

**File No. 2000
Board Order No. 2000-1
September 12, 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

BLK A OF SECTION 13 TOWNSHIP 84 RANGE 21
WEST OF THE 6TH MERIDIAN PEACE RIVER EXC PLAN PGP38270

(the "Lands")

BETWEEN:

Primavera Resources Corp.

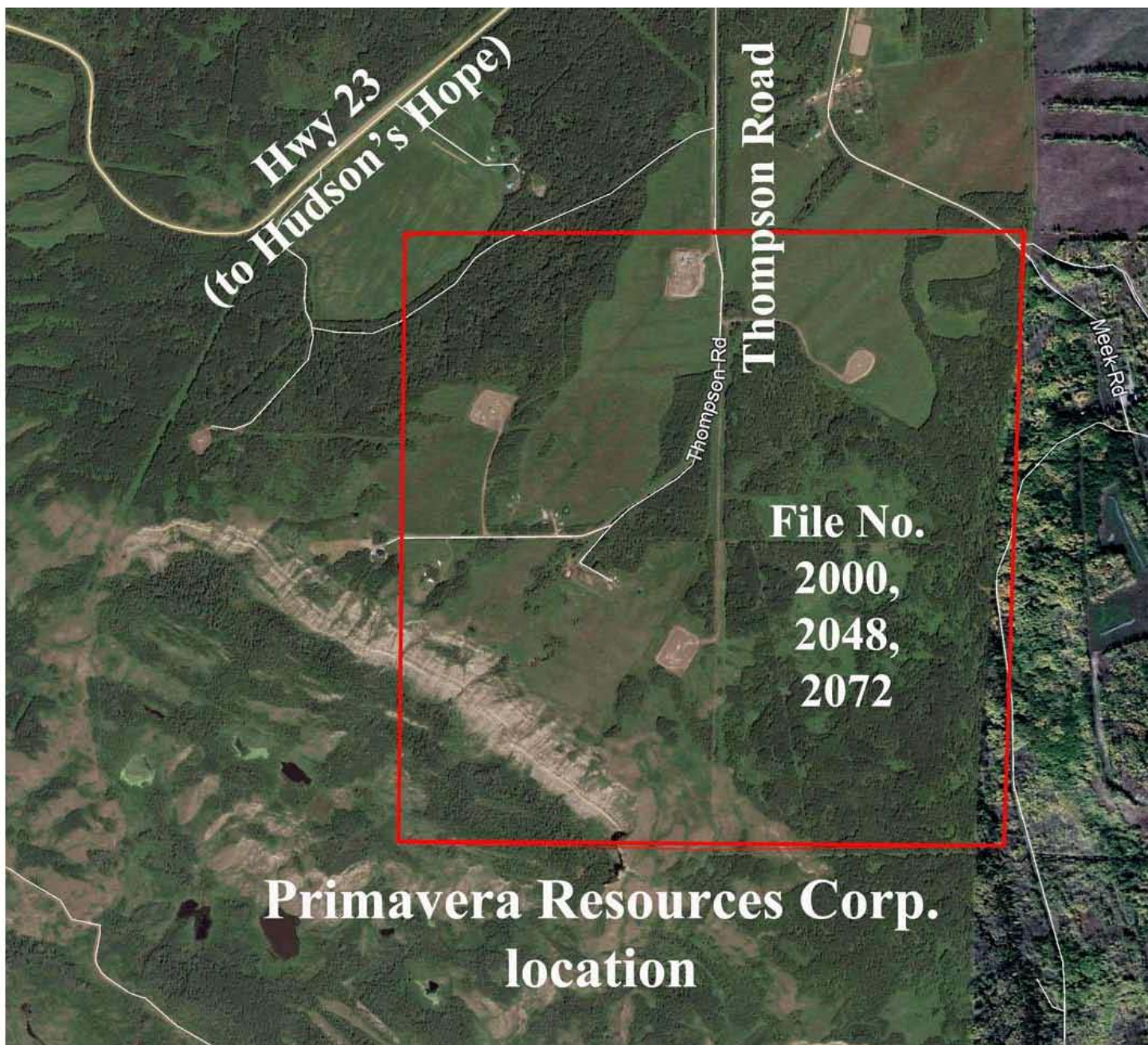
(APPLICANT)

AND:

Arlene Lois Boon

(RESPONDENT)

BOARD ORDER



Hwy 23
(to Hudson's Hope)

Thompson Road

Thompson Rd

Meek Rd

File No.
2000,
2048,
2072

Primavera Resources Corp.
location

The Applicant, Primavera Resources Corp., applies to the Board for mediation and arbitration services to resolve the issue of access and compensation. After filing their application, the Applicant and the Respondent reached an agreement, which is found in the consent order below.

