

December 2, 2015

Trans Mountain Pipeline ULC 2700, 300 - 5th Avenue SW Calgary, AB T2P 5J2

Attention: Surface land Administrator

Re: Investigative Permit located at d-34-H, 92-H-5

Date of Issuance: December 2, 2015

Commission No.: 9642551

AUTHORIZATIONS

- 1. Pursuant to section 39 of the Land Act, the permit holder is authorized to enter, occupy, and use any unoccupied Crown land located within the areas described in the attached construction plan, Map Number: 201504_MAP_TERA_PER_00719_REV0_CP, Revision 0, dated May 11, 2015 completed by CH2M Hill Energy Canada, Ltd. as submitted to the Commission in the permit application dated June 5, 2015 to construct and operate a related activity for the purposes of carrying out oil and gas activities as defined in the Oil and Gas Activities Act (hereinafter referenced together as the "site"), subject to the conditions set out below.
- The authorization to occupy and use Crown land expires two years from the date of issuance, unless the Commission has received notice of construction start, or this authorization is otherwise suspended, cancelled, surrendered or declared spent.

CONDITIONS

- 1. The total disturbance within the site must not exceed 0.09 ha.
- 2. A licence authorized under section 39 of the *Land Act* for the Crown land portion of this site is attached. The permit holder is subject to the conditions contained in the licence.
- 3. The authorization to occupy and use Crown land does not entitle the permit holder to exclusive possession of the site.
- 4. The permit holder must abide by and comply with all applicable laws, bylaws, orders, directions, ordinances, and regulations of any government authority having jurisdiction in any way affecting its use or occupation of the site, including, without limitation, the provisions of the *Land Act* and the provisions of this permit.
- The permit holder must not assign, sublicense or transfer this permit, or permit any person to use or occupy the land, other than its employees, contractors, or representatives, without the Commission's written consent.
- A notice of construction start must be submitted to the Commission a minimum of 48 hours prior to the commencement of activities under this permit. Notification must be sent to <u>OGC.ExternalNotifications@bcogc.ca</u>.
- 7. The permit holder must ensure that the area is free of garbage, debris and unused equipment.
- 8. Following completion of the activities authorized under this permit the permit holder must, as soon as practicable, de-compact any soils compacted by the activity.

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9. If natural surface drainage pattern was altered by the carrying out of the activity, the permit holder must

- a. restore, to the extent practicable, to the drainage pattern and its condition before the alteration; and
- re-vegetate any exposed soil on the operating area using seed or vegetative propagules of an ecologically suitable species that
 - . promote the restoration of the wildlife habitat that existed on the area before the oil and gas activity was begun, and
 - ii. stabilize the soil if it is highly susceptible to erosion.
- 10. Following completion of the activities authorized under this permit, any surface soils removed from the site must be redistributed so that the soil structure is restored, to the extent practicable, to its condition before the activity was begun.
- 11. Within 60 days of the completion of construction activities under this permit, the permit holder must submit to the Commission a post-construction plan as an ePASS shape file and PDF plan accurately identifying the location of the total area actually disturbed under this permit.
- 12. If artifacts, features, materials or things protected under section 13(2) of the Heritage Conservation Act are identified the permit holder must, unless the permit holder holds a permit under section 12 of the Heritage Conservation Act in respect of that artifact, feature, material or thing:
 - a. immediately cease all work in the vicinity of the artifacts, features, materials or things;
 - immediately notify the Commission and the Archaeology Branch of the Ministry of Forests, Lands and Natural Resource Operations
 - c. refrain from resuming work in the vicinity of the artifacts, features, materials or things except in accordance with an appropriate mitigation plan that has been prepared in accordance with the Heritage Conservation Act and approved by the Commission.
- 13. The permit holder shall provide the following information to the Peters Band within seven (7) days of drilling activities: (i) borehole logs, (ii) a map showing borehole locations, (iii) confirmation that borehole drilling, surface sealing, and closure are carried out in accordance with the Ground Water Protection Regulation (British Columbia), as amended from time to time.
- 14. The permit holder must notify the Coldwater Indian Band a minimum of 48 hours prior to commencing any construction activities under this permit.
- 15. The permit holder must notify Stz'uminus First Nation minimum of 48 hours prior to commencing any construction activities under this permit.
- 16. The permit holder must notify Esh-kn-am Cultural Resource Managment a minimum of 48 hours prior to commencing any construction activities under this permit.
- 17. The permit holder must notify Halalt First Nation a minimum of 48 hours prior to commencing any construction activities under this permit.
- 18. The permit holder must notify Lake Cowichan First Nation a minimum of 48 hours prior to commencing any construction activities under this permit.
- 19. The permit holder must notify the Lytton First Nation a minimum of 48 hours prior to commencing any construction activities under this permit.
- 20. The permit holder must notify the Lower Nicola Indian Band a minimum of 48 hours prior to commencing any construction activities under this permit.
- The permit holder must notify the Lyackson First Nation a minimum of 48 hours prior to commencing any construction activities under this permit.
- The permit holder must notify the Nooaitch Indian Band a minimum of 48 hours prior to commencing any construction activities under this permit.

