

Applying for a Right-of-Way for Oil and Gas Development

An introduction to planning and submitting
a right-of-way application

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Introduction

- On Lease/Off Lease: When a Right-of-Way is Necessary
- Site Planning: Go Beyond the Lease Boundary
- Submitting the Right-of-Way Application



A right-of-way (ROW) is always required *off* lease, but is sometimes needed *on* lease as well.

ON LEASE / OFF LEASE: WHEN A RIGHT-OF-WAY IS NECESSARY



Access Road



- On Lease/Unit
 - Not Required

- Off Lease/Unit
 - Required

Oil & Gas Pipelines

- On Lease/Unit
 - Required anywhere downstream from the custody transfer point
- Off Lease/Unit
 - Required



Ancillary Lines

Telephone Lines, Power Lines, Water Pipelines, etc.



- On Lease/Unit
 - Not required if the lease holder or unit operator is the owner of the ancillary line
- Off Lease/Unit
 - Required

Facilities

Compressor Stations, Field Offices, Storage Sites, etc.



- On Lease/Unit
 - Not required if processing for the same lease or unit
 - Required if processing for different leases or units
- Off Lease/Unit
 - Required

Injection Wells

- On Lease/Unit
 - Not required if injecting for the same lease or unit
 - Required if injecting for different leases or units
- Off Lease/Unit
 - Required



Planning the project beyond the application for permit to drill (APD) may create efficiencies for approval of the ROW.

SITE PLANNING: GO BEYOND THE LEASE BOUNDARY



If possible, do all site planning up front

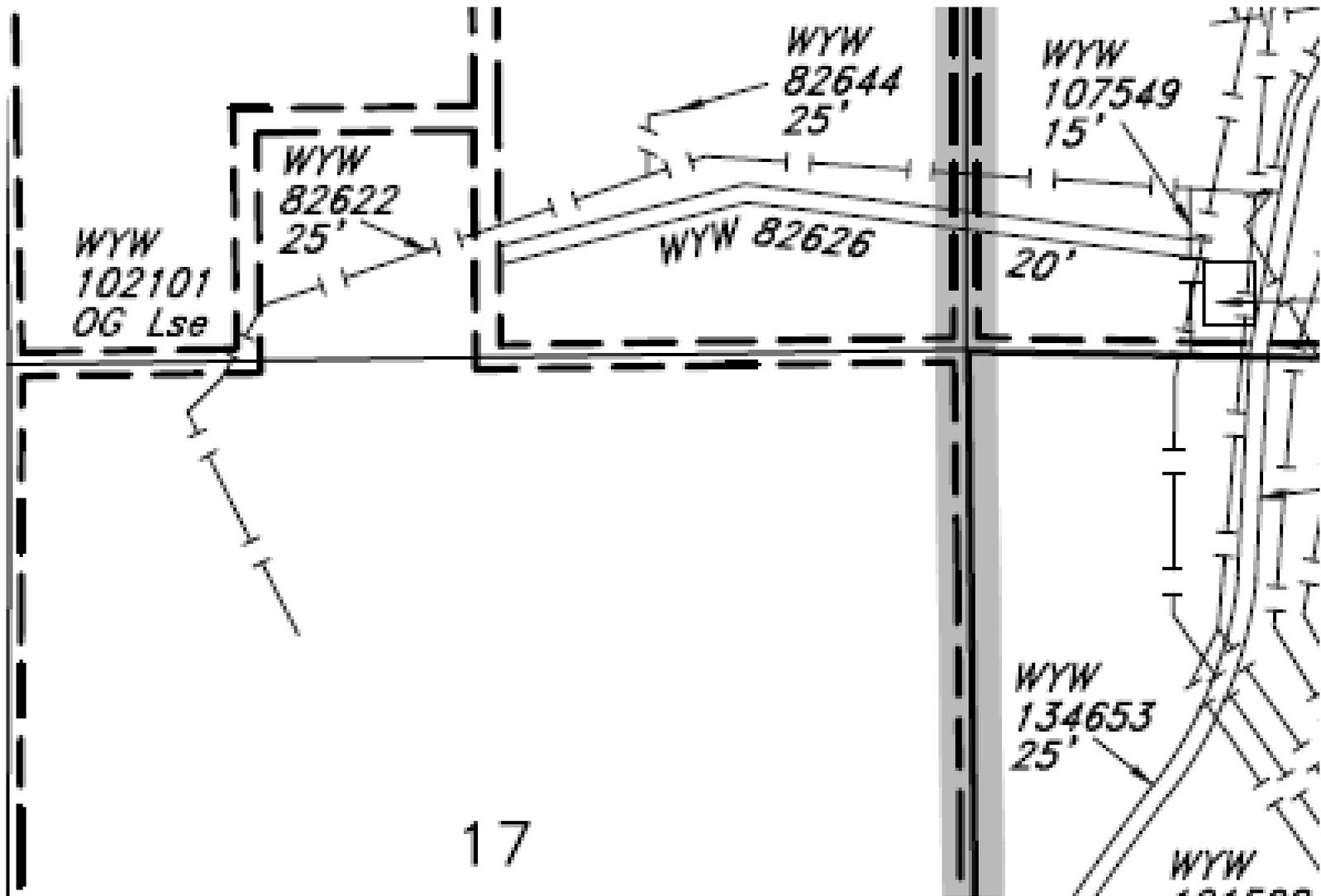
- Plan for all required access roads, pipelines, etc. – both on lease *and* off lease
- Include this information in the APD
- That way:
 - Clearance reports for all pieces can be completed early
 - NEPA for all pieces can be accomplished under one document



