

**File No. 1734
Board Order 1734-1**

October 14, 2011

SURFACE RIGHTS BOARD

**IN THE MATTER OF THE PETROLEUM AND NATURAL GAS
ACT, R.S.B.C. AS AMENDED**

AND IN THE MATTER OF

**THE SOUTH WEST ¼ OF SECTION 26 TOWNSHIP 77 RANGE 15 WEST
OF THE 6TH MERIDIAN PEACE RIVER DISTRICT (the Lands)**

BETWEEN:

Encana Corporation

(APPLICANT)

AND:

507788 British Columbia Ltd.

(RESPONDENT)

BOARD ORDER

On October 13, 2011, I conducted a telephone mediation. During the course of our discussions, we reviewed the issue of the right of entry, partial compensation, and terms and conditions.

At this time the parties are unable to resolve compensation.

Encana has received a permit from the Oil and Gas Commission (OGC) and is requesting a Right-of-Entry from the Surface Rights Board to:

1. Build and operate a flow line over the property.

The parties are in agreement with the terms and conditions.

I am satisfied that Encana requires the right of entry for the purposes of gas and oil activities.

ORDER

1. Upon payment of the amounts set out in paragraphs 3 and 4, the Applicant shall have the Right of Entry to and access across the portions of the lands shown on the individual ownership plan attached as Appendix "A" for the purpose of constructing, installing and operating a flow line. The Lands are legally described as:

**THE SOUTH WEST ¼ OF SECTION 26 TOWNSHIP 77 RANGE 15
WEST OF THE 6TH MERIDIAN PEACE RIVER DISTRICT
(THE LANDS)**

2. The Applicants right of entry shall be subject to the terms and conditions attached as Appendix "B" to this right of entry Order.
3. The Applicant shall deliver to the Surface Rights Board security in the amount of \$5,000.00 by cheque made payable to the Minister of Finance. All or part of the security deposit may be returned to the Applicant, or paid to the Respondent, upon agreement of the parties or as ordered by the Board.
4. The Applicant shall pay to the landowner as partial payment for compensation payable for entry to and use of the Lands the amount of \$5,000.00.
5. Nothing in this Order operates as a consent, permission, approval, or authorization of a matter within the jurisdiction of the Oil and Gas Commission.

