

**November 26, 2018**

**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

PARCEL B (20872M) OF THE NORTH WEST  $\frac{1}{4}$  OF SECTION 20 TOWNSHIP  
80 RANGE 13 WEST OF THE 6<sup>TH</sup> MERIDIAN PEACE RIVER DISTRICT

(The "Lands")

BETWEEN:

ARC Resources Ltd.

(APPLICANT)

AND:

Mary Kathleen Miller, as Executrix of the Estate  
of John Irving Miller

(RESPONDENT)

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**BOARD ORDER**

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ARC Resources Ltd. ("ARC") seeks a consent right of entry order for continued access to certain lands legally owned by John Irving Miller (the "Lands").

On September 24, 1997, Star Oil & Gas Ltd. entered into a Surface Lease Agreement with the landowner, John Irving Miller, (the "Lease") to access the Lands for the purpose of carrying out approved oil and gas activity, namely the drilling and operation of a single well or substitute well and associated infrastructure. The Lease was not registered on title to the Lands.

The oil and gas activities within the leased area were approved on October 22, 1997 (W.A. #10707) and July 28, 2000 (OGC File 9604750).

On April 16, 2003, the Lease was assigned to the Applicant, ARC.

In order to address continued access to the leased area and compensation, ARC has reached an agreement with the landowner care of Mary Kathleen Miller, the Executrix of the Estate of John Irving Miller, for compensation and right of entry to replace the Lease.

Accordingly, the Surface Rights Board orders, BY CONSENT:

## **ORDER**

1. Upon payment of the amounts set out in paragraph 2, ARC shall continue to have the right to enter and access the portions of the Lands shown outlined in red on the Individual Ownership Plan attached as Appendix "A" as necessary for the purpose of operating and maintaining a well, riser, and access road in accordance with W.A. #10707 dated October 22, 1997 and OGC approval dated July 28, 2000 (OGC File 9604750).
2. ARC shall pay the following compensation to the landowner care of Mary Kathleen Miller, the Executrix of the Estate of John Irving Miller, with respect to the well, riser and access road:
  - a. a total amount of \$9,500 for initial compensation; and
  - b. a total amount of \$7,000 in annual rent, effective September 24, 2015.
3. The Lease dated September 24, 1997 between Star Oil & Gas Ltd. and John Irving Miller shall be terminated effective as of the date of this Order, pursuant to s. 167(1) and (7) of the *Petroleum and Natural Gas Act*.

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

DATED: November 26, 2018

FOR THE BOARD

A handwritten signature in black ink, appearing to read 'Cheryl Vickers', written in a cursive style.

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Cheryl Vickers, Chair

**APPENDIX A"**

