

Appendices No. 7      Federal Ministers Please Help Fellow Canadians

The existing works, and the expanded project works will provide a great benefit for the many and severely adversely affect a few. The Floodway has never been the perfect project, though simply a perfect method of denial in anything untoward upstream.

Many, many life long upstream Canadians as well as newer residents deserve “Made in Canada, in 2005, 2006, 2007 or later solutions”. All the time remembering Canada and Manitoba has already made great strides in enhanced Red River flood protection. When will the City of Winnipeg fix its infrastructure deficit?

The below tells the story historic story.



Environment Environnement  
Canada Canada  
Terrasses de la Chaudière  
10 Wellington Street, 4th Floor  
Hull, Québec  
K1A 0H3

Your File Votre référence

Our File Notre référence  
A-1998-0046 / mc

September 14, 1998

Mr. Garth Cookshaw  
A/Coordinator, Access to Information and Privacy  
Public Works and Government Services Canada  
Phase III, 15A2, Place du Portage  
Hull, Québec  
K1A 0S5

Dear Mr. Cookshaw:

We have received a request under the Access to Information Act for:

"Records/correspondences between the Government of Canada and the government of the Province of Manitoba, regarding the submission of the 1970 "Program of Operation" for the Greater Winnipeg Floodway. Provide records of technical clarifications requested and provided by either party. All records and briefing notes or memos relating to the review of the submitted, "Program of Operation" compared to the intent of the Greater Winnipeg Floodway project as set out in the Federal Government, "Red River Basin Investigation". This investigation was commissioned by the Federal Government in 1950 and completed in 1953. Also provide records of Federal technical review of the submitted, "1970 Program of Operation" and its deviation from that outlined in the 1953 investigation. Provide records as to why the "1970 Program of Operation" did not receive Federal approval as set out in the agreement for construction of the Greater Winnipeg Floodway, dated May 28, 1962 in Ottawa."

Our records contain the enclosed document(s) which originated from or concern your department. I would appreciate it if you would review the document(s) and provide me with your comments regarding its/their disclosure.

If your response cannot be provided by **September 25, 1998** please contact Maggie Casey at (819) 994-6619. Your comments can be sent by fax (819) 953-1099.

Yours sincerely,

Michael Bogue  
Chief  
Access to Information  
and Privacy Secretariat

Pages 99, 100, 101

Enclosures

OFFICE OF  
MINISTER OF  
SUPPLY AND SERVICES



6-18-3 (7)  
CABINET DU  
MINISTRE DES  
APPROVISIONNEMENTS ET  
SERVICES 5771-1

ATT: W.M.  
EPS  
incl. Watson

Ottawa, K1A 0S5,  
25 January 1972.

reply for  
S/S

Mr. Gilles Carpentier,  
Special Assistant to  
The Minister of The Environment,  
Ottawa, Ontario,  
K1A 0H3.

MINISTER OF  
THE ENVIRONMENT  
JAN 26 1972  
RECEIVED  
EXPERIMENTAL  
ON CLERKS

Dear Mr. Carpentier:

In the absence of the Honourable James  
Richardson, and further to our telephone conversation  
of today's date, I am enclosing herein copy of a letter  
received from \_\_\_\_\_ of Winnipeg, concerning the  
Red River Flood Gates. 19(1)

ecological  
considerations  
But is it the  
Federal  
responsibility?  
S.S.

Any comments you may wish to make on this  
subject would be greatly appreciated.

Sincerely,

*M.C. Pierrard*

(Mrs.) M.C. Pierrard,  
Secretary to the  
Executive Assistant.

Encl.

RECEIVED  
ADM. (WM)

000099

JAN 27 1972

DEPARTMENTAL SECRETARIAT

SPEC. 1 JAN 27 1972

Postal address:

19(1)

January 13, 1972.

The Hon. James Richardson,  
Room 253, S.,  
House of Commons,  
Ottawa, Ont.

Dear Mr. Richardson,

Re: Red River Flood Gates

You will recall that I visited your Corydon Avenue offices on December 11th to request that you look into the terms affecting the operation of the Flood Gates in the agreement between the Federal and Provincial governments relative to the Red River Floodway. In particular, as I understand it from information given by Mr. Weber of Water Control, the agreement stipulated that the operation of the Gates must be regulated according to the amount of water approaching the Gates. I would ask that you ascertain whether this is in fact so, and if it is, whether revision might be considered in view of alterations in the spring run-off pattern since the introduction of a number of large drainage ditches south of the Gates, and of the Portage la Prairie Floodway. I feel justified in making this request for four reasons:

1) The river level and thus the flood risk to Winnipeg can be accurately measured at the James Street pumping station, whereas the estimate of the amount of water approaching the Gates is apparently subject to gross error. For example in the spring of 1970 when the water level south of the Gates was at its height we were informed by the Water Control people that the level would increase by four vertical feet within 72 hours. This would have required an awesome volume of water and would have meant flooding of the houses in the area. Consequently, at some considerable expense, dykes were erected within the 72 hours. The water level remained stationary during this period and then receded.

2) The Portage Floodway affords a second measure of protection to Winnipeg. It seems to me that it is time to review its operation in conjunction with that of the Red River Floodway to determine whether or not it is feasible to use them to their best advantage for others as well as those lying north of the Red River Gates.

3) The spring run-off pattern of the Red River Valley has been greatly affected by the construction of a number of large drainage ditches. While these have been of great benefit to many farmers in the valley they have in turn resulted in higher water levels along the river which causes hardships for others.

000100

4) For some reason obscure to me, once the Gates have been raised those in charge seem reluctant to lower them; water levels south of the Gates are kept high long after there is any flood risk to Winnipeg. This keeps the farmers from their fields and particularly affects the economy of the many market gardeners who live along the Red River Valley. I might point out that the houses in this area are not situated right down at the river bank; relative to city levels they are on high ground.

As well as a request for information this letter is to ask your advice. In the past we have applied to the Ombudsman for assistance - this drew no reply. We have had meetings with members of Water Control - they are adamant that the gates must be operated as already indicated. In 1970 members of about 100 households met in St. Adolph with Messrs. R. Toupin and S. Green of the Provincial government. Mr. Toupin stated "I know what those damned Gates are doing to you farmers"; Mr. Green that he must abide by the advice of his Engineers, namely the Water Control people. Mr. Green further objected that "if something were done to help one little group then something would have to be done to help another little group" and so on. As a matter of fact this is what is being done (see 3) - our problem is that we seem to be the tail-end little group for which nothing is to be done. In any event to whom, if not you, do we have recourse in this matter?

I have written this letter on behalf of my neighbors and hope that I have made our position clear. I will very much appreciate any information and advice you can give us, and of course, as Spring is approaching, I am anxious to hear from you at your earliest convenience.

Yours sincerely.

c.c. Hon. E. Schreyer  
Mr. L. R. Sherman  
Mr. G. Mercier

19(c)

000101

**McCaffrey, Akman, Carr, Starr & Prober**  
Barristers, Solicitors and Notaries

100-290 GARRY STREET, WINNIPEG, CANADA R3C 1N3 TELEPHONE (204) 957-0730

MARCY McCAFFREY, B.C.  
ROBERT AKMAN, LL.B.  
ROBERT CARR, LL.B., LL.M. (HONORIS CAUSA)  
DONALD STARR, B.A., LL.B.  
JAY PROBER, B.A., LL.B., LL.M. (HONORIS CAUSA)  
ROBERT LEVIN, B.A., LL.B.

OUR REFERENCE:

April 15th, 1976

5-4130-A

Mr. Joseph P. Guay  
Member for St. Boniface, Manitoba  
House of Commons  
Ottawa, Ontario

Dear Sir:

I would like to take this opportunity on behalf of those present to thank you for attending our meeting held on Saturday, April 11th, 1976 in the municipal offices at St. Adolphe.

As you know we are interested in determining the effect that the use of the Floodway has on those areas of the Province lying to the South of the Floodway Gate. We have been attempting to obtain information from the Provincial Government which would enable us to do the necessary studies on the effect of the Floodway but to date have been unsuccessful in obtaining sufficient information to enable us to do so.

We would therefore appreciate your assisting us if at all possible in obtaining the following information:

1. Readings pertaining to levels and flows through the Red River from 1950 to the present time from Ste. Agathe to Winnipeg.
2. A copy of the operating agreement (if any) between the Government of Canada and the Province of Manitoba relating to operation of the Floodway Gates.
3. Copies of any reports or studies which are available (either through Gardner or Acres or any other).

