

**TITLE 20
LAND USE
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**TITLE 20
LAND USE**

**CHAPTER ONE
OIL AND GAS WELL DRILLING**

Section 101. Permits.

It shall be unlawful and an offense for any person, firm or corporation, or any individual, either for himself or acting as agent, employee or servant to any other person, firm or corporation, to commence drilling operations, to drill any well or to open any well drilled for the production of petroleum or natural gas, or to engage in any work or to erect any structures, tanks, machinery, pipe lines or appurtenances incident to the production of petroleum or natural gas, or to operate, maintain any property or premises for such production within the limits of any land owned by, or held in trust for the Seminole Nation of Oklahoma, unless a permit for the drilling and operation of said well shall have been first obtained as provided by the terms of this ordinance.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law
91-12, November 16, 1991.]

Section 102. Drilling Specifications.

Any person, firm or corporation, or any individual, either for himself or acting as agent, employee or servant to any other person, firm or corporation, shall not drill any well, commence drilling operations, or open any well drilled for the production of petroleum or natural gas, and shall not operate or maintain any well for such production within the limits of any such land of the Seminole Nation, unless said drilling operation conforms to the provisions hereto. All wells shall have surface pipe set to the depth of 1,000 feet or the bottom of the hole, whichever is less. Cement shall be circulated from the top to the bottom. In all injection wells in which casing is set, tubing shall be run and injection made through the tubing with a packer set above the perforations in the producing sands. All producing wells shall be produced through tubing with a packer set above the producing sands. At all times pressure of 100 pounds shall be maintained between the tubing and the casing. Violation of this Section, or any part thereof, shall be punishable by a payment of damages to the Seminole Nation not to exceed \$100.00 including costs. Each day's operation in violation of this Section shall be a separate offense.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law
91-12, November 16, 1991.]

Section 103. Application for Permit.

To obtain a drilling permit, the requesting party shall file a written application with the Secretary of the General Council. Such application shall define the drilling area and fix the location where the proposed well will be drilled and shall contain a statement as to the number of lots in the drilling area on which the applicant holds oil and gas leases or contracts for such leases from the property owner. The petition shall also state that applicant has more than fifty-one (51) percent of the property under lease, and what percentage of the total property in the area applicant has under lease. Said petition shall be sworn to as true and correct by applicant or a duly authorized

agent or attorney for applicant and before some officer authorized to administer oaths. There shall be attached to the application a plot or map showing the location of the well and the proposed location of the tanks, pits, pipe lines, and embankments. If the application shows that the applicant is the owner of the leases covering all the property in the drilling area, the Secretary may grant a permit for such well, provided that such permit shall not be used by applicant until the applicant has complied with all the requirements in relation to the drilling of a well within the above described limits of the Seminole Nation. If the application shows that the applicant does not have the entire drilling area under lease the Secretary shall deny the application, and consideration of the application shall be transferred as on appeal to the General Council.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law
91-12, November 16, 1991.]

Section 104. Deposit.

Before any permittee may make use of such a drilling permit, there shall be deposited with the Secretary of The General Council the sum of One Hundred Dollars (\$100.00), as a permit fee.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law
91-12, November 16, 1991.]

Section 105. Pond.

Before any permittee may proceed under any permit to drill or put down any petroleum or natural gas well, such permittee shall file with the Secretary of the General Council a good and sufficient bond executed by some bonding or indemnity company authorized to do business in the State of Oklahoma, Running in the name of the Seminole Nation of Oklahoma, and conditioned that the applicant will pay or discharge any liability imposed by law for damage on account of injury to property, public or private, or bodily injury, including death received or suffered by any person resulting from the drilling operation or maintenance of such well, equipment, machinery, tanks, pipe lines or appurtenances thereto. The maximum total liability under said bond for loss or damage, either to person or property, as to each well shall be Fifty Thousand Dollars; provided that such bond shall be made for a period of not less than one year, and provided further that a blanket bond in the sum of One Hundred Thousand Dollars (\$100,000.00) may be supplied to cover one or more drilling wells, any operator of an oil or gas well on tribal lands in the Seminole Nation shall at all times keep on file a bond similarly conditioned with a maximum liability of Ten Thousand Dollars (\$10,000.00) for each operating well, provided that a blanket bond of Fifty Thousand Dollars (\$50,000.00) may be filed to cover one or more wells. No operation bond shall be required for any well until the time that the drilling bond covering such well has expired.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law
91-12, November 16, 1991.]

Section 106. Location of Well.

No well for the production of oil or gas shall be put down nearer than twenty-five (25) feet to a street or nearer than fifty (50) feet to any structure used as a home or place of business.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law 91-12, November 16, 1991.]

Section 107. Fence.

At the conclusion of drilling operations a fence shall be erected around the well and machinery used in connection with the operation of said well.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law 91-12, November 16, 1991.]

Section 108. Gas Motors.

All gas motors used for pumping wells on said tribal land shall be properly muffled.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law 91-12, November 16, 1991.]

Section 109. Pipe Lines.

All pipe lines laid on said tribal lands, except those on the location, shall be buried to a minimum depth of twenty-four (24) inches below the normal surface of the ground, and no pipe line shall be laid until the person or company laying such line shall obtain a permit from the Secretary of the General Council. A permit fee of One Dollar (\$1.00) a rod must be paid at the time the permit is issued. Any damage to streets, sidewalks or public ways must be repaired by the person or company laying the line.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law 91-12, November 16, 1991.]

Section 110. Pits.

As soon as the bottom of such pits have dried sufficiently to permit such work, weather conditions permitting, the slush pits and circulation pits used for the storing of mud and drilling water during drilling operations, shall be, by the operator, filled in and leveled.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law 91-12, November 16, 1991.]

Section 111. Condition of Premises.

The person or persons in charge of the producing operations of a well shall keep the fence enclosure around such well free from all trash and inflammable substances not necessary to be used in the operation of such well, and shall keep the weeds out and otherwise keep such location in a clean and orderly looking condition. Machinery and equipment not used in the operation of said well shall not be stored or left in such enclosure after a reasonable time for its removal. All oil tanks shall be painted.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law
91-12, November 16, 1991.]

Section 112. Abandonment; Removal of Equipment.

Upon abandonment of any location on tribal land, the person or company in charge of such operations shall remove from the well location all of the derrick, equipment, machinery and tanks and level all dikes and embankments and fill the drilling cellar if any.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law
91-12, November 16, 1991.]

Section 113. Common Meaning of Words Governs.

Words used in this ordinance, unless otherwise defined, shall be the common meaning of such words as generally understood in the oil and gas industry, unless the contents herein clearly imply otherwise.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law
91-12, November 16, 1991.]

Section 114. Separate Validity of Provisions.

If any part of this ordinance, or any rule, regulation, or requirement shall be held to be invalid by a court of competent jurisdiction, such invalidity shall not affect the validity of any part or section or other rule, regulation or requirement herein.

[HISTORY: Ordinance No. 76-2, July 17, 1976; Codified by Law
91-12, November 16, 1991.]