

From: [George Hillhouse](#)
To: [Rules Coordinator](#)
Cc: [Clinton Butler](#); [Wade Caldwell](#); [George Hillhouse](#)
Subject: Proposed Amendments to 16 TAC §5.102, §5.201, §§5.203 - 5.207
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Railroad Commission of Texas

Ms. Leslie Savage

1701 N. Congress

Austin, TX 78701

RE: Proposed amendments to 16 TAC §5.102, §5.201, §§5.203 - 5.207

Dear Ms. Savage:

The Texas Chapter of the National Association of Royalty Owners (NARO-TX) appreciates the opportunity to comment on proposed rules in 16 TAC §5 for geologic storage of CO2 and insure that Texas' UIC Class VI program is consistent with Federal regulations and protects rights of all stakeholders.

Regarding the proposed rules, 16 TAC §5.102(30) states that:

“(30) [(29)] Good faith claim--A factually supported claim based on a recognized legal theory to a perpetual property interest [~~continuing possessory right~~] in pore space to be used for geologic storage of carbon dioxide.”

We would like to propose the following change:

“(30) [(29)] Good faith claim--A factually supported claim based on a recognized legal theory to a perpetual property interest, including all mineral interests, [~~continuing possessory right~~] in pore space to be used for geologic storage of carbon dioxide.”

This proposed change is necessary to recognize rights of mineral owners in underground geologic formations, including within and near geologic storage facilities.

Respectfully,

George S. Hillhouse

NARO-TX Board Member

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