000122

4. Information as to whether the Floodway was constructed according to the original design.

Thank you for your co-operation.

Yours truly,

McCAFFREY, AKMAN, CARR, STARR, & PROBER

PER:

  
ROBERT M. AKMAN

RMA/tmw

000123





HOUSE OF COMMONS  
CHAMBRE DES COMMUNES  
CANADA  
CHIEF GOVERNMENT WHIP  
WHIP EN CHEF DU GOUVERNEMENT

O T T A W A, K1A 0A6  
April 26, 1976.

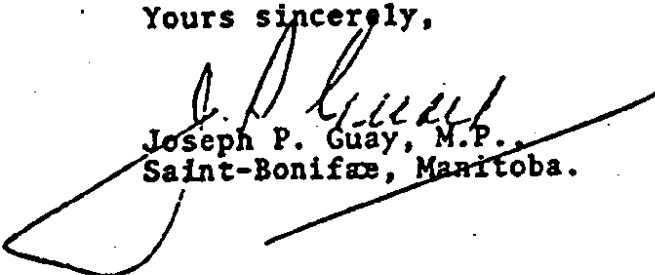
Dear Mr. Rosenberg:

Further to our conversations concerning the Floodway in Manitoba, please find attached copy of self-explanatory correspondence which I received from Mr. Robert M. Akman, of McCaffrey, Akman, Carr, Starr and Prober.

It would be most appreciated if you could provide me with your consideration and comments on the contents of Mr. Akman's letter at your earliest convenience.

Thanking you in advance for your kind co-operation, I remain,

Yours sincerely,



Joseph P. Guay, M.P.,  
Saint-Boniface, Manitoba.

Mr. H.B. Rosenberg,  
Socio-Economic Division,  
Water Planning and Management,  
Environment Canada,  
Place Vincent Massey,  
Ottawa, Ontario.  
K1A 0E7

000125

/cc



Province of Manitoba  
Department of Mines, Resources and Environmental Management  
Water Resources Division

1577 Dublin Avenue  
Winnipeg, Manitoba  
R3E 3J5

76 04 20.

File: 10.5.1

13(1)(c)

Mr. H. B. Rosenberg,  
Chief,  
Socio Economic Division,  
Environment Canada,  
Ottawa, Ontario.  
KIA OE7

Dear Mr. Rosenberg:

In response to your recent telephone request, I attach herewith two copies of a report entitled "Red River Floodway Program of Operation" which was prepared in July, 1970 in accordance with the provisions of the Floodway Agreement.

Yours truly,

N. Mudry, P. Eng.,  
Director of Planning.

NM/lh

Attachments.

to list 3

000126

MAY 14 1976

5120/4-6

CR-PA.

Water Planning & Management Branch,  
Ottawa, Ontario.  
KIA OE7

May 14, 1976.

Mr. Joseph P. Guay, M.P.,  
St. Boniface,  
House of Commons,  
Ottawa, Ontario.  
KIA OA6

Dear Mr. Guay:

Further to my letter to you of May 7, 1976, I am pleased  
to enclose copy of the Red River Floodway Program of Operation as  
mentioned in Item 2.

Yours sincerely,

H.B. Rosenberg,  
Chief,  
Socio-Economic Division.

Encl.           

*copy to Engineering Div.*

000127

5120/4-6

Water Planning & Management Branch,  
Ottawa, Ontario.  
KIA OE7

May 7, 1976.

Mr. Joseph P. Guay, M.P.,  
St. Boniface,  
House of Commons, Rm 435  
Ottawa, Ontario.  
KIA OA6

Dear Mr. Guay:

Reference is made to your letter of April 26, 1976 requesting information relating to the Greater Winnipeg Floodway. In response to itemized requests in Mr. Robert M. Akman's letter to you, I am pleased to advise as follows:

1. Enclosed are readings, available in this office, of levels and flows for the Red River from Ste. Agathe to Winnipeg which include:

- (a) Red River near Ste. Agathe - flows 1958-74
- (b) Red River above floodway - levels 1970-74
- (c) Red River below floodway - levels 1970-74
- (d) Red River at St. Norbert - flows 1967, 69-74
- (e) Red River at Winnipeg - levels 1950-71
- (f) Red River at James Ave. - levels 1971-74
- (g) Red River at Lockport - flows 1962-74

I have also requested any further information available in our regional Water Survey office in Winnipeg, and this will be forwarded to you as soon as possible.

2. A copy of the operating rules relating to operation of the floodway gates has been requested, and will be made available to you within a few days.

3. There are a vast number of reports and studies that have been made on the Greater Winnipeg Floodway. It would be extremely costly to reproduce this type of information, and it would therefore be appreciated if the request could be made more specific.

.... 2

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4. To my knowledge, the Greater Winnipeg Floodway was constructed and is operating as planned. Original designs made during the Red River Basin investigations were altered to take account of the development which took place in the Greater Winnipeg area. The inlet was moved further upstream and the alignment placed more to the east. All this was done in accordance with the Canada-Manitoba Agreement.

Yours sincerely,

Original Signed by  
H. B. ROSENBERG

HBR/cc

Encl.

H.B. Rosenberg,  
Chief,  
Socio-Economic Division.

cc: Mr. N.H. James (without enclosure)

000129

Manitoba Red River Valley  
International Citizens Flood Control Coalition Inc.

P.O. Box 14, St. Norbert, Manitoba R3V 1L5 / Phone (204) 261-3060



MARCH 25 - 1982

HON. JOHN ROBERTS M.P.  
MINISTER OF THE ENVIRONMENT  
HOUSE OF COMMONS OTTAWA K1A 016

APR 01 1982

DEAR SIR:

WE OF THE LETTERHEAD ORGANIZATION WISH TO DRAW YOUR ATTENTION TO THE FOLLOWING MATTERS:

- ① THE 1950 FLOOD ALONG THE RED RIVER WAS LARGELY CAUSED BY HUGE FLOWS OF WATER FROM THE UNITED STATE GENERATED BY DRAINAGE PROJECTS AND THE FAILURE OF DAMS AT UPPER AND LOWER RED LAKES IN MINNESOTA. THE MAXIMUM FLOW AT EMERSON MANITOBA WAS 95500 C.F.S.
- ② THERE WERE NO FLOODS FROM 1950 UNTIL 1966.
- ③ THE SECOND MAJOR FLOOD WAS IN 1966 AND THE SITUATION AT WHAT IS NOW THE FLOODWAY INLET AREA WAS AGGRAVATED BY A DAM IN THE RED RIVER. THE MAXIMUM FLOW FROM THE UNITED STATES AT EMERSON WAS 66800 C.F.S.
- ④ SINCE THE INSEPTION OF THE FLOODWAY COMPLEX THERE HAS BEEN 8 FLOODS IN 12 YEARS UPSTREAM OF THE RED RIVER CONTROL STRUCTURE GATES. 000180
- ⑤ THE HUGE EXPENDITURES OF TAX DOLLARS FOR RING DYKES AROUND COMMUNITIES AND RING DYKES AND PADS FOR INDIVIDUALS APPEARS LARGELY TO BE A WASTE OF TAXPAYERS MONEY. WE ARE OF THE OPINION THAT THE WHOLE AREA FROM THE RED RIVER CONTROL GATE STRUCTURE TO THE U.S. BORDER AT EMERSON IS BEING ARTIFICIALLY

- ⑥ WE DRAW YOUR ATTENTION TO THE AGREEMENT ENTERED INTO BY THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF THE PROVINCE OF MANITOBA FOR THE CONSTRUCTION OF THE GREATER WINNIPEG FLOODWAY DATED MAY 28-1962.
- ⑦ WE DRAW YOUR ATTENTION PAGES ELEVEN AND TWELVE OF THE AGREEMENT. WE POINT TO CLAUSE 20 SUB. SEC (1, ITEM (A) A PROGRAM FOR THE CONTROL AND OPERATION OF THE FLOODWAY UNDER ROUTINE CONDITIONS AND EMERGENCY CONDITIONS PRIOR TO THE COMPLETION OF THE FLOODWAY AND ALSO SUB SECTION (3). WE WOULD LIKE TO MEET WITH YOU IN WINNIPEG AND DISCUSS THE DOCUMENTS RELATIVE TO THESE FORGOING PARTS OF THE AGREEMENT
- ⑧ WE HAVE HAD VERY GOOD COMMUNICATION WITH MR. ROBERT BOCKSTAEL M.P. HE IS ENDEAVORING TO ARRANGE A MEETING WITH YOURSELF, HON. AL MACKINAC (NATURAL RESOURCES MANITOBA) AND THE EXECUTIVE OF THE LETTERHEAD ORGANIZATION.
- ⑨ WE ARE ALSO IN COMMUNICATION WITH REGIONAL <sup>Chief</sup> DIRECTOR OF ENVIRONMENT CANADA WINNIPEG MR. DALE KIMMETT. WE EXPECT TO MEET WITH HIM SHORTLY.
- ⑩ THIS LETTER IS FORWARDED IN COMPLIANCE WITH A RESOLUTION DRAFTED AND PASSED MARCH 23/82 BY THE BOARD OF DIRECTORS OF THE LETTERHEAD ORGANIZATION, AS REQUESTED BY MR. ROBERT BOCKSTAEL M.P.

