



Breaker Energy Ltd.

**Application for a Pipeline Licence
Provost Field**

August 11, 2009

ENERGY RESOURCES CONSERVATION BOARD

Decision 2009-048: Breaker Energy Ltd., Application for a Pipeline Licence, Provost Field

August 11, 2009

Published by

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ENERGY RESOURCES CONSERVATION BOARD

Calgary Alberta

**BREAKER ENERGY LTD.
APPLICATION FOR A PIPELINE LICENCE
PROVOST FIELD**

**Decision 2009-048
Application No. 1603186**

DECISION

The Energy Resources Conservation Board has considered the findings and recommendations set out in the following examiner report, adopts the recommendations, and directs that Application No. 1603186 be approved.

Dated in Calgary, Alberta, on August 10, 2009.

ENERGY RESOURCES CONSERVATION BOARD

<original signed by>

Brad McManus
Acting Chairman

ENERGY RESOURCES CONSERVATION BOARD

Calgary Alberta

**EXAMINER REPORT RESPECTING
BREAKER ENERGY LTD.
APPLICATION FOR A PIPELINE LICENCE
PROVOST FIELD**

**Decision 2009-048
Application No. 1603186**

1 RECOMMENDATIONS

Noting that Application No. 1603186 meets Energy Resources Conservation Board (ERCB/Board) requirements, the examiners recommend that the scheduled hearing be cancelled, the application approved, and a licence issued in due course.

2 INTRODUCTION

2.1 Application

Breaker Energy Ltd. (Breaker) applied to the ERCB for a licence to construct and operate a pipeline for the purpose of transporting natural gas from Legal Subdivision (LSD) 9, Section 32, Township 34, Range 3, West of the 4th Meridian, to a pipeline tie-in point at LSD 11-32-34-3W4M. The proposed pipeline would be 0.75 kilometres in length, have an outside diameter of 114.3 millimetres, and transport natural gas with no hydrogen sulphide.

2.2 Intervention

James Deleff is the landowner of the proposed pipeline site. Mr. Deleff's objections were based on the location of the proposed pipeline and the sensitive soils in the area.

2.3 Hearing

The Board was scheduled to hold a public hearing in Consort, Alberta, on August 11, 2009, before Board-appointed examiners T. J. Pesta, P.Eng. (Presiding Member), A. Smandych, P.Eng., and R. S. King.

3 DISCUSSION

Breaker engaged in ERCB-facilitated discussions with Mr. Deleff's representative, James Ness. The meetings resulted in an agreement between the parties, and the ERCB received a withdrawal of objection from Mr. Deleff dated July 27, 2009.

The examiner panel is satisfied that Breaker's application is technically complete and compliant with all applicable ERCB requirements and that a public hearing to consider the application is no longer necessary. The examiner panel, therefore, recommends that Application No. 1603186 be approved.

Dated in Calgary, Alberta, on August 10, 2009.

ENERGY RESOURCES CONSERVATION BOARD

<original signed by>

T. J. Pesta, P.Eng.
Presiding Member

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A. Smandych, P.Eng.
Examiner

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R. S. King
Examiner