

OKLAHOMA TAX COMMISSION

TAX POLICY AND RESEARCH DIVISION
TONY MASTIN, DIRECTOR

PHONE (405) 521-3133
FACSIMILE (405) 522-0063

September 7, 2000

Re: Our File No. LR-00-152, (Gross Production Tax) Statute of limitations.

Dear

This is in response to your inquiry as to whether there is a statute of limitation for the certification and filing of claims on the Gross Production Tax incentives.

Pursuant to an opinion issued by the Legal Division of the Oklahoma Tax Commission, it is the opinion of the General Counsel that there is no statute of limitation in place with regard to the Gross Production Tax Incentive Rebates found in 68 O.S. section 1001, et seq.

Therefore, "Enhanced Oil Recoveries", "Horizontally Drilled Wells", "Production Enhancements", "Reestablished Production", "Deep Wells", "New Discovery Wells", "Economically at Risk Oil Leases" and "3-D Seismic Wells" are neither bound by or limited to a specific period for certification by the Corporation Commission nor for the approval of claims for refund by the Tax Commission.

If you should have any questions or need additional information you may contact me at 405-521-3133.

This response applies only to the circumstances set out in your request of August 4, 2000, and may not be relied upon by an entity other than the addressee. In the event of any change in the facts surrounding the transaction described, this letter ruling would no longer be applicable. You are further advised that subsequent statutory or administrative rule changes or judicial construction of the statutes or rules upon which this advice is based may yield a different result from that which is expressed here.

Sincerely,

Mark J. Hendrix
Tax Policy Analyst

2501 NORTH LINCOLN BOULEVARD • OKLAHOMA CITY • OKLAHOMA 73194

IT IS OUR MISSION TO SERVE THE PEOPLE OF OKLAHOMA BY PROMOTING TAX COMPLIANCE THROUGH QUALITY SERVICE AND FAIR ADMINISTRATION