

April 28, 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 SOUTH $\frac{1}{2}$ OF SECTION 4 TOWNSHIP 80 RANGE 17 WEST OF THE 6TH
MERIDIAN PEACE RIVER DISTRICT
THE NORTH EAST $\frac{1}{4}$ OF SECTION 4 TOWNSHIP 80 RANGE 17 WEST OF THE
6TH MERIDIAN PEACE RIVER DISTRICT
(The "Lands")

BETWEEN:

Rodney Allen Strasky and
Kim Lori 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 application includes proof of service by registered mail on the Respondent.

The Applicants, Rodney Allen Strasky and Kim Lori Strasky, are the owners of the Lands described as: THE SOUTH ½ OF SECTION 4 TOWNSHIP 80 RANGE 17 WEST OF THE 6TH MERIDIAN PEACE RIVER DISTRICT and THE NORTH EAST ¼ OF SECTION 4 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 between Rodney Allen Strasky and Kim Lori Strasky, and Terra Energy Corp. last amended effective April 13, 2011 (the Surface Lease).

Pursuant to the Surface Lease, Terra Energy Corp., is required to make annual payments of \$5,029.00 to Rodney Allen Strasky and Kim Lori Strasky. Terra Energy Corp. failed to make the annual payment required by April 11, 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 Rodney Allen Strasky and Kim Lori Strasky \$5,029.00 in unpaid rent plus interest from April 11, 2016. The Applicants are entitled to costs of this application.

The Board orders as follows:

1. Terra Energy Corp. shall forthwith pay to Rodney Allen Strasky and Kim Lori Strasky the sum of \$5,029.00 plus interest calculated in accordance with the *Court Order Interest Act* from April 11, 2016.
2. Terra Energy Corp. shall forthwith pay to Rodney Allen Strasky and Kim Lori Strasky \$60.50 in costs plus interest calculated in accordance with the *Court Order Interest Act* from the date of this Order.

DATED: April 28, 2016

FOR THE BOARD



Cheryl Vickers, Chair