

**File No. 1871**  
**Board Order No. 1871-1**

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**October 21, 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 SOUTHEAST 1/4 OF SECTION 30, TOWNSHIP 79, RANGE 14  
WEST OF THE 6<sup>TH</sup> MERIDIAN PEACE RIVER DISTRICT**

**(The "Lands")**

**BETWEEN:**

**ARC Resources Ltd.**

**(APPLICANT)**

**AND:**

**Miro Ernest Parnell, by the Public Guardian and Trustee of British Columbia**

**(RESPONDENTS)**

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**BOARD ORDER**

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ARC Resources Ltd. ("ARC") seeks a right of entry order to access certain Lands legally owned by Miro Ernest Parnell, to carry out an approved oil and gas activity, namely the construction, operation, and maintenance of a flow line and associated facilities.

Pursuant to an Order of the British Columbia Supreme Court dated April 1, 2015, (New Westminster Registry No. NEW-S-S167817) (the "BCSC Order"), Ms. Christine Lee Smith was appointed as Committee of the Person and of the Estate of Mr. Parnell. However, the BCSC Order expressly restricts Ms. Smith from disposing of or encumbering the Lands in her capacity as Committee, without the prior written consent of the Public Guardian and Trustee or a further order of the British Columbia Supreme Court.

Both Ms. Smith and the Public Guardian and Trustee were provided with notice of the telephone hearing of this application. The Public Guardian and Trustee advised that it would not be participating. No response was received from Ms. Smith.

On October 16, 2015 I conducted a telephone mediation conference call attended by K. Buytels and D. Rossi for ARC. No one attended on behalf of Mr. Parnell. Pursuant to s. 161 of the *Petroleum and Natural Gas Act* I proceed with the mediation and heard submissions from ARC regarding their proposed project.

Under the provisions of the *Petroleum and Natural Gas Act*, the Board may grant a right of entry order to privately owned land if it is satisfied that an order authorizing entry is required for an oil and gas activity. The Board is satisfied that ARC requires entry to the Lands for an approved oil and gas activity, namely constructing and operating a pipeline as a connector from an existing gathering system to off load pressure.

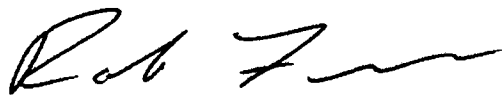
## **ORDER**

1. Upon payment of the amounts set out in paragraphs 3 and 4, ARC shall have the right of entry to and access across the portions of the Lands shown outlined in black on the Individual Ownership Plan attached as Appendix "A" for the purpose of carrying out the approved oil and gas activities, namely the construction, operation and maintenance of a natural gas flow line and associated works.
2. ARC's right of entry shall be subject to the terms and conditions attached as Appendix "B" to this right of entry Order.
3. ARC shall deliver to the Surface Rights Board a security deposit in the amount of \$2,500 by cheque made payable to the Minister of Finance. All or part of the security deposit may be returned to ARC, or paid to the landowner, upon agreement of the parties or as ordered by the Board.

4. As partial compensation, ARC shall pay \$8,000 to Mr. Parnell, care of the Public Guardian and Trustee (in its capacity as the legal representative of Mr. Parnell with respect to the Lands), or to such other person or party specified by the Public Guardian and Trustee.
5. Nothing in this order operates as a consent, permission, approval, or authorization of matters within the jurisdiction of the Oil and Gas Commission.

