

**TO BE CONSIDERED BY THE
RAILROAD COMMISSION OF TEXAS
OIL AND GAS DIVISION**

RAILROAD COMMISSION
DISTRICT NO. < >

DATE OF ISSUANCE: «IssuanceDate»

**NOTICE OF APPLICATION
ON THE REQUEST OF «ApplicantName» <P-5 Number >
FOR THE DESIGNATION
OF THE «FormationName» FORMATION
«FieldName» <Field ID #>
AS A TIGHT GAS FORMATION
«County or Counties» COUNTY, TEXAS**

NOTICE IS HEREBY GIVEN that the Applicant, «ApplicantName», has requested that the Railroad Commission of Texas approve the above referenced formation in the area shown on the attached map and more fully described below be designated as a tight gas formation pursuant to 16 TAC '3.101(f)(2).

The proposed «FormationName» Formation in the «FieldName» Field, is in the «SurveyName», «County» County, Texas.

PURSUANT to the terms of 16 TAC '3.101(f)(2), Certification for Severance Tax Exception for gas produced from high-cost gas wells, the Railroad Commission may grant this recommendation without a hearing, if the Railroad Commission criteria are met and if no protest to the application is received. All operators in the same field or fields involved are entitled to request a hearing on this application. A protestant must be prepared to appear at the hearing either in person or by qualified representative and protest this application through cross-examination or presentation of a direct case subject to all applicable rules of evidence.

If the application is protested, or if the Railroad Commission denies administrative approval, then, on the motion of the applicant, the Railroad Commission will call a hearing to

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice of Application for Area Designation pursuant to Statewide Rule 101 was served on each of the persons named below by depositing same in the United States Mail postage thereon fully prepaid, properly addressed, as follows:

«List Names and Address»

On this the «Number» day of «Month», < Year > .

< Signature of Person Sending Notice >
< Company Name > ,
< Phone Number >

consider this application. The burden of proof that the requested area is a tight gas formation is on the applicant.

A protestant should be prepared, however, to establish its standing to protest as an affected person, if challenged. If you have questions regarding why the applicant is seeking this recommendation, contact the applicant's representative, «**RepresentativeName**», at «**RepresentativePhoneNumber**». If you have any questions regarding this procedure, please contact the Commission at (512) 463-6785.

IF YOU WISH TO REQUEST A HEARING ON THIS APPLICATION, YOU MUST FILL OUT, SIGN AND MAIL OR DELIVER TO THE AUSTIN OFFICE OF THE RAILROAD COMMISSION OF TEXAS THE ENCLOSED NOTICE OF INTENT TO APPEAR IN PROTEST. A PROTESTANT MUST ALSO MAIL OR DELIVER, ON THE SAME DATE, A COPY OF THE INTENT TO APPEAR IN PROTEST TO THE APPLICANT AT THE ADDRESS SHOWN ABOVE. THIS INTENT TO APPEAR IN PROTEST MUST BE RECEIVED IN THE RAILROAD COMMISSION'S AUSTIN OFFICE WITHIN THREE WEEKS OF THE DATE OF ISSUANCE OF THIS NOTICE OF APPLICATION. IF NO PROTEST IS RECEIVED WITHIN SUCH TIME, THE REQUESTED RECOMMENDATION MAY BE PROCESSED AND PRESENTED TO THE RAILROAD COMMISSION FOR APPROVAL.

**RAILROAD COMMISSION OF TEXAS
OIL AND GAS DIVISION
Engineering Unit
PO Drawer 12967
Austin, Texas 78711-2967**

NOTICE OF INTENT TO APPEAR IN PROTEST

APPLICANT: «ApplicantName»

_____, representing _____,
(Print Name) (Print Name)

hereby enters a protest to this application and states that he/she or his/her representative will appear in protest, through cross-examination of presentation of a direct case at a hearing called to consider this application. I further certify that I have this date mailed or delivered a copy of this Notice of Intent to Appear in Protest, to Applicant at the address shown in the Notice of Application.

Signature Date
Telephone: Area (____) _____

ADDRESS TO WHICH NOTICE OF APPLICATION WAS SENT:

___ Is correct

___ Is incorrect and should be corrected to:

Street City State Zip Code

ADDITIONAL NOTICE SHOULD BE SENT TO THE REPRESENTATIVE SHOWN BELOW:

Name

Street City State Zip Code

THIS NOTICE OF INTENT TO APPEAR IN PROTEST MUST BE MAILED TO THE APPLICANT (see address on Notice of Application) AND TO THE RAILROAD COMMISSION OF TEXAS, ENGINEERING UNIT, PO DRAWER 12967, AUSTIN, TEXAS 78711-2967. IT MUST BE RECEIVED BY THE RAILROAD COMMISSION WITHIN THREE WEEKS OF THE DATE OF ISSUANCE OF THE NOTICE OF APPLICATION.