



Wave Energy Ltd.

Application for Common Carrier and
Common Processor Declarations
Berwyn Field

September 5, 2006

Alberta Energy and Utilities Board

Decision 2006-088: Wave Energy Ltd., Application for Common Carrier and Common Processor
Declarations, Berwyn Field

September 5, 2006

Published by

Alberta Energy and Utilities Board
640 – 5 Avenue SW
Calgary, Alberta
T2P 3G4

Telephone: (403) 297-8311
Fax: (403) 297-7040
Web site: www.eub.ca

ALBERTA ENERGY AND UTILITIES BOARD

Calgary Alberta

WAVE ENERGY LTD. APPLICATION FOR COMMON CARRIER AND COMMON PROCESSOR DECLARATIONS BERWYN FIELD

Decision 2006-088
Application No. 1454561

1 DECISION

Pursuant to Section 20 of the *Alberta Energy and Utilities Board Rules of Practice*, the Alberta Energy and Utilities Board (EUB/Board) accepts Wave Energy Ltd.'s (Wave Energy) request to withdraw Application No. 1454561.

2 INTRODUCTION

2.1 Application

Wave Energy applied to the EUB

- under Section 48 (1) of the *Oil and Gas Conservation Act (OGCA)* for an order declaring Adamant Energy Inc. (Adamant) as a common carrier of gas from the well in Legal Subdivision 5 of Section 2, Township 82, Range 24, West of the 5th Meridian (LSD 5-2-82-24W5M) (the 5-2 well) and such other wells that may be drilled into the Berwyn Bluesky undefined pool (Bluesky Undefined Pool), through a pipeline extending from LSD 5-2-82-24W5M (the 5-2 tie-in) to the Berwyn gas plant located at LSD 8-36-82-26W5M (the Berwyn 8-36 gas plant);
- under Section 53 (1) of the *OGCA* for an order declaring Adamant as a common processor of gas from the 5-2 well and such other wells that may be drilled into the Berwyn Bluesky Undefined Pool through the Adamant gas plant;
- under Section 48 (4)(a) of the *OGCA* for the EUB to designate the 5-2 tie-in location as the point at which the common carrier shall take delivery of the gas to be transported under common carrier order;
- under Sections 55 (2) and 55 (3) of the *OGCA* for the EUB to set the transportation and processing fees for the gas subject to common carrier and common processor orders; and
- under Section 56 of the *OGCA* for the above-noted orders to be retroactive to the date the 5-2 well was brought on production, December 5, 2005.

Wave Energy had submitted that it had filed the application because it had been unable to obtain a satisfactory arrangement for capacity in Adamant's pipeline and gas plant.

2.2 Hearing

The Board scheduled a public hearing in Calgary, Alberta, on October 10, 2006, before Board Member R. G. Lock (Presiding Member) and Acting Board Members F. Rahnama, Ph.D., and M. Edwards. The hearing was cancelled by the Board for the reasons noted below.

3 DISCUSSION

The EUB issued a Notice of Hearing for the subject application on August 10, 2006. By a letter dated August 21, 2006, Wave Energy advised the EUB that the issues regarding the subject application had been resolved and requested to withdraw the application. As the applicant wished to withdraw the application, there is no longer any need for a public hearing or for any further process regarding the application, and the hearing was cancelled.

Dated in Calgary, Alberta, on September 5, 2006.

ALBERTA ENERGY AND UTILITIES BOARD

(Original signed by)

R. G. Lock
Presiding Member

(Original signed by)

F. Rahnama, Ph.D.

(Original signed by)

M. Edwards