

File No. 1851
Board Order No. 1851-1

April 14, 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 NORTH WEST ¼ SECTION 30 TOWNSHIP 79 RANGE 17 WEST OF THE SIXTH
MERIDIAN PEACE RIVER DISTRICT
(the "Lands")**

BETWEEN:

Encana Corporation

(APPLICANT)

AND:

**Robert Ernest Dilworth
Maxine Margaret Dilworth**

(RESPONDENTS)

BOARD ORDER

Encana Corporation seeks a right of entry order to access certain lands legally owned by Robert Ernest Dilworth and Maxine Margaret Dilworth to carry out an approved oil and gas activity, namely to construct and operate multiple flow lines within a right of way.

On April 10, 2015 I conducted a mediation dealing with Encana's application to the Surface Rights Board for mediation and arbitration services. During that mediation the parties discussed Encana's project on the Lands, including the Landowner's objections to the placement of the right of way and Encana's reasons for the location.

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 flow lines in a right of way.

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 30 TOWNSHIP 79 RANGE 17 WEST OF THE SIXTH MERIDIAN 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 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 \$2,500.00 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: April 14, 2015

FOR THE BOARD

A handwritten signature in black ink, appearing to read "Rob Fraser". The signature is fluid and cursive, with a long horizontal stroke at the end.

Rob Fraser, Mediator

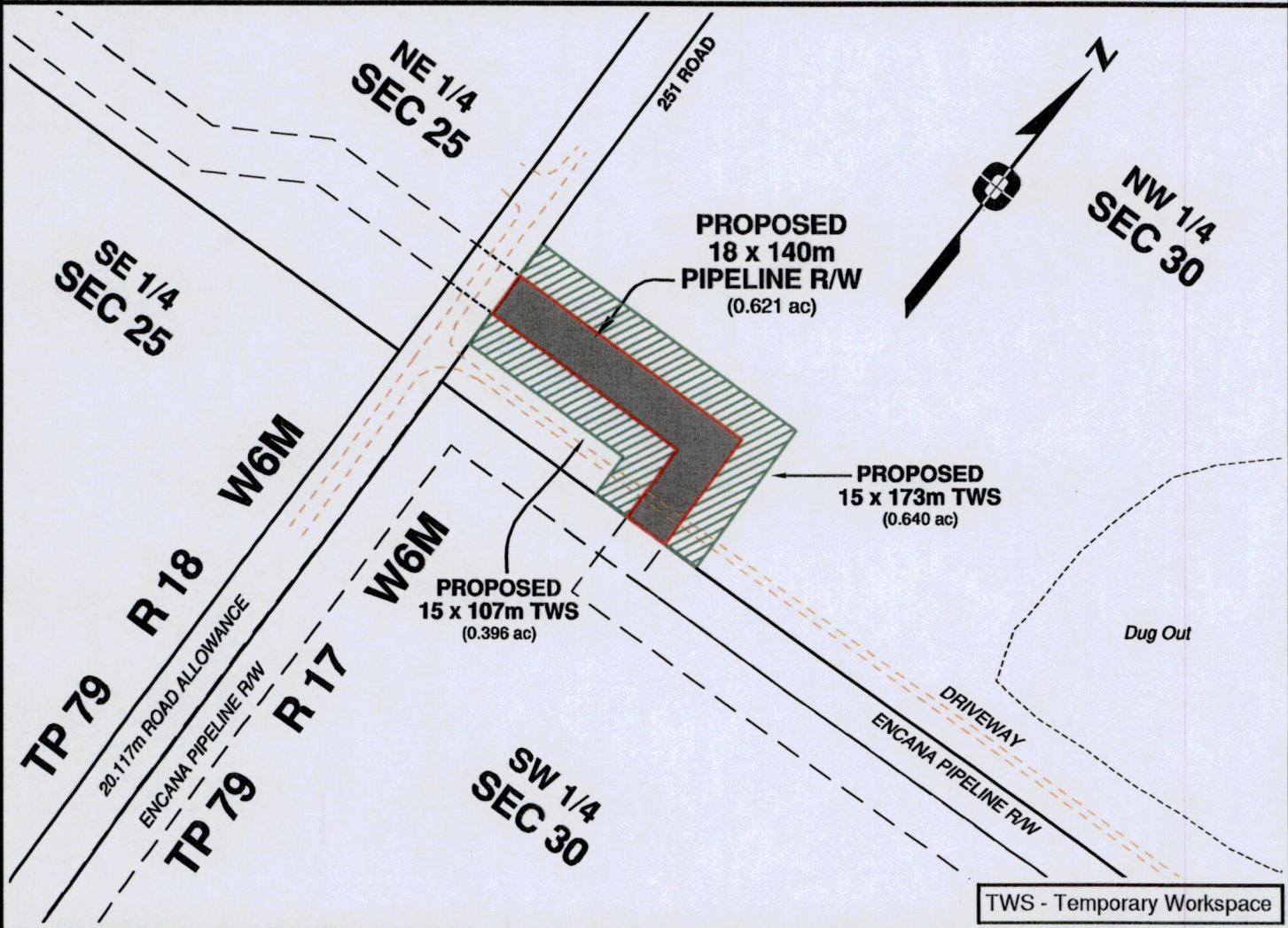
Order No. 1851-1

SCHEDULE "A"

Page ___ of ___

Attached to and made part of this Agreement dated this ___ day of ___, 20___, between Robert Ernest Dilworth and Maxine Margaret Dilworth (Grantor) and Encana Corporation (Grantee).

**INDIVIDUAL OWNERSHIP PLAN SHOWING
PROPOSED PIPELINE RIGHT OF WAY AND ANCILLARY SITES WITHIN THE
NORTH WEST 1/4 OF SECTION 30, TOWNSHIP 79, RANGE 17, W6M
PEACE RIVER DISTRICT
(Associated with Pipeline R/W from Riser Site 12-25-79-18 to Wellsite 13-29-79-17)**



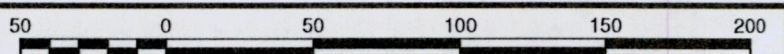
Owner(s): Robert Ernest Dilworth
Maxine Margaret Dilworth

Title No: CA3756523

Parcel Identifier: 010-380-647

Landowner File: S467441

Encana File(s): S467441



The intended plot size of this plan is 216mm in width by 280mm in height when plotted at a scale of 1: 2500 (use letter size sheet)

Certified correct this 20th day of August, 2014

Darrin Connatty, BCLS

Areas		
Permanent	0.251 ha	0.621 ac
Temporary	0.419 ha	1.036 ac
Total	0.670 ha	1.657 ac

FOCUS
Focus Surveys (BC) Limited Partnership
10716 - 100th Avenue Fort St John BC
V1J 1Z3 250.787.0300 www.focus.ca

Focus Job No: 130078NP03R6
Ref Dwg: 130078CP01R6
Drafter: DCG

APPENDIX B

Conditions for Right of Entry

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