

1 period of time during which drilling operations are prevented  
 2 by a matter beyond the reasonable control of Unit Operator as  
 3 set forth in the section hereof entitled "Unavoidable Delay"; pro-  
 4 vided that all legal subdivisions of lands not in a participating  
 5 area and not entitled to become participating under the applicable  
 6 provisions of this agreement within 10 years after said first day  
 7 of the month following the effective date of said first initial par-  
 8 ticipating area shall be eliminated as above specified. Determina-  
 9 tion of creditable "Unavoidable Delay" time shall be made by Unit  
 10 Operator and subject to approval of the Director. The Unit  
 11 Operator shall, within 90 days after the effective date of any  
 12 elimination hereunder, describe the area so eliminated to the  
 13 satisfaction of the Director and promptly notify all parties in in-  
 14 terest.

15 If conditions warrant extension of the 10-year period  
 16 specified in this subsection 2 (e), a single extension of not to  
 17 exceed 2 years may be accomplished by consent of the owners of  
 18 90% of the current unitized working interests and 60% of the  
 19 current unitized basic royalty interests (exclusive of the basic  
 20 royalty interests of the United States), on a total-nonparticipat-  
 21 ing-acreage basis, respectively, with approval of the Director,  
 22 provided such extension application is submitted to the Director  
 23 not later than 60 days prior to the expiration of said 10-year period.

24 Any expansion of the Unit Area pursuant to this section  
 25 which embraces lands theretofore eliminated pursuant to this sub-  
 26 section 2 (e) shall not be considered automatic commitment or  
 27 recommitment of such lands.

28 3. UNITIZED LAND AND UNITIZED SUBSTANCES. All  
 29 land committed to this agreement shall constitute land referred  
 30 to herein as "unitized land" or "land subject to this agreement".  
 31 All oil and gas in any and all formations of the unitized land are  
 32 unitized under the terms of this agreement and herein are called  
 33 "unitized substances".