

BAYTEX ENERGY TRUST
Form F-X
July 21, 2009
U.S. SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

FORM F-X

APPOINTMENT OF AGENT FOR SERVICE OF PROCESS AND UNDERTAKING

A. Name of issuer or person filing ("Filer") **Valiant Trust Company**

B. This is [check one]:

- an original filing for the Filer.
 an amended filing for the Filer.

C. Identify the filing in conjunction with which this Form is being filed:

Name of registrant: **Baytex Energy Trust**

Form type: **Form F-10**

File Number (if known): **333-160675**

Filed by: **Baytex Energy Trust**

Date Filed (if filed
concurrently, so indicate): **July 17, 2009 (concurrently)**

D. The Filer is incorporated or organized under the laws of **CANADA** and has its principal place of business at:

Suite 310, 606 - 4th Street, SW

Calgary, AB

T2P 1T1

CANADA

Telephone: (403) 233-2801

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E. The Filer designates and appoints **CT Corporation System** (“Agent”), located at:

CT Corporation System

111 Eighth Avenue

New York, New York 10011

Telephone: (212) 894-8940

as the agent of the Filer upon whom may be served any process, pleadings, subpoenas, or other papers in

- (a) any investigation or administrative proceeding conducted by the Commission; and
- (b) any civil suit or action brought against the Filer or to which the Filer has been joined as defendant or respondent, in any appropriate court in any place subject to the jurisdiction of any state or of the United States, or of any of its territories or possessions, or of the District of Columbia, where the investigation, proceeding or cause of action arises out of or relates to or concerns (i) any offering made or purported to be made in connection with the securities registered by the Filer on Form 40-F on the date hereof or any purchases or sales of any security in connection therewith; (ii) the securities in relation to which the obligation to file an annual report on Form 10-K arises, or any purchases or sales of such securities; (iii) any tender offer for the securities of a Canadian issuer with respect to which filings are made by the Filer with the Commission on Schedule 13E-4F, 14D-1F or 14D-9F; or (iv) the securities in relation to which the Filer acts as trustee pursuant to an exemption under Rule 10a-5 under the Trust Indenture Act of 1939. The Filer stipulates and agrees that any such civil suit or action or administrative proceeding may be commenced by the service of process upon, and that service of an administrative subpoena shall be effected by service upon such agent for service of process, and that service as aforesaid shall be taken and held in all courts and administrative tribunals to be valid and binding as if personal service thereof had been made.

F. The Filer stipulates and agrees to appoint a successor agent for service of process and file an amended Form F-X if the Filer discharges the Agent or the Agent is unwilling or unable to accept service on behalf of the Filer at any time during which any of the securities subject to the indenture remain outstanding.

The Filer further undertakes to advise the Commission promptly of any change to the Agent’s name or address during the applicable period by amendment of this Form, referencing the file number of the relevant form in conjunction with which the amendment is being filed.

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The Filer certifies that it has duly caused this power of attorney, consent, stipulation and agreement to be signed on its behalf by the undersigned, thereunto duly authorized, in the City of Calgary, Province of Alberta, Country of Canada, on this 17th day of July 2009.

Filer: **Valiant Trust Company**

By: /s/ Bonnie Steedman

Name: Bonnie Steedman

Title: Senior Manager, Client Services

This statement has been signed by the following person in the capacity indicated on July 17, 2009.

CT Corporation System

As Agent for Service of Process for

Valiant Trust Company

By: /s/ Nancy Lydon

Name: Nancy Lydon

Title: Assistant Secretary