



Mackenzie Valley Land and Water Board

7th Floor - 4910 50th Avenue • P.O. Box 2130
YELLOWKNIFE, NT X1A 2P6
Phone (867) 669-0506 • FAX (867) 873-6610

April 1, 2010

File: MV2009Q0049

Mr. Ken Fedak
Mine Manager
North American Tungsten Corporation Ltd.
Box 848
WATSON LAKE YK Y0A 1C0

Fax: (604) 759-0918

Dear Mr. Fedak:

**Issuance of Type A Land Use Permit
Quarry Operation, Cantung Mine**

Attached is Land Use Permit MV2009Q0049 granted by the Mackenzie Valley Land and Water Board (MVLWB) in accordance with the *Mackenzie Valley Resource Management Act*. This Permit has been approved for a period of five years commencing April 1, 2010 and expiring March 31, 2015.

A copy of all related correspondence and documents has been filed on the Public Registry at the office of the MVLWB. Please be advised that this letter, with its attached procedures, inspection reports, and related correspondence, is part of the Public Registry and is intended to keep all interested parties informed of the manner in which the Permit's requirements are being met. All Public Registry material will be considered if an amendment to the Permit is requested.

The full cooperation of North American Tungsten Corporation Ltd. is anticipated and appreciated. If you have any questions or concerns, please telephone (867) 669-0506 or email permits@mvlwb.com.

Yours sincerely,

A handwritten signature in black ink, appearing to be "Willard Hagen".

Willard Hagen
Chair

Copied to: Scott Stewart, A/District Manager, South Mackenzie District, INAC
Distribution List
Angela Plautz, Regulatory Officer, MVLWB

Attachments



Land Use Permit

Permit Class	Permit No	Amendment No
A	MV2009Q0049	

Subject to the Mackenzie Valley Land Use Regulations and the terms and conditions in this Permit, authority is hereby granted to:

North American Tungsten Corporation Ltd.

Permittee

to proceed with the land use operation described in the application of:

Signature Mr. Ken Fedak	Date January 22, 2010
Type of Land Use Operation Quarry Operation	
Location Cantung Mine Site	

This Permit may be assigned, extended, discontinued, suspended, or cancelled pursuant to the Mackenzie Valley Land Use Regulations.

Dated at Yellowknife this 1 day of April, 2010

Signature Chair

Signature Witness

A handwritten signature in black ink, appearing to be "Ken Fedak", written over a horizontal line.

Commencement Date

April 1, 2010

Expiry Date

March 31, 2015

ATTENTION

It is a condition of this Permit that the Permittee comply with the provisions of the *Mackenzie Valley Resource Management Act* and Regulations and the terms and conditions set out herein. A failure to comply may result in suspension or cancellation of this Permit.

Conditions Annexed to and Forming Part of Land Use Permit # MV2009Q0049

Part A: Scope of Permit

1. This Permit entitles North American Tungsten Corporation Ltd. to conduct the following activities:

A quarry operation at the Cantung Mine site with the following coordinates:

Minimum latitude N 6,870,839 and maximum latitude N 6,871,249

Minimum longitude E 540,553 and maximum longitude E 540,941

2. The Permit is issued subject to the conditions contained herein with respect to the use of land for the activities and area identified in Part A, item 1 of this Permit.
3. Compliance with the terms and conditions of this Permit does not absolve the Permittee from the responsibility for compliance with the requirements of all applicable federal, territorial, and municipal legislation.

Part B: Definitions

“**Act**” means the *Mackenzie Valley Resource Management Act*.

“**Board**” means the Mackenzie Valley Land and Water Board established under Part 4 of the *Mackenzie Valley Resource Management Act*.

“**Inspector**” means an Inspector designated by the Minister under the *Mackenzie Valley Resource Management Act*.

