

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

Construction Act

Dubreuilville, Ontario _____,
(County/District/Regional Municipality/Town/City in which premises are situated)

Argonaut Gold Magino Mine Site, Dubreuilville, Ontario _____,
(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:

Prepare LNG Power Plant site, set precast building foundations, provide mechanical and electrical underground infrastructure and perform ancillary services
(short description of the improvement)

to the above premises was substantially performed on March 9, 2023 _____.
(date substantially performed)

Date certificate signed: March 11, 2023 _____

Per attached on Owner's Original Form

(payment certifier where there is one)

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

Name of owner: Prodigy Gold Inc. _____

Address for service: 21 Rue des Pins Road, Dubreuilville, Ontario, P0S 1B0 _____

Name of contractor: L H North Ltd. _____

Address for service: 4 Cooper Road, Rosslyn, Ontario, P7K 0E3 _____

Name of payment certifier (where applicable): _____

Address: _____

(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:

Prodigy Gold Inc., 21 Rue des Pins Road, Dubreuilville, Ontario, P0S 1B0 _____
(if the lien does not attach to the premises, the name and address of the person or body to whom the claim for lien must be given)



ARGONAUT GOLD SUBSTANTIAL COMPLETION CERTIFICATE

CONTRACT TITLE: Construction Contract No.: AG-MGO-CSV017 (the "Contract") "LNG Power Plant Civil"

OWNER: Prodigy Gold Inc.

CONTRACTOR: L H North Ltd.

DATE: March 9, 2023

CERTIFICATION:

This is to certify that the activities for the Work (as described below) pursuant to Contract necessary to achieve Substantial Completion are complete in accordance with Section 22.1 of the Conditions of Contract. Exceptions to these stipulations, if any, are noted in the Deficiency List B Items list.

CONDITIONS TO SUBSTANTIAL COMPLETION: (check box to confirm each of the following activities has been completed) (as per Conditions of Contract Section 22.1)

☒ Contractor has provided a Deficiency List to Owner, which has been approved by Owner and there are no Deficiency List items outstanding that prevent pre-commissioning, commissioning, start-up or testing or which prevent the Work from being used for its intended purpose and operated properly and safely by Owner in accordance with Applicable Laws and Applicable Permits;

☒ the cost to complete any Deficiency List Items (as estimated by Owner, acting reasonably) does not exceed the lesser of:
\$100,000.00; or

5% of the estimated Contract Price (as of the date of delivery of Contractor's Notice pursuant to Section 22.2), and Owner has taken a holdback of twice Owner's estimated value of such Deficiency List Items (or, at Owner's discretion, Contractor has provided an irrevocable letter(s) of credit in lieu of such holdback);

☒ the Work to be performed by Contractor under this Contract is entirely complete, except any Deficiency List items or Work expressly identified in this Contract to be completed after Substantial Completion;

☒ the Work is connected to any Terminal Points, if applicable;

☒ the Work is in compliance with any Applicable Laws and Applicable Permits and all requirements of this Contract; and

☒ if applicable to the Work, all pre-commissioning, commissioning and performance testing has been successfully completed and the Work is capable of being placed into safe and reliable commercial operations in accordance with good industry practice

INSERT ANY DOCUMENTS TO BE ATTACHED (i.e. As-Built Drawings, Inspection / Testing Documents, etc.) Yes ☐

DESCRIPTION OF FACILITIES: Time and materials civil construction contract to prepare LNG Power Plant site, set precast building foundations, provide certain mechanical and electrical underground infrastructure, and perform other ancillary services, all under Owner work directives issued concurrently and all as documented on daily signed time records, project update meetings, monthly invoices and various email communications.

COMMENTS:

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Signature below by the Contractor's Representative constitutes notice that the Facilities have achieved Substantial Completion.

PRINTED/SIGNED: Andrew Campbell – Business Manager – LH North Ltd.
CONTRACTOR'S REPRESENTATIVE

DATE: March 9, 2023



Signature below by the Owner's Representative constitutes notice that the Facilities have achieved Substantial Completion.

PRINTED/SIGNED Jon Shipka / Construction Manager
Jon Shipka (Mar 11, 2023 07:58 EST)
OWNER'S REPRESENTATIVE

DATE Mar 11, 2023

Ken Morris
Ken Morris (Mar 11, 2023 08:04 EST)

Project Director

Mar 11, 2023