Amend reengrossed bill, page 29, line 13, strike "FIFTY" and substitute "FORTY-FIVE".

Page 29, line 16, after the period add "MINERAL INTERESTS THAT ARE OWNED BY A PERSON WHO CANNOT BE LOCATED THROUGH REASONABLE DILIGENCE ARE EXCLUDED FROM THE CALCULATION."

Page 30, strike lines 19 through 25 and substitute:

"(c) (I) A nonconsenting owner of a tract in a drilling unit that is not subject to any lease or other contract for the development thereof for oil and gas development shall be deemed to have a landowner's proportionate royalty of:

(A) twelve and one-half percent until such time as the consenting owners recover, only out of the nonconsenting owner's proportionate eight-eighths EIGHTY-SEVEN-PERCENT share of production, the costs specified in subsection (7)(b) of this section; or

(B) FOR AN OIL WELL, SIXTEEN PERCENT UNTIL THE CONSENTING OWNERS RECOVER, ONLY OUT OF THE NONCONSENTING OWNER'S PROPORTIONATE EIGHTY-FOUR-PERCENT SHARE OF PRODUCTION, THE COSTS SPECIFIED IN SUBSECTION (7)(b) OF THIS SECTION.

(II) After".

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