



Application for Assignment including:

1. Application for Assignment Form and Declaration of Licensee (Assignor)
2. Guide to Completing an Undertaking of Proposed Assignee
3. Undertaking of Proposed Assignee
4. Affidavit of Execution – Undertaking of Proposed Assignee

Document date: April 2013

Application Submission Date: September/4/2024
Month/Day/Year

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OFFICE DES EAUX DU NUNAVUT

DOCUMENT MANAGEMENT

Original Document Date: April 2010

DOCUMENT AMENDMENTS

	Description	Date
(1)	Updated for public distribution as separate document from NWB Guide 7	June 2010
(2)	Updated NWB logos and reformatted table to allow rows to break across page	May 2011
(3)	New NWB logo	April 2013
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APPLICATION FOR ASSIGNMENT AND DECLARATION OF LICENSEE (ASSIGNOR)

1. LICENCE NO: 8BW-LUP1924	2. WATER SOURCE: Contwoyto Lake, Pellat Lake or smaller water bodies proximal to land portages
3. LICENSEE INFORMATION: Name: Nahanni Construction Ltd. Address: 100 Nahanni Drive Yellowknife, NT X1A 2P6 Phone: 867-873-2975 Fax: 867-873-9620 e-mail: kenny@nahannincl.com	
4. Water use fees pertaining to this licence must be paid in full.	
5. DECLARATION OF LICENSEE: I, Kenny Ruptash representing Nahanni Construction Ltd, hereby declare that the sale or other disposition of any right, title or interest in the appurtenant undertaking will not result in any contravention of any provision of condition of water use licence number 8BW-LUP1924 or of any provision of the Nunavut Waters and Nunavut Surface Rights Tribunal Act or the applicable Regulations, and hereby request the assignment of the water use licence to: Proposed Assignee: Lupin Mines Incorporated (LMI) Address: Suite 3720-155 University Avenue Toronto, ON	

M5H 3B7

Phone and email:

6. PROPOSED DATE OF ASSIGNMENT:

45 days after date of application

Other: _____

7. APPLICATION FEE:

Application fee for assignment of water licence is \$30.00 CDN (payable to the Receiver General for Canada).

8. CHECKLIST:

The following documents must be included with the Application for Assignment where applicable:

Completed Application for Assignment and Executed Declaration of Licensee (Assignor).

Executed Undertaking of Proposed Assignee and Affidavit of Execution – Undertaking of Proposed Assignee.

Copies of all documents pertaining to the lease, sale, rental or other disposition of the property or the licence from one party to another.

Statement of financial responsibility of the assignee.

For licences which require the provision of security, a letter to the NWB from the Manager of Water Resources, Indian and Northern Affairs Canada (INAC).

An updated financial security assessment.

A letter from each Designated Inuit Organization (DIO) and existing or other water users confirming that the proposed assignment does not negatively impact any existing water compensation agreement(s).

Statement of assignee's capacity to implement the conditions of the water licence and a schedule for the implementation of all plans, manuals and reports.

\$30.00 CDN application fee payable to the Receiver General for Canada

9. SIGNATURE

Kenny Ruptash

President

September 27, 2024

Name (Print)

Title (Print)

Signature

Date

GUIDE TO COMPLETING AN UNDERTAKING OF PROPOSED ASSIGNEE

Individuals and corporate entities must execute and complete the Undertaking in accordance with the rules located below.

INDIVIDUAL

Please execute the Undertaking in the following manner:

- (1) Print your full legal name on the blank line beginning with (a) in the "AND WHEREAS" section;
- (2) At the end of the "IN WITNESS WHEREOF" sentence, write the day, month and year you signed this document before a witness;
- (3) On the second page, sign on the line located above the "Signature of Individual" phrase before a witness. The witness must sign on the line located to the left of your signature. You and the witness must print your names under your respective signature lines;
- (4) The witness must complete the Affidavit of Execution before either:
 - (a) a Commissioner of Oaths for Nunavut if you and your witness both live in Nunavut and both of you have signed the Undertaking in Nunavut; or
 - (b) a Notary Public for the Province or Territory in which the Affidavit was signed.
- (5) Please ensure the Commissioner or the Notary Public completes the jurat and affixes his or her commissioner or notarial seal;
- (6) Please ensure you attach a copy of the signed Undertaking to the Affidavit of Execution.

