

November 11, 2022

Clow Darling Limited
1201 Cameron Street
Thunder Bay, ON P7A 0A1

Attn: Eric Niemi, Manager, Industrial Projects

Re: Wabigoon Lake Ojibway Nation, High Volume Pump & Generator Set Replacement
Certificate of Substantial Performance
SBA File No: F20013

Dear Eric,

Clow Darling Limited is hereby advised that Substantial Performance has been granted for the Wabigoon Lake Ojibway Nation, High Volume Pump & Generator Set Replacement Project.

As per the Contract requirements, attached is the Substantial Performance Certificate (Form 9) issued in accordance with the Construction Lien Act. This certificate must be published in the Daily Commercial News (DCN). Submit proof of publication to the undersigned, along with a WSIB Clearance Certificate and CCDC 9A Statutory Declaration in order to facilitate a reduction of the holdback amount.

The warranty period will commence as of October 27, 2022, and continue through to October 27, 2023, for all works completed to date. All outstanding works will be subject to the 1-year warranty period commencing following their completion. A detailed list of deficiencies for correction by the Contractor will follow within the week (if any).

Please refer to the Contract Agreement under General Conditions GC 1.05.01 & .02 and 8.02.03.04 & .05: Substantial Performance regarding documentation required to be submitted. Please note that the reduction of holdback (*less the value of all outstanding deficiencies*) is scheduled to take place 60 days after the date of advertisement.

If you have any questions regarding the above, please call me.

Yours truly,



Dil S. Toor, CET, EIT
Senior Contract Administrator
S. Burnett & Associates Limited

Incl.

cc: Ron Williams, Councillor, Wabigoon Lake Ojibway Nation, ronwilliams@wlon.ca
Chief and Council, Wabigoon Lake Ojibway Nation, chief-council@wlon.ca
Glen Wetelainen, Wabigoon Lake Ojibway Nation, GlenW@wlon.ca
Sarah Lionsbridge, S. Burnett & Associates Limited, sarah.lionsbridge@sbaengineering.com
Brandon Smit, S. Burnett & Associates Limited, brandon.smit@sbaengineering.com
Bismark Adu, S. Burnett & Associates Ltd, bismark.adu@sbaengineering.co

F20013_Substantial Performance_Ltr_FINAL_11Nov22.docx

FORM 9
CERTIFICATE OF SUBSTANTIAL PERFORMANCE OF THE
CONTRACT UNDER SECTION 32 OF THE ACT
Construction Act

Wabigoon Lake Ojibway Nation, Ontario

(County/District/Regional Municipality/Town/City in which premises are situated)

RR 1 Site 115, P.O. Box 330, Dryden, Ontario P8N 2Y4

(street address and city, town, etc., or if there is no street address, the location of the premises)

This is to certify that the contract for the following improvement:

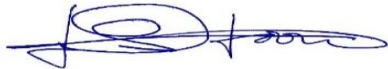
High Volume Pump & Generator Set Replacement

(short description of the improvement)

to the above premises was substantially performed on: **October 27, 2022**

(date substantially performed)

Date certificate signed: **November 11, 2022**



(payment certifier where there is one)

(owner and contractor, where there is no payment certifier)

Name of Owner: **Wabigoon Lake Ojibway Nation**

Address for service: **RR 1 Site 115, P.O. Box 330, Dryden, Ontario P8N 2Y4**

Name of contractor: **Clow Darling Limited**

Address for service: **1201 Cameron Street, Thunder Bay, Ontario P7A 0A1**

Name of payment certifier (where applicable): **S. Burnett & Associates Limited**

Address: **210 Broadway, Unit 203, Orangeville, Ontario L9W 5G4**

(Use A or B, whichever is appropriate)

☐ A. Identification of premises for preservation of liens:

(if a lien attaches to the premises, a legal description of the premises,
including all property identifier numbers and addresses for the premises)

☒ B. Office to which claim for lien must be given to preserve lien:

Wabigoon Lake Ojibway Nation, RR 1 Site 115, P.O. Box 330, Dryden, Ontario P8N 2Y4

(if the lien does not attach to the premises, a concise description of the premises, including addresses,
and the name and address of the person or body to whom the claim for lien must be given)