

**File No. 1633**  
**Board Order 1633-4**

---

**August 30, 2011**

**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 ¼ OF SECTION 5, TOWNSHIP 80, RANGE 14, W6M  
PEACE RIVER DISTRICT;

(The "Lands")

BETWEEN:

ARC PETROLEUM INC.

(APPLICANT)

AND:

JOHN MILLER

(RESPONDENT)

---

**CONSENT ORDER**

---

Heard by telephone conference: August 26, 2011  
Appearances: Andrea Fiedler for the Applicant  
John Miller and Mary Miller for the Respondent  
Mediator: Cheryl Vickers

Following an agreement reached at a mediation telephone conference, and at the request of the parties to incorporate the terms of their agreement into a Consent Order of the Board, the Surface Rights Board orders, BY CONSENT:

1. The initial compensation payable to John Miller by ARC Petroleum Inc. for access to those portions of the Lands required to construct and operate wellsites A5-5-80-14W6M and B5-5-80-14W6M permitted by the Oil and Gas commission May 13, 2011 (WA 27291 and WA 27292) is \$13,500.00.
2. ARC Petroleum Inc. shall forthwith pay to John Miller the sum of \$13,500.00 for compensation for the occupation and use of those portions of the Lands required for the construction and operation of wellsites A5-5-80-14W6M and B5-5-80-14W6M.
3. ARC Petroleum Inc. shall pay John Miller the sum of \$3,116.00 annually commencing May 13, 2012 as annual rent for the occupation and use of those portions of the Lands required for the operation of wellsites A5-5-80W6M and B-5-5-80W6M.
4. ARC Petroleum Inc. shall forthwith pay to John and Mary Miller the sum of \$1,000.00 as costs.

DATED: August 30, 2011

FOR THE BOARD



Cheryl Vickers  
Chair