

File No. 2016
Board Order No. 2016-1

October 11, 2018

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 EAST $\frac{1}{4}$ OF SECTION 22 TOWNSHIP 83 RANGE 18 WEST OF THE
6TH MERIDIAN PEACE RIVER DISTRICT
(The "Lands")

BETWEEN:

Leslie Norman Elliott and
Marie Corrine Diane Elliott

(APPLICANTS)

AND:

Ranch Energy Corporation

(RESPONDENT)

BOARD ORDER

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

The Applicants, Leslie Norman Elliott and Marie Corrine Diane Elliott, are the former owners of the Lands described as: THE SOUTH EAST ¼ OF SECTION 22 TOWNSHIP 83 RANGE 18 WEST OF THE 6TH MERIDIAN PEACE RIVER DISTRICT. The Respondent, Ranch Energy Corporation, 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 August 2, 2001 (the Surface Lease).

Pursuant to the Surface Lease, Ranch Energy Corporation, is required to make annual payments of \$4,000.00. The Applicants are entitled to receive the rental payment due under the lease on August 2, 2018 pursuant to their purchase and sale agreement with the current owners of the Lands. Ranch Energy Corporation failed to make the annual payment required by August 2, 2018.

The Board finds that Ranch Energy Corporation 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 Ranch Energy Corporation owes Leslie Norman Elliott and Marie Corinne Diane Elliott \$4,000.00 in unpaid rent plus interest from August 2, 2018. The Applicants are entitled to costs of this application.

The Board orders as follows:

1. Ranch Energy Corporation shall forthwith pay to Leslie Norman Elliott and Marie Corrine Diane Elliott the sum of \$4,000.00 plus interest calculated in accordance with the *Court Order Interest Act* from August 2, 2018.

DATED: October 11, 2018

FOR THE BOARD



Cheryl Vickers, Chair