The Oil and Gas Commission has transferred the well to the Applicant effective September 4, 2018 (Well Transfer File 049668943-001).

The Applicant, Primavera Resources Corp., requires access to the Lands legally described as BLK A OF SECTION 13 TOWNSHIP 84 RANGE 21 WEST OF THE 6TH MERIDIAN PEACE RIVER, EXC PLAN PGP38270, owned by the Respondent, Arlene Lois Boon, for an oil and gas activity, specifically to reactivate, operate and maintain the water disposal well located at 15-13-84-21, W6M (the "Well"). Right of Entry is not opposed and compensation payable by the Applicant to the Respondent for entry, occupation and use of the portion of Lands has been agreed.

BY CONSENT the Surface Rights Board orders:

- 1) Upon payment of the amount ordered in paragraph 2, the Applicant, Primavera Resources Corp., shall have the right of entry to and across the portion of the Lands shown in Appendix "A" for the purpose of reactivating, operating and maintaining the Well.
- 2) Primavera shall pay to the Respondent, Arlene Boon, the sum of \$7,000.00 as compensation for re-entry to those portions of Lands required to reactivate, operate and maintain the Well.
- 3) After the first year, the Applicant shall pay to the Respondent as annual compensation the sum of \$6,000.00.
- 4) The Board retains jurisdiction to provide mediation and arbitration services with respect to construction damages off the demised premises, if any, and the parties are at liberty to return to the Board if necessary to resolve any issue respecting construction damages.
- 5) Nothing in this order operates as consent, permission, approval or authorization of matters with jurisdiction of the Oil and Gas Commission.
- 6) Well reactivation, operation and maintenance comply with all current OGC/OGAA, and safety and Environmental Protection Guidelines and Regulations.
- 7) The Applicant, Primavera Resources Corp., agrees to be bound by the conditions listed in attached "Appendix B".

