

Rep: OEB
Doc: 11HNQ
Rev: 0

E.B.O. 123

1

IN THE MATTER OF The Ontario Energy Board Act, R.S.O.
1980, Chapter 332, (the "Act")

2

AND IN THE MATTER OF an Application by Union Gas
Limited for a Regulation designating certain areas as gas storage
areas;

3

AND IN THE MATTER OF an Application by Union Gas
Limited for authority to inject gas into, store gas in and remove
gas from the said areas and to use the land in the said areas for
such purposes.

4

5

APPLICATION

1. Union Gas Limited ("Union"), an Ontario Corporation with Registered Office at the City of Chatham, in the County of Kent, is a regulated public utility engaged in the business of producing, purchasing, transmitting, storing, selling and distributing natural gas in Southwestern Ontario.

2. Union has been engaged in the business of underground storage of gas in Southwestern Ontario since 1942 and at present operates ten designated gas storage areas.

3. In 1962 on the Application of Imperial Oil Limited ("Imperial") Ontario Regulation 330/62 was made designating as a designated gas storage area, an area of lands in the Township of Sombra, in the County of Lambton known as and hereinafter referred to as "the Bickford Pool".

4. In 1968 Union and Imperial entered into a Joint Venture for the development and use of the Bickford Pool for storage of gas with Union being the Operator. By order EBO 32 dated the 28th day of January, 1972, the Ontario Energy Board authorized Union to inject gas into, store gas in and remove gas from the Bickford Pool and to enter into and upon the land in the said designated storage area known as the Bickford Pool and to use the land for such purpose.

Was Page 2. See Image [\[OEB:11HNP-0:2\]](#)

5. In 1975, on the Application of Union, Ontario Regulation 632/75 was made, enlarging the Bickford Pool by designating, inter alia, lands to the east of and immediately adjacent to the then designated easterly limit of the Bickford Pool as a storage area and by Order EBO 60 issued the 28th day of November, 1975, the Ontario Energy Board granted Union the authority to inject gas into, store gas in and remove gas from the newly designated area and to enter into and upon the land in the said designated storage area and to use the land for such purpose.

6. Union's expertise acquired during its many years of storage pool operation and in particular, experience gained in the operation of the Bickford Pool have led it to conclude that the gas bearing portion of the Bickford Pool extends to the east beyond its existing easterly limit as designated by Ontario Regulation 632/75 and now described in subparagraph 5v of the Schedule to Ontario Regulation 700 under the Act. Tests undertaken and completed by Union during the past five years, following fracturing of a well ("Baslen 18") that is located some 314 meters west of the present designated easterly limit of the Bickford Pool, have confirmed the existence of communication between the Bickford Pool and Baslen 18. Accordingly, further additional lands to the east of the Bickford Pool should be designated as a gas storage area, with authority granted to Union as operator of the Bickford Pool, to inject, store and remove gas in and from such additional designated gas storage area.

7. Union therefore now applies to the Ontario Energy Board pursuant to Subsection 2 of Section 35 of the Act for a Regulation pursuant to Paragraph (g) of Subsection 1 of said

Was Page 3. See Image [\[OEB:11HNP-0:3\]](#)

Section 35 designating as a gas storage area, the areas of land in the Township of Sombra in the County of Lambton, Province of Ontario described in Schedule A hereto and as shown as the hatched area of Schedule B hereto (the "said lands").

8. Union also now applies to the Ontario Energy Board pursuant to Subsection 1 of Section 21 of the Act for authority to inject gas into, store gas in and remove gas from the areas requested to be designated as gas storage areas under Clause 7 above and to use the said lands in the said areas for such purposes.

9. To the best knowledge of Union (a) no rights of injecting, storing and withdrawing gas in and from the said lands have been granted, (b) the gas storage rights in the said lands are held by those whose names and addresses are set forth in Schedule C hereto, and (c) the petroleum and natural gas rights in the said lands are held by those whose names and addresses are set forth in Schedule D hereto.

10. To the best knowledge of Union, the names and mailing addresses of the registered owners and mortgagees of said lands are as listed on Schedule (E) hereto.

11. The parties affected by this Application are those named in Schedules C, D & E hereto.

DATED at Chatham, Ontario, this 7th day of June, 1985.

UNION GAS LIMITED

<signed>

J.B. Jolley, Q.C.

Vice-President and

General Counsel.

