

PROPOSED RULE RELATIVE TO UNOPPOSED COMPULSORY POOLING

PROPOSED RULE 1207 (a)1.(ii) (New Material)

- (ii) When an application for compulsory pooling is known to be unopposed, the applicant may file under the following alternate procedure:

Actual notice shall be given as required in (i) above. The application for hearing shall state that no opposition for hearing is expected and shall include the following:

- (1) A map outlining the spacing unit(s) to be pooled showing the nature and percentage of the ownership interests therein and the location of the proposed well.
- (2) a listing showing the name and last known address of all parties to be pooled and the nature and percent of their interest;
- (3) the name of the formations and/or pools to be pooled. (Note: The Division cannot pool a spacing unit larger in size than provided in the General Rules or appropriate special pool rules);
- (4) a statement as to whether the pooled unit is for gas and/or oil production as appropriate (See note under (3) above);
- (5) written evidence of attempts made to gain voluntary agreement including but not limited to copies of appropriate correspondence;
- (6) appropriate geological map(s) of the formation(s) to be tested and a geological and/or engineering assessment of the risk involved in the drilling of the well and a proposed risk penalty to be assessed against any owner who chooses not to pay his share of estimated well costs;
- (7) proposed overhead charges (combined fixed rates) to be applied during drilling and production operations along with a demonstration that such charges are reasonable;
- (8) the location and proposed depth of the well to be drilled on the pooled unit(s); and,
- (9) a copy of the AFE (Authorization for Expenditure) to be submitted to the interest owners in the well.

All submittals required under this paragraph shall be accompanied by statements (sworn and notarized) by those persons who prepared the same attesting to the truth and accuracy thereof.

All unopposed pooling applications will be set for hearing. If the Division review of such application finds them acceptable, the information submitted above will be incorporated as the record in the case and an order will be written thereon. At the request of any interested party or upon the Division's own initiative, any pooling application submitted under this rule shall be set for full hearing with oral testimony by the applicant.

N.M.O.C.D.  
EXHIBIT NO. 1  
COMMISSION CASE NO. 9014  
October 23, 1986