DATED: October 21, 2015

FOR THE BOARD

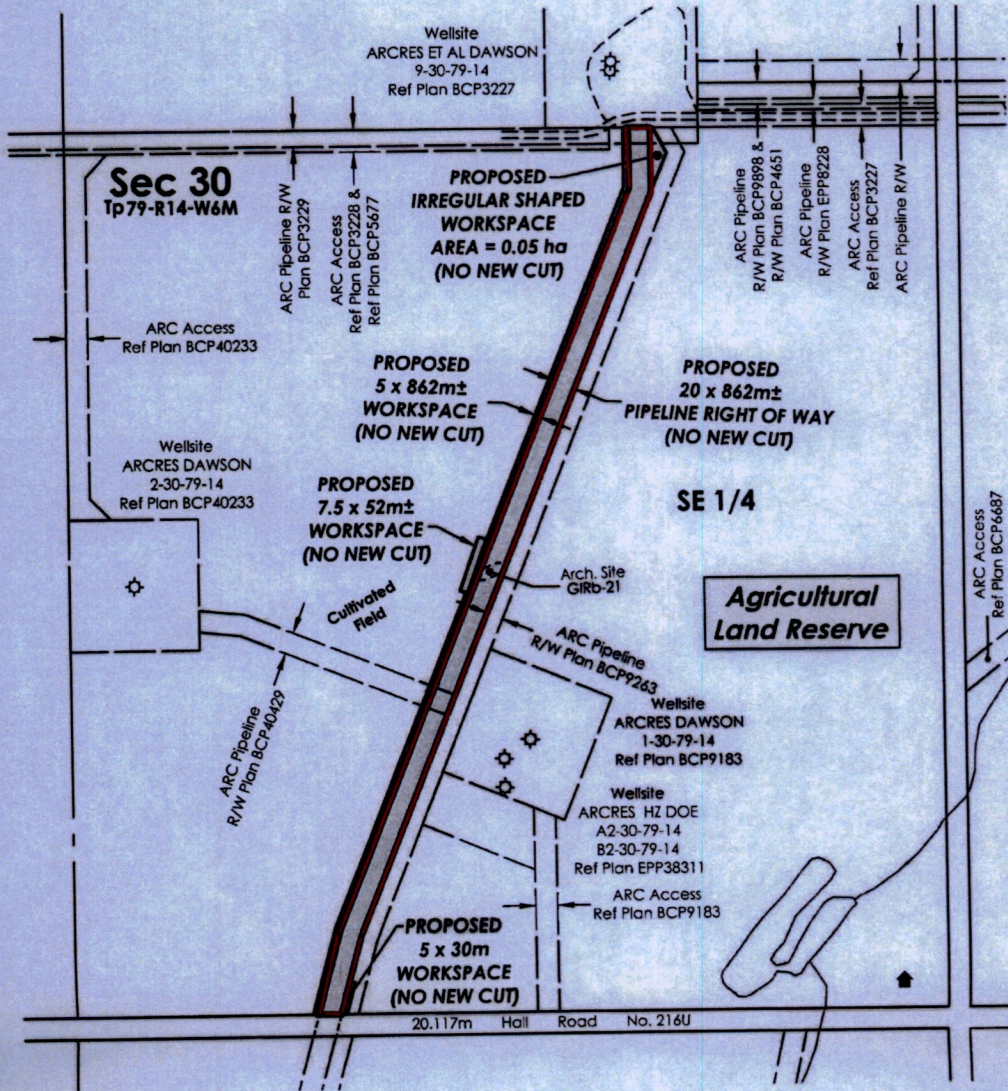
A handwritten signature in black ink, appearing to read "Rob Fraser". The signature is fluid and cursive, with a long horizontal stroke at the end.

Rob Fraser, Mediator



APPENDIX "A" - order 1871-1

**ARC RESOURCES LTD.  
INDIVIDUAL OWNERSHIP PLAN  
SHOWING PROPOSED  
20m PIPELINE RIGHT OF WAY IN  
SE 1/4 Sec 30, Tp 79, R 14, W6M  
PEACE RIVER DISTRICT**



**TITLE No.:** BA106966    **P.I.D. No.:** 004-075-994  
**OWNER(S):** MIRO ERNEST PERNELL

**LEGEND**  
SCALE = 1: 5,000  
Portions referred to: .....  
Notes: Distances shown are in metres.  
Certified correct this  
23rd day of July, 2015.

**AREA REQUIRED:**

20m Pipeline R/W	1.72 ha	4.25 ac
Workspaces	0.54 ha	1.33 ac
<b>TOTAL:</b>	<b>2.26 ha</b>	<b>5.58 ac</b>

*Chris R. Sakundiak*  
Chris R. Sakundiak, BCLS 846

NO	DATE	REVISION	DRN	CKD
0	15/06/08	Original plan issued	SDH	CS
1	15/07/23	Added Workspace	RC	CS

**can-am geomatics**  
can-am geomatics bc    Phone: 250.787.7171  
Fort St. John, B.C.    Toll Free: 1.866.208.0983  
www.canam.com    Fax: 250.787.2323

**CAN-AM FILE: J20150435**  
CAD FILE: J20150435IOP3-1  
Client File No.: E12119  
AFE No.: 15PPL0082  
Land File No.:  
REVISION



**APPENDIX "B"**  
**CONDITIONS FOR RIGHT OF ENTRY**

1. ARC will make all reasonable attempts to notify the Respondent if any work, other than routine maintenance or inspection, is to be done on the Lands.