
April 9, 2018

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 FRACTIONAL NORTH WEST ¼ OF SECTION 35 TOWNSHIP 19
PEACE RIVER DISTRICT
(the "Lands")

BETWEEN:

Tourmaline Oil Corp.
(formerly Encana Corporation)

APPLICANT

AND

Jimmy Ray Gigger, Barbara Lynn Gigger,
and Thad James Gigger

RESPONDENTS

BOARD ORDER

By Order 1836-1 dated August 28, 2014 (attached to this Order as Appendix "A"), the Surface Rights Board granted Encana Corporation right of entry to a portion of the Lands to carry out an approved oil and gas activity, namely the construction, operation, and maintenance of multiple flow lines and associated works.

By Assignment dated July 20, 2017, Encana Corporation assigned its rights under Board Order 1836-1 to Tourmaline Oil Corp. Tourmaline Oil Corp. operates and maintains the flowlines constructed by Encana Corporation and continues to require access to the Lands for that purpose. Tourmaline Oil Corp. seeks to amend Order 1836-1 to reflect this change in circumstances pursuant to section 155 of the *Petroleum and Natural Gas Act*.

The Lands are currently owned by Jimmy Rae Gigger, Barbara Lynn Gigger and Thad James Gigger.

The Surface Rights Board orders:

1. Order 1836-1 is amended to change Encana Corporation to Tourmaline Oil Corp. and to remove Christa Lee Radford as a Respondent.
2. Tourmaline Oil Corp. has the right to enter that portion of the Lands shown on Appendix A to operate and maintain multiple flowlines.
3. 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: April 9, 2018

FOR THE BOARD



Cheryl Vickers, Chair

APPENDIX A

**File No. 1836
Board Order 1836-1**

August 28, 2014

SURFACE RIGHTS BOARD

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ACT, R.S.B.C., AS AMENDED**

AND IN THE MATTER OF

**THE FRACTIONAL NORTH WEST ¼ OF SECTION 35 TOWNSHIP 19
PEACE RIVER DISTRICT
(the "Lands")**

BETWEEN:

Encana Corporation

APPLICANT

AND

**Jimmy Ray Gigger, Barbara Lynn Gigger,
Thad James Gigger and Christa Lee Radford**

RESPONDENTS

BOARD ORDER

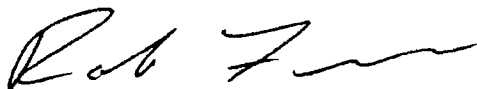
Heard by telephone conference: July 31, 2014 and August 28, 2014
Appearances: H. Berscht, S. Carter, and C. Muise for Encana, and
J. Gigger and C. Radford for the Landowners
Mediator: Rob Fraser

Following an agreement reached through mediation, and at the request of the parties to incorporate the terms of their agreement into a Consent Order of the Board, the Surface Rights Board orders, BY CONSENT:

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 FRACTIONAL NORTH WEST ¼ OF SECTION 35 TOWNSHIP 19 PEACE RIVER DISTRICT** as shown on the individual ownership plan attached as Appendix "A" (the "Lands") to carry out an approved oil and gas activity, namely the construction, operation, and maintenance of multiple flow lines and associated works.
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 pay to the landowners total payment for compensation the amount of \$7794.00 representing the first year's initial payment.
4. 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: August 28, 2014