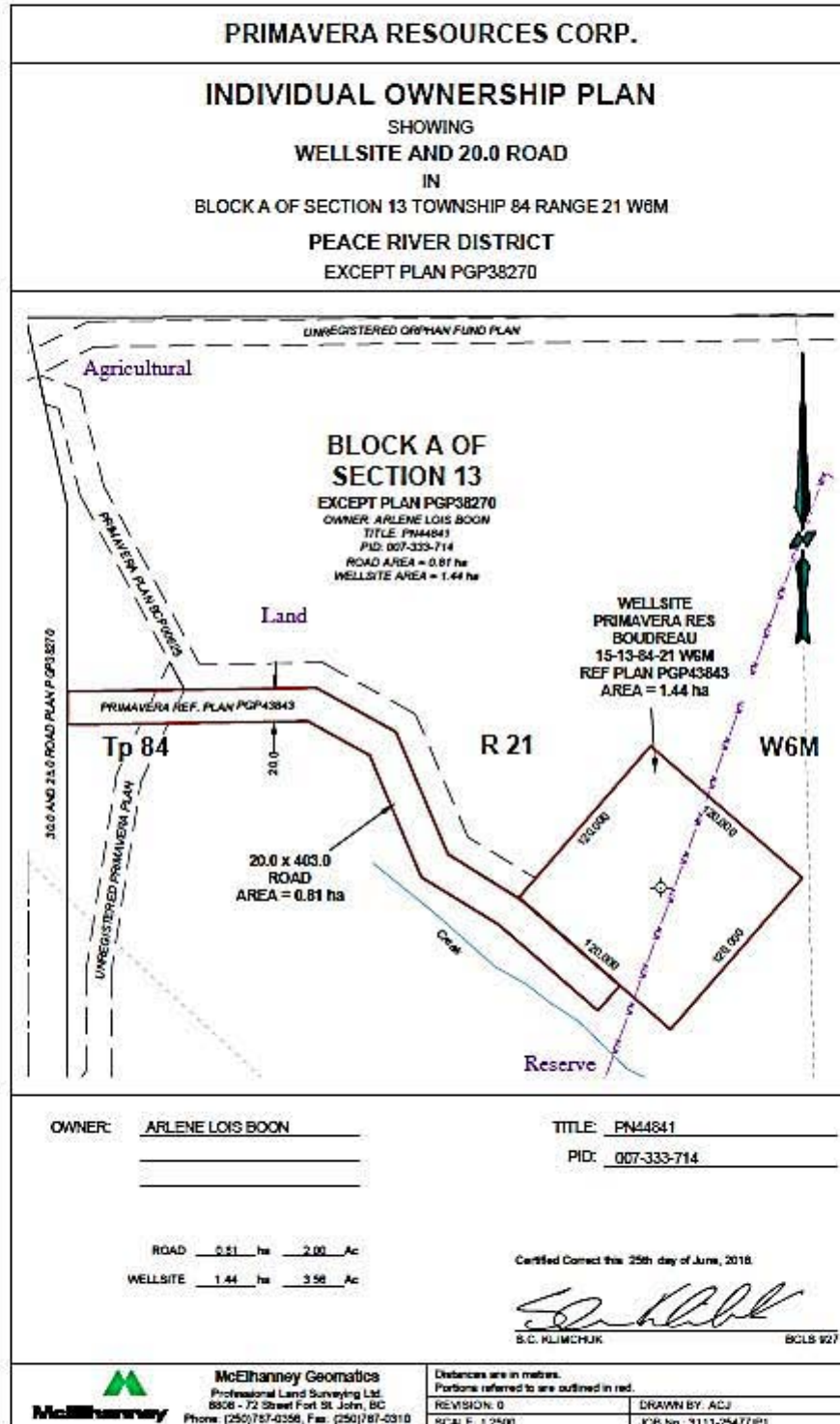
DATED: September 12, 2018

FOR THE BOARD

A handwritten signature in black ink, appearing to read "Rob Fraser", written in a cursive style.

Rob Fraser, Mediator

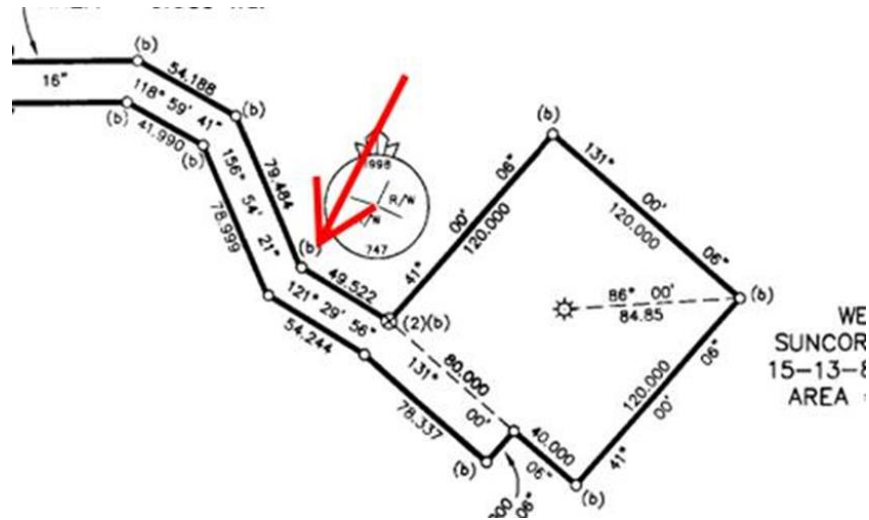
APPENDIX "A"



APPENDIX "B"

AGREED CONDITIONS FOR RIGHT OF ENTRY

- (a) The Applicant agrees to:
- (i) construct and pay for a culvert added to the access road located at access deflection north of the lease site as shown in the diagram below:



- (ii) construct and pay for new access gates for both 15-13 and 6-13 lease sites;
- (iii) regrade the access road;
- (iv) ensure proper weed management is done along access road and lease site;
- (v) rebuild and pay for fencing around lease site; and
- (vi) ensure regular inspection and maintenance of lease site berm is done.

File No. 2048
Board Order No. 2048-1

April 18, 2019

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 SOUTH WEST $\frac{1}{4}$ OF SECTION 13, TOWNSHIP 84, RANGE 21 WEST OF
THE SIXTH MERIDIAN PEACE RIVER DISTRICT EXCEPT THE MOST
WESTERLY AND SOUTHERLY 14 FEET IN PARALLEL WIDTH THEREOF

(the "Lands")

BETWEEN:

Primavera Resources Corp.

