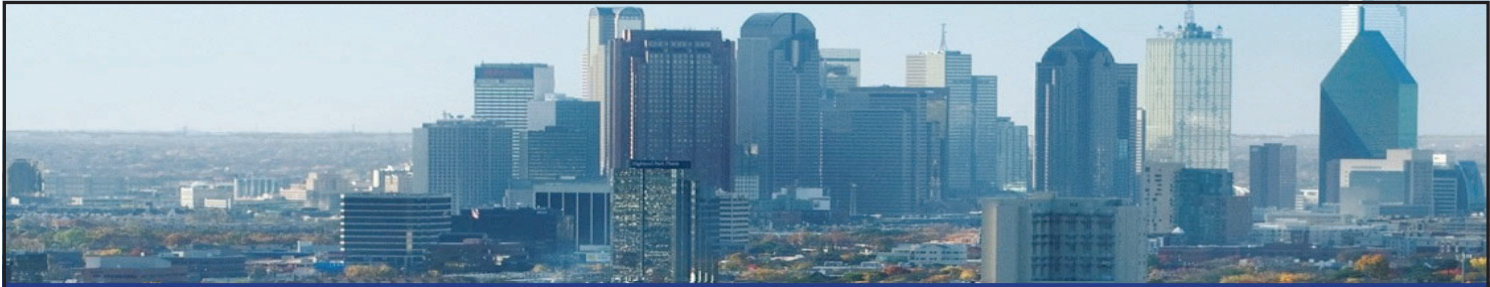


1

Today

- The Rule of Capture & Correlative Rights
- Principles of Conservation

2



The Rule of Capture & Correlative Rights



3

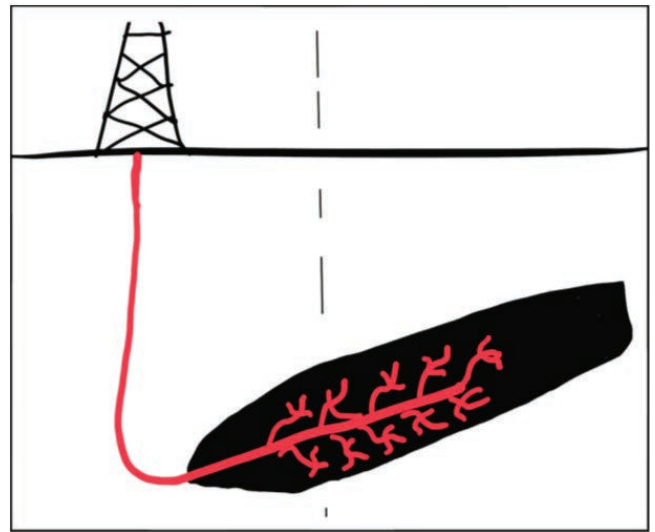
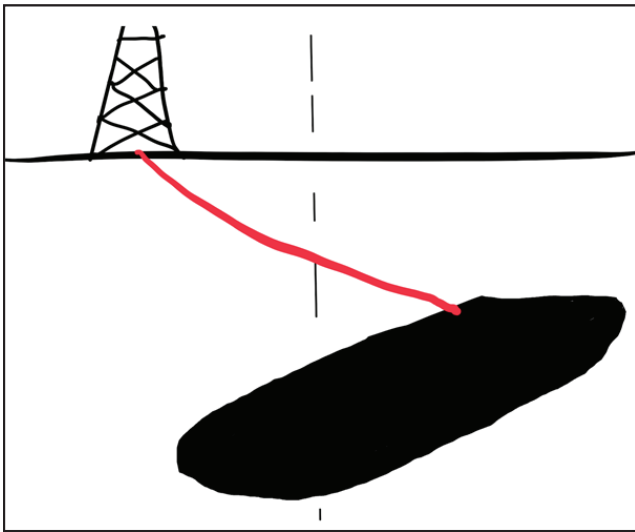
The Rule of Capture pp. 393-98

- If you're pumping oil from a well on your tract, there's no liability for draining oil & gas from under another's tract
 - Avoids legal disputes about where oil came from—if it's produced from your well, it's yours
- This does not authorize trespass, including drilling under another person's property
- But subject to correlative rights doctrine

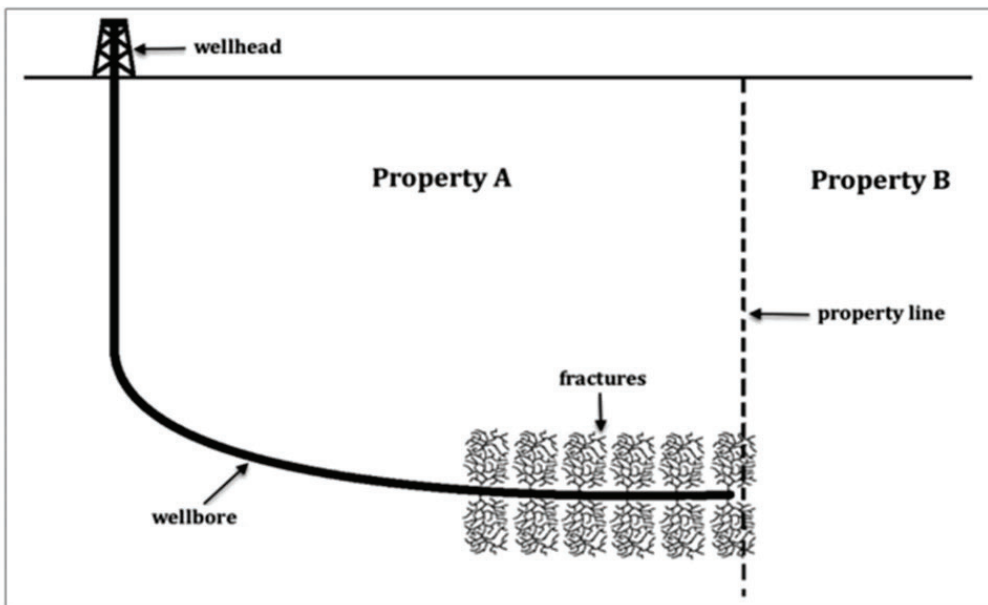
World Changers Shaped Here  SMU

4

Same Rules Apply to Fracking: No Slant Wells



Coastal v. Garza Energy Trust (Tex. 2008) pp. 420-23



Source: Caleb Madere, *Covert Capture: Hydraulic Fracturing and Subsurface Trespass in Louisiana*, 75 LA. L. REV. 865, 867 (2015).

Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the [UT Law CLE eLibrary \(utcle.org/elibrary\)](https://utcle.org/elibrary)

Title search: The Rule of Capture, Correlative Rights and Principles of Conservation

Also available as part of the eCourse

[2021 Fundamentals of Oil, Gas, and Mineral Law eConference](#)

First appeared as part of the conference materials for the
2021 Fundamentals of Oil, Gas and Mineral Law session

"The Rule of Capture, Correlative Rights and Principles of Conservation"