

STATE OF ALASKA

Department of Natural Resources
Division of Oil and Gas

Tony Knowles, Governor

550 WEST 7th AVENUE, SUITE 800
ANCHORAGE, ALASKA 99501

February 7, 2001

Phone: 269-8804

Instructions to Bidders

COOK INLET AREAWIDE 2001 NORTH SLOPE FOOTHILLS AREAWIDE 2001

OIL AND GAS LEASE SALES

A. Acceptance and Rejection of Bids

The state hereby expressly reserves the right to reject any bid on any tract. No bid for any tract will be accepted and no lease for any tract will be awarded to any bidder unless the following conditions have been met:

1. The bidder has complied with this notice and applicable state regulations and statutes.
2. The bid is the highest valid cash bonus bid.
3. The amount of the bid has been determined to be adequate by the Commissioner of the Department of Natural Resources.
4. A bid deposit equal to a minimum of 20% of the estimated highest possible total bonus bid for the tract accompanies the bid.

In addition, no bid containing or accompanied by any condition, qualification or material alteration will be considered.

B. Pre-Qualification of Bidders

In order for bids for this sale to be accepted, bidders **must** be pre-qualified with the Division of Oil and Gas (DO&G) no later than 4:00 p.m., May 7, 2001. To pre-qualify the following information and documents **must** be on file at DO&G:

1. **Individual**

- a. In the case of a person, an original, signed and dated statement including the bidder's name, current address, telephone number, e-mail address (if used) and a certification that the bidder is of the age of majority; or
- b. In the case of a guardian, trustee, or other legal representative of a person, a certified copy of the court order authorizing the representative to act in that capacity and to fulfill on behalf of the person all obligations arising under the lease and the representative's certification of the age of the person and the representative; or
- c. In the case of an agent acting on behalf of an individual, an original or certified copy of a notarized power of attorney authorizing the agent to act on behalf of the individual.

2. **Corporation**

- a. The current name, address, phone and fax number of the corporation. Bidders are also asked to provide e-mail addresses;
- b. A list of the individuals authorized to act on its behalf with respect to the bid;
- c. An original or certified copy of a notarized power of attorney authorizing any agent who is not a current officer but who has been authorized by the corporation to act on its behalf with respect to the bid;
- d. A **2001** Certificate of Compliance for a corporation qualified to do business in Alaska or, if qualifying to do business in Alaska and qualifying for a lease sale for the first time, either:
 - (1). A Certificate of Authority for a foreign corporation qualified to do business in Alaska (a foreign corporation is a corporation incorporated outside Alaska), or
 - (2). A Certificate of Incorporation for a domestic corporation qualified to do business in Alaska.

The Certificate of Compliance provides written proof that the corporation has paid all taxes, complied with all applicable laws and thus remains qualified to do business in the state. It remains the bidders responsibility to assure that the required certificate is filed with DO&G.

The required Alaska Certificate of Compliance, Certificate of Authority, or Certificate of Incorporation, must be requested from the Alaska Department of Community and

Economic Development, (DC&ED). For information on obtaining a certificate write the DC&ED, Corporation Section, 3601 C Street, Suite 724, Anchorage, Alaska 99503 or call (907) 269-8140. Upon proper application, the DC&ED will issue the requested certificate. Please allow **3 weeks** for the processing of the certificate.

3. **Partnership, joint venture, or other unincorporated association**

- a. A statement describing the business relationship between the members of the association, joint venture or partnership; and
- b. The documents required for individuals or corporations for each participant as appropriate.

To pre-qualify, the appropriate information and documents must be on file at DO&G. If current and accurate, material previously filed with these offices that satisfies all or part of the qualification requirements may be used by reference to the filing date of the previously filed material and by providing a statement as to any material changes or amendments. It remains the bidder's responsibility to assure that all pre-qualification requirements are fulfilled. Failure to provide DO&G with any of the above required documents or information may result in disqualification and the rejection of any bids submitted. For additional qualification information, please contact Judy Stanek of DO&G at (907) 269-8816.