(APPLICANT)

AND:

Blaine John Meek and Maryann Elizabeth Meek

(RESPONDENTS)

BOARD ORDER

Primavera Resources Corp. ("Primavera") seeks a right of entry order to access certain lands to carry out an oil and gas activity, namely to complete Survey for a Wellsite and Access Road, complete archaeology and environmental works as required by the B.C. Oil and Gas Commission and to construct and utilize a petroleum and natural gas Wellsite and access road, and to construct, drill and operate multiple petroleum and natural gas wells and associated infrastructure on a single padsite.

The Oil and Gas Commission ("OGC") has issued Primavera with a permit for its project: Application Determination Number 100107275.

I conducted telephone mediations on March 3, and March 21, 2019 where the parties discussed the history of the lands, the original lease, the new OGC permit, the issues of validity and trespass, the potential for a consent order, Mr. Meek's application for a stay of the permit, Mr. Meek's allegation that the Board lacked the jurisdiction to hear this application, and compensation.

The Board resolved the issue of jurisdiction in a decision issued to the parties on April 15, 2019, finding the Board has the jurisdiction to issue a right of entry order.

In spite of our discussions the parties could not agree on a consent order resolving access and compensation. Therefore, I am issuing a right of entry order.

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 Primavera requires entry to the Lands for an approved oil and gas activity, namely the project authorized by the Oil and Gas Commission's permit #100107275.

The Surface Rights Board orders:

1. Upon payment of the amount set out in paragraph 2, Primavera shall have the right of entry to and access the portions of the Lands shown outlined in red on the Individual Ownership Plan attached as Appendix "A" to complete Survey for a Wellsite and Access Road, complete archaeology and environmental works as required by the B.C. Oil and Gas Commission and to construct and utilize a petroleum and natural gas Wellsite and access road, and to construct, drill and operate multiple petroleum and natural gas wells and associated infrastructure on a single padsite.

2. Primavera shall pay to the landowner as partial compensation the amount of \$8,000.
3. Primavera shall deliver to the Surface Rights Board security 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 Primavera, or paid to the landowner, upon agreement of the parties or as ordered by the Board.
4. Nothing in this order operates as a consent, permission, approval, or authorization of matters within the jurisdiction of the Oil and Gas Commission.

