

File No. 1887
Board Order No. 1887-1

March 23, 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 WEST $\frac{1}{4}$ OF SECTION 9 TOWNSHIP 80 RANGE 17 WEST OF THE
6TH MERIDIAN PEACE RIVER DISTRICT
(The "Lands")

BETWEEN:

James Thomas Strasky and
Patricia Jean Strasky

(APPLICANTS)

AND:

Terra Energy Corp.

(RESPONDENT)

BOARD ORDER

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

The Applicants, James Thomas Strasky and Patricia Jean Strasky, are the owners of the Lands described as: THE NORTH WEST ¼ OF SECTION 9 TOWNSHIP 80 RANGE 17 WEST OF THE 6TH MERIDIAN PEACE RIVER DISTRICT. The Respondent, Terra Energy Corp., is the operator of a 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 dated January 20, 2009 between James Thomas Strasky and Patricia Jean Strasky, and Terra Energy Corp. (the Surface Lease).

Pursuant to the Surface Lease, Terra Energy Corp., is required to make annual payments of \$4,024.00 to James Thomas Strasky and Patricia Jean Strasky. Terra Energy Corp. failed to make the annual payment required by January 20, 2016.

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 James Thomas Strasky and Patricia Jean Strasky \$4,024.00 in unpaid rent plus interest from January 20, 2016. The Applicants are entitled to costs of this application.

The Board orders as follows:

1. Terra Energy Corp. shall forthwith pay to James Thomas Strasky and Patricia Jean Strasky the sum of \$4,042.00 plus interest calculated in accordance with the *Court Order Interest Act* from January 20, 2016.
2. Terra Energy Corp. shall forthwith pay to James Thomas Strasky and Patricia Jean Strasky \$125.00 in costs plus interest calculated in accordance with the *Court Order Interest Act* from the date of this Order.

DATED: March 23, 2016

FOR THE BOARD



Cheryl Vickers, Chair