



MANITOBA DENESULINÉ



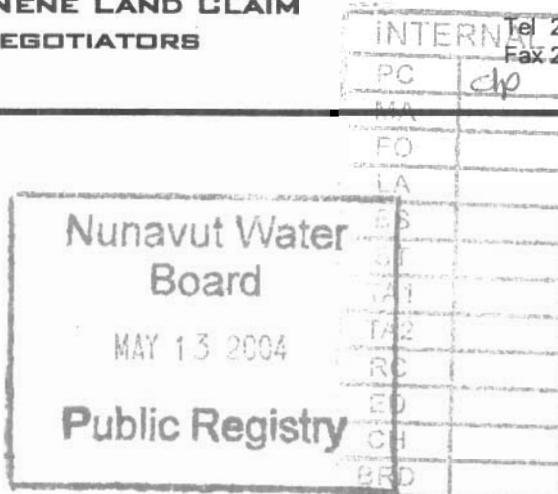
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NORTH OF 60 DENE NÉNÉ LAND CLAIM NEGOTIATORS

Tel 204-337-2571
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April 30, 2004

Mr. Luke Suluk
Implementation Coordinator/Officer
Nunavut Planning Commission-Arviat
P.O. Box 419
Arviat, Nunavut X0C 0E0



**Re: Manitoba Denesuliné Comments Concerning Cawker & Young Outfitting Ltd.
Application for Renewal of Water License #NWB6ENN9904 for Ennadai Lake
Lodge.**

Dear Mr. Suluk:

We are writing in response to your letter dated April 20, 2004 advising our respective First Nations of the Ennadai Lake Lodge owners application to renew their water license being reviewed by the Nunavut Planning Commission and Nunavut Water Board. Ennadai Lake is situated within our Traditional Territory where we continue to have Treaty and Aboriginal rights. Without recognizing or validating Article 40 of the Nunavut Land Claims Agreement, Manitoba Denesuliné have the following comments on the renewal application.

Specific Comments on the Ennadai Lake Lodge Water License Renewal Application

(a) Denesuliné Archeological and Heritage Resources

There are several registered Denesuliné archaeological sites located on Ennadai Lake as shown on the attached map. As well, there are numerous unregistered Manitoba Denesuliné archeological sites around the lake. Elder oral tradition and interviews with



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General Delivery
Tadoule Lake, MB R0B 2C0
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community members have indicated old camp and burial sites along the southern and central portions of Ennadai Lake. The general areas of known, but unregistered sites, are depicted on the attached map. Finally, Ennadai Lake continues to be an important use area for Manitoba Denesuliné for trapping and hunting purposes.

Ennadai Lake and surrounding area is likely to contain significant archaeological sites. It also must be acknowledged that this is an area steeped in culture and significance for the Denesuliné people. We strongly suggest that there be no future expansion of the existing lodge facility until such time as a comprehensive archaeological assessment is conducted.

We request that you inform the NWB and other relevant agencies and boards that the owner of the Ennadai Lake Lodge educate themselves, staff and guests of potential archaeological artifacts and that care be taken not to disturb such sites. Although archaeological expertise is required to make an accurate distinction and identification of artifacts, below is a list of visual cues to watch for:

- *Tent rings*, 12'-1' poles fallen in a crossed formation indicating a past tent structure. Tent rings are usually found in clusters indicating a community. Artifacts within the vicinity are highly probable and any exploration in the area should be carried out with extreme caution.
- Artifacts such as *Inukshuks*, identified graves or mounds.
- Piles of caribou bones indicating a *kill site*. These sites were commonly found near a narrow part of a river or lake where caribou naturally cross, as well as inland areas with evidence of impoundments such as fences of arranged stones or piles of sticks. *Kill sites* indicate the presence of nearby settlement and precaution should be taken when working near a known *kill site*.
- *Burial sites*. These sites may be demarcated by traditional crosses or sticks with the possibility of the presence of a fence structure around the site.

(b) Economic Benefits

Both the Nunavut Land Claims Agreement (Article 11.2.1.b) and the Keewatin Land Use Plan (Chapter 8, page 76) speak to the principle that land use planning should promote the well-being of Nunavut residents and take into the account the interests of all Canadians. We believe that Manitoba Denesuliné should also benefit from economic development opportunities in our area of interest North of 60. The Applicant, Cawker & Young Outfitting Ltd., does not currently employ any Manitoba Denesuliné, nor has the company ever contacted our communities to discuss employment opportunities.

(c) Additional Information

We would appreciate receiving a copy of the NWB screening report on the Ennadai Lake Lodge water license renewal. Additionally, should the NPC receive any other applications for licenses and/or permits by Cawker and Young Outfitting Ltd. concerning the Ennadai Lake Lodge facility, we wish to comment on these applications as well.

General Matters

As we stated in our April 7, 2003 letter to the NPC concerning the Tabane Lake lease renewal (see copy attached), Manitoba Denesuliné were not meaningfully consulted on Article 40 and have never agreed to the terms or intent of that Article of the Nunavut Settlement Agreement. As you may be aware, Manitoba Denesuliné are currently in negotiations with Canada concerning the definition of our rights and interests within the area north of the 60th parallel that we have traditionally used and occupied and continue to use and occupy. When these negotiations are concluded, the relationships and protocols between Manitoba Denesuliné, Inuit, the institutions created under the Nunavut Land Claims Agreement, and the various government bodies of Nunavut Territorial government, will be clarified. Until our new Treaty is finalized, Manitoba Denesuliné do wish the NPC to continue to provide notice of pending land and resource use applications.

Future Notification Protocol

In our April 7, 2003 letter concerning the Tabane Lake lease, we requested the NPC to forward notifications of all NPC hearings and land applications under review by the NPC (Land meaning as defined in Article 11.1.2 of your Settlement Agreement) directly to the following:

Peter Thorassie Jr., Chief Negotiator
Sayisi Dene Nené Land Claims Secretariat
General Delivery
Tadoule Lake, MB R0B 2C0
Fax (204) 684-2216

Jerome Denechezhe, Chief Negotiator
Northlands Denesuliné Traditional Lands Office
General Delivery
Lac Brochet, MB R0B 2E0
Fax (204) 337-2509

Symbion Consultants
External Technical Advisors to Manitoba Denesuliné
415-70 Arthur Street
Winnipeg, MB R3B 1G7
Fax (204) 982-2949 / E-mail: ww.symbion@shawbiz.ca

Kindly update your records to ensure that future notifications are addressed to the above contacts.

On behalf of Sayisi Dene First Nation and Northlands Dene First Nation, we thank you for this opportunity to comment on the Ennadai Lake Lodge water license renewal application, as well as communicate with the NPC and your Regional Office.

Sincerely,



Peter Thorassie Jr.,
Chief Negotiator
Sayisi Dene Nené Land
Claims Secretariat



Jerome Denechezhe,
Chief Negotiator
Northlands Denesuliné
Traditional Lands Office

C.C.

Thomas Kudloo, Chairperson, Nunavut Water Board
Bob Lyall, Chairperson, Nunavut Planning Commission