Was Page 1. See Image [\[OEB:11HNP-0:4\]](#)

SCHEDULE A

Page 1 of 2

All and Singular those certain parcels or tracts of lands and premises situate, lying and being in the Township of Sombra, in the County of Lambton, and Province of Ontario and being more particularly described as follows:

a) The southeast one-quarter of Lot 9, in the 13th Concession, containing 50 acres more or less;

b) The south one-half of Lot 10, in Concession XIII, containing 100 acres more or less;

c) The east one-half of Lot 9, in Concession XII, containing 100 acres more or less;

d) The whole of Lot 10 in Concession XII, containing 200 acres more or less;

e) The northeast one-quarter of Lot 9, in Concession XI, containing 50 acres more or less;

f) The north one-half of Lot 10 in Concession XI, containing 100 acres more or less;

- g) All that part of the allowance for Concession Road between Concessions XII and XIII of the said Township of Sombra, bounded on the west by the continuation in a straight line northerly of the half lot line in Lot 9, in Concession XII of the said Township of Sombra from the southerly limit of the said allowance for Concession Road to the northerly limit thereof and bounded on the east by the continuation in a straight

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line northerly of the easterly limit of Lot 10 in Concession XII of the said Township of Sombra from the southerly limit of the said allowance for Concession Road to the northerly limit thereof.

- h) All that part of the allowance for Concession Road between Concessions XI and XII of the said Township of Sombra, bounded on the west by the continuation in a straight line northerly of the half lot line in Lot 9, in Concession XI of the said Township of Sombra from the southerly limit of the said allowance for Concession Road to the northerly limit thereof and bounded on the east by the continuation in a straight line northerly of the easterly limit of Lot 10 in Concession XI of the said Township of Sombra from the southerly limit of the said allowance for Concession Road to the northerly limit thereof.

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Schedule B Bickford Pool

Schedule B Bickford Pool

Was Page 0. See Image [\[OEB:11HNP-0:7\]](#)

SCHEDULE C

BICKFORD POOL EXTENSION: SCHEDULE OF GAS STORAGE LEASES

BICKFORD POOL EXTENSION: SCHEDULE OF GAS STORAGE LEASES

LANDS/ACREAGE	LEASE NO.	LESSEE	REGISTERED OWNER
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NE 1/4 L. 9, C. 11	568001	Union Gas Limited	Bruin, Cornelius Johnes &
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50 AC. & Mona Triny Anna

N«, L. 10, C. 11, R. R. #3, SOMBRA, NOP 2H0.

100 AC.

S«, L. 9, C. 12	157419	Imperial Oil Limited	Galarneau, Roscoe Eric
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50 AC. R. R. #3, SOMBRA, NOP 2H0.

NE¬, L. 9, C. 12	330523	Lessee: International	Fournie, Glen
49 AC.	Baslan Enterprises	R. R. #1, SOMBRA, NOP 2H0.	

Limited

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SCHEDULE D

Page 1 of 2

BICKFORD POOL EXTENSION: SCHEDULE OF P. & N.G. LEASES

BICKFORD POOL EXTENSION: SCHEDULE OF P. & N.G. LEASES

LEASES ASSIGNMENTS LANDS/ACREAGE INSTRUMENT NO. INSTRUMENT NO.
LESSEE REGISTERED OWNER

NE¬, L. 9, C. 11	568000	Union Gas Limited	BRUIN, Cornelius Johnes &
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50 Ac. & Mona Triny Anna,

N« L. 10, C. 11 R. R. #3, SOMBRA, NOP 2H0.

100 Ac.

51

SE↯, L. 9, C. 12	29122	Imperial Oil Limited	GALARNEAU, Roscoe Eric,
50 Ac.	Amended By Unit Operation	R. R. #3, SOMBRA, NOP 2H0.	

52

Agreement #104432

53

334416 Assignor: Imperial Oil Limited
Assignee: McClure Oil Company
Union Gas Company of
Canada, Limited
The Consumers Gas Company
Pounder & Harmon Consultants
Limited

54

334418 Assignor: McClure Oil Company
The Consumers Gas Company
Pounder and Harmon Consultants
Limited
Assignee: Union Gas Limited

55

NE↯ L. 9, C. 12	330522	International Baslen Enterprises	FOURNIE, Glen & Cecilla,
49 Ac.	Deposit 341207	Parkway Explorations & International	R.R. #1, SOMBRA, NOP 2H0

56

Baslen Enterprises Limited

57

*Note:	Baslen	Retains 75%
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58

