

188

1 compensation hereinafter provided, that operations hereunder as to any 1
2 such participating area or areas shall not be affected by such surrender. 2
3 For any period the working interest in any lands are not expressly 3
4 committed to the unit operating agreement as the result of any such 4
5 surrender or forfeiture, the benefits and obligations of operations 5
6 accruing to such lands under this agreement and the unit operating 6
7 agreement shall be shared by the remaining owners of unitized working 7
8 interests in accordance with their respective participating working 8
9 interest ownerships in any such participating area or areas, and such 9
10 owners of working interests shall compensate the fee owner of unitized 10
11 substances in such lands by paying sums equal to the rentals, minimum 11
12 royalties, and royalties applicable to such lands under the lease in 12
13 effect when the lands were unitized, as to such participating area or 13
14 areas. 14

15 Upon commitment of a working interest to this agreement and the 15
16 unit operating agreement as provided in this section, an appropriate 16
17 accounting and settlement shall be made, to reflect the retroactive 17
18 effect of the commitment, for all benefits accruing to or payments and 18
19 expenditures made or incurred on behalf of such surrendered working 19
20 interest during the period between the date of surrender and the date 20
21 of recommitment, and payment of any moneys found to be owing by such an 21
22 accounting shall be made as between the parties then signatory to the 22
23 unit operating agreement and this agreement within thirty (30) days 23
24 after the recommitment. The right to become a party to this agreement 24
25 and the unit operating agreement as a working interest owner by reason 25
26 of a surrender or forfeiture as provided in this section shall not be 26
27 defeated by the nonexistence of a unit operating agreement and in the 27
28 event no unit operating agreement is in existence and a mutually accept- 28
29 able agreement between the proper parties thereto cannot be consummated, 29
30 the Supervisor may prescribe such reasonable and equitable agreement as 30
31 he deems warranted under the circumstances. 31

32 Nothing in this section shall be deemed to limit the right of 32