Planning for everything upfront may be feasible – even with multiple projects

- Standard well sites are fairly uniform
- Access road and pipeline parallel each other – connect to paralleling main road and pipeline
- This set-up minimizes potential for resource conflicts





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When a ROW application is needed in addition to an APD

SUBMITTING THE RIGHT-OF-WAY APPLICATION



The Right-of-Way Application Consists of:

- Standard Form (SF) 299
- Plan of Development
- Topographic Map
- As necessary:
 - Engineered road plan
 - Cultural or paleo survey
 - Any other supporting documents deemed essential



SF-299

- Fill out all entries
 - Some entries are “not applicable”
 - However, most are for a new authorization
- Applicant’s name and address in Block 1 is what will be used on the grant
 - If using an agent or local office for correspondence, list info in Block 2
 - Is helpful to include email
- Needs an original signature
- Supplemental Page (pg. 4) is required for all MLA applications

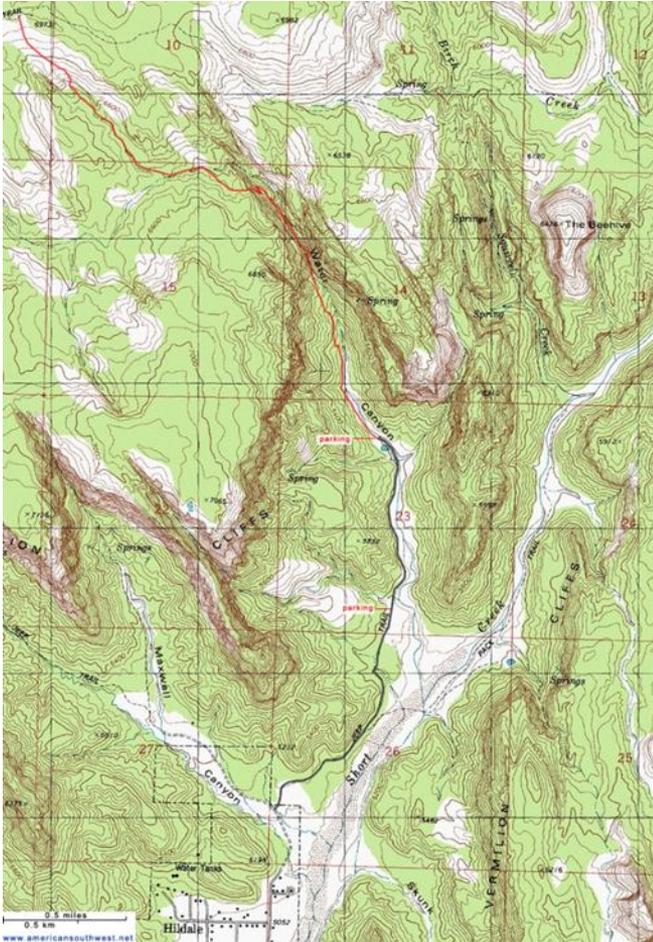


Plan of Development (POD)

- Answers the who, what, when, where, why, and how
- Should clearly outline the ROW operation from construction to final reclamation
- Remember:
 - Differentiate between on/off lease
 - Breakdown land ownership
 - Include for reference all leases and ROWs associated with the proposed ROW



Topographic Map



- 1 : 24,000 scale
- Clearly identifies:
 - Route of proposed ROW
 - Section, Township, and Range
 - Lease boundary
 - Public, Private, and State ownership boundaries
 - Length of proposed ROW in relation to these boundaries



QUESTIONS?