

## PIPELINE CROSSING AGREEMENT

THIS AGREEMENT made this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

**BETWEEN:**

**[NAME OF DRILLING COMPANY]**

\_\_\_\_\_ [address]

(hereinafter called "the Grantor")

- and -

**[NAME OF GRANTEE]**

\_\_\_\_\_ [address]

(hereinafter called "the Grantee")

**WHEREAS** the Grantor owns a pipeline right-of-way as sketched, outlined in red on Exhibit "A" hereunto attached and has constructed a pipeline therein (hereinafter called "the Grantor's pipeline") which expression, when the context so requires, includes more than one line:

*(land description)*

**NOW THEREFORE THIS AGREEMENT WITNESSES** that the Grantor, insofar as it has the right to do so, hereby grants unto the Grantee the right to lay and construct (and where necessary maintain, repair, renew or remove) its pipeline under the Grantor's pipeline in the crossing area.

**THE GRANTOR AND THE GRANTEE HEREBY COVENANT AND AGREE** as follows:

1. **Priority**

The Grantor's pipeline now in existence or hereafter laid in the crossing area, shall be entitled to the upper position, unless otherwise agreed to by the Grantor.

2. **Plan and Profile**

The Grantee shall, before commencing any work in the crossing area, submit to the Grantor for approval a plan and profile of the proposed location of the Grantee's pipeline in the crossing area.

3. **Prior Approval**

The Grantee shall not commence any work in the crossing area without first having obtained the Grantor's written approval of the plan and profile referred to in Clause 2.

4. **Laying the Pipe**

With respect to any work carried out by the Grantee in or on the crossing area with respect to its pipeline in the crossing area the Grantee shall:

- a. provide all pipe, materials, equipment and labour;
- b. give to the Grantor at least forty-eight (48) hours' notice before commencing such work;
- c. permit the Grantor to have a representative present to inspect such work;
- d. dig the ditch by hand for a distance of one (1) metre on each side of the Grantor's pipeline;
- e. install and maintain suitable buried markers indicating the location of the Grantee's pipeline in the crossing area;

**THIS IS A 4-PAGE FORM.**