IN THE COURT OF APPEAL OF ALBERTA

BETWEEN:

IMPERIAL OIL LIMITED and DEVON ESTATES LIMITED

Appellants

- and -

HER MAJESTY THE QUEEN IN RIGHT OF ALBERTA (AS REPRESENTED BY THE MINISTER OF THE ENVIRONMENT), ALBERTA ENVIRONMENTAL APPEALS BOARD, and DIRECTOR, ENFORCEMENT AND MONITORING, BOW REGION, REGIONAL SERVICES, ALBERTA ENVIRONMENT

Respondents

- and -

LYNNVIEW RIDGE RESIDENTS' ACTION COMMITTEE and THE CITY OF CALGARY

Intervenors

Appeal from the Judgment of
THE HONOURABLE MADAM JUSTICE R.E. NATION
Dated the 25th day of June, AD 2003
Filed the 24th day of September, AD 2003

NOTICE OF DISCONTINUANCE OF APPEAL

TAKE NOTICE that the Appellants, Imperial Oil Limited and Devon Estates Limited; hereby discontinue the within Appeal without costs pursuant to an agreement reached between the Appellants and Respondents.

The form of this Discontinuance of Action may be approved by facsimile and by counterpart.

DATED at the City of Calgary, in the Province of Alberta, this 20 day of April, 2005.

BLAKE, CASSELS & GRAYDON LI

Per:

K.B. Mills/P.R. Jeffrey

Solicitors for the Appellants, Imperial Oil Limited and Devon Estates Limited CONSENTED TO DISCONTINUANCE AND CONSENTED TO DISCONTINUANCE AND WAIVER OF COSTS this 5 day of April, 2005: WAIVER OF COSTS this __ day of April, 2005:

ALBERTA JUSTICE

KENNEDY AGRICS LLP

Per.

Respondent, Director, Counsel for

Jardee A. Agrios Counsel for the Respondent statutory decision maker, Minister of the Envirogment

CONSENTED TO DISCONTINUANCE AND WAIVER OF COSTS this ___ day of April, 2005:

Alberta Environnisat

Per:

A. Sims Counsel for the Respondent statutory advisor to the statutory decision number, Alberta Environmental Appeals Board

10:

Counsel for the Respondent, Director, Alberta Environment

Janics A. Agrice

Counsel for the Respondent statutory decision maker, Minister of the

Environment

Counsel for the Respondent statisticy advisor to the standary decision maker,

Alberta Environmental Appeals Board

AND TO:

Gavin S. Fitch

Counsel for Lynnview Ridge Residents Action Committee, Intervenor

Romald M. Kruhlak

Counsel for the City of Calgary, Intervenor

AND TO:

Clark of the Court

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	ED TO DESCONTINUANCE AND PROCESTS thisday of April, 2005:		
ALBERTA :	JUSTICE	KENNEDY AGRIOS LLP	,
Coun	ragne see for the Respondent, Director, its Environment	Per: Jamine A. Agricol Counsel for the R decision maker, Environment	sspandent statutory Minister of the
	ID TO DESCONTINUANCE: AND F COSTS this duy of April, 2005:		
advis	ers sel for the Respondent statisticry or to the statisticry decision number, ta Environmental Appeals Board		
TO:	G. Sprague Counsel for the Respondent, Direc	tor, Alberts Bavironment	
	Janice A. Agrics Counsel for the Respondent statute Environment	ny decisien maker, Minister e	of the
	A. Sims Counsel for the Respondent statuto Alberta Environmental Appeals B		žsiou malter,
AND TO:	Gavin 8. Fitch Counsel for Lynnviow Ridge Resid	leats Action Committee, Inter	ACIROI.
	Ronald M. Krohlek Counsel for the City of Calgary, In	Secvenor .	
AND TO:	Clock of the Court		

CONSENT:	ED TO DESCONTINUANCE AND OF COSTS thisday of April, 2005:	CONSERVED TO DISCONTINUANCE AND WAIVER OF COSTS thisday of April 2005	
ALBERTA JUSTICE		KENNEDY AGREOS LLP	
Cou	prague nsel fin the Respondent, Director, ata Bavironment	Per: Janioe A. Agricos Counsel for the Respondent statutory decision maker, Minister of the Environment	
	ED TO DISCONTINUANCE AND BY COSTS this day of April, 2005:		
adyi	ions used for the Respondent statistory sor to the statutory decision maker, ata Brokenmental Appeals Board	···	
rugu			
TO:	G. Sprague Counsel for the Respondent, Dire	ctor, Alberta Havironment	
	Janica A. Agrics Counsel for the Respondent statut Havironment	ory decision maker, Minister of the	
	A. Sims Councel for the Respondent status Alberta Environmental Appeals	ory advisor to the stambory decision maker, Board	
AND TO:	Gavin S. Fitch Counsel for Lymnview Ridge Resi	dents Action Committee, Intervenor	
	Ronald M. Kruhlak Counsel for the City of Calgary, I	ntervenor	
AND TO:	Clerk of the Court		

306-00512

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HER MAJESTY THE QUEEN IN RIGHT OF
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LYNNVIEW RIDGE RESIDENTS' ACTION
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NOTICE OF DISCONTINUANCE OF APPEAL

Blake, Cassels & Graydon LLP Barristers and Solicitors 3500, 855 - 2nd Street S.W. Calgary, AB, T2P 4J8

K.B. Mills/P.R. Jeffrey Telephone: 403.260-9648/9742 Facsimile: 403.260-9700 File No. 14419/1718

