

MANITOBA) **Order No. 176/07**
)
THE PUBLIC UTILITIES BOARD ACT) **December 31, 2007**

Before: Graham Lane CA, Chairman
Leonard Evans, LLD, Member
Monica Girouard, CGA, Member

**CENTRA GAS MANITOBA INC.
AUTHORIZATION OF A NEW CROSSING AGREEMENT WITH THE
RURAL MUNICIPALITY OF GREY**

1.0 Executive Summary

By this Order, the Manitoba Public Utilities Board (Board) approves on an interim ex-parte basis Centra Gas Manitoba Inc.'s (Centra) application for a new crossing agreement with the Rural Municipality of Grey (Grey).

2.0 The Application

On October 24, 2007, Centra applied to the Board for approval of a new crossing agreement to replace an existing franchise agreement between Centra and Grey. The existing agreement was approved by the Board in 1966, and had been renewed twice, each time for a new ten-year term, the last renewal was in 1996.

Centra's current crossing agreement with Grey is to be replaced with the new generic form of crossing agreement approved by the Board in 1994. The new agreement provides for a term of thirty (30) years and the terms have been updated to require that the minimum depth for pipelines to be increased from 30 inches to 36 inches. The new agreement frees Grey of all liability in connection to any damage done by reason of repairs or alterations to Grey's public works. The agreement also specifies that costs for the removal or relocation of pipelines are to be borne by the party requiring the removal, i.e. either Grey or Centra.

Grey gave first reading to By-Law No. 13/07 on July 18th, 2007. which authorized Grey to enter into the agreement subject to approval of the Board.

3.0 Board Findings

The Board notes that the application was filed in a manner consistent with the Board's requirements as established in Board Order 109/94, dated August 2, 1994. The Board will therefore approve the application on an interim ex parte basis, with the approval to be confirmed at a later date.

4.0 IT IS THEREFORE ORDERED THAT:

1. The new Crossing Agreement between Centra Gas Manitoba Inc. and the Rural Municipality Grey, attached as Appendix "A" to this Order, BE AND IS HEREBY APPROVED, on an interim ex-parte basis.
2. This interim Order will remain in full effect until confirmed or otherwise by a subsequent Order of the Board.

THE PUBLIC UTILITIES BOARD

"GRAHAM LANE, C.A."
Chairman

"HOLLIS SINGH"
Acting Secretary

Certified a true copy of Order No.
176/07 issued by The Public Utilities
Board

Acting Secretary