C. **Bid Submission**

Bids will be received for these sales on May 7, 2001 in DO&G's offices in Suite 806, of the Atwood Building, located at 550 W. 7th Ave., in Anchorage, Alaska. Bids arriving prior to May 7, 2001 will be held by DO&G until 9:00 a.m. May 7, 2001 and will be officially received at that time. Bids that are mailed must be sent to the Director, DO&G, 550 West 7th Ave., Suite 800, Anchorage, Alaska 99501. **Bids that are sent by a delivery service, must be sent to 550 West 7th Ave., Suite 800, Atwood Building, in Anchorage.** All bids must be received by the division no later than 4:00 p.m. May 7, 2001. **BIDS RECEIVED AFTER 4:00 p.m., MAY 7, 2001 WILL BE REJECTED.** Information regarding the bids will be held confidential until the day of the sale.

NOTE: For Areawide Oil and Gas Lease Sales, successful bidders will be determined based on the submission of the **HIGHEST BONUS BID PER ACRE** for a tract, rather than the total bonus bid per tract.

D. **Form for Submission of Bids**

1. Bids for **Cook Inlet Areawide 2001** must be executed on bid form #10-1201-01 CI Areawide, (revised 1/01) or an exact copy of the appropriate form.

Bids for **North Slope Foothills Areawide 2001** must be executed on bid form #10-1201-01 NSF Areawide, (revised 1/01) or an exact copy of the appropriate form.

2. Each bid must be submitted separately in a single envelope. The envelope should be marked, as appropriate:

"State of Alaska, Cook Inlet Areawide Lease Sale 2001; not to be opened until 8:30 a.m., MAY 9, 2001; Tract #_____."

Or, as Appropriate

"State of Alaska, North Slope Foothills Areawide Lease Sale 2001; not to be opened until 8:30 a.m., MAY 9, 2001; Tract #_____."

No other statements, information or identification should appear on the outside of the envelope.

3. A separate bid must be submitted for each tract.
4. The bid form must be completely filled out. The bidder or the authorized representative designated to receive official notices on behalf of all bidders must state his or her name, company (if applicable), address, and e-mail address if used and telephone number on the bid form. Bidders must also designate themselves or another individual to contact regarding the bid. All lease interest percentages must be represented by numbers with the fractional interest carried out to no more than five decimal places. No bids with the lease interest represented by fractions will be accepted unless the fraction can be expressed in decimals of no more than five digits without rounding off. The sum of the lease interest ownerships covered by this bid must be exactly 100.00000 percent.
5. Each bid must include either the total amount of the estimated total cash bonus bid or a bid deposit as required by AS 38.05.860(c). A bid deposit must equal **a minimum of 20.00000%** of the total **estimated total cash bonus** being offered for the tract. All funds must be in U.S. dollars and must be tendered in cash or by bank draft, money order, cashier's check or certified check. All checks, bank drafts or money orders must be made payable to the "Department of Revenue, State of Alaska." **Checks must be drawn on any solvent bank in the United States.**

Caution: All bid deposit calculations that result in sums containing fractions of less than one dollar should be rounded upwards to the nearest whole dollar in order to ensure that a minimum of 20.00000% of the total estimated bid is being tendered.

Note: Personal checks will not be accepted. No bid for less than a full tract will be considered. Bid deposits for less than 20.00000% of the total estimated bonus bid for the tract will not be accepted.

6. Due to the large amounts of land involved with areawide oil and gas lease sales, the actual leasable acreage for each tract will not be determined until after the lease sale. After bids for the individual tracts have been accepted, a title review for the individual tract will be completed and the total leasable acreage determined. For the purposes of formulating bids, bidders are required to calculate the **estimated total cash bonus** bid based on an estimated acreage figure (See Attachment A for the appropriate sale). In most cases these *estimated tract acreages will be more than the actual available leasable acreage for each tract*. **The bidder submitting a valid bid representing the highest Bid Per Acre will be the apparent high bidder.** The high bidders will then receive a Notice to High Bidder informing them of the commissioner's acceptance of the high bid and the bid deposit, the ADL number for the pending lease, and notification of the initiation of the title review.

