

File No. 1847
Board Order No. 1847-1amd

May 26, 2015

SURFACE RIGHTS BOARD

IN THE MATTER OF THE PETROLEUM AND NATURAL GAS ACT,
R.S.B.C., C. 361 AS AMENDED

AND IN THE MATTER OF

THE SOUTH EAST ¼ OF SECTION 31 TOWNSHIP 78 RANGE 16
WEST OF THE 6TH MERIDIAN PEACE RIVER DISTRICT
(the "Lands")

BETWEEN:

Encana Corporation

(APPLICANT)

AND:

Wilhelmina Lumnitzer
Fred Lumnitzer

(RESPONDENT)

BOARD ORDER

This Order amends and replaces Order 1847-1 dated May 20, 2015.

Encana Corporation seeks a right of entry order to access certain lands legally owned by Wilhelmina Lumnitzer and Fred Lumnitzer to carry out an approved oil and gas activity, namely to construct and operate a multi-well pad site within a lease site.

On May 19, 2015 I conducted a mediation dealing with Encana's application to the Surface Rights Board for mediation and arbitration services, which the Landowners did not attend. Based on this discussion plus the fact that the OGC has issued a permit for the project I am satisfied that Encana requires the Lands for an approved oil and gas activity, namely the construction and operation of a multi-well pad site in a lease site.

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 SOUTH EAST ¼ OF SECTION 31, TOWNSHIP 78, RANGE 16 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 multi 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 \$2,500.00 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 \$13,372.00 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 May 26, 2015

FOR THE BOARD



Rob Fraser, Mediator

ORDER 1547-1
APPENDIX 'A' and

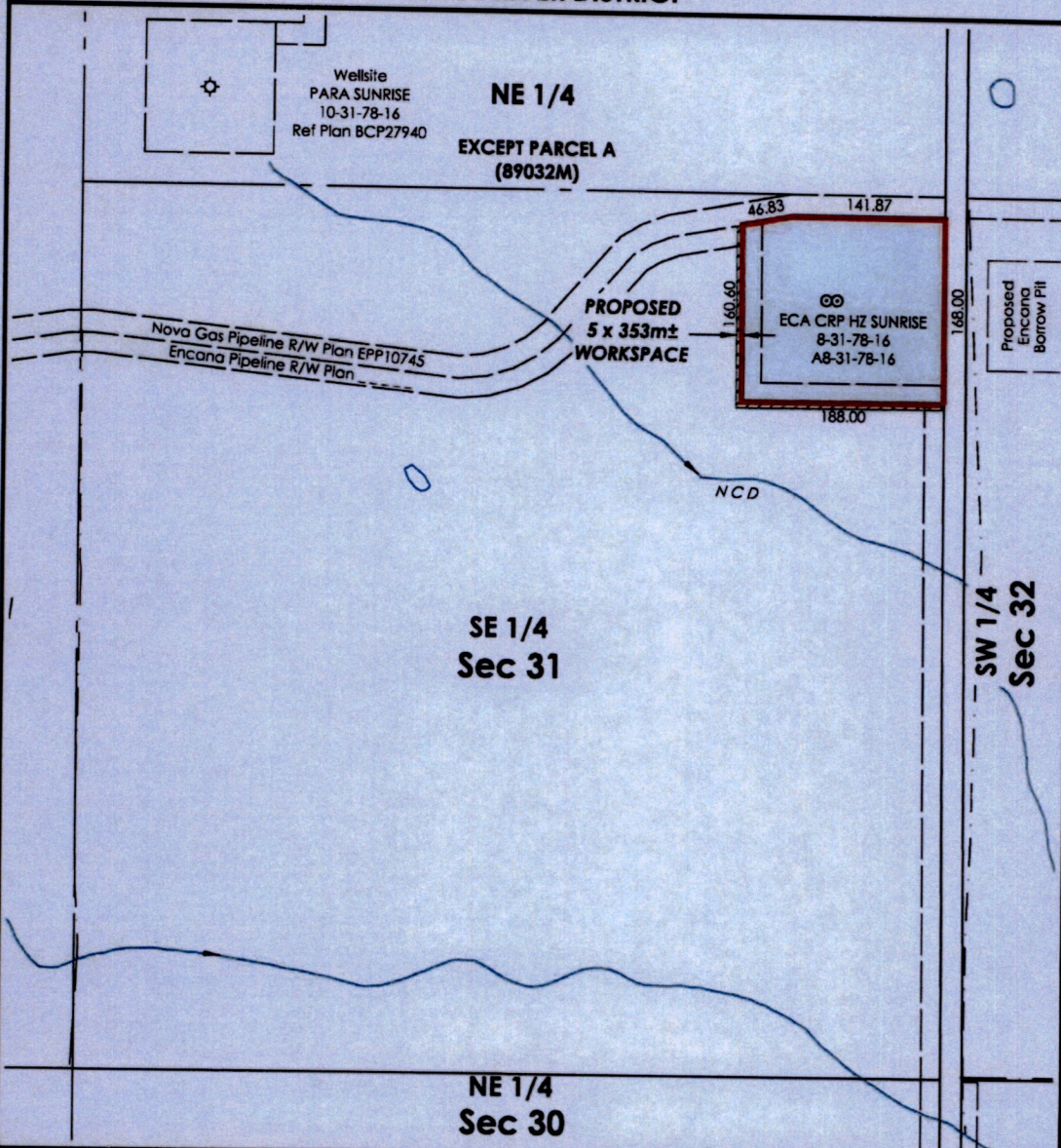
Schedule "A"

Page ___ of ___

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

Wilhelmina Lumnitzer and Fred Ralph Lumnitzer (Lessor) and Encana Corporation (Lessee).

**ENCANA CORPORATION
INDIVIDUAL OWNERSHIP PLAN
SHOWING PROPOSED
WELLSITE AND WORKSPACE IN
SE 1/4 Sec 31, Tp 78, R16, W6M
PEACE RIVER DISTRICT**



TITLE No.: BB1135647 **P.I.D. No.:** 014-328-950
OWNER(S): WILHELMINA LUMNITZER
FRED RALPH LUMNITZER

LEGEND

SCALE = 1: 5,000

Permanent Portions referred to:

Temporary Portions referred to:

Notes: Distances shown are in metres.

Certified correct this
16th day of February, 2015.

Chris R. Sakundiak, BCLS

Permanent	3.15 ha	7.78 ac
Temporary	0.18 ha	0.44 ac
TOTAL:	3.33 ha	8.22 ac

NO	DATE	REVISION	DRN	CKD
0	13/06/12	Original plan issued	AB	CS
1	15/02/16	Extended Lease	SC	CS

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CAN-AM FILE: J20130319

CAD FILE: J20130319IOP-1

Client File No.: S467864

AFE No.: 13172854

Land File No.:

REVISION

APPENDIX "B"

Conditions for Right of Entry

1. **Encana Corporation** will notify the landowner prior to commencing construction, drilling and completion operations.