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- 23. The permit holder must notify the Nooaitch Indian Band a minimum of 48 hours prior to commencing any construction activities under this permit.
- 24. The permit holder must notify the Nlaka'pamux Naton Tribal Council a minimum of 48 hours prior to commencing any construction activities under this permit.
- 25. The permit holder must notify the Nicola Tribal Association a minimum of 48 hours prior to commencing any construction activities under this permit.
- 26. The permit holder must notify the Oregon Jack Creek Indian Band a minimum of 48 hours prior to commencing any construction activities under this permit.
- 27. The permit holder must notify the Peters Band a minimum of seven (7) calendar days prior to commencing any permitted works.
- 28. The permit holder must notify Popkum First Nation a minimum of 48 hours prior to commencing any construction activities under this permit.
- 29. The permit holder must notify People of the River Referrals Office a minimum of 48 hours prior to commencing any construction activities under this permit.
- 30. The permit holder must notify the Penelakut Tribe a minimum of 48 hours prior to commencing any construction activities under this permit.
- 31. The permit holder must notify the Siska Indian Band a minimum of 48 hours prior to commencing any construction activities under this permit.
- 32. The permit holder must notify Seabird Island First Nations a minimum of 48 hours prior to commencing any construction activities under this permit.
- 33. The permit holder must notify the Sto:lo Nation a minimum of 48 hours prior to commencing any construction activities under this permit.
- 34. The permit holder must notify the Sto:lo Tribal Council a minimum of 48 hours prior to commencing any construction activities under this permit.
- 35. The permit holder must notify the Union Bar Band a minimum of 48 hours prior to commencing any construction activities under this permit.
- 36. The permit holder must notify Spuzzum First Nation a minimum of 48 hours prior to commencing any construction activities under this permit.
- 37. The permit holder must notify the Cowichan Tribes a minimum of 48 hours prior to commencing any construction activities under this permit.
- 38. The permit holder must notify the Cook's Ferry Indian Band a minimum of 48 hours prior to commencing any construction activities under this permit.

ADVISORY GUIDANCE

- Appropriate tenure will be issued upon acceptance of the post-construction plan. Submission of the
 original application and submission of the post-construction plan is considered an application for any
 subsequent applicable Land Act tenures. Upon the Commission's acceptance of the post-construction
 plan, no further applications for replacement tenure are required.
- 2. In the event of a spill, the permit holder will provide the Peters Band notice at the same time as to regulatory agencies.
- 3. On request to TMEP by Peters Band, the permit holder shall allow a Peters Band member or

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representative to be on-site during the permitted works. Such Peters Band member or representative will abide to applicable site health and safety requirements specified by the site supervisor.

4. The People of the River Office has requested that the permit holder allow a People of the River Office representative to be on site during permitted works. The People of the River Office must communicate their request for attendance with the company prior to a site visit taking place, and will be subject to health and safety, and at the discretion of the site supervisor.

The attached plan(s) form an integral part of this authorization.