Yours truly

000181

Erw Dilger  
SEC. TREAS.

# MANIT<sup>BA</sup>

DEPARTMENT OF NATURAL RESOURCES  
Water Resources Branch  
1577 Dublin Avenue  
Winnipeg, Manitoba  
R3E 3J5

March 26, 1982

File: 10.5.1

13(1)(c)

Mr. Raj Thakur  
Environment Canada  
Water Planning & Management Branch  
Ottawa, Ontario  
K1A OE2

Dear Mr. Thakur:

RE: RED RIVER FLOODWAY PROGRAM OF OPERATION

I am enclosing one copy of the above Manual as discussed.  
Please note the following:

1. The relationship shown on Figure 2, Reduction in Assiniboine River Peaks at Portage la Prairie with Shellmouth Reservoir in Operation is not used in the operation of the Red River Floodway Inlet Control Structure. Real time data is used in the operation.

2. Figure 6, Red River Floodway-Inlet Control Structure Rating Curve is missing from our files. In any event, we do not use this curve to determine the discharge of the Red River Floodway. It is calculated from the relationship:

$$Q = 885 H_1^{1.317} H_2^{0.183}$$

where

Q = discharge in cfs;

H<sub>1</sub> = water surface elevation at Floodway Inlet minus the control gate elevation, in feet;

H<sub>2</sub> = water surface elevation at the Floodway Inlet minus the tailwater elevation of the Inlet Control Structure, in feet

3. Figure 10: Red River Floodway Inlet Control Structure Gate Elevations. This curve is no longer in use. The attached Table replaced this figure.

000182



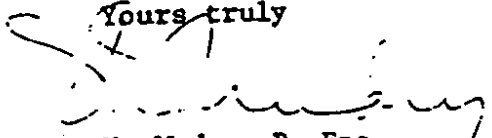
Mr. Raj Thakur

2

4. Our most recent computation sheet, Form 2, replaced Figure 11. A copy is attached.
5. Figure 12 is a gauge record sheet but we have run out of blank forms. An actual example is enclosed.

Should you need clarification, please do not hesitate to contact me.

Yours truly

  
N. Mudry, P. Eng.  
Chief of Water Management

Enclosures

000183

# Manitoba Red River Valley International Citizens Flood Control Coalition Inc.

P.O. Box 14, St. Norbert, Manitoba R2V 1L5 / Phone (204) 261-3060



W.F.C.C. NUMBERED  
 FILE No. 5/20/4-11-5  
 MAR 30 1982

REC'D	FILED	APR 1 1982	ST. NORBERT
A.R.C.			
P.S.E.			
ADMIN			
ACCTG			
CONST			
DATA			
RETURN TO:			
COPY TO:			
ACCD			

27th March, 1982

Mr. Dale Kimmatt,  
Regional Chief,  
Environment Canada.

2/23/31  
c.e. LA  
Lark  
Richard  
J.A. by memo  
D

Dear Sir,

Further to our telephone conversation and to confirm same, we make the following comments:

1. It has come to the attention of the Board of Directors that the Manitoba Government may not have complied with the terms of an agreement entered into with the Federal Government. The agreement is referred to as "The Agreement for Construction of the Greater Winnipeg Floodway". We direct your attention to Clause 20(1)(A). The Board of Directors requests a copy of the "Program of Operation" as required by Clause 20 (1)(A) of the agreement referred to. The said agreement was signed formally on May 28th, 1962.
2. The Board of Directors considers the foregoing a very serious matter and in need of immediate attention. The Board requests a meeting with you as soon as possible. Please have pertinent documents available and also data pertinent to the 1974 and 1979 Red River floods as to the stages generated at the Floodway Inlet area. It is suggested that you also obtain copies of the 1974 and 1980 water Commission reports (Manitoba), regarding the floodway.

Yours truly,

*E. H. Hilger*  
E. H. Hilger,  
Secretary-Treasurer

1/w



Canada

Environmental  
Conservation

Conservation de  
l'environnement

5120/4-6-3

Inland Waters Directorate  
Ottawa, Ontario  
K1A 0E7

Your file / votre référence

Our file / notre référence

April 14, 1982

Mr. R.B. Toombs  
Senior Adviser  
Energy Policy Coordination Branch  
Energy Policy Analysis Sub-Sector  
Energy, Mines and Resources  
19th Floor, 580 Booth Street  
Ottawa, Ontario  
K1A 0E4

Dear Mr. Toombs:

Red River Floodway Program of Operation

As requested, I am enclosing one copy of the above-noted Manual. Appended to the Manual is a set of notes pertaining to the Manual. We have contacted Mr. Mudry of the Manitoba Water Resources Branch and he has consented to the release of both the Manual and the Notes.

The Manual did not meet the requirements of Paragraph 20(1)(a) of the Greater Winnipeg Floodway Agreement as it was not given to the federal government until September 1970 - two years after the opening of the Floodway. The Manual was not officially approved by the federal government at that time.

Should you need further information, please contact me at 7-2019.

Yours sincerely,

N.H. James  
Director General

000188

Canada

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A des fins de conservation de l'énergie et des ressources, ce document contient 45 de fibres recyclées de fibres recyclées

5120/4-11-0

321 - 269 Main Street  
WINNIPEG, Manitoba  
R3C 1R2

1982-04-15

Mr. E. W. Hilger  
Secretary-Treasurer  
Manitoba Red River Valley  
International Citizens Flood  
Control Coalition Inc.  
P. O. Box 14  
ST. NORBERT, Manitoba  
R3V 1L5

Dear Mr. Hilger:

Thank you for your letter of March 27, 1982 pertaining to the Greater Winnipeg Floodway operation.

In point one of your letter you requested a copy of the "Program of Operation" as noted in Clause 20(1)(a) of "The Agreement for Construction of the Greater Winnipeg Floodway" signed by Canada and Manitoba on May 28, 1962 and you also suggested the terms of the Agreement may not have been complied with. Our review indicates that excepting 20(1)(a) all the provisions of the Agreement have been met. The provision of clause 20(1)(a) was not met only due to the "approval prior to completion of the floodway" statement. However, I am advised by our Ottawa office that our department did review the draft version of the document "Program of Operation" dated July 1970. It was provided by the Manitoba Water Resources Branch in 1970 to meet the intent of that clause although admittedly it was after the floodway had been constructed. The Agreement has expired and the federal government no longer has any direct involvement with the program for the control and operation of the floodway. Moreover, it is evident the "prior approval" aspect of 20(1)(a) is impossible to meet.

For your information I have attached a copy of the 1970 document and recent correspondence relating to updated operational procedures provided by the Manitoba Water Resources Branch.

(Continued).....

00Q189

Page 2

Mr. E. W. Hilger  
1982-04-15

In point two of your letter you requested a meeting. Since that time you and I have arranged to meet at my office on April 15, 1982. I understand that Mr. G. Laska and Mr. A. St. Hilaire in addition to yourself will be attending. I have obtained the data and reports that you suggested may be pertinent to your presentation and look forward to meeting with you on the fifteenth.

