

**NORTH DAKOTA
BOARD OF UNIVERSITY AND SCHOOL LANDS**

POOLING AGREEMENT POLICY

The Land Commissioner is authorized to enter into pooling agreements under the following guidelines:

1. If a spacing unit has been established by the Industrial Commission for a specific formation.
2. If a proposed well has not been spaced by the Industrial Commission, a pooling agreement can be entered into based upon the operator's plan of development. The original agreement can be rescinded if temporary or proper spacing is different than agreed upon, and a new pooling agreement entered into that reflects the well's correct spacing.
3. Any denial of a pooling request by the Commissioner can be appealed to the Board for review. The Commissioner shall bring any pooling request to the Board which the Commissioner determines has potential to be controversial.
4. Specific terms of pooling agreements will be approved by the Commissioner and the Attorney General. The Commissioner is authorized to modify any pooling agreements previously approved by the Board to comply with the above criteria.

History:

Adopted: February 22, 1990

Revised: December 28, 2006