

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C.  
1985, c. C-36, AS AMENDED

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF COW  
HARBOUR CONSTRUCTION LTD.

**PROOF OF CLAIM**  
**(for Payable Claims as at April 1, 2010)**

**A. DEFINITIONS**

"Claimant": the party asserting a builders' lien pursuant to the *Builders' Lien Act*, R.S.A. 2000,  
c. B-7

**B. PARTICULARS OF CLAIMANT**

1. Full Legal Name of Claimant:

\_\_\_\_\_

2. Full Mailing Address of Claimant:

\_\_\_\_\_

3. Contact Information:

a. Telephone: \_\_\_\_\_

b. Fax: \_\_\_\_\_

c. Contact Person: \_\_\_\_\_

d. Email: \_\_\_\_\_

**C. PROOF OF CLAIM**

I, \_\_\_\_\_, of the Claimant do hereby certify that:

a. I am the \_\_\_\_\_ of the Claimant;

b. I have knowledge of all the circumstances connected with the claim referred to  
below;

c. The Claimant asserts a builders' lien against lands on which Cow Harbour  
Construction Ltd. constructed an "improvement" for \$ \_\_\_\_\_;

d. The dollar amount claimed above is for materials and/or services rendered  
from \_\_\_\_\_ up to April 1, 2010, whether invoiced or not.

**D. PARTICULARS OF CLAIM**

1. Did the Claimant lease or rent equipment to Cow Harbour?

Yes  No

2. If the answer to #1 above is "Yes," please refer to and complete Appendix "A" of this Proof of Claim form.

3. If the answer to #1 above is "No," did the Claimant furnish:

Services  Materials  Services and Materials

4. Please provide, in as much detail as possible, each service and/or material that was furnished:

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5. Please provide, in as much detail as possible, the purpose of the service and/or material that was furnished, if known:

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6. Please provide the date and corresponding amount of each service and/or material that was furnished:

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7. Please provide the location where each service and/or material was last furnished: (i.e. Syncrude site, Suncor site, Cow Harbour head office, lien claimant's facility, etc...)

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8. Were the services and/or materials provided under a single contract:

Yes  No

If "Yes," please provide a copy of such contract.

#### **E. FILING OF CLAIM**

This Proof of Claim must be received by the Monitor no later than 5:00 P.M. (mountain standard time) on June 16, 2010, via the self-addressed envelope provided by the Monitor, or by email, registered mail, personal delivery, or fax transmission at the following address:

##### **1. Email**

Deloitte & Touche Inc.

Attention: Daniel Norris  
Email: dannorris@deloitte.ca

##### **2. Registered Mail or Personal Delivery**

Deloitte & Touche Inc.  
2000 Manulife Place, 10180 - 101 Street  
Edmonton, Alberta  
T5J 4E4

Attention: Daniel Norris

##### **3. Fax**

Deloitte & Touche Inc.

Attention: Daniel Norris  
Fax No.: (780) 421-3782

Failure to deliver a completed Proof of Claim to the Monitor by the date and time specified above may disqualify the Claimant as a Critical Supplier.

Dated at \_\_\_\_\_, this \_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_ (Claimant)

Per: \_\_\_\_\_ (Name)

\_\_\_\_\_ (Signature)

APPENDIX "A"

**DETAILS OF PROOF OF CLAIM FOR LESSORS**

**PARTICULARS OF LEASE**

1. Date of Lease: \_\_\_\_\_

2. Expiry or Termination of Lease:

a. Has the Lease expired or been terminated? (check appropriate box)

YES  NO

b. If the answer to (a) is Yes, specify below the expiry date or the date of termination:

\_\_\_\_\_

3. Details of Equipment subject to the Lease:

Description of Equipment	Serial Number	Description of the general function of each item of Equipment in Cow Harbour's operations

4. Details of Arrears:

a. Amount of each Periodic Payment due under the Lease:	\$ _____ per _____
b. Date of Last Payment:	
c. Total Arrears:	\$
i. Total Arrears for <i>Cow Harbour's use of Equipment before April 1, 2010:</i>	\$
ii. Total Arrears for <i>Cow Harbour's use of Equipment on or after April 1, 2010:</i>	\$

5. Details of Location and Use of Equipment Since Default:

- a. Describe the specific location of each item of Equipment since Cow Harbour first missed payment through to the date of this Proof of Claim:

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- b. Describe the specific use of each item of Equipment in Cow Harbour's operations since Cow Harbour first missed payment through to the date of this Proof of Claim:

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- c. Indicate whether each item of Equipment is "reasonably required to be available for the purpose of the work" since Cow Harbour first missed payment through to the date of this Proof of Claim:

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