

Bureau of Land Management, Interior

§ 3140.0-1

lease interests have consented to the gas storage agreement in writing;

(9) An ownership schedule showing lease or land status;

(10) A schedule showing the participation factor for all parties to the subsurface storage agreement; and

(11) Supporting data (geologic maps showing the storage formation, reservoir data, etc.) demonstrating the capability of the reservoir for storage.

(b) BLM will negotiate the terms of a subsurface storage agreement with you, including bonding, and reservoir management.

(c) BLM may request documentation in addition to that which you provide under paragraph (a) of this section.

§ 3138.12 What must I pay for storage?

You must pay any combination of storage fees, rentals, or royalties to which you and BLM agree. The royalty you pay on production of native oil and gas from leased lands will be the royalty required by the underlying lease(s).

PART 3140—COMBINED HYDROCARBON LEASING

Subpart 3140—Conversion of Existing Oil and Gas Leases and Valid Claims Based on Mineral Locations

Sec.

- 3140.0-1 Purpose.
- 3140.0-3 Authority.
- 3140.0-5 Definitions.
- 3140.1 General provisions.
- 3140.1-1 Existing rights.
- 3140.1-2 Notice of intent to convert.
- 3140.1-3 Exploration plans.
- 3140.1-4 Other provisions.
- 3140.2 Applications.
- 3140.2-1 Forms.
- 3140.2-2 Who may apply.
- 3140.2-3 Application requirements.
- 3140.3 Time limitations.
- 3140.3-1 Conversion applications.
- 3140.3-2 Action on an application.
- 3140.4 Conversion.
- 3140.4-1 Approval of plan of operations (and unit and operating agreements).
- 3140.4-2 Issuance of the combined hydrocarbon lease.
- 3140.5 Duration of the lease.
- 3140.6 Use of additional lands.
- 3140.7 Lands within the National Park System.

Subpart 3141—Competitive Leasing in Special Tar Sand Areas

- 3141.0-1 Purpose.
- 3141.0-3 Authority.
- 3141.0-5 Definitions.
- 3141.0-8 Effect of existing regulations.
- 3141.1 General.
- 3141.2 Prelease exploration within Special Tar Sand Areas.
- 3141.2-1 Geophysical exploration.
- 3141.2-2 Exploration licenses.
- 3141.3 Land use plans.
- 3141.4 Consultation.
- 3141.4-1 Consultation with the Governor.
- 3141.4-2 Consultation with others.
- 3141.5 Leasing procedures.
- 3141.5-1 Economic evaluation.
- 3141.5-2 Term of lease.
- 3141.5-3 Royalties and rentals.
- 3141.5-4 Lease size.
- 3141.5-5 Dating of lease.
- 3141.6 Sale procedures.
- 3141.6-1 Initiation of competitive lease offering.
- 3141.6-2 Publication of a notice of competitive lease offering.
- 3141.6-3 Conduct of sales.
- 3141.6-4 Qualifications.
- 3141.6-5 Fair market value.
- 3141.6-6 Rejection of bid.
- 3141.6-7 Consideration of next highest bid.
- 3141.7 Award of lease.

Subpart 3142—Paying Quantities/Diligent Development

- 3142.0-1 Purpose.
- 3142.0-3 Authority.
- 3142.0-5 Definitions.
- 3142.1 Diligent development.
- 3142.2 Minimum production levels.
- 3142.2-1 Minimum production schedule.
- 3142.2-2 Advance royalties in lieu of production.
- 3142.3 Expiration.

AUTHORITY: 30 U.S.C. 181 *et seq.*; 30 U.S.C. 351-359; 95 Stat. 1070; 43 U.S.C. 1701 *et seq.*, unless otherwise noted.

Subpart 3140—Conversion of Existing Oil and Gas Leases and Valid Claims Based on Mineral Locations

AUTHORITY: 30 U.S.C. 181 *et seq.*

SOURCE: 47 FR 22478, May 24, 1982, unless otherwise noted.

§ 3140.0-1 Purpose.

The purpose of this subpart is to provide for the conversion of existing oil and gas leases and valid claims based

§ 3140.0-3

on mineral locations within Special Tar Sand Areas to combined hydrocarbon leases.

§ 3140.0-3 Authority.

These regulations are issued under the authority of the Mineral Lands Leasing Act of February 25, 1920 (30 U.S.C. 181 *et seq.*), the Mineral Leasing Act for Acquired Lands (30 U.S.C. 351 *et seq.*), and the Combined Hydrocarbon Leasing Act of 1981 (Pub. L. 97-78).

§ 3140.0-5 Definitions.

As used in this subpart, the term:

(a) *Combined hydrocarbon lease* means a lease issued in a Special Tar Sand Area for the removal of gas and non-gaseous hydrocarbon substances other than coal, oil shale or gilsonite.

(b) *A complete plan of operations* means a plan of operations which is in substantial compliance with the information requirements of 43 CFR 3572.1 for both exploration plans and mining plans, as well as any additional information required in these regulations and under 43 CFR 3572.1, as may be appropriate.

(c) *Special Tar Sand Area* means an area designated by the Department of the Interior's orders of November 20, 1980 (45 FR 76800), and January 21, 1981 (46 FR 6077) referred to in those orders as Designated Tar Sand Areas, as containing substantial deposits of tar sand.

(d) *Owner of an oil and gas lease* means all of the record title holders of an oil gas lease.

(e) *Owner of a valid claim based on a mineral location* means all parties appearing on the title records recognized as official under State law as having the right to sell or transfer any part of the mining claim, which was located within a Special Tar Sand Area prior to January 21, 1926, for any hydrocarbon resource, except coal, oil shale or gilsonite, leasable under the Combined Hydrocarbon Leasing Act.

(f) *Unitization* means unitization as that term is defined in 43 CFR part 3180.

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43 CFR Ch. II (10-1-04 Edition)

§ 3140.1 General provisions.

§ 3140.1-1 Existing rights.

(a) The owner of an oil and gas lease issued prior to November 16, 1981, or the owner of a valid claim based on a mineral location situated within a Special Tar Sand Area may convert that portion of the lease or claim so situated to a combined hydrocarbon lease, provided that such conversion is consistent with the provisions of this subpart.

(b) Owners of oil and gas leases in Special Tar Sand Areas who elect not to convert their leases to a combined hydrocarbon lease do not acquire the rights to any hydrocarbon resource except oil and gas as those terms were defined prior to the enactment of the Combined Hydrocarbon Leasing Act of 1981. The failure to file an application to convert a valid claim based on a mineral location within the time herein provided shall have no effect on the validity of the mining claim nor the right to maintain that claim.

§ 3140.1-2 Notice of intent to convert.

(a) Owners of oil and gas leases in Special Tar Sand Areas which are scheduled to expire prior to the effective date of these regulations or within 6 months thereafter, may preserve the right to convert their leases to combined hydrocarbon leases by filing a Notice of Intent to Convert with the State Director, Utah State Office, Bureau of Land Management, 136 E. South Temple, Salt Lake City, Utah 84111.

(b) A letter, submitted by the lessee, notifying the Bureau of Land Management of the lessee's intention to submit a plan of operations shall constitute a notice of intent to convert a lease. The Notice of Intent shall contain the lease number.

(c) The Notice of Intent shall be filed prior to the expiration date of the lease. The notice shall preserve the lessee's conversion rights only for a period ending 6 months after the effective date of this subpart.

§ 3140.1-3 Exploration plans.

(a) The authorized officer may grant permission to holders of existing oil and gas leases to gather information to develop, perfect, complete or amend a