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May 6, 2009

Files: MV2003L2-0013

Dear BHP Billiton General Distribution List,

Re: 2009 Environmental Impact Report & 2008 Environmental Agreement / Water Licence Annual Report

Please find enclosed for your information, an electronic version of the "2008 Environmental Agreement / Water Licence Annual Report", as required by Part B, Item 9 of Water Licence MV2003L2-0013. Also included on the CD, is the 2009 Environmental Impact Report.

These documents were submitted to the Wek'eezhii Land and Water Board on April 30th, 2009. These documents will be available shortly on our online registry at www.wlwb.ca.

If you have any questions, please feel free to contact Ryan Fequet at requet@wlwb.ca or by phone at 867-669-9589.

Sincerely.

Ryan Fequet Regulatory Specialist, WLWB

Copied: BHPB General Distribution List