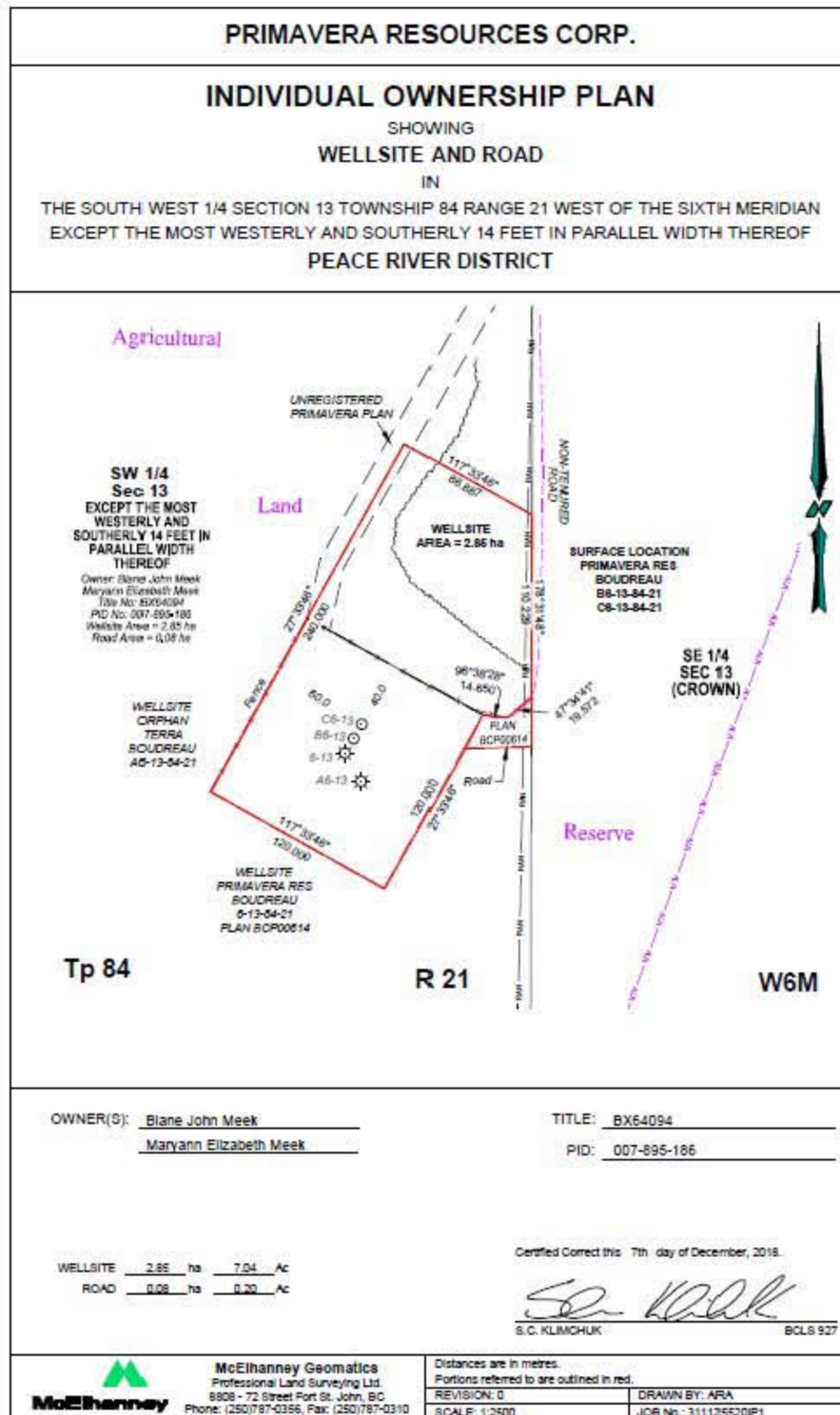
DATED: April 18, 2019

FOR THE BOARD

A handwritten signature in black ink, appearing to read 'Rob Fraser', with a stylized, flowing script.

Rob Fraser, Mediator

APPENDIX "A"



June 24, 2019

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

BLOCK A OF SECTION 13 TOWNSHIP 84 RANGE 21 WEST OF THE
6TH MERIDIAN PEACE RIVER DISTRICT, EXCEPT PLAN PGP38270

(The "Lands")

BETWEEN:

Primavera Resources Corp.

(APPLICANT)

AND:

Derrick Charles Pearson and Brenda Annie Teitsma

(RESPONDENTS)

BOARD ORDER

Primavera Resources Corp. ("**Primavera**") seeks a right of entry order to access certain lands legally owned by the Respondents, Derrick Charles Pearson and Brenda Annie Teitsma (the "**Lands**") for the purpose of constructing, operating and maintaining one (1) uni-directional produced water Pipeline segment (the "**Pipeline**") in accordance with a permit issued by the Oil and Gas Commission on May 28, 2019.

Primavera requires access to the Lands for the purpose of constructing, operating and maintaining the Pipeline.

Accordingly, Primavera applied to the Board for mediation and arbitration services to resolve the issue of access and compensation.

The Oil and Gas Commission has since issued an amendment to Primavera's application effective May 28, 2019, and have identified the project with Pipeline Project No. 000007625.

The parties have advised the Board that they have reached agreement on the right of entry as set out below.

BY CONSENT the Surface Rights Board orders:

- 1) Upon payment of the amounts set out in paragraph 2, the Applicant, Primavera Resources Corp., shall have the right to enter and access the portion of the Lands shown in Appendix "**A**" for the purpose of constructing, operating and maintaining the Pipeline in accordance with a permit issued by the Oil and Gas Commission on May 28, 2019.
- 2) Primavera shall pay the following compensation to the Respondents:
 - a. the sum of \$4,325.00 as compensation for the right of way, being 1.73 acres at the rate of \$2,000.00 per acre plus compulsory aspect of \$500.00 per acre;
 - b. the sum of \$500.00 as compensation for the temporary workspace, being 0.2 acres at the rate of \$2,000.00 per acre plus compulsory aspect of \$500.00 per acre; and
 - c. the sum of \$7,465.00 as compensation for severance, nuisance, inconvenience and time spent in negotiations.
- 3) The Applicant, Primavera Resources Corp., agrees to be bound by the conditions listed in attached Appendix "**B**".

- 4) The Board retains jurisdiction to provide mediation and arbitration services with respect to construction damages off the demised premises, if any, and the parties are at liberty to return to the Board if necessary to resolve any issue respecting construction damages.
- 5) Nothing in this order operates as consent, permission, approval or authorization of matters within the jurisdiction of the Oil and Gas Commission.

