGTL first to have those concerns considered. If you still have Project-related views or concerns that you have not been able to resolve with the company, you may send a letter of comment to the NEB by **8 April 2019**. The Board will consider your letter of comment during its assessment of the Project.

If you provide any comments to the Board, please include the following:

- Reference to File OF-Fac-Gas-N081-2018-19 01;
- Your name, mailing address, phone number, and name of the person or group that you represent;
- Any concerns you may have about the Project and any comments with respect to potential impacts of the Project, including potential measures to address any impacts; and,
- Any documentation and/or other submissions you feel explains or supports your letter.

You can submit your letter online using the “electronic document submission” (file non-hearing documents option) on our website, or mail, fax or courier it to us:

Secretary of the Board
National Energy Board
Suite 210, 517 Tenth Avenue SW
Calgary, AB T2R 0A8
Facsimile 403-292-5503
Toll free facsimile 1-877-288-8803

You should also send a copy of your letter to NGTL. Contact information for the company is attached in the Project Summary.

The Board is the final decision-maker on the Project. The Board will decide whether to approve or deny the Project by weighing both the positive and negative impacts of the project. Should the Project be approved, conditions may be imposed to ensure any negative impacts will be mitigated or eliminated.

If you have any questions about the process, or how to file your comments with the Board, please contact one of our Regulatory Officers; Louise Niro at telephone 403-801-4240 or via email at louise.niro@neb-one.gc.ca; Janet Foreman at 403-390-8999 or via e-mail at janet.foreman@neb-one.gc.ca; or toll free at 1-800-899-1265.

Yours truly,

Original signed by S. Wong for

Sheri Young
Secretary of the Board

Attachments - Project Summary and Map

c.c. Mr. Roman Karski, NOVA Gas Transmission Ltd., roman_karski@transcanada.com
Mr. Brock Gent, NOVA Gas Transmission Ltd., brock_gent@transcanada.com
Ms. Kaylyn Buffalo, Samson Cree Nation, kaylyn@samsoncree.com or
buffalokaylyn@gmail.com
Ms. Kyra Northwest, Samson Cree Nation, kyra@consultsamson.com

NGTL Etzikom Abandonment Project Summary

On 31 October 2018, NGTL filed an application with the Board regarding the abandonment of 84.4 kilometers (km) of pipeline, 7 meter stations and associated facilities including valves and sales taps (Project), all of which are part of the NGTL System. (See Appendix A for proposed facilities to be abandoned).

The NGTL System is an extensive natural gas pipeline system consisting of approximately 24,300 km of pipeline and other facilities in Alberta and British Columbia.

The Project is located in Alberta on freehold and Alberta Crown lands (Alberta Environment and Parks).

NGTL will use existing land rights for the work associated with the abandonment. No new permanent land rights will be acquired for the Project. Due to the narrow width of the pipeline right-of-ways, NGTL anticipates requiring temporary workspace, including temporary access at specific project disturbance areas and will acquire necessary land rights from the landowners and occupants as required.

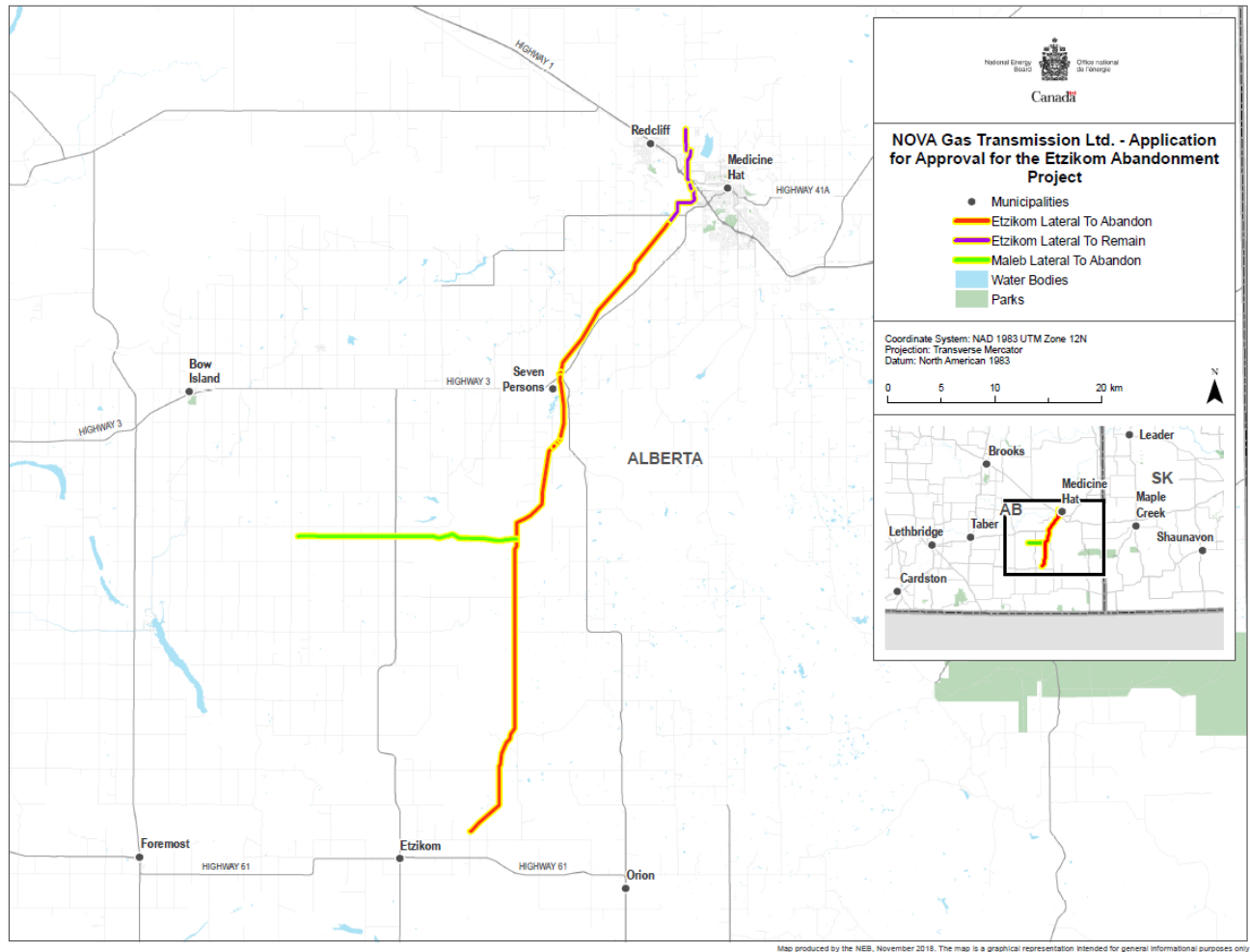
If you would like to discuss details or require additional information about the Project, the Board encourages you to contact the applicant, NGTL, directly at either of the contacts below:

Mr. Roman Karski, Regulatory Analyst
Regulatory Research and Analysis
NOVA Gas Transmission Ltd.
Telephone 587-933-8875
Facsimile 403-920-2347
roman_karski@transcanada.com

Mr. Brock Gent, Legal Counsel
Canadian Law, Natural Gas Pipelines
NOVA Gas Transmission Ltd.
Telephone 403-920-2171
Facsimile 403-920-2336
brock_gent@transcanada.com

If you would like a copy of the Application, it can be obtained from either Mr. Roman Karski or Mr. Brock Gent. It can also be found on the Board website (<http://www.neb-one.gc.ca>) by clicking on “Applications & Filings” under the heading “View Regulatory Documents”, entering the Document Number **A95276** under “Search by Document Number”, and clicking on “Go”.

NGTL Etzikom Abandonment Project Map



Source: NOVA Gas Transmission Ltd. NGTL Etzikom Abandonment Project Application, Attachment 2 – Overview Map and County/Municipality Maps, PDF page 2 of 17, [A95276-4](#))

Appendix A – Proposed Facilities to be Abandoned

Pipelines (to be abandoned in-place)

| Facility Name | Approximate Length | Legal Description | Proposed Abandonment Date ¹ |
|----------------------------------|--------------------|--|--|
| NPS 10 Etzikom Lateral | 63.7 km | Start: NE 21-012-06 W4M End: SW 27-006-08 W4M | Q4 2019 |
| NPS 6 Maleb Lateral ² | 20.7 km | Start: SE 24-009-08 W4M End: SW 24-009-10 W4M | Q4 2019 |

Meter Stations (to be removed)

| Facility Name | Legal Description | Proposed Abandonment Date ¹ |
|--------------------------------|-------------------|--|
| Bullshead | NE 06-012-06 W4M | Q4 2019 |
| Etzikom A | SW 27-006-08 W4M | |
| Etzikom B | SW 27-006-08 W4M | |
| Etzikom C ³ | SW 27-006-08 W4M | |
| Etzikom D | SW 27-006-08 W4M | |
| Murray Lake | NW 32-009-07 W4M | |
| Murray Lake North ⁴ | SE 21-010-07 W4M | |

Valves (to be removed)

| Facility Name | Legal Description | Proposed Abandonment Date ¹ |
|------------------------------|-------------------|--|
| ETZ 70 Mainline Valve | SW 27-006-08 W4M | Q4 2019 |
| ETZ 60 Mainline Valve | SE 01-009-08 W4M | |
| ETZ 50 Mainline Valve | SE 33-010-07 W4M | |
| Orion Side Valve | SE 14-007-08 W4M | |
| Maleb Side Valve | SE 24-009-08 W4M | |
| Whitla Side Valve | NW 16-010-07 W4M | |
| Murray Lake North Side Valve | SE 21-010-07 W4M | |

Appendix A – Continued

Sales Taps (to be removed)

| Facility Name | Legal Description | Proposed Abandonment Date ¹ |
|--|-------------------|--|
| Gas Co-op Sales Tap 60 | SW 27-006-08 W4M | Q4 2019 |
| Hamlet of Etzikom Sales Tap | SW 27-006-08 W4M | |
| Brower Sales Tap | SE 24-008-08 W4M | |
| Gas Co-op Sales Tap 100 | SE 28-010-07 W4M | |
| Town of Seven Persons Sales Tap | SE 04-011-07 W4M | |
| ICG 200 Sales Tap | SE 26-011-07 W4M | |
| Town of Dunmore Sales Tap | SE 06-012-06 W4M | |
| NOVA Tap #2 Sales Tap | SE 17-012-06 W4M | |
| Culvert (Previously Isolated Sales Tap) | SE 36-008-08 W4M | |

- ¹ Schedule is subject to NEB-approval and further consultation with landowners and consideration of any environment restricted activity periods (RAPs), to avoid and/or minimize potential impacts on the environment.
- ² The Maleb Lateral was previously discontinued under Provincial jurisdiction.
- ³ The Etzikom C Receipt Meter Station was previously decommissioned in 2013 under the NEB Decommissioning Exemption Order XG/XO-100-2008 (NEB Filing ID: [A59454](#)).
- ⁴ The Murray Lake North Receipt Meter Station was previously decommissioned in 2014 under Board Order MO-0114-2014 (NEB Filing ID: [A62613](#)).