Andrew Osmond

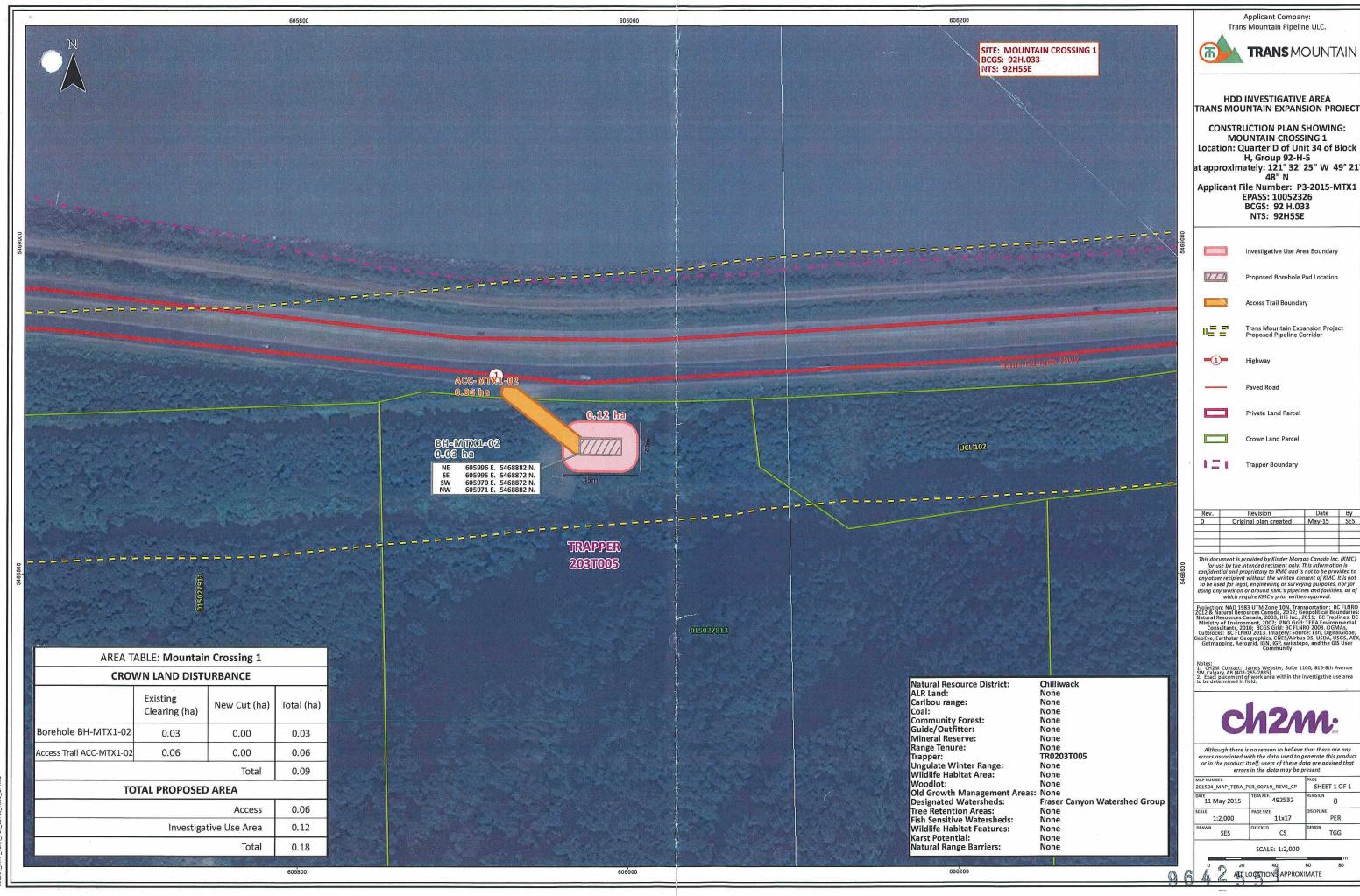
Natural Resources Officer

pc. BV Land Corp.

OGC File: 9642551

OGC First Nations: CFIB, CT, CWIB, ECRM, HLFN, LCFN, LFN, LNIB, LYFN, NBFN, NNTC, NTA, OJCB, PFN, PKFN, PRRO, PT, SBFN, SIFN, SN, SPFN, STC, SZFN, UBB

WorkSafeBC



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DATE 11 May 2015	TERA REF. 492532	REVISION 0
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