

File No. 1871
Board Order No. 1871-2

December 29, 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 6TH MERIDIAN PEACE RIVER DISTRICT

(The "Lands")

BETWEEN:

ARC Resources Ltd.

(APPLICANT)

AND:

Miro Ernest Parnell, by his Committee Christine Lee Smith

(RESPONDENT)

BOARD ORDER

On September 2, 2015, ARC Resources Ltd. ("ARC") sought a right of entry order to access certain Lands legally owned by Miro Ernest Parnell, in order to carry out an approved oil and gas activity, namely the construction, operation, and maintenance of a flow line and associated facilities.

On October 21, 2015, the Surface Rights Board issued Board Order 1871-1 granting ARC access to the Lands for the above-noted purposes. Order 1871-1 required ARC to pay the landowner or his legal representative \$8,000 in partial compensation for the right of entry granted.

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. On or about October 27, 2015, the Office of the Public Guardian and Trustee advised the Surface Rights Board that Ms. Smith is legally authorized to represent Mr. Parnell in her capacity as Committee in all dealings with ARC and in all proceedings before the Surface Rights Board concerning this matter.

The parties have recently advised the Surface Rights Board that ARC has paid Ms. Smith partial compensation in the amount of \$8,000, and that they have reached a final agreement on the amount of additional compensation payable to the Respondent, in order to avoid the need for this matter to proceed to arbitration.

Accordingly, BY CONSENT, the Surface Rights Board orders:

1. ARC shall pay to the Respondent, MIRO ERNEST PARNELL, care of his Committee CHRISTINE LEE SMITH, an additional one-time payment of \$2,000 for the construction, operation and maintenance of a flow line and associated facilities on the Lands.

DATED: December 29, 2015

FOR THE BOARD



Cheryl Vickers, Chair