Yours sincerely

D. E. Kimmett  
Regional Chief  
Water Resources Branch

DEK/cg

Attachments (2)

000190

3)



Government of Canada / Gouvernement du Canada

MEMORANDUM

NOTE DE SERVICE

DAEV  
- SL762  
- R Hoff

D. R. Kimmatt / WRE/WPG/949-2434/EG

ACTUAL to

TO

Regional Director  
Western & Northern Region  
IWD, Regina

FROM

Regional Chief  
Water Resources Branch  
Winnipeg

SECURITY CLASSIFICATION - DE SÉCURITÉ
OUR FILE - RÉFÉRENCE
"CONFIDENTIAL"
YOUR FILE - RÉFÉRENCE
DATE 1982-04-21

SUBJECT / OBJET

Meeting with Manitoba Red River Valley International Citizens Flood Coalition Inc.

On April 15, 1982 I met with four members of the executive of the above organization. The members were:

- Mr. Ralph Eisbrenner - Mayor of Town of Emerson.
  - President of International Flood Coalition.
  - Chairman, Manitoba Flood Coalition Inc.
- Mr. Teras Lasko - Red River farmer above Winnipeg.
  - Vice Chairman of Manitoba Flood Control Coalition Inc.
- Mr. E. W. Hilger - Profession unknown.
  - Secretary-Treasurer and Director Manitoba Flood Control Inc.
- Mr. Ed Zylama - Red River farmer above Winnipeg.
  - Director Manitoba Flood Coalition Inc.

The meeting was arranged by mutual consent between myself and Mr. Hilger in response to a letter received in late March. Mr. Hilger advised that Mr. A. St. Hilaire and Mr. Lasko would be attending, however, the above showed up on the 15th. The purpose of the meeting was to allow the group to explain their concerns related to the operation of the Greater Winnipeg Floodway and more general concerns regarding flood management in the Red River Valley.

(Continued).....

000191

Near the outset of the meeting I provided Mr. Hilger with my letter of response attachments dated 82-04-15. Mr. Eisbrenner advised that in addition to concerns regarding operation of the Floodway they wished to bring to the attention of the federal government their concerns that actions taken to date and/or planned by the provincial government would result in the death of the Red River Valley. Mr. Eisbrenner went on to say that the "Coalition" had met with Mr. Al Mackling - Manitoba Minister of Natural Resources and his Deputy Minister, Mr. W. Carter on March 19th of this year and had voiced concerns similar to those planned for this meeting. In particular he felt designation of the Red River Valley would be its death knell.

Mr. Eisbrenner advised that Mr. Mackling and Mr. Carter would be attending the tripartite "Coalition's" annual meeting in Grand Forks, N. D. on May 1, 1982 and he invited myself or other appropriate federal representatives to attend either as observer or as part of the proceedings.

Mr. Hilger advised that the "Coalition" formed in 1979 at a meeting in the U. S. had card carrying membership of 500 people. He stated there were active groups in Minnesota, North Dakota and Manitoba. The Manitoba group was incorporated in Manitoba. It was a requirement of each of the three political areas to have at least 5 mayors or Reeves as members of each area's executive. All four representatives confirmed that their membership in both Minnesota and North Dakota were supporting their position. Their position was that there is a need for all levels of government in both Canada and U. S. to take a second look at the programs being implemented in both sides of the border as they relate to flood causes and prevention.

Through discussion I noted the following concerns and opinions of the group:

- 1) The Red River Floodway operation was producing unnatural levels upstream of the floodway to the detriment and financial loss of upstream farmers. The feeling is, that consideration is only given to Winnipeg proper when operational decision making is difficult.
- 2) Designation of the Red River Valley as whole will eventually kill the prosperity of the valley and encourage drainage or other practices in the United States portion of the basin that would contribute to the magnitude and duration of flooding in Canada. They advised that the FDR program doesn't prevent flooding. I noted that it is not intended to but that the aim is to reduce flood damages and associated costs. They felt the public didn't understand that distinction.
- 3) Increased drainage does increase flooding. They felt that drainage was possible in some areas, however, that planning for retention for summer use should also be considered, e.g., drain, retain and irrigate. I noted and they agreed that most of the southern Manitoba portion of the valley had been drained over the last 100 years.

(Continued).. ..

000192

- 4) Physical projects to date in the valley had contributed to flood problems. Highways running east-west were believed to be acting as barriers causing funneling through bridges which also retard flow. Dumping material in the city was creating restrictions to flow as were new bridges. Dykes were protecting towns and properties but were expanding the flooded agricultural areas. These are but a few of the concerns brought forward.
- 5) Proposed a proper feasibility study of a north-south channel be considered paralleling the east side of the Red River extending from the U. S. to Lake Winnipeg. They are aware of the slight slope and engineer's estimates of cost but feel a proper analysis has not been done.
- 6) Communication was seen as a major factor. Mr. Eisbrenner felt that much of the planning was being done in isolation by MWRB and that groups such as the Coalition could provide valuable input and advice at the planning stage.

In response to the specific issue of operation of the floodway gates as noted in Mr. Hilger's letter dated March 27, 1982 he presented some graphs depicting levels upstream of the control gates. The data showed relationships between the "natural" rating curve of the Red River near the current gate structure location and levels observed in 1974 and 1979. Mr. Hilger suggested an error in gate operation of 7 feet was closer to the truth than 2 feet as suggested in the report by the Manitoba Water Commission of November, 1980.

I cautioned Mr. Hilger that his assumptions related to using an old rating curve dependant on 1950 data combined with his lack of accounting for the Assiniboine River flows could lead him to misinterpretation. Mr. Hilger did not have the data in a form for copying and he advised he would take another look at the data and the "program of operation" provided with my letter.

Nevertheless, both Mr. Lasko and Mr. Hilger felt that the operation of the floodway should be approved by the federal government and that a duly signed document of operation would be appropriate. I suggested it would not be practical to make it a requirement that every clause of every Federal/Provincial Agreement be signed and witnessed.

Before the meeting adjourned I summarized the above points to ensure that I had understood their concerns and informed them that I would forward them to DOE senior management. I noted that I would consider seriously their request regarding Canadian government attendance at the planned meeting in Grand Forks on May 1, 1982.

Before leaving Mr. Eisbrenner reiterated a point made earlier that ultimately he would like to meet with our Minister, John Roberts, Mr. Hilger earlier acknowledged that a letter had been sent to Mr. Bockstael M.P. on these matters.

In summary, it appears to be a classic case of a grass roots movement to influence the planning of flood management on both sides of the border to ensure a comprehensive look is taken at the valley as a whole.

(Continued).....



Page 4  
Regional Director  
1982-04-21

I would say the meeting discussions were open and honest and that some technical misunderstandings about hydrology and hydraulics were clarified. I indicated that I would consider their submission and discuss with our senior management on the appropriate approach to take. I suggested a hearing at the FDR Steering Committee level or International Souris - Red River Engineering Board might be possible.

By way of supporting information I enclose the following:

- 1) Copy of letter Hilger/Kimmatt dated March 27, 1982.
- 2) Copy of letter Kimmatt/Hilger dated 1982-04-15.
- 3) Copy of Agreement clause 20(1)(a).
- 4) Copies of relevant Manitoba Water Commission report material.
- 5) Copies of newspaper clippings relevant to the above issues.
- 6) Information on the meeting planned for May 1, Grand Forks.

*Dale Kimmatt*  
D. R. Kimmatt

Attachments (5)

c.c.: E. Pentland + attachments.

000194



Minister  
Environment Canada

Ottawa, Canada  
K1A 0H3

Ministre  
Environnement Canada

Ottawa, Canada  
K1A 0H3

A. GOLDSMITH/IWD/ECS/7-2071/ssp

Minister's Office (2)  
DM's Office (2)  
ERMU (3)  
ADM/ECS (3)  
DG/IWD (2)  
Originator  
Branch Director  
IWD Registry

JAN 3 1982

5170/4-10

Mr. E.W. Hilger  
Secretary-Treasurer  
Manitoba Red River Valley  
International Citizens Flood  
Control Coalition Inc.  
P.O. Box 14  
St. Norbert, Manitoba  
R3V 1L5

Dear Mr. Hilger:

I have reviewed your letter of March 25 which expressed the concerns of your organization with respect to Red River flood management. There is no record in my office of having received the original copy of your letter but, fortunately, a copy was forwarded to me by Mr. Robert Bockstael.

