

ARTICLE I

1. In this Agreement, the term:

- a. "Alameda Dam" means the dam which will be constructed on Moose Mountain Creek in the Province of Saskatchewan approximately four kilometers upstream from its confluence with the Souris River;
- b. "Boundary Dam" means an existing dam located on Long Creek approximately seven kilometers in a southwesterly direction from the City of Estevan in the Province of Saskatchewan;
- c. "Boundary Diversion Channel" means a channel that will be constructed in the Province of Saskatchewan with a maximum capacity of 60 cubic meters per second (2,100 cubic feet per second) to allow the conveyance of water from the Boundary reservoir to the impoundment behind Rafferty Dam;
- d. "Boundary Reservoir" means the impoundment of water behind Boundary Dam;
- e. "construction costs" means expenditures made by Canada for construction of Rafferty Dam and Alameda Dam and reservoirs. Such costs shall include expenditures for engineering, design, construction, land acquisition, and operation and maintenance prior to completion of construction;
- f. "flood control storage" means the volume below the maximum allowable water level in a reservoir to store flood event runoff;
- g. "improvement" means a dam, reservoir or related facility to which this Agreement applies;
- h. "Lake Darling Dam" means an existing structure which is part of the Upper Souris National Wildlife Refuge located on the Souris River approximately 25 kilometers in a northwesterly direction from the city of Minot in the State of North Dakota;
- i. "maintenance curtailment" means an interruption or curtailment of operations under the Operating Plan which is necessary for purposes of repairs, replacements, installation of equipment, performance of other maintenance work, investigations, or inspections;