



## LAND AND PROPERTY RIGHTS TRIBUNAL

**Date:** 2023-12-20

**File No.:** RCR2023.3299

**Order No.:** LPRT906695/2023

**In the matter of a proceeding commenced under** section 36 of the *Surface Rights Act*, RSA 2000, c S-24 (the “Act”)

**And in the matter of** land in the Province of Alberta within the:

SE 1/4-31-38-9-W4M as described in Certificate of Title No. 042 536 119 +2 (the “Land”), particularly the area granted for Alberta Energy Regulator Licence No. 0414408 (the “Site”).

**Between:**

Fort Calgary Resources Ltd.,

Operator,

- and -

Kurt S Cole,  
and  
Lynn A Cole

Applicants.

---

### DIRECTION TO PAY PURSUANT TO SECTION 36(7) OF THE ACT

---

The Tribunal directs the Minister to pay out of the General Revenue Fund the sum of FOUR THOUSAND TWO HUNDRED and 00/100 DOLLARS (\$4,200.00) jointly to Kurt S Cole and Lynn A Cole of Coronation in the Province of Alberta for compensation that became due in the year 2023.

**Reasons:** The Minister has previously made a payment to the Applicants under section 36 of the Act for the annual compensation due under a right of entry instrument dated November 22, 2009. The Applicants provided evidence that subsequent annual compensation is unpaid in relation to the same site for the year 2023. The parties remain the same, the Site has not been reclaimed and the Panel is satisfied that the payment is justified in this case.

Dated at the City of Edmonton in the Province of Alberta this 20th day of December 2023.

LAND AND PROPERTY RIGHTS TRIBUNAL

---

Janet Mitchell, Member