

**File No. 2065  
Board Order 2065-1amd**

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**November 13, 2019**

**SURFACE RIGHTS BOARD**

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

AND IN THE MATTER OF

THE SOUTH EAST ¼ OF SECTION 21, TOWNSHIP 25,  
PEACE RIVER DISTRICT

(the "Lands")

BETWEEN:

ENCANA CORPORATION

APPLICANT

AND

GARRY BRATT  
FRANK JOHN BRATT AND  
JOHN HENRY BRATT

RESPONDENTS

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**BOARD ORDER**

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During a telephone mediation conference call I conducted on November 4, 2019, the parties agreed that the amounts of partial compensation found in Order 2065-1 are final compensation.

The Board replaces the word “partial” with “final” in paragraph 2.

The Surface Rights Board orders:

1. Upon payment of the amounts set out in paragraph 2, Encana shall continue to have the right to enter and access the portions of Lands shown outlined in red on the Individual Ownership Plan attached as Appendix “A” as necessary for the purpose of operating and maintaining a riser in accordance with the Oil and Gas Commission.
2. As final compensation Encana shall pay the following compensation with respect to the riser to the Respondents, GARRY BRATT, FRANK JOHN BRATT AND JOHN HENRY BRATT:
  - a. the sum of Nine Hundred Dollars (\$900.00) equally divided among the Respondents as annual compensation, whereby the anniversary date for the annual compensation will be October 10; and
  - b. Two Thousand Six Hundred Dollars (\$2600.00) equally divided among the Respondents as additional compensation owing.
3. This order replaces the previous Lease dated October 10, 2008. The Lease dated October 10, 2008 between Encana and Elfrieda Bratt 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 a matter within the jurisdiction of the Oil and Gas Commission.

DATED: November 13, 2019

FOR THE BOARD



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Robert Fraser, Mediator

Appendix "A"

<b>SCHEDULE "A"</b>		Page ___ of ___												
Attached to and made part of this Agreement dated this _____ day of _____, 20____, between GARRY RANDOLPH BRATT, FRANK JOHN BRATT AND JOHN HENRY BRATT (Lessor) and ENCANA CORPORATION (Lessee).														
<b>INDIVIDUAL OWNERSHIP PLAN SHOWING RISER SITE WITHIN THE SOUTH EAST 1/4 OF SECTION 21 TOWNSHIP 25 PEACE RIVER DISTRICT</b>														
<p style="text-align: center;"><b>TOWNSHIP 25</b> <b>SE 1/4</b> <b>SEC 21</b></p> <p style="text-align: center;"><b>8 x 15m RISER SITE</b> REF PLAN EPP6559 (0.029ac)</p> <p style="text-align: center;"><b>WELLSITE</b> ECA ECOG SWAN d-18-H, 93-P-9 d-A18-H, 93-P-9 ECA ECOG HZ SWAN d-B18-H, 93-P-9 to d-E18-H, 93-P-9 ECA CRP HZ SWAN d-F18-H, 93-P-9 to d-H18-H, 93-P-9 REF PLAN EPP5714</p>														
<b>Owner(s):</b> GARRY RANDOLPH BRATT FRANK JOHN BRATT JOHN HENRY BRATT	<p>The intended plot size of this plan is 216mm in width by 280mm in height when plotted at a scale of 1: 1500 (use letter size sheet)</p>													
<b>Title No:</b> CA7019392 <b>Parcel Identifier:</b> 014-451-387 <b>Landowner File:</b> S420233 <b>Encana File(s):</b> S420233	Certified correct this 18th day of September, 2018   David E. Gosling, BCLS													
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="3">Areas</th> </tr> <tr> <td>Permanent</td> <td style="text-align: center;">0.012 ha</td> <td style="text-align: center;">0.029 ac</td> </tr> <tr> <td>Temporary</td> <td style="text-align: center;">0.000 ha</td> <td style="text-align: center;">0.000 ac</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: center;"><b>0.012 ha</b></td> <td style="text-align: center;"><b>0.029 ac</b></td> </tr> </table>	Areas			Permanent	0.012 ha	0.029 ac	Temporary	0.000 ha	0.000 ac	<b>Total</b>	<b>0.012 ha</b>	<b>0.029 ac</b>	<p>WSP Surveys (BC) Limited Partnership Fort St John BC (250) 787-0300</p>	<b>WSP File:</b> 181-06803-00-000-00-PIPIP001-R4 <b>Ref Dwg:</b> 081071NP01R2 <b>Drafted by:</b> KG
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