

## **MEDIATION AND ARBITRATION BOARD**

**Under the Petroleum and Natural Gas Act  
#114, 10142 - 101 Avenue  
Fort St. John, BC V1J 2B3**

**Date: 21 November 2002**

**File No. 1488**

**Board Report No. 363M**

**BEFORE THE MEDIATOR:**

**IN THE MATTER OF THE PETROLEUM AND  
NATURAL GAS ACT BEING CHAPTER 361 OF  
THE REVISED STATUTES OF BRITISH  
COLUMBIA AND AMENDMENTS THERETO:  
(THE ACT)**

**AND IN THE MATTER OF A PORTION OF THE  
NORTH EAST ¼ SECTION 18, TOWNSHIP 82,  
RANGE 13 WEST OF THE SIXTH MERIDIAN  
PEACE RIVER DISTRICT  
(LS 9 - 18 - 82 - 13 W6M)  
(THE LANDS)**

**BETWEEN:**

**TAURUS EXPLORATION  
1000, 630-6<sup>TH</sup> AVENUE SW  
CALGARY, ALBERTA  
T2P 0S8  
(THE APPLICANT)**

**AND:**

**EARL THOMAS MARSHALL  
C/O CARTER LOCK & HARRIGAN  
9803 101 AVENUE  
GRANDE PRAIRIE, AB  
T8V 0X6  
(THE RESPONDENT)**

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**MEDIATION ORDER**

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**BACKGROUND:**

Rodney J. Strandberg, Chairman of the Mediation and Arbitration Board on November 21, 2002, conducted a mediation regarding an application by Taurus Exploration Limited dated November 14, 2002. Ms. Mickle Carter, articling student appeared by telephone on behalf of the landowner Earl Marshall. Mr. Bob Leitch appeared by telephone as agent for Taurus Exploration Ltd.

Mr. Leitch advised that the Registered Mail proof of service had been received by his office and forwarded by courier to the office of the Mediation and Arbitration Board on November 19, 2002. Ms. Carter confirmed that she was appearing on Mr. Marshall's behalf and, based on these representations, the mediator considered that the application was properly brought before the Board.

**Nature of Application**

This application relates to a right of entry for the purpose of constructing road access to a well site known as Taurus et al Clayhurst, 9-18-82-13-W6M on property owned by Mr. Marshall.

The proposal is to construct an access road from an existing high-grade road through the property, which is pasture, to the well location. The parties confirmed that the access road route had been determined after consultation with the landowner and that the route, which was not the most direct route affecting the least amount of land, offered some advantages to the landowner.

The total area of the land impacted by the access road and well site is 6.03 acres.

**Compensation**

The parties advised that they were in agreement that first year compensation should be \$9000.00 with an annual rental to be \$3500.00. The parties also advised that there was agreement on fencing or gates for the road and well. No other representations were made to the mediator regarding this application.

Based on the agreement of the parties that a right of entry order should be granted and agreement on first year and annual compensation, the mediator concluded that an Order should issue under Section 19 of the Petroleum and Natural Gas Act.

**IT IS HEREBY ORDERED THAT;**

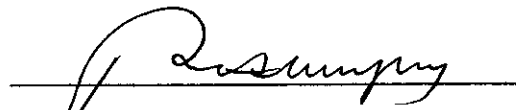
- 1) Pursuant to Section 19(1) of the Act, and subject to this Order, Taurus Exploration Ltd. is granted the right to enter upon the property legally described as the North East  $\frac{1}{4}$  of Section 18, Township 82, Range 13 West of the 6<sup>th</sup> Meridian, Peace River District for the purpose of constructing an access road and well site at the location shown on the Individual Ownership Plan prepared by Richard Redfern, British Columbia Land

Surveyor dated September 19, 2002, a copy of which is attached to and incorporated by reference into this Order,

- 2) Prior to entering the land Taurus Exploration Ltd. must pay, pursuant to Section 19(2)(b) of the Act, to Earl Thomas Marshall the sum of \$9000.00 and provide proof of this payment to the Board;
- 3) Taurus Exploration Ltd. will pay to Earl Thomas Marshall the sum of \$3,500.00 on the 22<sup>nd</sup> day of November, 2003 and the 22<sup>nd</sup> day of November in every year thereafter until further Order of the Board or agreement of the parties;
- 4) Prior to entering the land Taurus Exploration Ltd. must pay, pursuant to Section 19(2)(a) of the Act, the sum of \$9000.00 by way of cheque made payable to the Minister of Finance and delivered to the office of the Board;
- 5) Taurus Exploration Ltd. must, pursuant to Section 19(2)(c) of the Act, serve a copy of this Order on Earl Thomas Marshall by sending a copy by ordinary mail to his counsel, Messrs. Carter, Lock and Horrigan;
- 6) Nothing in this Order is or operates as a consent, permit or authorization that by any enactment a party is required to obtain in addition to this Order.

