



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

September 22, 2004

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

Burlington Resources Oil & Gas Company, L. P.

c/o **W. Thomas Kellahin**

P. O. Box 2265

Santa Fe, New Mexico 87504-2265



Re: *Division Administrative Application Reference No. pSEN10-423842502. Application of Burlington Resources Oil & Gas Company, L.P. for an exception to the well location requirements [Rule 7 (a) (1)] provided within the "Special Rules and Regulations for the Basin-Fruitland Coal Gas Pool," as promulgated by Division Order No. R-8768, as amended, to drill its EPNG Com. "C" Well No. 100-T ~~API No. 30-045-31874~~ as a non-standard replacement infill coal gas well at an unorthodox location within an existing standard 320-acre stand-up gas spacing unit comprising the W/2 of Section 16, Township 32 North, Range 10 West, NMPM, Basin-Fruitland Coal (Gas) Pool (71629), San Juan County, New Mexico, 595 feet from the North line and 670 feet from the West line (Unit D) of Section 16.*

API 30 045 32416

Dear Mr. Kellahin:

Per your e-mail sent Tuesday morning, September 21, 2004 (see copy attached), the subject application is hereby withdrawn and is being returned to you.

Sincerely,

Michael E. Stogner
Engineer/Hearing Officer

MS/mes

cc: ☒ New Mexico Oil Conservation Division - Aztec

New Mexico State Land Office - Santa Fe

J. Scott Hall, Legal Counsel for T. H. McElvain Oil and Gas Limited Partnership - Santa Fe

Joni Clark, Regulatory Specialist - Burlington Resources Oil and Gas Company, L. P. - Farmington

Stogner, Michael

From: Thomas Kellahin [kellahin@earthlink.net]
Sent: Tuesday, September 21, 2004 10:26 AM
To: Michael E. Stogner
Cc: Alan Alexander; Scott Hall
Subject: NSL-EPNG Com C #100T (FC)

Re: EPNG Com C #11T FC)
595 feet FNL and 670 feet FWL,
Section 16, T32N, R10W, San Juan County

Dear Mr. Stogner:

In response to the the objection filed by T. H. McElvain Oil & Gas LTD (Scott Hall, Esq.), Burlington has re-investigated this well site and with difficult will be able to relocate it to a standard well location. Accordingly, on behalf of Burlington, please withdrawal Burlington's administrative. application.

Regards, Tom Kellahin

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9/21/2004

MILLER STRATVERT

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* New Mexico Board of Specialization Recognized Specialist in Natural Resources - Oil & Gas Law
** New Mexico Board of Specialization Recognized Specialist in Real Estate Law

September 8, 2004

HAND-DELIVERED

Mr. Michael Stogner
New Mexico Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, New Mexico 87504

Re: Application of Burlington Resources Oil and Gas Company for Administrative
Approval of Unorthodox Gas Well Location
EPNG Com C #100T (FC)
595' FNL, 670' FWL, Section 16, T-32-N, R-10-W, San Juan County

Dear Mr. Stogner:

This firm represents T. H. McElvain Oil and Gas Limited Partnership, an interest owner in Section 9, T32N, R10W, adjoining the spacing unit referenced above. Please be advised that T. H. McElvain Oil and Gas Limited Partnership objects to the unorthodox well location proposed by Burlington and requests that the matter be set for hearing before one of the Division's examiners.

Very truly yours,

MILLER STRATVERT P.A.

J. Scott Hall

JSH/glb

cc (via facsimile): Thomas Kellahin, Esq.
Denise Greer

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