Working Interest &
Parkway Retains 25%
Working Interest

59

419958 Assignor: International Baslen

60

Enterprises Limited
Assignee: Benjamin Magder
(D.B.A. Magder Enterprises)

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61

SCHEDULE D
Page 2 of 2

BICKFORD POOL EXTENSION: SCHEDULE OF P. & N.G. LEASES

BICKFORD POOL EXTENSION: SCHEDULE OF P. & N.G. LEASES

LEASES ASSIGNMENTS LANDS/ACREAGE INSTRUMENT NO. INSTRUMENT NO.
LESSEE REGISTERED OWNER

N«, L. 10, C. 12	559691	B. Magder Enterprises	FOURNIE, Alfred & Hazel,
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100 Ac. R. R. #1, SOMBRA, NOP 2H0.

S«, L. 10, C. 12	472495 & 519035	The Consumers Gas Company	SHEPLEY, Alvera G.,
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96 Ac. R. R. #3, SOMBRA, NOP 2H0.

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**BICKFORD POOL EXTENSION SCHEDULE REGISTERED OWNERS
MORTGAGEES**

BICKFORD POOL EXTENSION SCHEDULE E
Page 1 of 5

SCHEDULE OF REGISTERED OWNERS & MORTGAGEES

LANDS	INSTRUMENT	REGISTERED	INSTRUMENT	MORTGAGEE
NO.	OWNER	NO.		

NE¼, L. 9, C. 11	295817	Bruin, Cornelius Johnes &	-	-
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73

50 Ac. Mona Triny-Anna
R. R. #3, SOMBRA, N0P 2H0.

74

N¼, L. 10, C. 11	295817	Bruin, Cornelius Johnes &	-	-
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75

100 Ac. Mona Triny-Anna
R.R. #3, SOMBRA, N0P 2H0.

76

Pt. N¼, L. 10, C. 11	508093 &	Subject to Floodway Easement	-	-
pts. 1, 2 & 3, 25R-3415	556207	St. Clair Region		

77

12.51 Ac. Conservation Authority
205 Mill Pond Crescent,
STRATHROY, N7G 3P9.

78

NE¾, L. 9, C. 11	108645	Subject to Right-of-Way	-	-
N¼, L. 10, C. 11	Union Gas Limited	-	-	

79

50 Keil Drive North
CHATHAM, N7M 5M1.
Partial Surrender Instrument
Numbers 300085 & 484827

80

81

NE½, L. 9, C. 11 &	3311781	Subject to Grant of Easement	-	-
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82

N¼, L. 10, C. 11 Union Gas Limited Pt. 1, 25R-410 50 Keil Drive North, 4.149 Ac. CHATHAM,
N7M 5M1.

83

Pt. NE¼, L. 9, C. 11 &	977	Corporation Of The County Of	-	-
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84

N¼, L. 10, C. 11 Lambton Pt. 33, P. & P. 977 Box 3000, 789 Broadway Street, WYOMING, N0N
1T0.

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BICKFORD POOL EXTENSION SCHEDULE REGISTERED OWNERS MORTGAGEES

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BICKFORD POOL EXTENSION SCHEDULE E Page 2 of 5 SCHEDULE OF REGISTERED
OWNERS & MORTGAGEES

87

LANDS	INSTRUMENT	REGISTERED	INSTRUMENT	MORTGAGEE
NO.	OWNER	NO.		

88

SE½, L. 9, C. 12	28434	Galarneau, Roscoe Eric	-	-
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89

50 Ac. R. R. #3, SOMBRA, N0P 2H0.

90

Pt. SE½, L. 9, C. 12	500247	Subject to Right-of-Way	-	-
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91

John Wesley Baker;

(Carries on Business under
Dawn Petroleums)

92

Pt. SE¼, L. 9, C. 12	977	Corporation Of The County Of	-	-
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93

Pt. 26, P. & P. 977 Lambton 0.458 Ac. Box 3000, 789 Broadway Street, WYOMING, N0N 1T0.

94

Pt. NE¼, L. 9, C. 12	26786	Fournie, Glen & Cecilla	-	-
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95

48.99 Ac. R. R. #1, SOMBRA, N0P 2H0.

96

Pt. NE¼, L. 9, C. 12	314924	Scott, Victor & Catherine	-	-
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97

1 Ac. R. R. #1, SOMBRA, N0P 2H0.

98

Pt. S¼, L. 10, C. 12	105828	Shepley, Alvera	535233	Canadian Imperial
96 Ac.	R. R. #3, SOMBRA, N0P 2H0.	Bank of Commerce		

99

Pt. S¼, L. 10, C. 12	508096	Subject to Floodway Easement	-	-
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100

Pts. 11 & 12, 25R-3414 St. Clair Region 22.5 Ac. Conservation Authority 205 Mill Pond Crescent,
STRATHROY, N7G 3P9.