Dated October 14, 2011
FOR THE BOARD


Rob Fraser, Mediator

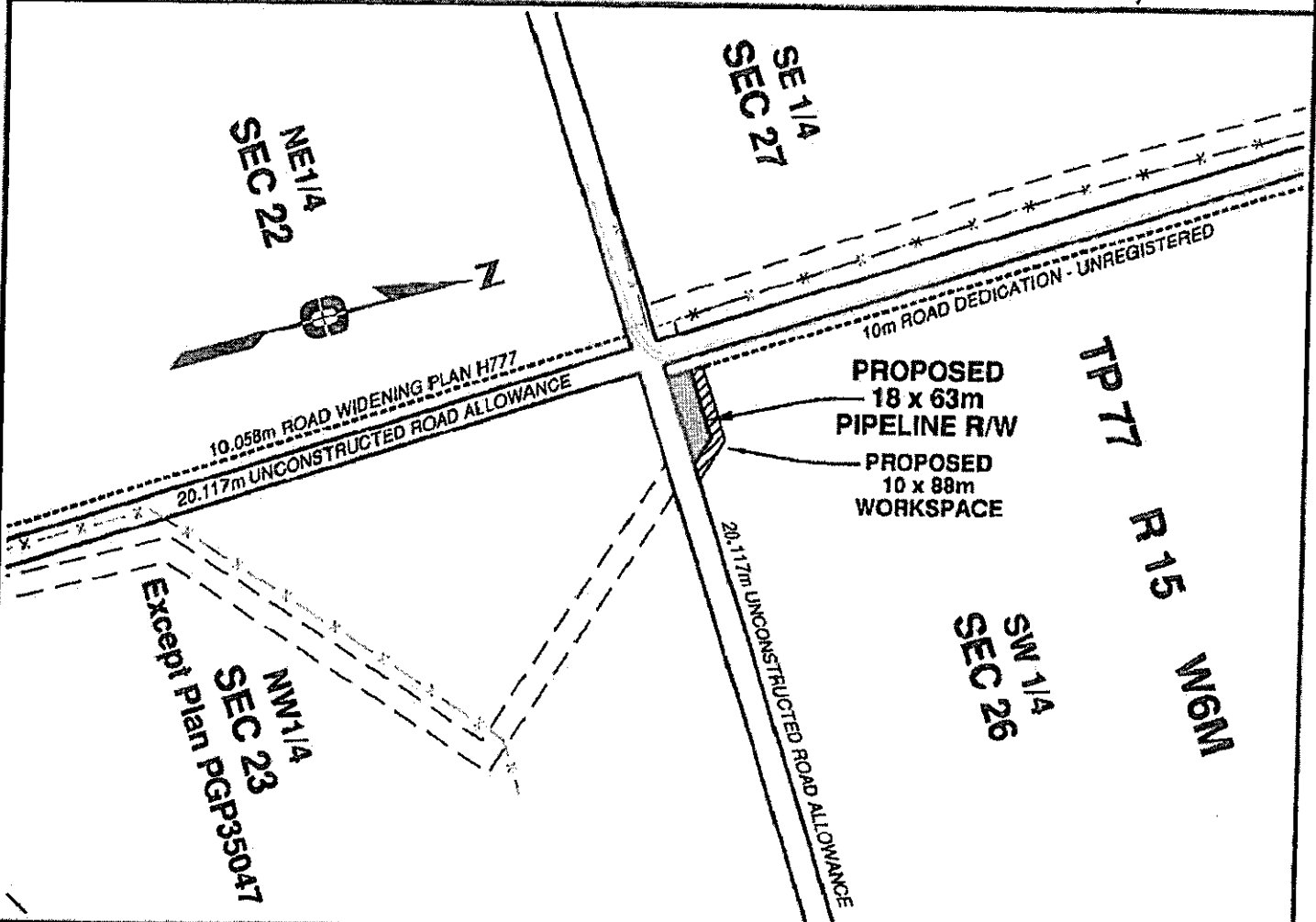
ORDER 1734-1

SCHEDULE "A"

Page ___ of ___

Attached to and made part of this Agreement dated this ___ day of ___, 20___, between
507788 British Columbia Ltd., Inc. No. 50778 (Grantor) and Encana Corporation (Grantee).

**INDIVIDUAL OWNERSHIP PLAN SHOWING
PROPOSED PIPELINE RIGHT OF WAY
WITHIN THE SOUTH WEST 1/4 OF SECTION 26, TOWNSHIP 77, RANGE 15, W6M
PEACE RIVER DISTRICT
(Associated with Pipeline R/W from Wellsite 10-35-77-15 to Wellsite 12-23-77-15)**



Owner(s): 507788 British Columbia Ltd.,
Inc. No. 507788

Title No: PJ48803
Parcel Identifier: 010-979-026
Landowner File: S459594
EnCana File(s): S459591



The intended plot size of this plan is 216mm in width by 280mm in height when plotted at a scale of 1/5000 (use letter size sheet)

Certified correct this 9th day of March, 2011

(Signature)

Adam Brash, BCLS

Areas		
Permanent	0.114 ha	0.282 ac
Temporary	0.088 ha	0.217 ac
Total	0.202 ha	0.499 ac

FOCUS
Focus Surveys
FCS Land Services Limited Partnership

Fort St. John
10716 100th Ave.
BC V1J 1Z5
Ph: (250) 787-0300
Fax: (250) 787-1511
www.focus.ca

Focus Job No: 101147NP07R0
Ref Dwg: 101147CP01R0
Drafter: KG

Appendix "B"

Conditions for Right of Entry

1. Encana will notify the landowner prior to commencing construction of the flow line on the Lands.
2. Encana shall make all reasonable efforts to contain its operations to the areas indicated on the individual ownership plans, including but not limited to, the travel and movement of personnel, vehicles, equipment, unless otherwise approved by the landowner.
3. Following construction, Encana will leave the portions of the right-of-way that were previously forage or pasture land ready for seeding, and will otherwise make all reasonable efforts to ensure the right of way is left in a similar condition as the adjoining Lands.
4. Encana shall make a reasonable effort to prevent the entry and spread of weeds on the Lands caused by Encana's operations.
5. Should a spill, leak, break, rupture or failure occur in the flow line on the Lands, Encana, shall, as soon as reasonably possible, notify and inform the landowner of the location of the incident and advise the landowner of the measures being taken to contain, repair, and clean up the spill, leak, break, rupture or failure. Encana will be permitted immediate access to any of the landowner's surrounding Lands as necessary to contain, repair and clean up the spill, leak, break, rupture or failure.