

IN THE COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL DISTRICT OF CALGARY

BETWEEN:

NATIONAL BANK OF CANADA

- and -

McGILLIVRAY & SERA FARMS LTD., 626625 ALBERTA
LTD., 626626 ALBERTA LTD., BASTIAANSEN HOLDING
COMPANY LTD., JOS BASTIAANSEN, CORIEN
BASTIAANSEN, and BASSEM FARM CORPORATION

Defendants

BEFORE THE HONOURABLE
MADAM JUSTICE C. A. KENT
IN CHAMBERS

) At the Calgary Courts Centre, in the City of
) Calgary, in the Province of Alberta, on
) Thursday, the 19th day of November, 2009

ORDER
(Clear Title)

UPON the application of Ernst & Young Inc. ("the Receiver") in its capacity as Receiver of the Defendants McGillivray & Sera Farms Ltd. ("MSF"), 622625 Alberta Ltd., Bastiaansen Holdings Company Ltd., Jos Bastiaansen, and Corien Bastiaansen (collectively the "MSF Defendants"); AND UPON hearing read the Supplemental Seventh Report of the Receiver, filed, and the other Receiver's Reports referenced therein; AND UPON hearing counsel for the Receiver and counsel for other interested persons; AND UPON it appearing that the discharge of the encumbrance described herein is consistent with the Court's Orders in these proceedings;

IT IS HEREBY ORDERED THAT:

1. Service of the notice of this application and supporting materials is hereby declared to be good and sufficient, and no other person is required to have been served with notice of this application, and time for service is abridged to that actually given.

I hereby certify this to be a true copy of
the original *Order*
Dated this *20* day of *Nov*, 2009
Burns
for Clerk of the Court
Plaintiff

2. The Registrar of the Alberta Land Titles Office is hereby directed to discharge the encumbrance registered on May 29, 2009 as instrument number 091 148 917 against the certificates of title to those lands described as:
- a. Meridian 4 Range 11 Township 10
Section 1
Quarter North West
Containing 64.7 Hectares (160 Acres) more or less
Excepting the road widening on Plan 7833HI
Containing .405 of a Hectare (1 Acre) more or less
Excepting thereout all mines and minerals
 - b. The North East Quarter of Section Three (3) in Township Ten (10) Range Eleven (11) West of the Fourth Meridian Containing one hundred and sixty (160) Acres more or less,
Excepting thereout out of the North East Quarter of Section Three (3) the Canal Right-of-Way on Plan 1090IX., Containing five and forty three hundredths (5.43) Acres more or less,
Excepting thereout all mines and minerals
 - c. The North East Quarter of Section Two (2), in Township (10), Range (11), West of the Fourth Meridian in the Province of Alberta, containing one hundred and sixty (160) acres more or less
Excepting those portions on the following plans:

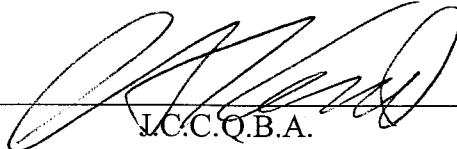
Plan	Number	Acres more or less
Access Right of Way	7326GX	3
Road Widening	7833HI	1

Excepting thereout all mines and minerals
 - d. Meridian 4 Range 11 Township 10
Section 10
Quarter South West
Containing 64.7 Hectares (160 Acres) more or less
Excepting thereout:

	Hectares	(Acres)	More or less
A) Plan 031 1514 Subdivision	10.387	25.67	

Excepting thereout all mines and minerals
3. The Registrar of the Alberta Land Titles Office is hereby directed to reissue the certificates of title for the above-described lands free and clear of instrument number 091 148 917.

4. This Order shall be registered by the Registrar of the Land Titles Office notwithstanding the provisions of s.191 of the *Land Titles Act*;



J.C.C. Q.B.A.

ENTERED this 20 day
of Nov, A.D. 2009

K. MCUSLAND
CLERK OF THE COURT

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File 263209