

**File No. 1736
Board Order #1736-1**

December 21, 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 NORTH WEST ¼ OF SECTION 8 TOWNSHIP 79 RANGE 17
WEST OF THE 6TH MERIDIAN PEACE RIVER DISTRICT (the Lands)**

(the "Lands")

BETWEEN:

Encana Corporation

(APPLICANT)

AND:

**Eileen Falck, Paul Justin Poirrier, Timothy John Poirrier,
Maxime James Peter Poirrier**

(RESPONDENTS)

BOARD ORDER

On December 15, 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 and I will continue to mediate final 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:

complete any necessary assessments the Oil and Gas Commission Well Permit requires and for the purpose constructing an access road and for drilling, completing and operating a six well padsite.

The parties are in agreement with the terms and conditions, except the Respondents desire Encana to fence the entirety of the Lands, which the mediator found was not necessary.

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

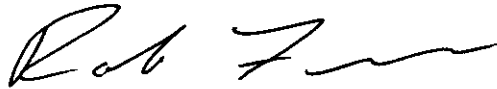
ORDER

1. Upon payment of the amounts set out in paragraphs 3 and 4, **Encana Corporation** shall have the Right of Entry to and access across the portions of lands legally described as **THE NORTH WEST ¼ OF SECTION 8, TOWNSHIP 79, RANGE 17 WEST OF THE 6TH MERIDIAN PEACE RIVER DISTRICT** as shown on the individual ownership plan attached as Appendix "A" (the "Lands") for the purpose of completing any necessary assessments the Oil and Gas Commission Well Permit requires and for the purpose of drilling, completing and operating a six well padsite.
2. **Encana Corporation's** right of entry shall be subject to the terms and conditions attached as Appendix "B" to this right of entry Order.
3. **Encana Corporation** shall deliver to the Surface Rights Board security in the amount of \$10,000.00 by cheque made payable to the Minister of Finance. All or part of the security deposit may be returned to Encana Corporation, or paid to the landowner, upon agreement of the parties or as ordered by the Board.
4. **Encana Corporation** shall pay to the landowner as partial payment for compensation the amount of \$20,000.00 representing the first year's initial payment.

