

## Elaine Briere - MVLWB

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**From:** Lynn Carter - MVLWB [lcarter@mvlwb.com]  
**Sent:** Friday, June 04, 2010 11:27 AM  
**To:** permits@mvlwb.com  
**Subject:** FW: Treeline Permit

For file MV2009X0028 – Call it “Permit Application Correspondence”

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**From:** Boyd Warner [mailto:boydw@bathurstinlet.com]  
**Sent:** Wednesday, June 02, 2010 1:51 PM  
**To:** 'Lynn Carter - MVLWB'  
**Subject:** RE: Treeline Permit

That is correct Lynn, we would like to proceed with the application as is.

We do however need a storage permit if possible until we hear on the full application, is that possible?

Thanks

Boyd Warner  
President  
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-----Original Message-----

**From:** Lynn Carter - MVLWB [mailto:lcarter@mvlwb.com]  
**Sent:** Tuesday, May 25, 2010 3:28 PM  
**To:** 'Boyd Warner'  
**Cc:** 'Anne Umpleby'  
**Subject:** RE: Treeline Permit

Hi Boyd –

I want to make sure I understand correctly. You would like to proceed with the permitting process. You would like us to proceed with another Storage Authorization issuance. These are to be for Bathurst Inlet Developments Ltd. and not Seabridge, correct?

In order to begin processing your Land Use Permit we need confirmation of the following (as per option 1 of Anne’s email below dated May 17, 2010):

1. You proceed with the existing permit process. Once the permit has been authorized by the Board, the permit can then be assigned to Seabridge. Prior to doing this, **please confirm that you would like us to proceed without additional engagement with the YKDFN.** Once we receive this confirmation we will

send the application out for review and commence the regulatory process. If Seabridge is assigned the permit, they will need to ensure that what is covered in the permit pertains to their operations, and if they need any changes, an amendment may be required or a new land use permit if the changes involve a change in scope. A storage authorization will still be required.

Thanks,  
Lynn

**Lynn Carter**

Regulatory Officer

Mackenzie Valley Land and Water Board

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**From:** Boyd Warner [mailto:boydw@bathurstinlet.com]

**Sent:** Tuesday, May 25, 2010 11:35 AM

**To:** 'Lynn Carter - MVLWB'

**Subject:** RE: Treeline Permit

I would like to ask for another Storage Permit to be issued and we would like to continue the process for a new permit as well.

Sincerely,

Boyd Warner

President

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-----Original Message-----

**From:** Lynn Carter - MVLWB [mailto:lcarter@mvlwb.com]

**Sent:** Tuesday, May 18, 2010 11:06 AM

**To:** 'Boyd Warner'; 'Anne Umpleby'

**Cc:** [wthrelkeld@aol.com](mailto:wthrelkeld@aol.com)

**Subject:** RE: Treeline Permit

Hi Boyd –

Yes, that would be correct. Option 1 would take about 42 days to complete. As would option 2 if Seabridge decides to apply for the new Land Use Permit for this site.

The current storage authorization expires on July 1, 2010.

If you can let us know soon how you would like to proceed that would be much appreciated.

Thanks,  
Lynn

**Lynn Carter**

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**From:** Boyd Warner [mailto:boydw@bathurstinlet.com]  
**Sent:** Tuesday, May 18, 2010 10:43 AM  
**To:** 'Anne Umpleby'  
**Cc:** 'Lynn Carter - MVLWB'; wthrelkeld@aol.com  
**Subject:** RE: Treeline Permit

Thanks Ann;

Option 1 would take a min of 45 days is that correct?

Under option 2, we would apply for the storage permit which would be valid June 01, 2010 to June 01, 2011. In the meantime Seabridge would apply for a permit correct?

You will see I have cc'ed this to Bill Threlkeld at Seabridge. I am sure Bill (or his representatives) will email or call you and he can advise which way he would like to proceed.

Thanks

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-----Original Message-----

**From:** Anne Umpleby [mailto:anne@mvlwb.com]  
**Sent:** Monday, May 17, 2010 3:20 PM

**To:** 'Boyd Warner'; 'Lynn Carter - MVLWB'

**Subject:** Treeline Permit

Hi Boyd,

Since the existing permit is expired, the permit cannot be assigned to another company, which means that the storage authorization cannot be transferred either.

