

**File No. 1652
Board Order # 1652-1**

August 24, 2010

MEDIATION AND ARBITRATION BOARD

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

**AND IN THE MATTER OF
NW ¼ Section 16, Township 23, Peace River District
(The "Lands")**

BETWEEN:

Encana Corporation

(APPLICANT)

AND:

Burnem Grant and Gertrude Grant

(RESPONDENTS)

BOARD ORDER

Heard by telephone conference: August 20 and 24, 2010

Mediator: Cheryl Vickers

Appearances: Jasone Blazevic, Bruce White, and Rod
Kronlachner, for the Applicant, Encana
Corporation

Burnem Grant, for the Respondents Burnem
and Gertrude Grant

The Applicant requires access to the Lands for the purpose of construction, installation and operation of a flowline as shown on the attached plan (Appendix A). The Applicant has received a pipeline permit for the flowline from the Oil and Gas Commission. The Respondents do not oppose the flowline and agree to the amount of compensation for the right of entry, exclusive of any damages, but are not willing to sign a Right of Way Agreement expressing concerns about the landowners' loss of control over surface management of land and the priority of regulatory requirements that do not address landowners' concerns. The Respondents, while not willing to sign a Right of Way Agreement, consent to the Board making a Right of Entry Order so that the project may proceed.

BY CONSENT the Mediation and Arbitration Board orders:

1. Upon payment of the amounts set out in paragraph 2 and 3, the Applicant shall have the right of entry to and access across the portion of the Lands shown in Schedule "A" for the purpose of constructing, installing and operating a flow line.
2. The Applicant shall pay to the Respondents as payment for compensation payable for entry to and use of the Lands the amount of \$6,315.00.
3. The Applicant shall pay to the Respondents the sum of \$500.00 for costs.
4. The Applicant shall serve the Respondents with a copy of this Order prior to entry on the Lands either by way of personal service or by registered mail.

5. Nothing in this order operates as consent, permission, approval or authorization of matters within the jurisdiction of the Oil and Gas Commission.

Dated: August 24, 2010

FOR THE BOARD



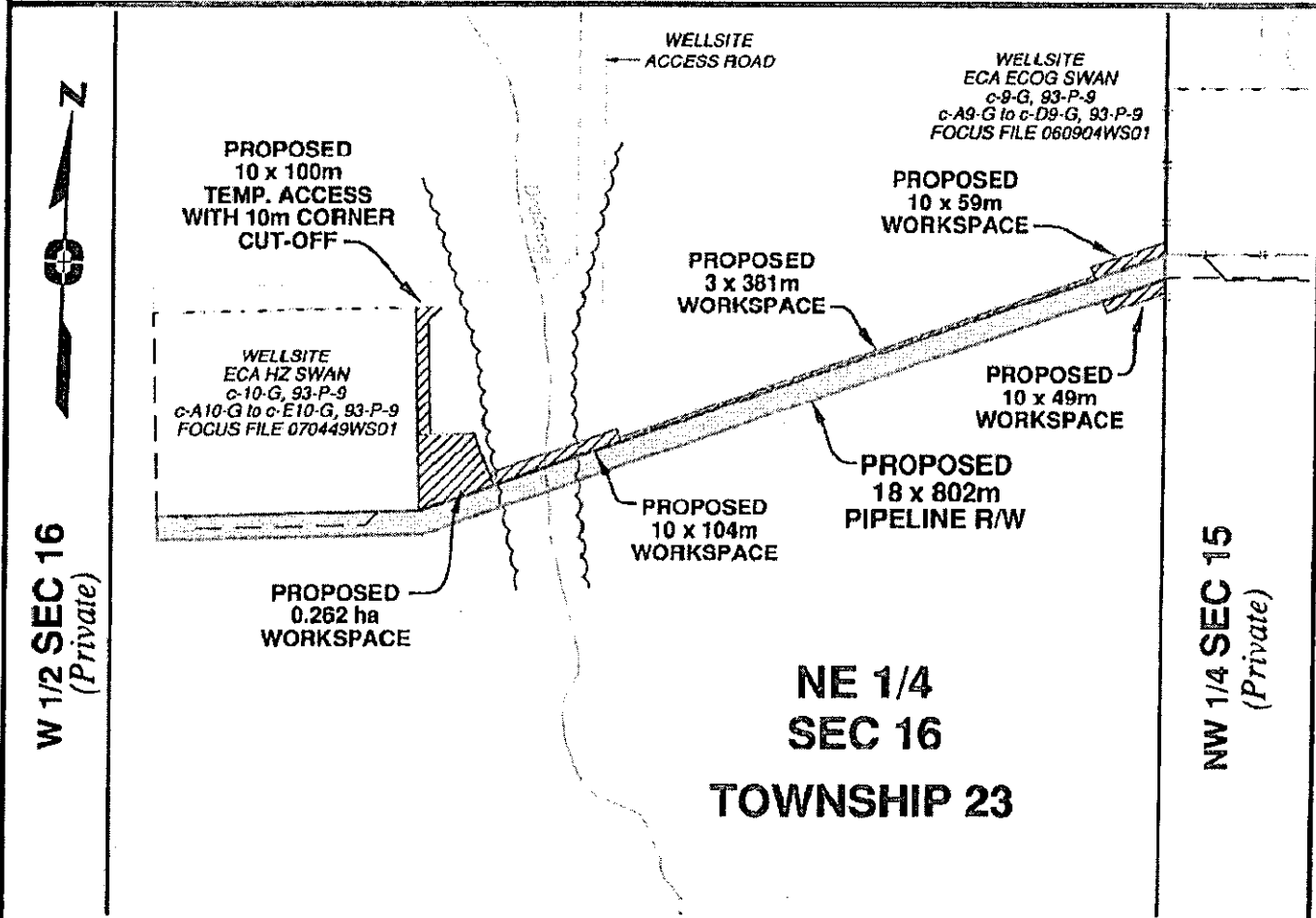
Cheryl Vickers
Chair

SCHEDULE "A"

Attached to and made part of this Agreement dated this ___ day of _____, 20___, between
Burnem Hollister Grant Jr. and Gertrude Grant (Grantor) and Encana Corporation (Grantee).

**INDIVIDUAL OWNERSHIP PLAN SHOWING
PROPOSED PIPELINE RIGHT OF WAY WITHIN
THE NORTH EAST 1/4 OF SECTION 16, TOWNSHIP 23
PEACE RIVER DISTRICT**

(Associated with Pipeline R/W from Wellsite c-10-G to Wellsite c-9-G, all within 93-P-9)



Owner(s): Burnem Hollister Grant Jr.
Gertrude Grant



The intended plot size of this plan is 216mm in width by 280mm in height when plotted at a scale of 1: 5000 (use letter size sheet)

Title No: T31925
Parcel Identifier: 014-477-670
Landowner File: S448722
EnCana File(s): S448722

Certified correct this 10th day of March, 2010.

Adam Brash, BCLS

Areas		
Permanent	1.444 ha	3.568 ac
Temporary	0.693 ha	1.712 ac
Total	2.137 ha	5.280 ac

FOCUS
Focus Surveys
FCS Land Services Limited Partnership

Fort St. John
10716-100th Ave.
BC, V1J 1Z3
Ph (250)787-0300
Fax (250)787-1611
www.focus.ca

Focus Job No: 081069NP01R0
Ref Dwg: 081069CP01R0
Drafter: KG