Sample Bid/Minimum Bid Deposit Calculation:

Tract # 0155, with a submitted Bid of \$10.259 per acre.
Estimated acreage from Attachment "A" = 1,920 acres

1,920 acres x \$10.259 bid per acre = \$19,697.28 **estimated** total cash bonus bid.

\$19,697.28	estimated total cash bonus bid
x <u>20.0000%</u>	minimum bid deposit required
= \$3,939.456	minimum bid deposit amount

= \$3,940.00 bid deposit amount **rounded upwards** to nearest whole dollar.

7. Under 11 AAC 82.430, joint bids must disclose, and the bid form must be signed by or on behalf of, each person or company which has any working interest in the bid or who will receive any working interest in any lease issued in this sale by virtue of any agreement or understanding, oral or written. This requirement does not mean that persons or companies which are interested in a bid only as stockholders in a corporation must sign the bid and lease form, and does not mean that the designated information must be furnished as to those entities. Joint bids must state the percentage of interest of each bidder and must designate one person who is authorized to receive notices on behalf of all the bidders.

Under 11 AAC 82.445, a bid will not be considered unless supported by the bid deposit and the information required, unless any omission is determined by the commissioner or his designee to be immaterial or due to excusable inadvertence and the omission is corrected within one week after receipt of a notice of deficiency.

E. **Bid Processing and Reading**

Both the Cook Inlet Areawide Lease Sale 2001 and the North Slope Foothills Areawide 2001 are scheduled to be held on May 9, 2001, in the Wilda Marston Theater, in the Loussac Public Library, 3600 Denali Street, in Anchorage. Bids will be processed in the following manner:

1. May 9, 2001, 8:30 a.m. - 9:30 a.m., Unadjudicated bids will be opened and read in public in the Wilda Marston Theater, in the Loussac Public Library, 3600 Denali Street, in Anchorage, Alaska.
2. May 9, 2001, 10:00 a.m. – 4:30 p.m., Bids will be adjudicated in the Division of Oil and Gas offices.
3. May 10, 2001, 9:30 a.m., Preliminary Sale Results, including a list of the apparent high bidders, will be available to the public in the Director's suite of DO&G's offices in Suite 800 of the Atwood Building, located at 550 W. 7th Ave., in Anchorage, Alaska.

The opening and reading of bids is for the sole purpose of publicly announcing bids received. No bids will be officially accepted or rejected at this time.

F. **Method of Handling Bid Deposits and Lease Awards**

1. Bid deposits will be safeguarded against theft, misappropriation and loss. Receipt of a bid deposit by the state does not constitute and shall not be construed as acceptance of any bid on behalf of the state.
2. A bidder submitting a bid which is not the apparent high bid may pick up the bid deposit from 9:00 a.m. to 3:00 p.m. on May 10, 2001, in Suite 806, of the Atwood Building, located at 550 W. 7th Ave., in Anchorage, Alaska. Bid deposits, which have not been retrieved by 3:00 p.m., May 10, 2001, will be returned to the bidder by mail according to the instructions for return of bid deposit shown on the bid form.
3. **DO&G and DOR no longer require that bid deposits for an apparent high bid tendered by bank draft, money order, cashier's check or certified check drawn on a non-Alaska bank be wire transferred to a state account.**
4. All bid deposits for an apparent high bid tendered in cash or by bank draft, certified check, cashier's check or money order will be presented on May 9, 2001, for payment in federal funds at the First National Bank of Anchorage.
5. Upon rejection by the State of Alaska of any apparent high bid which is not in default, the bid deposit for that bid will be returned by certified mail to the bidder at the address shown on the bid form.