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 December 21 , 2011

FOR THE BOARD

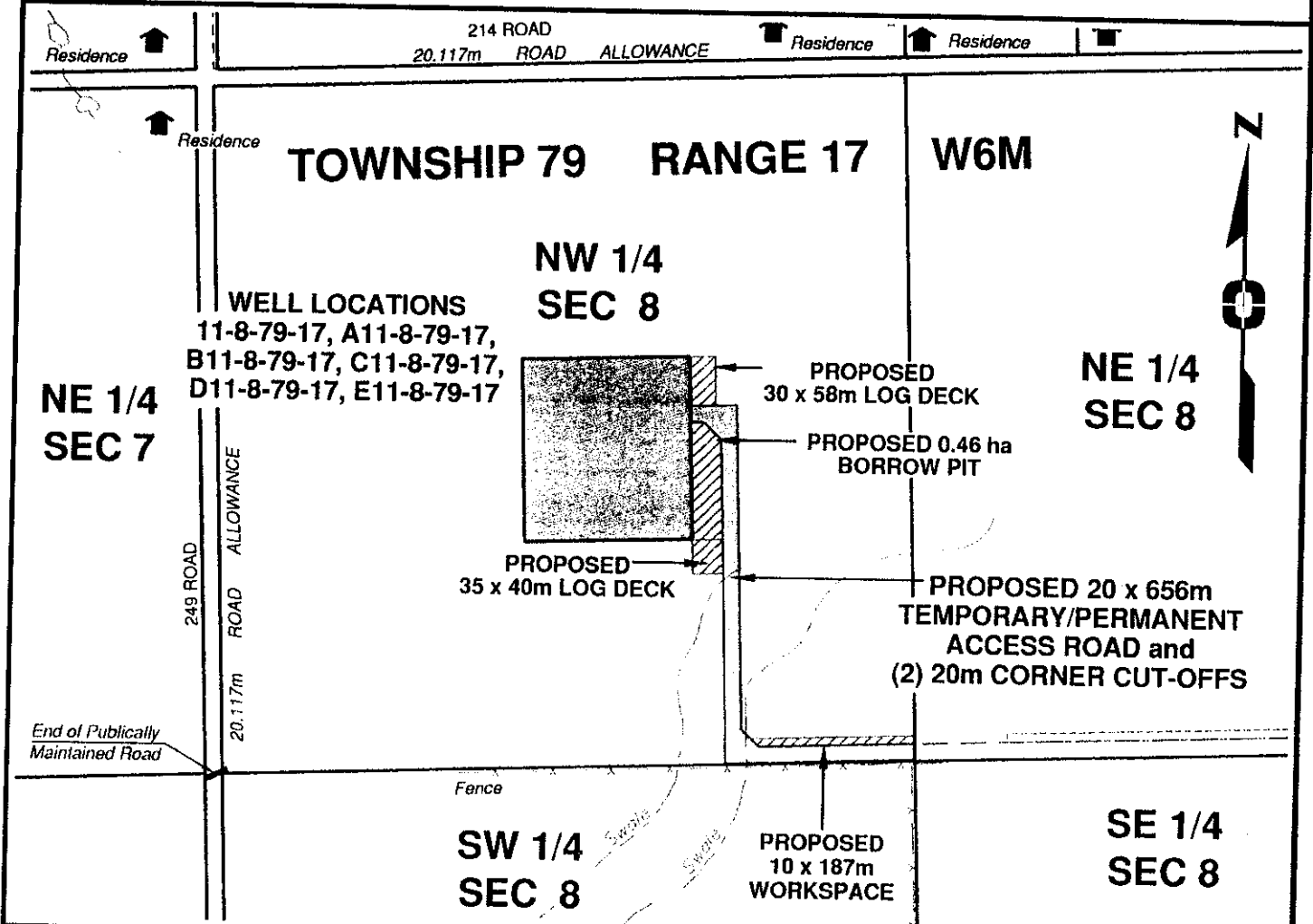
A handwritten signature in black ink, appearing to read "Rob Fraser", with a stylized flourish at the end.

Rob Fraser, Vice Chair

SCHEDULE "A"

Attached to and made part of this Agreement dated this ___ day of _____, 20___, between Eileen Marie Falck, Paul Justin Poirrier, Timothy John Poirrier and Maxime James Peter Poirrier (Lessor) and Encana Corporation (Lessee)

**INDIVIDUAL OWNERSHIP PLAN SHOWING
PROPOSED WELLSITE AND ACCESS WITHIN
NORTH WEST 1/4 SECTION 8, TOWNSHIP 79, RANGE 17, W6M
PEACE RIVER DISTRICT**



Owner(s): Eileen Marie Falck
Paul Justin Poirrier
Timothy John Poirrier
Maxime James Peter Poirrier

Title No: Y6390

Parcel Identifier: 004-163-842

Landowner File: S454686

EnCana File(s): S454686/S454687/S454688
S454689/S454690/S454691

100 0 100 200 300 400 500

The intended plot size of this plan is 216mm in width by 280mm in height when plotted at a scale of 1: 7500 (use letter size sheet)

Certified correct this 14th day of December, 2009.

[Signature]

| Areas | | |
|--------------|----------------|-----------------|
| Permanent | 5.55 ha | 13.71 ac |
| Temporary | 0.96 ha | 2.37 ac |
| Total | 6.51 ha | 16.08 ac |

Adam Brash, BCLS

FOCUS Fort St. John 10716-100th Ave. BC V1J 1Z3 Ph. (250)787-0300 Fax (250)787-1611 www.focus.ca

Focus Surveys FCS Land Services Limited Partnership

Focus Job No: 090701NP01R0

Ref Dwg: 090701WS01

Drafter: DG

Appendix "B"

Conditions for Right of Entry

1. **Encana Corporation** will install a gate at the beginning of its wellsite access road where the property line meets the road allowance.
2. **Encana Corporation** will install a fence around the perimeter of the wellsite and access road.
3. **Encana Corporation** will erect 'no trespassing' and ' no hunting' signs on the access road and the wellsite.