I understand that Mr. Dale Kimmett of my department in Winnipeg met with you on April 15 and that your concerns were discussed at length and several technical points were identified and clarified. I believe Mr. Kimmett also mentioned some flood control measures which could be considered and which might further involve Environment Canada in flood management in the Red River Valley.

I have discussed these measures with my senior officials and will consider them along with several other options. In the meantime, I will ask my officials to continue their assessment of the feasibility of referring a study of flooding in the Red River Valley to the International Joint Commission.

With respect to your concern regarding flooding above the Red River Floodway inlet, responsibility for the maintenance and operation of such flood control works rests with the provinces. Therefore, the provincial authorities are in a better position to advise you on technical matters related to operation of such structures.

...2

000195

Given the technical nature of your concern, Mr. Kimmett (Regina, telephone 306-359-2434) and Mr. Denis Davis, Regional Director of the Western and Northern Region, Inland Waters Directorate (Regina, telephone 306-359-5319) should be contacted to respond to detailed questions from your group.

Yours sincerely,

*Signed*

John Roberts

000196

**December 14, 1998**  
Paul E. Clifton  
Technical Chair  
North Ritchot Action Committee  
Group 5 Box 16 RR #1  
St. Norbert, Manitoba R3V 1L2

Ms. Christine S. Stewart  
Minister of Environment  
Terrassess de la Chaudiere  
10 Wellington Street,  
Hull, Quebec K1A 0H3

Re: Red River Flood Control

Dear Minister Stewart :

Be advised our committee is recently in receipt of documentation requested under the *Access to Information Act* and provided by your department.

From the documentation provided, several pages or portions of pages have been removed at the request of the Province of Manitoba. In the portion of Federal records not excluded, it is noted that there has been correspondences to EC filed regarding Red River flooding.

It is worth noting that correspondences to your department's attention follow the unnatural flooding experienced by residents upstream of Winnipeg in 1974, 1979. Upstream flood levels in 1996 were again held above a natural state to which your department has no record.

For your record, I provide the following reports on the 1997 Red River Flooding:

- North Ritchot Restoration Committee Report on 1997 Red River Floodway Operations Dec. 18, 1997
- Letter dated Jan. 15, 1998 Mr. Steve Topping to Mr. David Farlinger, Chair Manitoba Water Commission Re: Dec. 18, 1997 Report
- Letter dated June 05, 1998 Mr. Charles D.D. Howard to Mr. David Farlinger, Chair Manitoba Water Commission Re: Topping Letter
- Report a Review of the Staged-Discharge Relationships for the Red River at Winnipeg, March 18, 1998 G.H. MacKay

- The Manitoba Water Commission March 31, 1998 Interim Report
- Review of the 1997 Red River Flood, Manitoba Water Commission, June, 1998
- Report to Manitoba Water Commission Hydraulic Study of the Impact of the Operation of the Provincial Flood Control Infrastructure on Flooding in the Red River Valley -- 1997 Klohn-Crippen

I have today, requested a meeting on the referenced subject in Winnipeg with your Regional Director General for the Prairie and Northern Region. By way of this letter I request a representative from your staff attend this meeting, to which two additional committee members and one or two long term Red River Valley residents will attend.

At issue are several oversights or omissions by the Federal Government that require discussions:

- 1 - Federal approval of the submitter Program of Operation was not given by the former - Minister of Northern Affairs and National Resources nor the latter – Environment Canada. This as required by the 1962 Federal agreement for the construction of the Greater Winnipeg Floodway.
- 2 - The flood control works are not being operated as intended from the 1953 Red River Basin Investigation. It was never the intension of the royal Commission to increase flood flows by surcharging the floodway.
- 3 - From the completion of the Greater Winnipeg Floodway to date, all floods have been smaller than the design flood of 169,000 CFS.  
In many years there has been extensive upstream flood damages.
- 4 - No flood easements have been sought by governments, nor granted by residents since the concept of the Floodway and the subsequent completion and operation of the works.

Thank you for the opportunity to provide the minister with current records and documentation on Red River flood control and upstream flooding. Our committee looks forward to discussing the above issues further.

Yours Sincerely:

PE Clifton  
North Ritchot Action Committee

Xc: Mr. Rob Stewart, Chair North Ritchot Action Committee



December 16, 1998

Mr. Paul E. Clifton  
Technical Chair  
North Ritchot Action Committee  
Group 5, Box 16  
R.R. #1  
St. Norbert, Manitoba  
R3V 1L2

Dear Mr. Clifton:

On behalf of the Honourable Christine S. Stewart, I wish to acknowledge receipt of your letter dated December 14 and the accompanying package of information concerning flooding on the Red River.

Please rest assured that your correspondence will be brought promptly to the Minister's attention.

Yours sincerely,

Jacline Lanthier  
Executive Assistant





Environment Canada  
Environnement Canada

Prairie and Northern Region  
200, 4999 - 98 Avenue  
Edmonton, Alberta  
T6B 2X3

December 18, 1998

Mr. Paul E. Clifton  
Technical Chair  
North Ritchot Action Committee  
Group 5, Box 16, RR #1  
St. Norbert, Manitoba R3V 1L2

Dear Mr. Clifton:

Thank you for your letter of December 14, requesting a meeting to discuss Red River flood control and related issues.

In your letter, you refer to a number of 'oversights or omissions' that certainly warrant further discussion. I would be happy to meet with you and members of the North Ritchot Action Committee, and others, to address these specific questions and concerns.

I plan to be in Winnipeg on January 19 and would be available for a meeting at a time convenient to you. We can meet at our Environment Canada offices, located at 123 Main Street (VIA/Union Station). If this is acceptable to you, please advise Jeannette Godin by Fax (403) 495-3086, or by telephone (403) 951-8892.

Yours sincerely,

Jim Vollmershausen  
Regional Director General

Environment Canada / Environnement Canada



**R** Registered **Recommandé**  
 Domestic Régime intérieur



**To Destinataire**  
 Name Nom  
 James Cummings  
 Address Adresse  
 Rm 333 Legislative Bldg.  
 City Ville Province Postal Code Code postal  
 Wpg MB R3L 0V9

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Item No. N° de l'article

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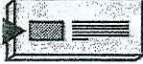
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 Société canadienne des postes  
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 Postal Outlet / Comptoir Postal  
 Winnipeg St Norbert  
 3527 Pembina Hwy  
 Winnipeg R3V1A0  
 GST/TPS#: 119321495

1999/01/14 12:22:42 id.Beverly  
 RC/CR514985 W/G1 TR15783

G/S 1@0.46  
 Ltr Std  
 Lettre (Standard) \$0.46

G/S 1@4.00  
 Registered  
 Reconn \$4.00

G/S 1@0.46  
 Ltr Std  
 Lettre (Standard) \$0.46

G/S 1@4.00  
 Registered  
 Reconn \$4.00

SUBTL/SOUS-TOTAL \$8.92  
 GST/TPS \$0.62  
 PST/TVP \$0.00  
 HST/TVH \$0.00  
 TOTAL/TOTAL \$9.54

(CDN) Cash / Comptant (CAN) \$10.00  
 CHG. DUE / MONNAIE (\$0.46)

**R** Registered **Recommandé**  
 Domestic Régime intérieur



**To Destinataire**  
 Name Nom  
 Christine Stewart  
 Address Adresse  
 10 Wellington St.  
 City Ville Province Postal Code Code postal  
 Hull PQ K1A 0H3

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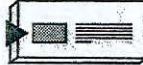
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JAN 14 1999

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 WINNIPEG, MB R3V 1A0

33-006-904 (00-10)



January 13, 1998  
Paul Clifton  
Group 5 Box 16 RR #1  
St. Norbert,  
Manitoba R3L 1L2

Mr. James Glen Cummings  
Minister of Natural Resources  
Room 333, Legislative Building  
Winnipeg, Mb.  
R2C 0V8

Re: Greater Winnipeg Floodway Operating Rules Review

Dear Mr. Cummings:

The recently appointed Red River Floodway Operation Review Committee presently undertaking a review of the Red River Floodway operation does not include affected residents as recommended in the 1997 Manitoba Water Commission final report.

I understand that the committee was established to review the operation of the Red River Floodway and is comprised of ten members. Of the members, nine of these members either represent your department that control the flood protection works, are afforded protection by the works or represent an area not affected by the admitted artificial flooding caused by the control works.