6. Once the **Notice to High Bidder** has been issued, DO&G will initiate title review for a tract receiving a high bid. North Slope Foothills Sale tracts will be processed first, in numerical order from the lowest tract number proceeding to the highest tract number. Cook Inlet Sale tracts will then be processed in the same manner. Once title has been cleared and the leaseable acreage for the tract has been determined, DO&G will issue an **Award Notice** to the successful bidders. The **Award Notice** will be sent by overnight or express mailing service and will include two copies of the lease for signature. The **Award Notice** will inform the successful bidder of the total actual amount of leaseable acreage within the tract and the actual total bonus bid for the tract. The total bonus bid will be determined by multiplying the total leaseable acreage by the bid per acre submitted by the successful bidder.
7. If the total cash bonus bid exceeds the estimated bid deposit then the successful bidder must submit the balance of the total actual cash bonus bid. Within **30 days** of the date that the successful bidder receives notification of the Award Notice, the bidder must:
 - a. sign both copies of the lease;
 - b. return both lease documents in their entirety to DO&G for execution;
 - c. pay the balance of the cash bonus and accrued interest (if any); and
 - d. pay the first year annual rental;

Interest of **5.23%** per annum (which is the market interest rate for 90-day U.S. Treasury Bills averaged for the week of January 22 through January 26, 2001) will be charged on the balance of the cash bonus accruing from the date following the successful bidder's receipt of the **Award Notice** up to and including the date of payment. Interest must be paid on the cash bonus only and not on the first year of rental. Interest calculations should be based on a 365-day year times the actual number of days that interest is owed.

Prior to the wire transfer the successful bidder will fax a notice to the Alaska Department of Revenue, Treasury Division, Attn.: Bronze Ickes, Fax #(907) 465-4019, and the Department of Natural Resources, DO&G, Attn.: Lease Administration, Fax (907) 269-8943 containing the following information:

- a. the Alaska Division of Lands (ADL) number assigned to each tract;
- b. amount of balance of cash bonus bid being paid per tract, interest on that balance and annual rental;
- c. name of the bidder whose funds are being wire transferred;
- d. originating bank of the wire transfer; and
- e. total amount of wire transfer.

The successful bidder will wire transfer federal funds in the amount of the balance of the cash bonus, the accrued interest and the annual rental for the first year to:

[REDACTED]

The wire transfer should specify on whose behalf the payment is being made. If possible, bidders should use only one wire transfer.

If funds in the amount of the balance of the bonus bid are not received by wire transfer at the State Street Bank and Trust Company, or the lease documents are not received by DO&G within 30 days of the date that the bidder receives notification of the lease award, under 11 AAC 82.465 the bid will be in default and the amount deposited with the bid is forfeited to the state.

8. If the bid deposit submitted for the tract exceeds the actual total cash bonus bid for the tract, a refund of the excess bid deposit will be initiated at the time the Award Notice is issued. No interest will be paid by DNR on excess bid deposit funds.

For further information regarding wire transfers and computation of interest, please contact Bronze Ickes, Accountant III, Treasury Division, Juneau, Alaska (907) 465-2360. For further information regarding either Cook Inlet Areawide 2001 or North Slope Foothills Areawide 2001, please contact James Hansen, DO&G, Anchorage, Alaska (907) 269-8804.

