

March 9, 2016

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 NORTH ½ OF SECTION 15 TOWNSHIP 84 RANGE 21 WEST OF THE 6TH
MERIDIAN PEACE RIVER DISTRICT

(The "Lands")

BETWEEN:

Lloyd Stewart Bentley

(APPLICANT)

AND:

Terra Energy Corp.

(RESPONDENT)

BOARD ORDER

This application is brought under section 164 and 176 of the *Petroleum and Natural Gas Act*.

The Applicant, Lloyd Stewart Bentley, is the owner of the Lands described as: THE NORTH ½ OF SECTION 15 TOWNSHIP 84 RANGE 21 WEST OF THE 6TH MERIDIAN PEACE RIVER DISTRICT. The Respondent, Terra Energy Corp., is the operator of a non-producing well located on the Lands. The Respondent's right of entry to the Lands for the purpose of operating the well is pursuant to a surface lease between Lloyd Stewart Bentley and Terra Energy Corp. (the Surface Lease).

Pursuant to the Surface Lease, Terra Energy Corp. is required to make annual rent payments to Lloyd Stewart Bentley of \$5,308.00. Terra Energy Corp. failed to make the payment due on November 6, 2015. Terra Energy Corp. does not dispute that the annual rent of \$5,308.00 payable on November 6, 2015 is owing to Lloyd Stewart Bentley.

The Board finds that Terra Energy Corp. has failed to pay rent owing under a surface lease. Pursuant to section 176 of the *Petroleum and Natural Gas Act*, the Board determines that Terra Energy Corp. owes Lloyd Stewart Bentley \$5,308.00 in unpaid rent plus interest from November 6, 2015. Lloyd Stewart Bentley is entitled to costs of this application. The Board orders as follows:

1. Terra Energy Corp. shall forthwith pay to Lloyd Stewart Bentley the sum of \$5,308.00 plus interest calculated in accordance with the *Court Order Interest Act* from November 6, 2015.
2. Terra Energy Corp. shall forthwith pay to Lloyd Stewart Bentley \$148.29 in costs plus interest calculated in accordance with the *Court Order Interest Act* from the date of this Order.

DATED: March 9, 2016

FOR THE BOARD



Cheryl Vickers, Chair