

June 22, 2005  
P.E. Clifton  
852 Red River Drive  
Howden, Mb R5A 1J4

Mr. Gerry Tessier  
Senior Program Officer  
CEAA, Prairies Regional Office  
Suite 445, 123 Main Street  
Winnipeg, MB R3C 4W2

Re: Comments by PE Clifton on Manitoba Project 4967:00 The Red River Floodway Expansion

Dear Mr. Tessier,

I provide an executive summary of issues in the review of the Federal Screening report on the referenced project.

Because of time limitations and the receipt of forty four Privy Council records yesterday afternoon, my comments will be brief, though my electronic records extensive, insightful and damning for both Manitoba and Canada. This as it relates to construction of past provincial flood protection projects, with federal funds and without proper CEAA assessments, federal, provincial and municipal Breach of Trust and Breach of the Canadian Constitution. This in requiring an arms length relationship for Municipal/Federal affairs and no two party funding arrangements of projects. As well, Manitoba under a clandestine funding arrangement, wilful or inadvertent and is to be determined, for the constructing a Class 3 development under the Manitoba Environmental Act. This without Environmental Assessments and licensing in advance of the project.

How can we move forward with such a track record? I also find one of the most grievous and insensitive undertakings by Manitoba and Canada in this project endeavour. That is to "spin" the imminent risk to the City of Winnipeg to Red River flooding and thus project haste. It is well known at the Canadian and Manitoba executive levels that both former Premier Filmon and Minister Axworthy saw to it that Winnipeg's risk in their minds was untenable and was corrected.

That said, I find the Canadian screening very strong and complete by DFO and Transport Canada with their summaries of Cumulative Effects, well presented, reasoned and defensible.

Infrastructure Canada unfortunately is wholly another matter. Give all the records, all the documentation and all the personal witnessing at the CEC hearings, Infrastructure's Cumulative Effects assessment is not at all founded, even for the uniformed.

- There is no agreement on the "Natural".
- Compensation, flood easement or annual flooding right.
- Rule 4, that was unilaterally implemented.
- From Jan. 2002 CEC hearings on "Flood Protection Options for the City of Winnipeg".
- Compensation, Terms of Reference for KGS Report, Program of Operation (all facets) Rules 1, 2, 3, 4 and normal summer river level control and other flood protection options.
- No cumulative assessment of upstream damage through the current and ongoing "summer emergency" operation. Three times in four years or %75 of the time.

We have a lot, I repeated, a lot of work to do before we turn any dirt. Unfortunately, this is what I said at Meeting Number 1 on January 10, 2002 at the CEC public meeting. We will have a better project for the delay, something we can all live with!

Yours Sincerely

PE (Paul) Clifton  
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