Attachment A

Estimated Acreage for Tract offered in Cook Inlet Areawide Oil and Gas Lease Sales

<u>Tract Number</u>	<u>Estimated Acreage</u>
Tracts 0001 through 0002	3,840
Tracts 0003 through 0015	5,760
Tract 0016	4,480
Tracts 0017, through 0018	5,760
Tract 0019	3,840
Tracts 0020 through 0021,	5,760
Tract 0022	3,200
Tracts 0023 through 0047	5,760
Tract 0048	4,480
Tracts 0049 through 0050	5,120
Tract 0051	2,560
Tract 0052	3,840
Tract 0053	2,560
Tract 0054	3,840
Tracts 0055 through 0079	5,760
Tract 0080	4,480
Tract 0081	2,560
Tracts 0082 through 0154	5,760
Tract 0155	1,920
Tracts 0156 through 0187	5,760
Tract 0188	1,920
Tracts 0189 through 0192	5,760
Tracts 0193 through 0210	2,560
Tracts 0211 through 0224	5,760
Tract 0225	3,840
Tract 0226	5,760
Tract 0227	1,920
Tracts 0228 through 0235	5,760 each
Tracts 0236 through 0253	2,560 each
Tracts 0254 through 0270	5,760 each
Tract 0271	640
Tract 0272	5,120
Tract 0273	5,760
Tract 0274	5,120
Tracts 0275 through 0282	5,760
Tracts 0283 through 0309	2,560
Tracts 0310 through 0319	5,760
Tract 320	5,120

<u>Tract Number</u>	<u>Estimated Acreage</u>
Tract 0321	4,480
Tracts 0322 through 0325	3,840
Tract 0326	3,840
Tracts 0327 through 0331	3,840
Tract 0332	2,560
Tract 0333	3,840
Tract 0334	1,920
Tracts 0335 through 0344	5,760
Tracts 0345 through 0380	2,560
Tracts 0381 through 0398	5,760
Tracts 0399 through 0407	3,840
Tract 0408	4,480
Tract 0409	3,840
Tracts 0410 through 0421	5,760
Tracts 0422 through 0430	2,560
Tract 0431	3,200
Tract 0432	1,920
Tract 0433	1,280
Tracts 0434 through 0443	2,560
Tracts 0444 through 0483	5,760
Tracts 0484 through 0501	2,560
Tracts 0502 through 0503	5,760
Tract 0504	3,840
Tract 0505	4,480
Tracts 0506 through 0507	5,760
Tract 0508	3,840
Tract 0509	5,120
Tracts 0510 through 0543	5,760
Tracts 0544 through 0561	2,560
Tracts 0562 through 0598	5,760
Tracts 0599 through 0607	2,560
Tracts 0608 through 0643	5,760
Tracts 0644 through 0652	2,560
Tracts 0653 through 0718	5,760
Tract 0719	3,840
Tracts 0720 through 0721	5,760
Tract 0722	3,840
Tracts 0723 through 0734	5,760
Tract 0735	3,840
Tract 0736	2,560
Tracts 0737 through 0738	5,760
Tract 0739	3,840
Tract 0740	5,760

<u>Tract Number</u>	<u>Estimated Acreage</u>
Tract 0741	3,840
Tracts 0742 through 0743	5,760
Tract 0744	3,840
Tracts 0745 through 0756	5,760
Tract 0757	3,840
Tract 0758	5,760
Tract 0759	3,840
Tract 0760	4,480
Tract 0761	5,760
Tract 0762	2,560
Tracts 0763 through 0764	3,840
Tracts 0765 through 0766	5,760
Tract 0767	5,120
Tracts 0768 through 0782	5,760
Tract 0783	3,840
Tract 0784	3,200
Tract 0785	3,840
Tract 0786	5,760
Tracts 0787 through 0806	5,760
Tract 0807	1,920
Tract 0808	3,840
Tracts 0809 through 0814	5,760
Tract 0815	3,840

Attachment A

Estimated Acreage for Tract offered in North Slope Foothills Areawide Oil and Gas Lease Sales