Part C: Conditions Applying to All Activities (the headings correspond to subsection 26(1) of the Mackenzie Valley Land Use Regulations)

26(1)(a) Location and area

- | | | |
|----|--|------------------------------|
| 1. | The Permittee shall not conduct this land use operation on any lands not designated in the accepted application. | PLANS |
| 2. | The Permittee shall not conduct a quarry operation within 30 metres of the ordinary high water mark of any water body, unless otherwise authorized in writing by an Inspector. | LOCATION OF QUARRY OPERATION |

26(1)(b) Time

- | | | |
|----|---|------------------------|
| 3. | The Permittee shall advise an Inspector at least ten days prior to the completion of the land use operation of: | REPORTS BEFORE REMOVAL |
| | a) The plan for removal or storage of equipment and materials; and | |
| | b) When final clean-up and restoration of the land used will be completed. | |

- | | | |
|-----|--|-----------------------------------|
| 4. | The Permittee's Field Supervisor shall contact an Inspector at (867) 695-2626 at least 48 hours prior to the commencement of this land use operation and shall provide in writing the following information: | IDENTIFY AGENT |
| | <ul style="list-style-type: none"> a) Name(s) of the person(s) in charge of the field operation to whom notices, orders, and reports may be served; b) Alternates; and c) All methods for contacting the above person(s). | |
| 5. | The Board and/or Inspector reserve the right to impose closure of any area to the Permittee in periods when dangers to natural resources are severe. | CLOSURE |
| | 26(1)(c) Type and size of equipment | |
| 6. | The Permittee shall not use any equipment except of the type, size, and number that is listed in the accepted application or as approved by the Inspector. | ONLY
APPROVED
EQUIPMENT |
| | 26(1)(d) Methods and techniques | |
| 7. | The Permittee shall not clear areas larger than identified in the accepted application. | MINIMIZE AREA
CLEARED |
| | 26(1)(e) Type, location, capacity, and operation of all facilities | |
| 8. | The Permittee shall ensure that the land use area is kept clean at all times. | CLEAN WORK
AREA |
| | 26(1)(f) Control or prevention of the ponding of water, flooding, erosion, slides, and subsidence of land | |
| 9. | The Permittee shall slope the sides of excavations and embankments, except in solid rock, to a horizontal/vertical ratio of 2 horizontal to 1 vertical. | EXCAVATIONS
AND
EMBANKMENTS |
| 10. | The Permittee shall slope the sides of waste material piles to a gradient specified in writing by an Inspector. | WASTE
MATERIAL PILES |
| 11. | The land use operation shall not cause obstruction to any natural drainage. | NATURAL
DRAINAGE |
| 12. | The Permittee shall install erosion control structures as the land use operation progresses. | PROGRESSIVE
EROSION
CONTROL |
| 13. | The Permittee shall not move any equipment or vehicles unless the ground surface is in a state capable of fully supporting the equipment or vehicles without rutting or gouging. | VEHICLE
MOVEMENT
FREEZE-UP |

- | | | |
|-----|--|-------------------------|
| 14. | The Permittee shall slope the sides of waste material piles to a horizontal/vertical ratio of 2 horizontal to 1 vertical unless otherwise authorized in writing by an Inspector. | WASTE
MATERIAL PILES |
|-----|--|-------------------------|

26(1)(g) Use, storage, handling, and ultimate disposal of any chemical or toxic material

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| 15. | The Permittee shall not use chemicals in connection with the land use operation that were not identified in the accepted application. | APPROVAL OF
CHEMICALS |
|-----|---|--------------------------|

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| 16. | The Permittee shall dispose of all combustible waste petroleum products by incineration or removal. | WASTE
PETROLEUM
DISPOSAL |
|-----|---|--------------------------------|

- | | | |
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| 17. | The Permittee shall report spills immediately to the 24-hour Spill Report Line, (867) 920-8130, in accordance with instructions contained in the "NT-NU Spill Report" form. | REPORT
CHEMICAL AND
PETROLEUM
SPILLS |
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26(1)(h) Wildlife and fish habitat

