



EnCana Corporation

Applications for Two Pipeline Licences
Twining Field

January 27, 2009

ENERGY RESOURCES CONSERVATION BOARD

Decision 2009-011: EnCana Corporation, Applications for Two Pipeline Licences,
Twining Field

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Energy Resources Conservation Board
640 – 5 Avenue SW
Calgary, Alberta
T2P 3G4

Telephone: 403-297-8311
Fax: 403-297-7040
E-mail: Publications@ercb.ca
Web site: www.ercb.ca

ENERGY RESOURCES CONSERVATION BOARD

Calgary Alberta

ENCANA CORPORATION APPLICATIONS FOR TWO PIPELINE LICENCES TWINING FIELD

**Decision 2009-011
Applications No. 1563943 and 1578501**

1 DECISION

The Energy Resources Conservation Board (ERCB/Board) has accepted the applicant's request to withdraw Applications No. 1563943 and 1578501 and cancelled the public hearing scheduled to consider them.

2 INTRODUCTION

2.1 Applications

EnCana Corporation (EnCana) submitted two applications, in accordance with Part 4 of the *Pipeline Act*, for approval to construct and operate four pipelines for the purpose of transporting natural gas with no hydrogen sulphide from Legal Subdivision (LSD) 13, Section 4, Township 33, Range 23, West of the 4th Meridian, to LSD 6-28-32-23W4M; from LSD 15-4-33-23W4M to LSD 14-4-33-23W4M; from LSD 8-4-33-23-W4M to 7-4-33-23W4M; and from LSD 6-4-33-23W4M to LSD 7-4-33-23W4M. The length of the proposed pipelines would be about 4.82 kilometres (km), 0.13 km, 0.52 km, and 0.37 km respectively, with an outside diameter (OD) of 168.3 millimetres (mm) for the first pipeline and an OD of 88.9 mm for the other three. The proposed project would be located about 1.5 km northeast of Trochu.

2.2 Interventions

Kevin Niemi and Elizabeth Niemi each submitted an objection to the proposed pipeline applications. Mr. Niemi expressed concerns related to the negative impacts on potential future development on his property. Ms. Niemi expressed concerns related to the negative impacts on the use of the land by future generations. George Lemay and Helen Lemay and Michel Lemay and Suzanne Lemay also submitted an objection to the proposed pipeline applications. Their concerns related to potential further industrial development on the land by the applicant and how that development might impede future plans to develop the land.

2.3 Hearing

The Board was scheduled to hold a public hearing in Three Hills, Alberta, on February 4, 2009, before Board Member G. J. Miller (Presiding Member) and Acting Board Members J. G. Gilmour and D. J. Turner.

3 DISCUSSION

EnCana engaged in a mediation process with the intervening parties on numerous dates in the last quarter of 2008. The meetings resulted in an agreement among the parties. The agreement was based on a commitment from the applicant to alter the route of one of the applied-for pipelines to minimize its land use. As the applications are to be amended, the applicant notified the ERCB that it was withdrawing Applications No. 1563943 and 1578501, pursuant to Section 21 of the *Energy Resources Conservation Board Rules of Practice*. The Board accepted the withdrawal of the applications and, accordingly, cancelled the public hearing. EnCana has indicated that it will be reapplying for approval of the pipelines with a revised route. The Board notes that EnCana is required to comply with applicable ERCB notification and consultation requirements with respect to any future application.

Dated in Calgary, Alberta, on January 27, 2009.

ENERGY RESOURCES CONSERVATION BOARD

<original signed by>

G. J. Miller
Presiding Member

<original signed by>

J. G. Gilmour
Acting Board Member

<original signed by>

D. J. Turner
Acting Board Member