<u>Tract Number</u>	<u>Estimated Acreage</u>
Tracts 0001 through 0094	5,760
Tract 0095	3,200
Tracts 0096 and 0097	5,760
Tract 0098	3,200
Tracts 0099 through 0314	5,760
Tracts 0315 and 0316	3,840
Tracts 0317 through 0552	5,760
Tract 0553	1,920
Tract 0554	5,760
Tract 0555	1,920
Tracts 0556 through 0711	5,760
Tract 0712	2,560
Tract 0713	5,120
Tract 0714	3,200
Tracts 0715 through 0746	5,760
Tracts 0747 through 0754	deleted
Tract 0755	5,760
Tract 0756	5,120
Tract 0757	3,840
Tracts 0758 through 0762	5,760
Tract 0763	5,120
Tract 0764	3,840
Tracts 0765	5,760
Tracts 0766 and 0767	3,840
Tracts 0768	2,560
Tracts 0769 through 0780	5,760
Tract 0781	4,480
Tracts 0782 through 0797	5,760
Tracts 0798 and 0799	5,120
Tract 0800	5,760
Tracts 0801 and 0802	3,840
Tracts 0803 through 0823	5,760
Tract 0824	5,120
Tracts 0825 and 0826	5,760
Tract 0827	5,120

Tract Number	Estimated Acreage
Tracts 0828 through 0831	5,760
Tract 0832	3,200
Tract 0833	5,760
Tracts 0834 through 0836	5,120
Tract 0837	3,200
Tract 0838	3,840
Tracts 0839 through 0871	5,760
Tract 0872	2,560
Tract 0873	5,760
Tract 0874	3,840
Tracts 0875 through 0895	5,760
Tracts 0896 and 0897	4,480
Tracts 0898 through 0964	5,760
Tracts 0965 and 0966	3,840
Tracts 0967 through 1032	5,760
Tracts 1033 and 1034	3,840
Tracts 1035 through 1100	5,760
Tracts 1101 and 1102	3,840
Tracts 1103 through 1166	5,760
Tract 1166X	1,280
Tract 1167	5,760
Tract 1167X	1,280
Tracts 1168 through 1225	5,760
Tract 1225X	1,280
Tract 1226	5,760
Tract 1226X	1,280
Tracts 1227 through 1237	5,760
Tract 1238	3,840
Tracts 1239 through 1285	5,760
Tract 1285X	1,280
Tract 1286	5,760
Tract 1286X	1,280
Tracts 1287 through 1296	5,760
Tract 1297	5,120
Tracts 1298 and 1299	5,760
Tract 1300	3,840
Tracts 1301 and 1302	5,760
Tracts 1303 and 1304	1,920
Tracts 1305 and 1306	5,760
Tracts 1307 and 1308	1,920
Tracts 1309 and 1310	5,760

<u>Tract Number</u>	<u>Estimated Acreage</u>
Tracts 1311 and 1312	1,920
Tracts 1313 and 1314	5,760
Tracts 1315 and 1316	3,840
Tracts 1317 and 1318	5,760
Tract 1319	3,840
Tract 1320	2,560
Tracts 1321 and 1322	5,760
Tracts 1323 and 1324	3,840
Tracts 1325 and 1326	5,760
Tracts 1327 and 1328	3,840
Tracts 1329 and 1330	5,760
Tracts 1331 and 1332	3,840
Tracts 1333 and 1334	5,760
Tracts 1335 and 1336	3,840
Tracts 1337 and 1338	5,760
Tract 1338X	1,280
Tract 1339	5,760
Tracts 1340 and 1341	3,840
Tracts 1342 and 1343	5,760
Tract 1343X	1,920
Tract 1344	5,760
Tract 1345	1,920
Tracts 1346 and 1355	3,840
Tracts 1356 and 1357	5,760
Tract 1357X	1,920
Tract 1358	5,760
Tract 1358X	1,920
Tract 1359	5,760
Tracts 1360 and 1362	3,840
Tracts 1363 through 1366	5,760
Tract 1367	3,200
Tracts 1368 and 1369	5,760
Tract 1370	3,200
Tracts 1371 through 1373	5,760
Tract 1374	3,840
Tract 1375	3,200
Tracts 1376 and 1377	5,760
Tract 1378	3,200
Tract 1379	2,560
Tracts 1380 through 1382	3,840