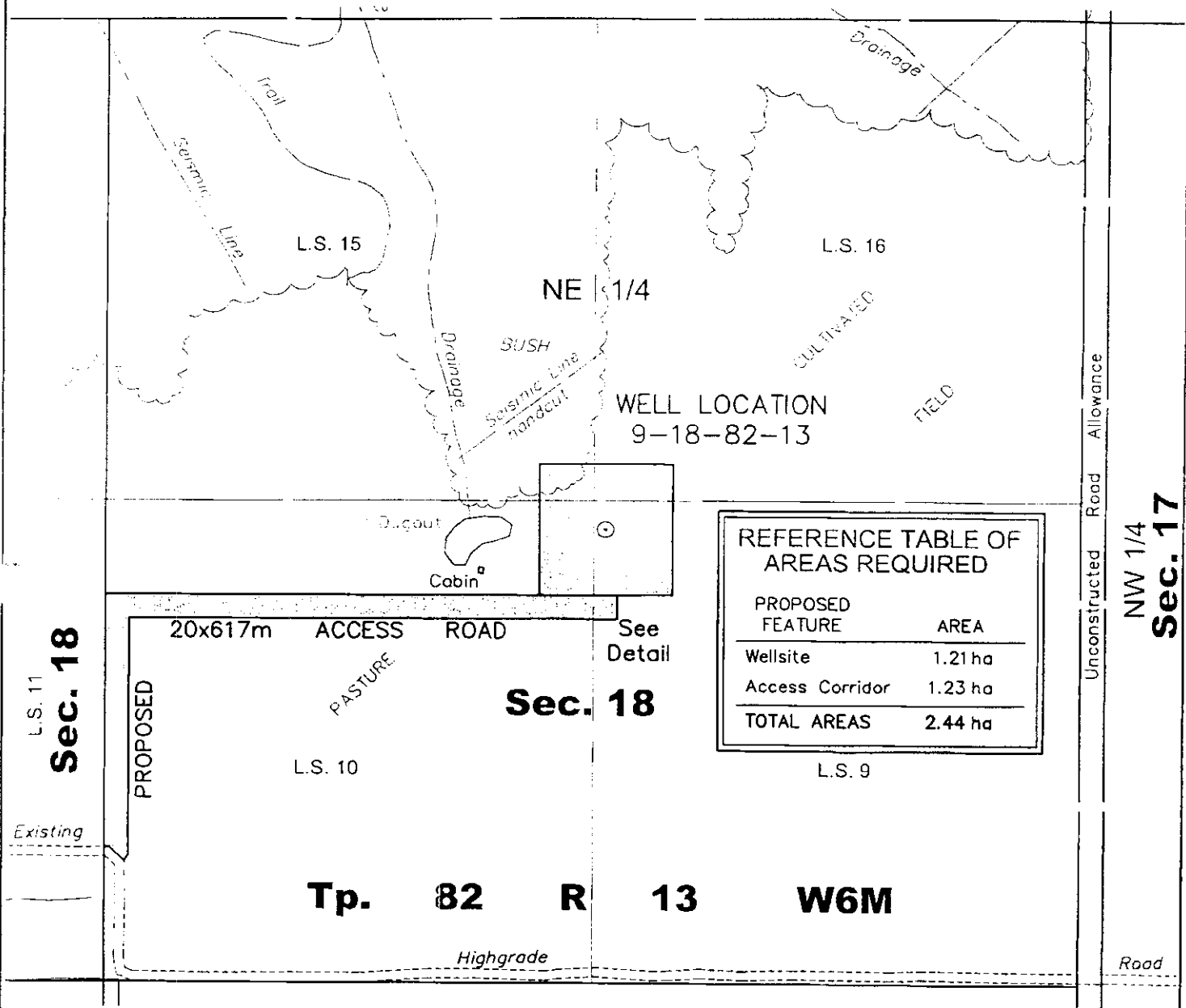
Dated at the City of Fort St. John, British Columbia, this 21<sup>st</sup> day of November 2002.

MEDIATION AND ARBITRATION BOARD  
UNDER THE  
PETROLEUM AND NATURAL GAS ACT

  
Rodney J. Strandberg, Chair

# TAURUS EXPLORATION LTD.

WELLSITE AND ACCESS ROAD  
 INDIVIDUAL OWNERSHIP PLAN  
 THE NORTH EAST 1/4 OF SECTION 18 TOWNSHIP 82  
 RANGE 13 WEST OF THE 6TH MERIDIAN PEACE RIVER DISTRICT



L.S. 11  
**Sec. 18**

NW 1/4  
**Sec. 17**

**Sec. 18**

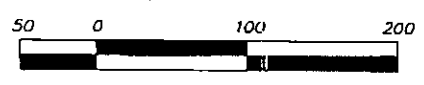
**Tp. 82 R 13 W6M**

OWNER : EARL THOMAS MARSHALL

CERT. OF TITLE NO: PC28395

AREA: 2.44 ha (6.03 ac)

SCALE 1: 5000



Portions referred to shown thus:

Certified correct this 19th day of September, 2002

Richard Redfern, BCLS



WABERSKI DARROW SURVEY GROUP  
 10720 - 100th Avenue,  
 Fort St. John, B.C., V1J 1Z3  
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FILE No: 020473NP01R0