I have contacted the Director of Water Resources for the Department of Natural Resources and enquired as to the responsibility assigned to the representative for Environment Canada. I also requested assurances that the Federal representative provide the necessary federal approval for the operating rule changes that may be recommended by the committee. Your director advised me that the Federal Government have "no interest" in the matter.

Mr. Cummings, in order to finally resolve the known difficulties in Red River flood control for one inhabited area at the detriment of others, a complete and open review must be completed. The review must be undertaken with full participation of affected upstream residents, funding assistance for independent technical review of all operating rules and an established Provincial flood damage compensation program for damages caused by Red River flood control.

Any "Program of Operation" must be given Federal approval that will allow me to know that, in future flood events the planned or consequent unnatural flood damage of the upstream area will be paid by the Government of Manitoba and not the effected residents.

January 13, 1998  
Paul Clifton  
Group 5 Box 16 RR #1  
St. Norbert,  
Manitoba R3L 1L2

Mr. James Glen Cummings  
Minister of Natural Resources  
Room 333, Legislative Building  
Winnipeg, Mb.  
R2C 0V8

Re: Greater Winnipeg Floodway Operating Rules Review

Dear Mr. Cummings:

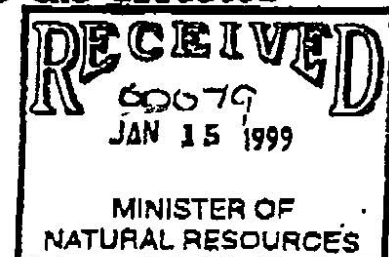
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Any "Program of Operation" must be given Federal approval that will allow me to know that, in future flood events the planned or consequent unnatural flood damage of the upstream area will be payed by the Government of Manitoba and not the effected residents.



Sincerely

P.E. Clifton

PEC\Floodcom\990113.1L

Ms. Christine S Stewart    Minister of Environment Canada  
Terrassess de la Chaudiere    10 Wellington Street,  
Hull, Quebec                    K1A 0H3

January 24, 2000  
Paul & Maxine Clifton  
Group 5 Box 16 RR #1  
St. Norbert, Mb R3V 1L2

Premier Gary Doer  
Manitoba Legislative Bldg.  
Winnipeg, MB. R3C 0V8

Honourable David Anderson P.C., M.P.  
Minister of Environment Canada

Re: Red River Floodway Operations Review

Dear Gentlemen:

The purpose of this letter is to advise the two senior levels of Government of our objections to the review process recently completed and revisions to the operating rules for Greater Winnipeg Floodway.

This letter is addressed to you, Premier Doer and Minister Anderson as I have previously corresponded with former Premier Filmon and former Minister C. Stewart on related Red River flood issues.

The Red River Floodway Program of Operation was reviewed and revised by the Winnipeg Floodway Operations Review Committee (the committee), struck by the former provincial Minister of Natural Resources and completed by the Water Resources Department. The committee with members representing PFRA, Environment Canada, City of Winnipeg and southerly Municipalities of Morris, McDonald and Ritchot. This review of the Program of Operation was recommended by the 1997 Manitoba Water Commission Report (the Commission), "An Independent Review of Actions Taken During the 1997 Red River Flood". Recommendation No. 2 of the report reads in part, *"The Red River Floodway Program of Operation should be reviewed and revised for emergency operations by the Province of Manitoba in full consultation with the Government of Canada and the affected municipalities, including the City of Winnipeg, and residents of the Valley"*. The latter, "residents of the Valley", the stakeholders who will be the most affected by future flooding and Winnipeg flood protection have not been given meaningful representation on the committee, and thus no meaningful input in/or approval of it's recommended changes to the Program.

The Operations Review Committee has reported that in three years, (1974, 1979 and 1997) of Floodway operation, artificial flooding upstream of the control works has been created. In all floods only Disaster Financial Assistance was paid for damages created due to artificial flooding. I wish to advise both governments that this assistance has only covered a portion of damage costs inflicted upon upstream residents for the flood protection of the City of Winnipeg. Flood compensation has never been paid.

The Greater Winnipeg Floodway was constructed after three-year Federal study and design by the Government of Canada, (1950-1953). Constructed following the signing of the 1962 agreement between the Government of Canada and the Government of Manitoba for the cost shared construction of the works. This agreement provided Manitoba 58-½% of Federal funding of the \$62,000,000 budget.

The Floodway has to date carried combined flood flows up to the approximate design capacity of the works. In all Red River floods since completion of the works, upstream flood levels should have been maintain at a level equal to the "Natural Level", (upstream level that would have existed in a state of natural flooding without any flood control works in place). As the record clearly shows, this has not been the case.

To date The Government of Manitoba, (the operator of the works) and the Government of Canada, (the major funding partner of the works) has not insured the operation to be in the best interest of all Manitoba's and Canadians. The previous Government recognized the risk to Winnipeg of Red River Flooding following the 1997 flood and undertook a review of the Program of Operation.

The review was undertaken without:

- Upstream resident representation on the Committee.

The writers have made numerous representations to the Rural Municipality of Ritchot, at Council meetings and by letters to the responsible Provincial Minister to be included in any review or revision to the Program of Operation.

- Independent technical representation to the Committee.

This request has been made to the Director of Manitoba Water Resources and the Chairman of the Operations Review Committee.

- Independent professional representation in establishing flood easement agreements and flood damage compensation agreements.

Thus the revised Program affords the City of Winnipeg better Red River flood protection by shifting the "Emergence Operation" trigger to a lower flood level within the City, allowing increased upstream flooding without easement agreements and compensation.

- Without public presentation of draft recommended changes to the upstream stakeholders, prior to completion of the final report.

Upstream ring diked communities and rural residents from Ste. Agathe north to the floodway inlet are at extreme risk of being overwhelmed in a marginally larger flood than that of 1997. I.e. Significant rain or southerly winds across the basin at crest conditions could raise flood levels by 5 to 6 feet under emergency operation, than experienced in 1997.

The Municipality has endorsement revisions to the Program without informing residents of the full impacts of such indorsement. I believe that a Municipality of Ritchot does not have the authority under the Municipal Act to sign off the rights of residents allowing for flood storage and associated damages on private properties.

I refer to former Premier Filmon's letter dated June 1, 1998, second last paragraph. *"In regards to your request for assurance that the Disaster Financial Assistance Program will apply if the 1997 flood protection level is exceeded in future Red River floods, I can confirm that if there is another flood there will be another financial assistance program to assist those who suffer damages."*

I gleam from the former Premiers letter that Red River flood protection levels can and will inevitably be exceeded in future flood control of Winnipeg. This without consultation with upstream stakeholders. With the necessity to flood upstream, public education of Red River flood risks, negotiated flood easement agreements, and full and complete flood damage compensation packages must be provided.

Gentlemen as both Governments are aware residents have been forced because of previous Governments inaction's to seek remedies through the Provincial courts, for full flood damage compensation. This action was not taken lightly or without consultation with previous government representatives. I have consulted with the former Provincial Minister of Natural Resources and Minister of Government Services and the Regional Director General for Prairie and Northern Region, Environment Canada) The legal action was made necessary by Statute of Limitations on claims for damages and filed almost two years following the 1997 flood.

It must be clearly evident that the Clifton's and others will not "Go Away" and will as upstream residents always have a full and complete stake in City of Winnipeg Flood protection. Work to date on Revisions to the Program of Operation could be used as a basis of further discussions, consultations, study and revisions to the Program. The resolution of this difficult and politically sensitive Red River flood management issue can only be achieved if Provincial and Federal bureaucrats are directed by elected Government Ministers to do so.

You may contact me at the above address or by telephone @ (204) 269-7760 should you have any questions.

Yours Very Sincerely

P.E. Clifton  
PEC\Premierdoer\000122.ROY

Att. Premier of Manitoba ... Clifton, June 1, 1998

Xc: Hon. Oscar Lathlin, Minister of Conservation, Legislative Building  
Winnipeg, Mb. R3C 0V8

Hon. Lyle Vanclief, Minister Responsible for PFRA, 930 Carling Ave.  
Ottawa, Ont. K1A 0C5

Mr. David W. Iftody, MP for Provencher, 323 Main St. Box 1243  
Steinbach, Mb. R0A 2A0

Mr. Robert Stefaniuk, Reeve, Municipality of Ritchot  
Fax. (204) 883-2674



**PREMIER OF MANITOBA**

Legislative Building  
Winnipeg, Manitoba, CANADA  
R3C 0V8

February 18, 2000

Mr. Paul Clifton  
Grp 5 Box 16 RR #1  
St. Norbert MB R3V 1L2

Dear Mr. Clifton:

Thank you for your letter dated January 24, 2000, regarding the Red River Floodway Operations Review.