FOR THE BOARD



Robert Fraser, Mediator

Appendix "B"
Order 1836-1

Conditions for Right of Entry

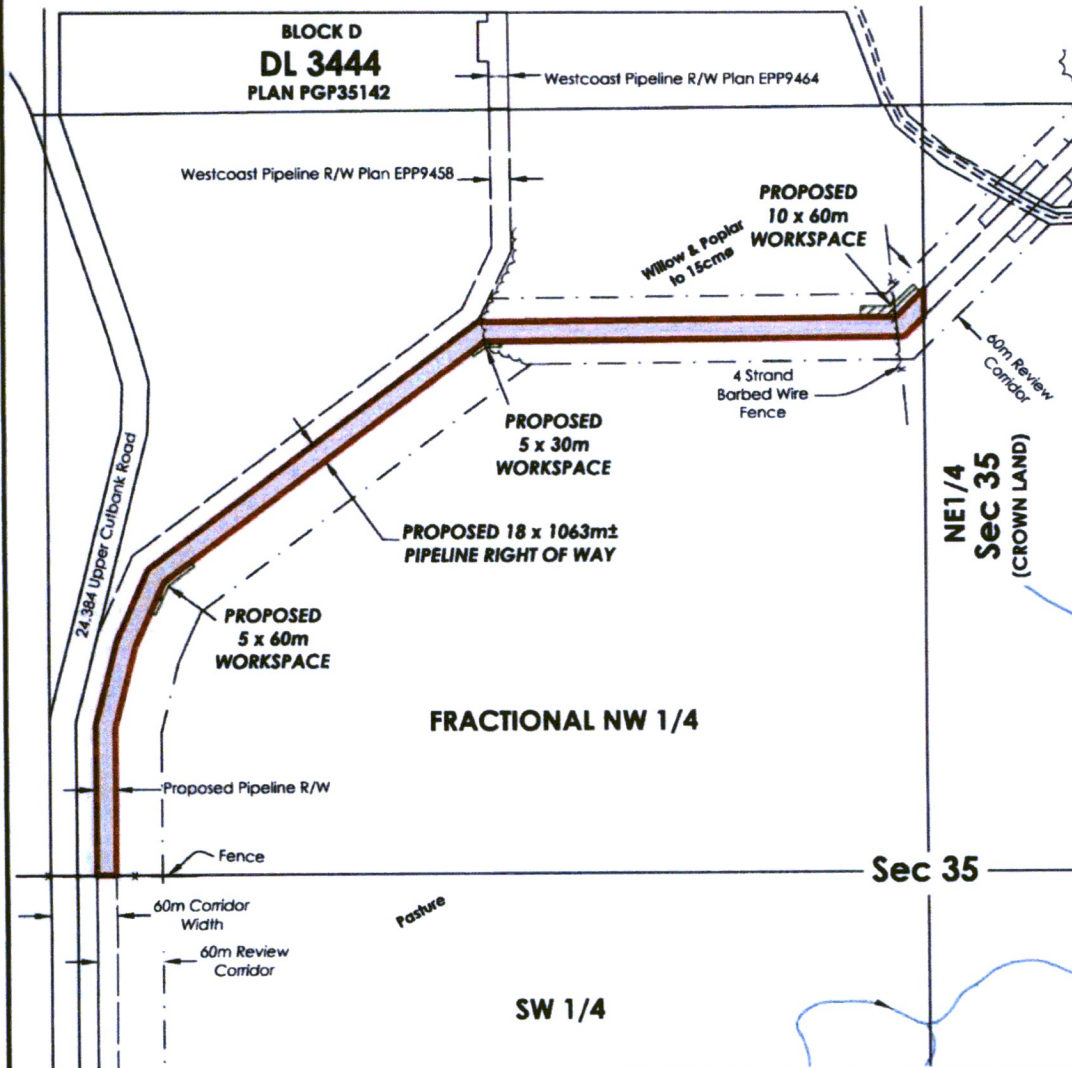
1. **Encana Corporation** must notify the landowner forty-eight (48) hours prior to entry onto the said lands.

Attached to and made part of a Lease dated this ___ day of ___, 20___, between

Jimmy Ray Gigger, Barbara Lynn Gigger, Thad James Gigger and Christa Lee Radford (Lessor) and Encana Corporation (Lessee).

**ENCANA CORPORATION
INDIVIDUAL OWNERSHIP PLAN
SHOWING PROPOSED
18m PIPELINE R/W IN
FRACTIONAL NW 1/4 Sec 35, TOWNSHIP 19
PEACE RIVER DISTRICT**



(Associated with Pipeline R/W from Wellsite d-43-H, 93-P-10 to Wellsite b-69-H, 93-P-9)



TITLE No.: CA1214787 **P.I.D. No.:** 005-526-388



OWNER(S): JIMMY RAY GIGGER
BARBARA LYNN GIGGER
THAD JAMES GIGGER
CHRISTA LEE RADFORD

NOTES

SCALE = 1: 5,000
Distances shown are in metres.
Permanent Portions referred to: 
Temporary Portions referred to: 


Certified correct this
16th day of December, 2013

Chris R. Sakundiak
Chris R. Sakundiak, BCLS

Permanent		1.91 ha	4.72 ac
Temporary		0.11 ha	0.27 ac
TOTAL:		2.02 ha	4.99 ac

NO	DATE	REVISION	DRN	CKD
0	13/12/16	Original plan issued	RC	CS

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www.canam.com Fax: 250.787.2323

CAN-AM FILE: J20130944	
CAD FILE: J20130944IOP3-0	
Client File No.: 5468733	
AFE No.: 12168603	
Land File No.:	REVISION