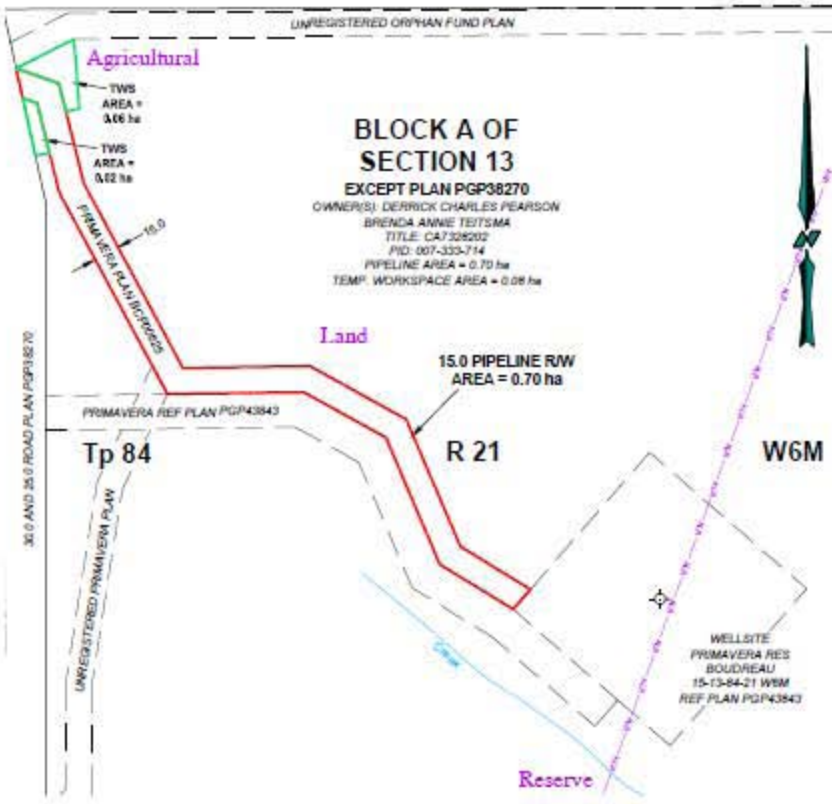






Dated: June 24, 2019

FOR THE BOARD



Cheryl Vickers, Chair

APPENDIX "A"

PRIMAVERA RESOURCES CORP.							
INDIVIDUAL OWNERSHIP PLAN SHOWING PIPELINE RIGHT-OF-WAY AND TEMP. WORKSPACES IN BLOCK A OF SECTION 13 TOWNSHIP 84 RANGE 21 W6M PEACE RIVER DISTRICT EXCEPT PLAN PGP38270							
							
<table style="width: 100%; border: none;"><tr><td style="width: 50%; border: none;">OWNER(S): <u>DERRICK CHARLES PEARSON</u> <u>BRENDA ANNIE TEITSMA</u></td><td style="width: 50%; border: none;">TITLE: <u>CA7328202</u> PID: <u>007-333-714</u></td></tr></table>		OWNER(S): <u>DERRICK CHARLES PEARSON</u> <u>BRENDA ANNIE TEITSMA</u>	TITLE: <u>CA7328202</u> PID: <u>007-333-714</u>				
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APPENDIX “B”

Nature of Project:

- a. The segment of the project traversing the Lands to be located as outlined in the McElhanney Geomatics Professional Land Surveying Ltd. IOP showing Pipeline Right-of-Way (**the “ROW”**) and Temp. Workspaces (**the “TWS”**) dated April 15, 2019;
- b. The Pipeline located in the ROW will be of a category no greater than **Level 1** with the associated setback distance to be the edge of the ROW;
- c. The ROW to only contain one (1) 168.3 millimeter OD sour salt water pipeline;

Crop Loss:

- d. Any and all crop loss suffered by the Respondents on the Lands is to be reserved and addressed by the parties upon completion of the project;

Construction:

- e. If fencing on the Lands is taken down during construction, Primavera will rebuild same at the same standards but relocate it along the actual property line rather than its current location;

Cleaning of Equipment:

- f. Primavera will ensure that all equipment will be cleaned in the contractor's yard prior moving on to the Lands;
- g. Primavera to notify the Respondents' legal counsel to allow for an inspection of the equipment by the Respondents prior to the start of construction;

Monitoring:

- h. A representative of Primavera to ensure the above-mentioned commitments are followed and documented;

- i. A representative of Primavera to provide periodic updates to the Respondents' legal counsel during kick-off, construction and cleanup;
- j. Any changes to the above commitments will be discussed with the Respondents' legal counsel prior to implementation; and

Post-Construction:

- k. Primavera to schedule phone calls with the Respondents when inspections are being conducted on the Right-of-Way, so that the Respondents can address any issues at that time.