

1 shall be discovered which can be produced in paying quantities (to wit: 1 472  
2 quantities sufficient to repay the costs of drilling, and producing opera- 2  
3 tions, with a reasonable profit) or the Unit Operator shall at any time 3  
4 establish to the satisfaction of the Supervisor that further drilling of 4  
5 said well would be unwarranted or impracticable, provided, however, that 5  
6 Unit Operator shall not in any event be required to drill said well to a 6  
7 depth in excess of 8200 feet. Until the dis- 7  
8 covery of a deposit of unitized substances capable of being produced in 8  
9 paying quantities, the Unit Operator shall continue drilling diligently 9  
10 one well at a time, allowing not more than 6 months between the completion 10  
11 of one well and the beginning of the next well, until a well capable of 11  
12 producing unitized substances in paying quantities is completed to the 12  
13 satisfaction of said Supervisor or until it is reasonably proved that the 13  
14 unitized land is incapable of producing unitized substances in paying quan- 14  
15 tities in the formations drilled hereunder. Nothing in this section shall 15  
16 be deemed to limit the right of the Unit Operator to resign as provided in 16  
17 Section 5 hereof, or as requiring Unit Operator to commence or continue 17  
18 any drilling during the period pending such resignation becoming effective 18  
19 in order to comply with the requirements of this section. The Director 19  
20 may modify the drilling requirements of this section by granting reason- 20  
21 able extensions of time when, in his opinion, such action is warranted. 21

22 Upon failure to comply with the drilling provisions of this section, 22  
23 the Director may, after reasonable notice to the Unit Operator, and each 23  
24 working interest owner, lessee, and lessor at their last known addresses, 24  
25 declare this unit agreement terminated. (Continued on Page 5A) 25

26 10. PLAN OF FURTHER DEVELOPMENT AND OPERATION. Within 6 months 26  
27 after completion of a well capable of producing unitized substances in 27  
28 paying quantities, the Unit Operator shall submit for the approval of the 28  
29 Supervisor an acceptable plan of development and operation for the unitized 29  
30 land which, when approved by the Supervisor, shall constitute the further 30  
31 drilling and operating obligations of the Unit Operator under this agree- 31  
32 ment for the period specified therein. Thereafter, from time to time before 32  
33 the expiration of any existing plan, the Unit Operator shall submit for the 33  
34 approval of the Supervisor a plan for an additional specified period for 34  
35 the development and operation of the unitized land. Any plan submitted 35  
36 pursuant to this section shall provide for the exploration of the unitized 36  
37 area and for the diligent drilling necessary for determination of the area 37  
38 or areas thereof capable of producing unitized substances in paying quan- 38  
39 tities in each and every productive formation and shall be as complete and 39  
40 adequate as the Supervisor may determine to be necessary for timely develop- 40  
41 ment and proper conservation of the oil and gas resources of the unitized 41  
42 area and shall 42

43 (a) specify the number and locations of any wells to be 43  
44 drilled and the proposed order and time for such drilling; 44  
45 and 45

46 (b) to the extent practicable specify the operating prac- 46  
47 tices regarded as necessary and advisable for proper con- 47  
48 servation of natural resources. Separate plans may be sub- 48  
49 mitted for separate productive zones, subject to the approval 49  
50 of the Supervisor. Said plan or plans shall be modified or 50  
51 supplemented when necessary to meet changed conditions or to 51  
52 protect the interests of all parties to this agreement. Rea- 52  
53 sonable diligence shall be exercised in complying with the 53  
54 obligations of the approved plan of development. The Super- 54  
55 visor is authorized to grant a reasonable extension of the 55  
56 6-month period herein prescribed for submission of an initial 56  
57 plan of development where such action is justified because of 57  
58 unusual conditions or circumstances. After completion here- 58  
59 under of a well capable of producing any unitized substance 59  
60 in paying quantities, no further wells, except such as may be 60  
61 necessary to afford protection against operations not under 61  
62 this agreement or such as may be specifically approved by the 62  
63 Supervisor, shall be drilled except in accordance with a plan 63  
64 of development approved as herein provided. 64