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BICKFORD POOL EXTENSION SCHEDULE REGISTERED OWNERS MORTGAGEES

SCHEDULE OF REGISTERED OWNERS & MORTGAGEES

LANDS	INSTRUMENT	REGISTERED	INSTRUMENT	MORTGAGEE
NO	OWNER	NO.		

Pt. S«, L. 10, C. 12	977	Corporation Of The County Of	-	-
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Pt. 32, P. & P. 977 Lambton 0.566 Ac. Box 3000, 789 Broadway Street, WYOMING, N0N 1T0.

Pt. S«, L. 10, C. 12	168234	Scott, Kathleen	-	-
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.747 Ac. R. R. #3, SOMBRA, N0P 2H0.

Pt S«, L. 10, C. 12	977	Corporation Of The County Of	-	-
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Pt. 27, P. & P. 977 Lambton 0.032 Ac. Box 3000, 789 Broadway Street, WYOMING, N0N 1T0.

Pt. S«, L. 10, C. 12	118426	Shepley, Edwin	387318	Avco Financial Services
.960 Ac.	R. R. #3, SOMBRA, N0P 2H0.	Realty Limited		

479141 The Toronto Dominion Bank

113

Pt. S«, L. 10, C. 12	977	Corporation Of The County Of	-	-
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Pt. 28, P. & P. 977 Lambton 0.042 Ac. Box 3000, 789 Broadway Street, WYOMING, N0N 1T0.

114

115

Pt. S«, L. 10, C. 12	109691	King, Russell (now deceased)	-	-
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.480 Ac. R. R. #3, SOMBRA, N0P 2H0.

116

117

Pt. S«, L. 10, C. 12	977	Corporation Of The County Of	-	-
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Pt. 29, P. & P. 977 Lambton 0.021 Ac. Box 3000, 789 Broadway Street, WYOMING, N0N 1T0.

118

119

Pt. S«, L. 10, C. 12	109690	Shepley, Raymond	-	-
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.480 Ac. R. R. #3, SOMBRA, N0P 2H0.

120

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BICKFORD POOL EXTENSION SCHEDULE REGISTERED OWNERS MORTGAGEES

BICKFORD POOL EXTENSION SCHEDULE E
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SCHEDULE OF REGISTERED OWNERS & MORTGAGEES

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124

LANDS	INSTRUMENT	REGISTERED	INSTRUMENT	MORTGAGEE
NO.	OWNER NO.	NO.		

Pt. S«, L. 10, C. 12	977	Corporation Of The County Of	-	-
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125

Pt. 30, P. & P. 977 Lambton 0.021 Ac. Box 3000, 789 Broadway Street, WYOMING, N0N 1T0.

126

Pt. S«, L. 10, C. 12	105827	Shepley, Wilbert & Annie	-	-
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127

.967 Ac. R. R. 3, SOMBRA, N0P 2H0.

128

Pt. S«, L. 10, C. 12	977	Corporation Of The County Of	-	-
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129

Pt. 31, P. & P. 977 Lambton 0.021 Ac. Box 3000, 789 Broadway Street, WYOMING, N0N 1T0.

130

Pt. S«, L. 10, C. 12	508096	Subject to Floodway Easement	-	-
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131

pts. 13 & 14, 25R-3414 St. Clair Region 0.067 Ac. Conservation Authority 205 Hill Pond Crescent, STRATHROY, N7G 3P9.

132

N«, L. 10, C. 12	26567	Fournie, Alfred & Hazel	-	-
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133

100 Ac. R. R. # 1, SOMBRA, N0P 2H0.

134

135

Pt. N«, L. 10, C. 12	508096	Subject to Floodway Easement	-	-
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Pts. 1 & 2, 25R-3414 St. Clair Region 1.9 Ac. Conservation Authority 205 Mill Pond Crescent,
STRATHROY, N7G 3P9.

136

SE¬, L. 9, C. 13	445200	Colebrook, Kenneth Arthur &	-	-
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137

50 Ac. Deborah Lynn
R. R. #1, SOMBRA, NOP 2H0.

138

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**BICKFORD POOL EXTENSION SCHEDULE REGISTERED OWNERS
MORTGAGEES**