

1 been filed with the Unit Operator, together with an application 1
2 in sufficient number, for approval of such expansion or contrac- 2
3 tion and with appropriate joinders. 3

4 (d) After due consideration of all pertinent information 4
5 the expansion or contraction shall, upon approval by the Director 5
6 become effective as of the date prescribed in the notice thereof. 6

7 (e) Notwithstanding any prior elimination under the 7
8 "Drilling to Discovery" section hereof, all legal subdivisions 8
9 of unitized lands (i. e., 40 acres by Government survey or its 9
10 nearest lot or tract equivalent in instances of irregular sur- 10
11 veys, however, unusually large lots or tracts shall be consider- 11
12 ed in multiples of 40 acres, or the nearest aliquot equivalent 12
13 thereof, for the purpose of elimination under this subsection), 13
14 no parts of which are entitled to be in a participating area 14
15 within 5 years after the first day of the month following the 15
16 effective date of the first initial participating area estab- 16
17 lished under this unit agreement, shall be eliminated automati- 17
18 cally from this agreement, effective as of the first day there- 18
19 after, and such lands shall no longer be a part of the unit area 19
20 and shall no longer be subject to this agreement, unless at 20
21 the expiration of said 5-year period diligent drilling opera- 21
22 tions are in progress on unitized lands not entitled to partici- 22
23 pation, in which event all such lands shall remain subject here- 23
24 to for so long as such drilling operations are continued dili- 24
25 gently, with not more than 90 days' time elapsing between the 25
26 completion of one such well and the commencement of the next 26
27 such well, except that the time allowed between such wells shall 27
28 not expire earlier than 30 days after the expiration of any 28
29 period of time during which drilling operations are prevented 29
30 by a matter beyond the reasonable control of unit operator as 30
31 set forth in the section hereof entitled "Unavoidable Delay"; 31
32 provided that all legal subdivisions of lands not in a 32