**CERTIFICATION FOR AN OPERATOR SEEKING A PERMIT ON A LEASE, POOLED UNIT OR UNITIZED TRACT WHICH CONTAINS SUBSTANDARD ACREAGE AS DEFINED BY EITHER STATEWIDE RULE 38 OR BY SPECIAL FIELD RULES.**

A. This lease, pooled unit or unitized tract was established as a separate tract in its present size and shape on ____________(mm/dd/yyyy) and has remained as such since that date.

B. The ownership in this lease, unitized tract or the drill site tract of a pooled unit has not:
   
   I) been the same as or common to the ownership of any adjoining tract at any time after the date set forth in paragraph A.; and,

   II) been unitized or pooled with any adjoining tract and accepted as a single tract for any Commission approved development or allowable purpose.

CERTIFICATION:
I declare under penalties prescribed pursuant to the Sec. 91.143, Texas Natural Resources Code, that I am authorized to make the foregoing statements and that the information provided by me or under my direction on this Substandard Acreage Certification is true, correct, and complete to the best of my knowledge.

Signature ___________________________ Print Name ___________________________

Title ___________________________ E-mail (if available) ___________________________ Date _______________ Phone ___________________________

INSTRUCTIONS — Reference: Statewide Rules 37(g) and 38(g)

1. File this form as an attachment to the Form W-1 when the subject acreage is substandard for a permit to drill, deepen, plugback, or reenter in any or all applied for fields if the property took its present size and shape prior to the attachment of applicable Commission density regulations. If the described property took its present size and shape subsequent to the adoption of those regulations, a SWR 38 exception may be required.

2. Provide the date the lease or unitized tract was formed in paragraph A above.