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| 18. | The Permittee shall minimize damage to wildlife and fish habitat in conducting this land use operation. | HABITAT
DAMAGE |
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| 19. | The Permittee shall not remove vegetation or soil or operate heavy equipment within 100 metres of any water body unless otherwise authorized in writing by an Inspector. | HABITAT
DAMAGE |
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26(1)(i) Storage, handling, and disposal of refuse

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| 20. | The Permittee shall remove all non-combustible garbage and debris, including plastics, from the land use area to an approved waste disposal facility. | REMOVE
GARBAGE |
|-----|---|-------------------|

26(1)(j) Protection of historical, archaeological, and burial sites

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| 21. | The Permittee shall not operate any vehicle within 30 metres of a known or suspected archaeological site. | OPERATE
VEHICLE |
|-----|---|--------------------|

- | | | |
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| 22. | The Permittee shall ensure that all persons working under authority of the Permit are aware of these conditions concerning archaeological land use activity. | NOTIFICATION
TO EMPLOYEES |
|-----|--|------------------------------|

- | | | |
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| 23. | Should a suspected historical or archaeological site or burial ground be discovered, the Permittee shall immediately suspend operations on the site or burial ground and notify either the Mackenzie Valley Land and Water Board at (867) 669-0506 or the Inspector. | CONTACTS |
|-----|--|----------|

26(1)(k) Objects and places of recreational, scenic, and ecological value.

Intentionally left blank.

26(1)(l) Security deposit

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| 24. | All costs to remediate the area under this Permit are the responsibility of the Permittee. | RESPONSIBILITY
FOR
REMEDIATION
COSTS |
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26(1)(m) Fuel storage

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|-----|--|---------------------|
| 25. | The Permittee shall not allow petroleum products to spread to surrounding lands or into water bodies. | FUEL
CONTAINMENT |
| 26. | The Permittee shall ensure that adequate contingency plans and spill kits are in place, prior to commencement of operations, to respond to any potential spills. | SPILL
RESPONSE |

26(1)(n) Methods and techniques for debris and brush removal

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|-----|--|------------------------------|
| 27. | The Permittee shall clear and maintain a strip of land at least 5 metres in width, clear of all flammable material, between windrows of debris and brush and the edge of undisturbed forest. | FIREGUARDS |
| 28. | The Permittee shall totally dispose of all debris and brush by burning. | BURN BRUSH |
| 29. | Prior to the expiry date of the Permit, the Permittee shall complete total disposal of all debris and brush cleared. | BRUSH
DISPOSAL/
TIMING |

26(1)(o) Restoration of the lands

- | | | |
|-----|--|-----------------------------------|
| 30. | Prior to the expiry date of this Permit, the Permittee shall save the organic soil stripped from the excavation area and place the organic soil over the disturbed area. | SAVE AND
PLACE ORGANIC
SOIL |
| 31. | Prior to the expiry date of this Permit, the Permittee shall complete all clean-up and restoration of the lands used. | CLEAN-UP |

26(1)(p) Display of permits and permit numbers

- | | | |
|-----|--|-------------------|
| 32. | The Permittee shall keep on hand, at all times during this land use operation, a copy of the Permit. | COPY OF
PERMIT |
|-----|--|-------------------|

26(1)(q) Matters not inconsistent with the regulations

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| 33. | The Permittee shall ensure that all persons working under the authority of this Permit are aware of and will adhere to the conditions as stated in this Permit. | NOTIFICATION
TO ALL
EMPLOYEES/
CONTRACTORS |
| 34. | The Permittee shall not conduct activities related to any amendments to this Permit until the Board approves the amendments. The Permittee shall submit all amendment requests to an Inspector prior to board approval and prior to commencement of the proposed amended activity(ies). | PRIOR
NOTIFICATION |

