

TITLE 43--PUBLIC LANDS: INTERIOR

CHAPTER II--BUREAU OF LAND MANAGEMENT, DEPARTMENT OF THE INTERIOR

PART 3130\_OIL AND GAS LEASING: NATIONAL PETROLEUM RESERVE, ALASKA--  
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Subpart 3138\_Subsurface Storage Agreements in the National Petroleum  
Reserve-Alaska (NPR-A)

Sec. 3138.11 How do I apply for a subsurface storage agreement?

(a) You must submit an application to BLM for a subsurface storage agreement that includes--

- (1) The reason for forming a subsurface storage agreement;
  - (2) A description of the area you plan to include in the subsurface storage agreement;
  - (3) A description of the formation you plan to use for storage;
  - (4) The proposed storage fees or rentals. The fees or rentals must be based on the value of the subsurface storage, injection, and withdrawal volumes, and rental income or other income generated by the operator for letting or subletting the storage facilities;
  - (5) The payment of royalty for native oil or gas (oil or gas that exists in the formation before injection and that is produced when the stored oil or gas is withdrawn);
  - (6) A description of how often and under what circumstances you and BLM intend to renegotiate fees and payments;
  - (7) The proposed effective date and term of the subsurface storage agreement;
  - (8) Certification that all owners of mineral rights (leased or unleased) and lease interests have consented to the gas storage agreement in writing;
  - (9) An ownership schedule showing lease or land status;
  - (10) A schedule showing the participation factor for all parties to the subsurface storage agreement; and
  - (11) Supporting data (geologic maps showing the storage formation, reservoir data, etc.) demonstrating the capability of the reservoir for storage.
- (b) BLM will negotiate the terms of a subsurface storage agreement with you, including bonding, and reservoir management.
- (c) BLM may request documentation in addition to that which you provide under paragraph (a) of this section.