There are two options available to you:

1. You proceed with the existing permit process. Once the permit has been authorized by the Board, the permit can then be assigned to Seabridge. Prior to doing this, **please confirm that you would like us to proceed without additional engagement with the YKDFN.** Once we receive this confirmation we will send the application out for review and commence the regulatory process. If Seabridge is assigned the permit, they will need to ensure that what is covered in the permit pertains to their operations, and if they need any changes, an amendment may be required or a new land use permit if the changes involve a change in scope. A storage authorization will still be required.
2. This option involves you withdrawing the current Treeline application, however a storage authorization will need to still be in place. This option will involve Seabridge applying for a new land use permit application for the project – which might be the better way to proceed, as they might have different volumes of fuel, person days and so forth which will need to be included in the application.

Either way, I suggest that you talk to Seabridge and determine which is the best way to proceed for both parties. I can also talk directly with Seabridge and discuss this, but would need a contact name and number.

Thanks,  
Anne

-----Original Message-----

From: Boyd Warner [mailto:boydw@bathurstinlet.com]

Sent: Monday, May 17, 2010 11:09 AM

To: 'Anne Umpleby'

Cc: 'Lynn Carter - MVLWB'

Subject: RE: Treeline Airstrip Camp

Hi Anne;

There has been a recent development regarding this permit.

Seabridge Gold is currently looking at buying our main camp and also the airport camp. They would then be taking over all leases, land use permits, storage permits.

If we were granted a storage permit for another year would this permit be transferable to Seabridge? If that were the case then we might ask for the 5 year permit request to be suspended.

Thanks I look forward to hearing from you.

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-----Original Message-----

From: Anne Umpleby [mailto:anne@mvlwb.com]  
Sent: Thursday, May 13, 2010 3:11 PM  
To: 'Boyd Warner'  
Cc: 'Lynn Carter - MVLWB'  
Subject: RE: Treeline Airstrip Camp

Hi Boyd,

When we first received your applications, they were both deemed incomplete and two letters were sent to you outlining what was required prior to the applications being processed. We received information from you for the Lac du Rocher permit and began processing it. The information you provided was indicated to be for Lac du Rocher, and as applications are treated independently of each other, the information was only assigned to Lac du Rocher. As we had received the additional information for the Lac du Rocher application, it was sent out for review and then ultimately was referred to INAC for a determination of S.35 Crown Consultation.

In February, you contacted me asking about the progress on these applications, at which point it was revealed that you had submitted information for both packages separately, but we had only received the Lac du Rocher information.

You provided one piece of the required additional information for the Treeline permit to us once again, the Spill contingency plan, however we still needed to receive a table outlining your recent public engagement for the Treeline application.

We asked in subsequent emails and over the phone for the additional engagement information from you. Because of the S.35 assertion from the YKDFN for the Lac du Rocher application and the delay in the processes created when those are sent to INAC, we urged you to talk further to the YKDFN regarding the Treeline application to hopefully address any concerns and avoid any further S.35 delays. The last correspondence we received regarding the Treeline application was that you would talk to the YKDFN Council (email dated April 14th to Todd Slack, YKDFN). We were waiting to hear from you that this had occurred and to receive the consultation log for your Treeline application. This is the reason for delay in the processing of this application for Treeline.

We will however take the consultation table from the Lac du Rocher application and apply it to the Treeline application. Without the additional engagement that should take place with the YKDFN (or other groups) on this application, there could be the potential for further S.35 related delays. Prior to us deeming Treeline (MV2009X0028) complete with the Lac du Rocher consultation table, please confirm that you would like us to proceed without additional engagement with the YKDFN. Once we receive

this confirmation we will send the application out for review and commence the regulatory process.

Thanks,

Anne Umpleby  
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XXX

-----Original Message-----

From: Boyd Warner [mailto:boydw@bathurstinlet.com]  
Sent: Thursday, May 13, 2010 9:16 AM  
To: 'Lynn Carter - MVLWB'  
Cc: 'Anne Umpleby'  
Subject: RE: Treeline Airstrip Camp

Thanks Lynn and I believe I understand the process.