DISTRIBUTION LIST by Fax**North American Tungsten – Dehcho****FIRST NATIONS**

Chief Isador Simon	T'thedzehK'edeli First Nation (JMR)		867-809-2002 or 809-2071
Chief Liard McMillan	Liard First Nation		lmcmillan@kaska.ca 867-536-2332
Alex Morrison, General Manager	Liard First Nation – Whitehorse, YT		867-668-6831
Chief Gordon Peter	Ross River Dena Council		867-969-2405
Chief Hammond Dick	Kaska Tribal Council		867-536-2806
Chief Joachim Bonnetrouge	Deh Gah Got'ie Dene Council (Ft Prov.)		867-699-3134
A/Chief Albert Moses	Pehdzeh Ki First Nation (Wrigley)	23	867-581-3229
Chief Jim Antoine	Liidlii Kue First Nation (Ft Simpson)	25	867-695-2665
Grand Chief Sam Gargan	Dehcho First Nations	35	867-695-2038
Chief Fred Tesou	Nahanni Butte First Nation	36	867-602-2910
Chief Steven Kotchea	Acho Dene Koe First Nation (Fort Liard)	37	867-770-4004
Chief Dolphus Jumbo	Sambaa K'e Dene Band (Trout Lake)	38	867-206-2828
Chief James Ahnassay	Dene Tha' First Nation		780-321-3886

COMMUNITIES

Mayor Duncan Calvin	Village of Fort Simpson	17	867-695-2005
Mayor Tina Gargan	Hamlet of Fort Providence	18	867-699-3360
Mayor Julie Capot-Blanc	Hamlet of Fort Liard		Acho.jcb.qmgr@northwestel.net

ABORIGINAL ORGANIZATIONS

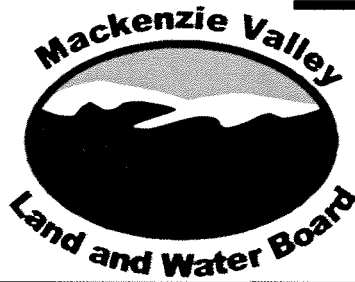
President Albert Lafferty	Fort Providence Métis Council #57		867-699-4319
President Marie Lafferty	Fort Simpson Métis Local #52		867-695-2040
Priscilla Canadian	Fort Providence Resource Management Board	27	867-699-3133
Michael Nadli	Dehcho Land Use Planning Committee	41	867-699-3166
President Ernie McLeod	Fort Liard Métis Local #67	42	867-770-3266

GOVERNMENT

Candace Ross	Environment and Conservation – INAC		rossc@inac-ainc.gc.ca
Julie Jackson	Manager /Aboriginal and Territorial Relations - INAC		consultationsupportunit@inac.gc.ca james.lawrance@inac.gc.ca
	Intergovernmental Affairs – INAC		intergov@inac-ainc.gc.ca 669-2710
Robert Jenkins	Head, Regulatory and Science Advice - Water Resources – INAC		Robert.Jenkins@inac.gc.ca
Scott Stewart	South Mackenzie District Office - INAC		Charlene.Coe@inac-ainc.gc.ca Scott.Stewart@inac-ainc.gc.ca
Angela Norris	Mineral & Petroleum Resources Directorate - INAC		norrisa@inac.gc.ca
Patrick Clancy	GNWT - ENR		Patrick.Clancy@gov.nt.ca
ENR	Gnwt_ea@gov.nt.ca		Gnwt_ea@gov.nt.ca
Kris Johnson	GNWT – ITI		K.Johnson@gov.nt.ca
	Environment Canada		ec.ea.nwt@ec.gc.ca
Rick Walbourne	DFO		Rick.Walbourne@dfo-mpo.gc.ca
Chuck Blyth	Nahanni National Park Reserve	46	867-695-2446
Katherine Cumming	Parks Canada	47	204-983-0031
Agnieszka Bandura	Industry Canada		agnieszka.bandura@ic.gc.ca

OTHERS

Erica Janes	CPAWS		erica@cpaws.org
Vern Christensen	MVEIRB		vchristensen@mveirb.nt.ca
Doug Watt	North American Tungsten Corp		cantungenviro@natcl.ca
Ken Fedak, Mine Manager	North American Tungsten Corp.		
Jim Male, Assistant Mine Manager	North American Tungsten Corp.		
Joe Acorn	Consultant		joeacorn@theedge.ca



