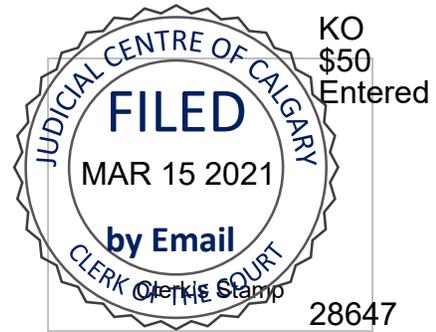


COURT FILE NUMBER **1801 – 16746**
COURT **COURT OF QUEEN’S BENCH OF ALBERTA**
JUDICIAL CENTRE **CALGARY**
PLAINTIFFS / **ALTIUS ROYALTY CORPORATION, GENESEE ROYALTY**
APPELLANTS **LIMITED PARTNERSHIP and GENESEE ROYALTY GP INC.**
DEFENDANTS / **HER MAJESTY THE QUEEN IN RIGHT OF ALBERTA and**
RESPONDENTS **ATTORNEY GENERAL OF CANADA**
DOCUMENT **NOTICE OF APPEAL OF MASTER’S JUDGMENT OR ORDER**
ADDRESS FOR **Code Hunter LLP**
SERVICE AND **Barristers**
CONTACT **850, 440 – 2 Avenue SW**
INFORMATION OF **Calgary, AB T2P 5E9**
PARTY FILING THIS **Christian J. Popowich**
DOCUMENT **Telephone: 403.234.9800**
Facsimile: 403.261.2054
File No: 11540.001



NOTICE TO RESPONDENTS: APPEAL HEARING

This appeal is made against a judgment or order of the Master that was in your favour. You are a respondent.

The appeal will be heard as shown below:

Date 9 April 2021
Time 10:00 AM
Where Via Webex Video and Audio, Calgary Courts Centre, Calgary

To appear by video:

Virtual Courtroom 58 (CCC QB)
<https://albertacourts.ca/qb/court-operations-schedules/scheduling>

To appear by telephone:

Dial in Number: 780-851-3573
Access code: 968 555 507

Before Whom The Presiding Justice in Chambers

Go to the end of this document to see what else you can do and when you must do it.

The appellants appeal to the Court of Queen's Bench of Alberta the decision of Master J.R. Farrington sitting at Calgary who on 4 January 2021 allowed the respondents' applications for summary dismissal.

Record filed and served with this appeal consists of the following:

1. The following applications which were before the Master.
 - a. Application of the defendant Attorney General of Canada, filed on 3 June 2020.
 - b. Application of the defendant Her Majesty the Queen in right of Alberta, filed on 5 June 2020.
2. The following affidavits and other evidence filed by the parties respecting the application before the Master:
 - a. Affidavit of Ben Lewis, sworn on 28 September 2020.
 - b. Land Title Certificate 142 140 855.
3. Transcript of the proceedings before the Master, unless the Court determines or the parties agree that the transcript is not needed.
4. The Order of the Master, filed on 26 February 2021.
5. Written reasons of the Master, filed on 4 January 2021.

Additional evidence will not be relied on by the appellants.

Further written argument will be made by the appellants.

The appellants will not rely on their written argument that was before the Master.

WARNING

If you do not come to Court either in person or by your lawyer, the Court may give the appellants what they want in your absence. You will be bound by any order that the Court makes. If you want to take part in this appeal, you or your lawyer must attend in Court on the date and at the time shown at the beginning of this form. You may rely on your original written argument, if any, that was before the master.

Within 20 days after service of any transcript, additional evidence, or further written argument from the appellants, you must file and serve on the appellants any further written argument you wish to make and any additional evidence you intend to rely on. The appellants may, within 10 days after service of your further written argument or additional evidence, file and serve on you a brief reply to any unanticipated additional evidence or further argument you have raised.