What my question is, is why is this permit being treated different then the Lac du Rocher one. They were submitted together simultaneously and went through exactly the same process. In fact to my knowledge section s.35 was not asserted on the MV2009X0028 permit application, but only on MV2009X0029 only (but I could be wrong).

Regardless, the Consultation Log is exactly the same for the two permits as they were faxed the same day to all the parties.

Please see attached copy of a email dated Feb 19th to Anne at MVLWB and yourself where I had requested we deal with permit MV2009X0028 first and it also referred to the fact that the application had be originally sent back in July.

Sincerely,

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-----Original Message-----

From: Lynn Carter - MVLWB [mailto:lcarter@mvlwb.com]

Sent: Wednesday, May 12, 2010 2:31 PM

To: 'Boyd Warner'

Cc: 'Anne Umpleby'

Subject: Treeline Airstrip Camp

Hi Boyd -

MV2009J0029 was recently issued by the Board. As you know, this permit application had been at INAC for awhile and was sent there by a s.35 consultation assertion by the YKDFN.

In an attempt to avoid this type of issue with an application, and to get proponent's to do community engagement, the Board requires Applicants to submit details on engagement (e.g. initial contact details, type of contact, follow-up, etc.) with an application before it can be deemed complete.

For permit application MV2009X0028 we are waiting on specific community engagement information from you. The last correspondence we had from you was that you were going to be in contact with the YKDFN about this particular application. I had also asked for further details on the engagement completed to date (see attached email) and have not received anything further.

The Board treats each application it receives, and thus the engagement process for each application, individually. There is no way of knowing if you have contacted the YKDFN or others about this particular application (MV2009X0028) without the submission of contact details for the application.

I have attached an example spreadsheet you can use to help you assemble the information we require in order to deem this application complete. I also have attached this example from the information submitted with application MV2009J0029 (attached) and this is what we are looking for - just up to date for the MV2009X0028 file. Once we get these details, we can deem the file complete, send for review, and then (hopefully) issue you a permit.

However, as you likely are aware, the review process and permit issuance will not happen by June 1 (Board has 42 days to issue the permit from time it is deemed complete and the application must be sent out for review). So, we will then need to extend your storage authorization. We will consider your earlier email as a request for Storage Authorization and will begin to process this for you. It should be able to go to the Board at our next meeting - May 27th.

Sincerely,  
Lynn

Lynn Carter  
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-----Original Message-----

From: Boyd Warner [mailto:boydw@bathurstinlet.com]  
Sent: Wednesday, May 12, 2010 10:41 AM  
To: 'Anne Umpleby'  
Cc: 'Lynn Carter - MVLWB'  
Subject: RE: Treeline Airstrip Camp

Hi Anne;

I did speak to them but it was mostly regarding the Lac du Rocher permit. Both these permits were submitted at the same time and followed the same process. We have been notified that the Lac du Rocher permit has been issued for another 5 years. I was thus expecting the Treeline permit to be issued as well.

As our storage permit expires on June 1, 2010 I would like to ask if that if we cannot get a new permit by June 1 that the storage permit be extended (as was indicated previously that it could be) for another year or until a new permit is in place.

Please advise.

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-----Original Message-----

From: Anne Umpleby [mailto:anne@mvlwb.com]  
Sent: Wednesday, May 12, 2010 10:34 AM  
To: 'Boyd Warner'  
Cc: 'Lynn Carter - MVLWB'  
Subject: RE: Treeline Airstrip Camp

Hi Boyd,

We are still waiting for you to send us information on your discussions with the YKDFN. The last correspondence I received on this was on April 14th in an email to the YKDFN indicating that you wanted to talk to them about the renewal.

Have you had the opportunity to talk to them yet?

Thanks,  
Anne

-----Original Message-----

From: Boyd Warner [mailto:boydw@bathurstinlet.com]  
Sent: Wednesday, May 12, 2010 10:24 AM

To: anne@mvlwb.com  
Subject: Treeline Airstrip Camp

Hi Anne;

Can you please inform me of the status of our land use permit application for the Airstrip camp at our Treeline Lodge (old salmita mine site)?

Thanks very much.

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