I read your letter with interest, and have noted your concerns about the level of representation by "residents of the valley" in this process. I note that you have sent a copy of your correspondence to the Honourable Oscar Lathlin, Minister of Conservation. I will discuss this issue with the Minister, and ask the Minister's office to reply to you directly.

I appreciate your taking the time to share your concerns with me. Please feel free to contact my office again should I be able to provide information or assistance in the future.

Sincerely,

Gary Doer



*Our Past. Our Future. Our Celebration.  
Notre passé. Notre avenir. Notre fête.*



Minister of the Environment



Ministre de l'Environnement

Ottawa, Canada K1A 0H3

MAR 14 2000

Mr. Paul and Mrs. Maxine Clifton  
Group 5, Box 16, RR #1  
St. Norbert MB R3V 1L2

Dear Mr. and Mrs. Clifton:

Thank you for your letter of January 24, regarding the operation of the Greater Winnipeg Floodway.

Environment Canada's involvement on the Review Committee, which was set up by the Government of Manitoba, was to contribute technical expertise. The Committee's recommendations do not constitute an endorsement of operating rules, as that was not part of its mandate. I assure you that Environment Canada remains committed to working with the Government of Manitoba to fulfill obligations from the 1962 Floodway construction agreement.

The knowledge gained from the technical review and the recommendations of the International Joint Commission regarding future flood mitigation and protection measures for the City of Winnipeg will form a basis for developing new rules of operation that will take into account protection of the City of Winnipeg as well as upstream communities. The recommendations of the International Joint Commission will be the subject of public consultation.

You may be aware that I have recently corresponded with Mr. Robert Stewart, Chairman, North Ritchot Action Committee, regarding Environment Canada's role in the Red River Floodway Operation Review Committee. I suggested that Mr. Jim Vollmershausen, the department's Regional Director General for the Prairie and Northern Region, would again be available to meet with the Committee, should further clarification be required. You may wish to contact Mr. Stewart if you are interested in participating in such a meeting.

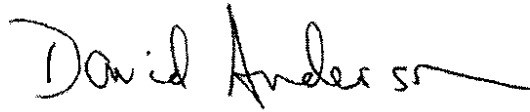
.../2



Canada

I appreciate your taking the time to write, and hope my comments are helpful.

Yours sincerely,

A handwritten signature in black ink that reads "David Anderson" with a long, sweeping horizontal line extending to the right.

David Anderson, P.C., M.P.

c.c. Mr. Jim Vollmershausen

Paul E. Clifton  
852 Red River Drive  
Howden, MB R5A 1J4  
Telephone No. (204) 269-7760  
Facsimile No.: (204) 275-8142

2004 04 22

The Honourable David Anderson  
Minister of the Environment  
28<sup>th</sup> Floor, 10 Wellington, Street  
Hull QC K1A 0H3

Dear Minister Anderson

As my final attempt to resolve issues of fairness in Red River flood protection of the City of Winnipeg from behind closed doors, please note the following and fully comply with my request. Or alternately, immediately advise that you remain bound by the confidentiality requirement of the *Access to Information Act* demanded from Manitoba, and/or still can not or will not disclose certain Greater Winnipeg Floodway records.

You should be advised that I have made written representations to both the Provincial and Federal responsible agencies presently undertaking an assessment of Floodway Expansion in Manitoba. This representation was to meet with the PAT Team to detail the immediate need for "Panel Review" of the Expansion Project, as detailed under the Canadian Environmental Assessment Act. This representation is supported by extensive records and documentation to be placed on both the Provincial and Federal *Public Registries* by respective agents.

Mr. Anderson, I'm requesting that *Access to Information Act* records; 000187 to 000204 without exclusion, found under ATIP File No. A-1998-0046/mc be immediately provided to the four federal PAT team members as listed.

- Mr. Daniel McNaughton – Director, Canadian Environmental Assessment Agency – Prairies Regional Office.
- Mr. Keith Grady - Senior Environmental Coordinator – Infrastructure Canada Issues Management.
- Ms. Beth Thomson - Impact Assessment Biologist – Fisheries and Oceans Canada Winnipeg District Office.
- Mr. Gerry Tessier - Senior Program Officer - Canadian Environmental Assessment Agency – Prairies Regional Office.

All of the above is respectfully submitted, an immediate reply favourable or otherwise would be greatly appreciated.

Yours truly,



Canada

Minister of the Environment



Ministre de l'Environnement

Ottawa, Canada K1A 0H3

SEP 21 2004

Mr. Paul E. Clifton  
852 Red River Drive  
Howden MB R5A 1J4

Dear Mr. Clifton:

Thank you for your letter of April 22, addressed to my predecessor, requesting that certain documents which you received through an *Access to Information Act* request be provided to the four federal members of the Project Advisory Team.

As you already are in possession of these documents, with certain exemptions applied, you are free to provide copies to any interested parties.

I understand that Mr. Michael Kowalchuk from our Winnipeg office has resent you this material, with the exception of two excluded documents which were obtained in confidence and do not belong to Environment Canada.

I appreciate your taking the time to write.

Yours sincerely,

Stéphane Dion



Canada

**December 6, 2004**  
Paul Clifton  
852 Red River Drive  
Howden, Manitoba, R5A 1J4

Mr. Reg Alcock  
Minister Responsible for Treasury Board  
Senior Manitoba Cabinet Minister  
House of Commons  
Ottawa, ON K1A 0A6

Ms. Sheila Fraser  
Auditor General of Canada  
240 Sparks Street  
Ottawa, ON K1A 0G6

Re: ~~Request~~ / Demand for Federal Intervention by Audit of Canada – Manitoba, Red River Flood Response Funding May 1, 1997 to End of 2002/2003 Fiscal Years

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Dear Minister Alcock and Ms. Sheila Fraser:

I co-address this letter to the responsible Federal Minister and to the most notable, and I dare say credible and independent “Agent of Canada – for the People of Canada” in relation to critical matters as referenced above. As an Upstream resident of the Red River flood protection works in Manitoba and an advocate for my many Valley neighbours, I write relating to Federal involvement with the works of the Greater Winnipeg Floodway or as Winnipeg’s would call the works the Winnipeg Floodway.

The proper term however is the Red River Floodway and by attachment, I provide relevant records that are;

- 1) Extracted records from the Province of Manitoba, with a file title of; Manitoba (Environmental Assessment) EA Mess, which details Manitoba Water Branch records that pictorially detail the historic deviation from the “Natural” Upstream of the Floodway works for the exclusive flood protection of the City of Winnipeg over the life of the current project. This without the “Smoke and Mirrors” mathematical representation of the Natural in successive flood years, or excessive upstream flood levels for other’s benefit.
- 2) Adobe file record of sheltered Manitoba records by Environment Canada.
- 3) A recent clip in an Adobe file format to lighten these very serious issues somewhat, “Dilbert” and representative of what Canada, Manitoba and the Municipalities have been seen to be doing during my long and winding record quests over some seven years.
- 4) A MSWord document where I detail within my written representation the breach of the Canadian Constitution by PFRA, Manitoba an agency of the Federal Ministry of Agriculture and Agra.-Food Canada.
- 5) A 4.45 Min. CBC © Video representation of Governments of Manitoba and Canada induced artificial flooding induced on it’s citizens for the exclusive salvation of the City of Winnipeg, (May 02, and 04, 1997).
- 6) Lastly, a 50.45-minute CD-formatted audio track of my public representation to the Manitoba Clean Environment Commission’s (CEC) former Chair, Mr. Terry Duguid. This during **Meeting No. 5**, where as the current Manitoba / Canada Environmental Assessment documentation detail there having been only **4 meetings** in Jan. of 2002.

At this point Mr. Alcock and Ms. Fraser, you folks are likely wondering how any of this has any direct implications to the Government of Canada to which I am writing, when Manitoba is responsible for all of this? This request is for a complete review and audit of two federal programs that were in direct response to the Province of Manitoba by the Government of Canada and the 1997 Red River Flood, which has direct and significant association to the intended expansion of the Red River Floodway by Manitoba and Canada's environmental assessments now.