Mackenzie Valley Land and Water Board
7th Floor - 4910 50th Avenue
P.O. Box 2130
YELLOWKNIFE NT X1A 2P6
Phone (867) 669-0506
FAX (867) 873-6610

FILE NUMBER: MV20009Q0049

Date: April 6, 2010

To: Mr. Ken Fedak, Mine Manager

Organization: North American Tungsten Corporation Ltd.

Fax Number: (604) 759-0⁹18

Copied To: Scott Stewart, A/District Manager, South Mackenzie District,
INAC
Distribution List

From: Janna for Willard Hagen, Chair, MVLWB

Number of pages including cover 8

Remarks:

Attached:

***Issuance letter for Type A Land Use Permit,
Quarry Operation, Cantung Mine***

***Thank you,
Janna***

for Willard Hagen, Chair

- | | |
|--------------------------|----------------------|
| <input type="checkbox"/> | Enclosures |
| <input type="checkbox"/> | For your information |
| <input type="checkbox"/> | For your comment |
| <input type="checkbox"/> | For your action |
| <input type="checkbox"/> | For your approval |

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Janna Ward - MVLWB

From: Janna Ward - MVLWB [jward@mvlwb.com]
Sent: April-06-10 2:02 PM
To: 'Imcmillan@kaska.ca'; 'Acho.jcb.gmgr@northwestel.net'; 'rossc@inac-ainc.gc.ca'; 'consultationsupportunit@inac.gc.ca'; 'james.lawrence@inac.gc.ca'; 'Intergov@inac-ainc.gc.ca'; 'Robert_Jenkins@inac.gc.ca'; 'Charlene.Coe'; 'Scott.Stewart@inac-ainc.gc.ca'; 'norrisa@inac.gc.ca'; 'Patrick_Clancy@gov.nt.ca'; 'gnwt_ea@gov.nt.ca'; 'K_Johnson@gov.nt.ca'; 'ec.ea.nwt@ec.gc.ca'; 'Rick_Walbourne@dfo-mpo.gc.ca'; 'agnieszka.bandura@ic.gc.ca'; 'erica@cpaws.org'; 'vchristensen@mveirb.nt.ca'; 'cantungenviro@natcl.ca'; 'joeacorn@theedge.ca'
Cc: 'Angela Plautz - MVLWB'
Subject: MV2009Q0049-North American Tungsten
Attachments: MV2009Q0049-Issuance of Land Use Permit.PDF

Good afternoon all:

Please find attached a copy of the issuance documents for the above-noted file for your reference.

Thank you,

Janna for

Willard Hagen, Chair, MVLWB

Janna Ward

Administrative Assistant/Front Desk Reception

Mackenzie Valley Land and Water Board

7th Floor, 4922 48th St, PO Box 2130 | Yellowknife, NT | X1A 2P6

ph 867.669.0506 | fax 867.873.6610

jward@mvlwb.com | www.mvlwb.com



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38	18672062828
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36	18676022910	000
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Fax numbers

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 FAX (867) 873-6610

FILE NUMBER: MV20009Q0049

Date: April 6, 2010
 To: Mr. Ken Fedak, Mine Manager
 Organization: North American Tungsten Corporation Ltd.
 Fax Number: (604) 759-0118
 Copied To: Scott Stewart, ADistrict Manager, South Mackenzie District,
 INAC
 Distribution List
 From: Janna for Willard Hagen, Chair, MVLWB

Number of pages including cover

8

Remarks:

Attached:

Issuance letter for Type A Land Use Permit,
 Quarry Operation, Cantung Mine

Thank you,
 Janna

for Willard Hagen, Chair

- ☐ Enclosures
- ☐ For your information
- ☐ For your comment
- ☐ For your action
- ☐ For your approval

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