

## **Self-certification of non-State interests for Communitization Agreements**

In an effort to simplify and streamline the process of communitization, the SLO legal division has approved the use of a self-certification form that operators can use in lieu of consenting lessees of record signatures or other consenting interest owner signatures for Federal, Fee or Tribal lands within a communitized area that includes State Trust Lands. Non-consenting interests of state or fee lands will have to be compulsory pooled via OCD order, as now. The operator should execute the self-certification and attach it to the original signed/notarized Federal/State or State/Fee communitization agreement, verifying that they have the right to operate the Federal/Fee or Tribal lands encompassed by the comm agreement. Signatures of the Federal/Fee or Tribal consenting interests must be provided to SLO upon request.

All lessees of record for State lands that are in the communitized area must execute the agreement as normal.

It is hoped that with this self-certification process, SLO operators will be able to execute and submit required communitization agreements to SLO in a timely manner, before first production from the communitized well is initiated.

**Please contact Niranjn Khalsa at 505-827-6628 for any questions.**

**NMSLO Communitization Agreement Self-Certification for Federal, Fee or Tribal Interests**

Approval of this Communitization Agreement does not constitute an adjudication of any federal, Tribal or private interests, and neither the Commissioner of Public Lands nor the State Land Office warrant or certify that the information supplied by the party submitting this agreement is accurate with regard to all private, Tribal or federal interests. The responsibility of the Commissioner and State Land Office is to protect and adjudicate only the State Land Office interests during the processing of Communitization Agreements. The State Land Office will only verify the accuracy of state leases in the proposed Communitization Agreement. All non-state interests must be certified by the Operator.

As Operator of [Communitization Agreement Well Name/API], [Individual Name and Title] on behalf of [Operator Name] hereby certifies that all lessees and/or working interest owners that are parties to this Communitization Agreement, as shown on Exhibit A, have the legal rights and interests they claim to the private or federal or Tribal leases subject to this Communitization Agreement and [Operator Name] has obtained written consent and authority to enter into this Agreement on their behalf. Written consent/signatures of lessees and/or other interest owners will be made available to the State Land Office immediately upon request. Any misrepresentation or material omission by the Operator in this respect will be grounds to void the Communitization Agreement.

**OPERATOR:** \_\_\_\_\_

**BY:** \_\_\_\_\_ (Name and Title of Authorized Agent)

\_\_\_\_\_ (Signature of Authorized Agent)

**Acknowledgment in an Individual Capacity**

State of )

SS)

County of )

This instrument was acknowledged before me on

Date: \_\_\_\_\_

By: \_\_\_\_\_

Name(s) of Person(s)

\_\_\_\_\_

(Seal)

Signature of Notarial Officer

My commission expires: \_\_\_\_\_

**Acknowledgment in an Representative Capacity**

State of )

SS)

County of )

This instrument was acknowledged before me on

Date : \_\_\_\_\_

By: \_\_\_\_\_

Name(s) of Person(s)

\_\_\_\_\_

(Seal)

Signature of Notarial Officer

My commission expires: \_\_\_\_\_