CORPORATE ENTITY

Please execute the Undertaking in the following manner:

- (1) Print the full legal name of the corporation on the blank line beginning with (b) in the "AND WHEREAS" section;
- (2) At the end of the "IN WITNESS WHEREOF" sentence, write the day, month and year you signed this document;
- (3) On the second page, sign your name on the line located next to the phrase "Per:" and then print your name and your position in the corporation under this signature line;
- (4) Affix the corporation's corporate seal where indicated.
- (5) You must attach to the Undertaking a copy of the corporation's Certificate of Incorporation.
- (6) You are required to sign the Undertaking before a witness. You are required to complete the Affidavit of Execution.

UNDERTAKING OF PROPOSED ASSIGNEE
(section 44 of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act*)

WHEREAS

The Nunavut Water Board ("NWB") issued Licence No. 8BW-LUP1924 dated December 4, 2019 ("the Licence") to Nahanni Construction Ltd. (the "Assignor"), for a term of five (5) years starting on December 4, 2019 and expiring on December 3, 2024, subject to the terms and conditions set out in the Licence.

AND WHEREAS (the Proposed "Assignee")

(a) _____ (individual)

OR

(b) _____ Lupin Mines Incorporated (LMI) _____,
(a corporate entity incorporated pursuant to the laws of _____)

requests that the NWB approve the Assignment of the Licence from the Assignor to the Proposed Assignee pursuant to section 44 of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act* ("Act").

NOW THEREFORE

Effective on the date that the NWB approves the assignment of the Licence, the Proposed Assignee undertakes and accepts responsibility for the performance of all of the terms and conditions of the Licence including the performance of all liabilities arising pursuant to any Licence term or condition, whether arising before or after the effective date of the assignment, **AND** undertakes to pay any security required of the Assignor when the Licence was granted.

IN WITNESS WHEREOF the Proposed Assignee executed this Undertaking on

Sep 27, 2024, 20____.

SIGNED, SEALED AND DELIVERED
in the presence of:

Jasmin Virk

Signature of Witness

)

Frazer Bourchier

) Frazer Bourchier (Sep 28, 2024 11:03 EDT)

) (Signature of Individual)

Jasmine Virk

Print name of Witness

)

Frazer Bourchier

(Print name of Individual)

On behalf of

Lupin Mines Inc.
(Corporation Name)

Per: Director
Position

(corporate seal)

**AFFIDAVIT OF EXECUTION
UNDERTAKING OF PROPOSED ASSIGNEE**

I, Jasmine Virk (name of witness), of the city/town/village of Toronto in the province or territory of Ontario.

MAKE OATH AND SAY:

1. **THAT** I know Frazer Bourchier (individual who signed Undertaking), of the Lupin Mines Inc. city/town/village of Toronto in the province/territory of Ontario.
2. **THAT** on or about the 27 day of September (month and year), I was personally present and did see the Undertaking annexed as Exhibit "A", executed by Frazer Bourchier (individual who signed Undertaking) by signing the second page of the Undertaking.
3. **THAT** at the time of execution of the Undertaking, Frazer Bourchier (individual who signed Undertaking) had attained the age of 19 years and, in my opinion, was of sound mind, memory and understanding at the time of execution of the Undertaking.

SWORN BEFORE ME at the city/town/village)
of Toronto in the province or)
territory of Ontario)
this 27 day of September, 2024)
)
)
)
)

) Jasmine Virk
) (name of witness)

GUIDE 1: GUIDE TO THE NUNAVUT WATER BOARD

Final Audit Report

2024-09-28

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