Flood protection components for the City of Winnipeg at a layman's level are by four significant local components, the West Dyke and its Extension, the South Inlet Control Structure the Floodway Diversion Channel and the Program of Operation or "Rules of Operation" for Floodway's use. There are two other Manitoba / Canada flood protection facilities in western Manitoba to control the Assiniboine River flood contributions to City of Winnipeg flood stages, though for clarity I disregard them in part from this representation.

At the time of the '97 Red River peak stages induced upstream, or about May 3, 1997, the former Minister of Foreign Affairs and senior Minister of Manitoba, the Hon. Lloyd Axworthy commenced secretive and detailed undertakings with the then Premier of Manitoba, the Hon. Gary Filmon to initiate "*Minister Axworthy's Flood Prevention Initiative*". This undertaking led to subsequent secretive meetings with Manitoba and produced a MOU and Manitoba's commitment to Minister Axworthy's undertaking. I strongly contend that this undertaking was to immediately, without delay, undertake Floodway expansion of the Red River Floodway.

I have been able to extract from governments, be they Municipal, Provincial and Federal Governments, the tail of this damming undertaking, without the prudent and necessary studies of the best course of action to be taken by governments first. Often records to substantiate my contentions have only been forthcoming after diligent and forceful work by the office of the Manitoba Ombudsman and the direct and ongoing interventions of Manitoba's Ombudsman, Mr. Barry Tuckett himself. The Information Commissioner of Canada and his staff on the Federal side have also provided immeasurable assistance in my over seven year of record quests with ongoing investigations continuing on my behalf.

As early as May 3, 1997 and to date, two significant Federal funded programs have provided large infusions of Federal funds into Manitoba. The first, per the May 01, 1997 ***Canada /Manitoba Agreement on Disaster Financial Assistance*** with some \$ 15 M provided on the date of signing with some \$ 50 M provided on or about April 30, 1999. Secondly, under the ***Canada-Manitoba Partnership Agreement on Red River Valley Flood Protection***, Canada provided some \$ 130 M to Manitoba. Generally speaking these programs provided necessary funding to immediately partner in undertakings in Manitoba, all of this in advance of studies and reports by the 1997 Manitoba Water Commission (MWC) and the International Joint Commission (IJC) on Red River Valley Flooding and its final report of November 2000.

That said, there are at least two known Canada undertaking that were inappropriate and an affront to any Canadian being unfortunate enough to be living upstream of the Floodway control works, or any Canadian that respects our Canadian Constitution or our fundamental democratic principals of our society. This with the current Floodway, or the proposed \$ 660 M, ½ Federal and ½ Provincial expanded Floodway project, if licensed and built, will be via Provincial lies and deceit and Federal Cabinet confidences.

My attached reference records are somewhat long, though my record searches have been ongoing for some six years and with my apologies, can't be condensed further and still provides records of Federal, Provincial and Municipal misconduct in Manitoba.

I request audits to substantiate that Canada with federal funds provided directly to a Manitoba Municipality, breached the Federal Constitution as it relates to breaching a supposed arms length requirement by Canada from Provincial responsibility and affairs. Additionally, by contributing Federal funding to **West Dyke Extensions** without so much as a "Environmental Assessment Screening" under the *Canadian Environmental Assessment Act*, despite the "trigger" of funding was met under the *Act* and was thus unlawful. The project; West Dyke Extension, or the creation of a 70 KM dike running south-westward along the prairie is to provide for the assured impoundment of Red River flood waters of about 7 to 10 feet above the "Natural" in the Valley, for the exclusive salvation of the City of Winnipeg. This some 4 feet above most 1997 Red River flood replaced home or property, without so much as an Environmental Assessment or the **Negotiated Right** to create such repeated harm to fellow Canadians.

Thus, I am seeking Canada records of expenditures into West Dyke Elevations and Extensions, Control Structure Upgrades or Improvements and the procurement funding by Canada of the "Sign-off" on revised Operating Rules for the Floodway. This last item, was via a secretive commitment by Canada and it's then Director of PFRA Manitoba, that sign-off on revised Operating rules would be seen "**as playing ball with governments**" and in the best interest of Federal/Municipal agreements on Rural Water Extensions. This of ongoing projects projected to have required over a ten years of government funding for piped water to a significant portion of the Rural Municipality of Ritchot. These projects were subsequently accelerated by Canada and Manitoba and completed in about three years all after Ritchot's validation of the planned inundation or impoundment of floodwaters upwards of 7.0 ft or more in the Upstream area then the '97 Flood, all for the necessary and exclusive salvation of the City of Winnipeg.

This "Sign-Off" for funding was likely from the total Federal pot of \$ 195,000,000.00 and is without precedence, misguided and certainly to be seen as misconduct by the Government of Canada. These Canadian funds were a "Top-Up" to a \$ 72,000.00 PFRA program contribution to \$180,000.00 in fiscal year 2000/2001 and Manitoba Water Services Board (MWSB) Project No. 701. With an additional \$180,000.00 provided to the R.M. of Ritchot in fiscal year 2001/2002 with a further \$ 5,000.00 added within that year for MWSB Project No. 715 and must be exposed.

I will help further with whatever other additional available information either of you may request to finally bring this long saga to the start of a fair and reasonable end in flood protection in Manitoba. I can be contacted at the above address or [pandmax@mts.net](mailto:pandmax@mts.net) or (204) 269-7760 should you wish.

Yours truly,

P E Clifton

Attachments

Xc;

The Rt. Hon. Paul Martin, P.C. Prime Minister of Canada  
House of Commons, Parliament Buildings  
Wellington, Street  
Ottawa, ON K1A 0A6

The Hon. John M. Reid, P.C.  
The Information Commissioner of Canada  
112 Kent Street, 22<sup>nd</sup> Floor  
Ottawa, ON K1A 1H3

ATIP File No. EC A-2003-0202/mc  
ATIP File No. WED A-2003-0034/cg





December 21, 2004

Mr. Paul E. Clifton  
852 Red River Drive  
Howden, Manitoba  
R5A 1J4

Dear Mr. Clifton:

Thank you for your letter of December 9, 2004, regarding your concerns about federal assistance provided to the Government of Manitoba for flood control, notably in regard to the Red River Floodway.

I also want to thank you for the documents you attached to your message. However, I should clarify that most of the issues you raise fall within the jurisdiction of provincial and municipal governments. The mandate of our Office does not extend to matters outside the area of federal jurisdiction, nor are we empowered to stop any projects. Therefore, we are unable to comment on the documents you provided.

Regarding your concern about the lack of an assessment by the Canadian Environmental Assessment Agency, I suggest that you contact the Agency directly as they would be in a better position to help you. It is my understanding that in the normal course of events, the provision of federal funds for this type of program usually requires that an environmental assessment be carried out.

If you feel that there is a concern about either the application of the *Canadian Environmental Assessment Act*, or the funding of flood control measures, you may wish to obtain some clarification about these issues by submitting an environmental petition to our Office.

As you may know, there is within our Office a Commissioner of the Environment and Sustainable Development whose mandate it is to report to Parliament on the federal government's efforts in meeting its specific environmental and sustainable development commitments. The Commissioner is also the guardian of an environmental petitions process that allows Canadians to bring their concerns relating to a specific event or activity directly to the appropriate federal minister(s), and to obtain a reply from them within 120 days.

An environmental petition might be the tool you need to obtain answers to your questions.

However, I should emphasize that an environmental petition is not the same as an audit request. As I am sure you can appreciate, the Office receives many requests to conduct audits on a wide variety of matters from individual citizens, groups, Members of Parliament, Senators, and others. These are all carefully reviewed and taken into consideration in the selection process. However, final decisions about what to audit are made in light of our mandate, the significance of the issue, our existing audit schedule, and our available resources.

If you would like to familiarize yourself a bit more with the petitions process, I recommend that you visit our Web site at [www.oag-bvg.gc.ca](http://www.oag-bvg.gc.ca) for more details. You can also call us toll-free at 1-888-761-5953, if you require additional information or assistance.

Thank you again for taking the time to write to me.

Yours sincerely,



Sheila Fraser, FCA  
Auditor General of Canada

**Manitoba Floodway**  
Expansion Authority

*Capacity,  
Opportunities*



Manitoba 

*The Floodway Expansion Project*

