

Case No.

122

Application, Transcript,
Small Exhibits, Etc.

BEFORE THE OIL CONSERVATION COMMISSION OF THE
STATE OF NEW MEXICO

IN THE MATTER OF THE HEARING CALLED BY
THE OIL CONSERVATION COMMISSION OF THE
STATE OF NEW MEXICO FOR THE PURPOSE OF
CONSIDERING:

CASE NO. 122

ORDER NO. 744

THE APPLICATION OF MALCO REFINERIES,
INC., DALE RESLER d/b/a RESLER OIL
COMPANY, AND MARTIN YATES, JR. FOR AN
ORDER OF APPROVAL OF THE DEEPENING OF
AN UNORTHODOX LOCATION, THE SAME BEING
LOCATED 1857 FEET FROM THE NORTH LINE
AND 2390 FEET FROM THE WEST LINE OF
SECTION 28, TOWNSHIP 18 SOUTH, RANGE
28 EAST, N.M.P.M., EDDY COUNTY, NEW
MEXICO.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at 10:00 o'clock A.M., February 17, 1948, at Santa Fe, New Mexico, before the Oil Conservation Commission of New Mexico, hereinafter referred to as the "Commission."

NOW, on this the 10 day of ^{March} February, 1948, the Commission having before it for consideration the testimony and other evidence adduced at the hearing of said case and the application of petitioners and being fully advised in the premises:

FINDS that the Petitioners should be permitted to deepen an unorthodox location 1857 feet from the North line and 2390 feet from the West line of Section 28, Township 18 South, Range 28 East, N.M.P.M., Eddy County, New Mexico, as prayed by their petition herein; that said deepening will tend to promote the conservation of oil and gas and the prevention of waste.

IT IS THEREFORE ORDERED:

SECTION 1. That the application of Malco Refineries, Inc., Dale Resler d/b/a Resler Oil Company, and Martin Yates, Jr. for approval of the deepening of an unorthodox location 1857 feet from the North line and 2390 feet from the West line of Section 28, Township 18 South, Range 28 East, N.M.P.M., Eddy County, New Mexico, to a depth of 2900 feet be and it is hereby granted.

SECTION 2. That this Commission reserves jurisdiction for the purpose of making any further orders or requirements that may appear to be proper in the premises from time to time.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.

STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION

Thomas M. Kirby
CHAIRMAN

MEMBER

R. L. Gouvier
SECRETARY

BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE APPLICATION
OF HALCO PETROLEUM, INCORPORATED,
DALE RESER & SONS RESER OIL COMPANY,
AND MARTIN YATES JR. FOR APPROVAL OF
THE DEEPENING OF AN UNORTHODOX
LOCATION

No. _____

TO THE HONORABLE OIL CONSERVATION COMMISSION OF THE STATE OF
NEW MEXICO:

The Petitioners herein, appearing by their attorney,
Donald S. Bush of Artesia, New Mexico, hereby make application
for an order approving the deepening of an unorthodox location,
located 1857 feet from the North line and 2390 feet from the
West line of Section 28, Township 18 South, Range 28 East,
N.M.P.M., Eddy County, New Mexico; said locations being closer to
the boundary lines of the units involved than is permitted by
general rules and regulations, and in support thereof respectfully
state as follows:

1. That said unorthodox location known as the Flynn,
Yates, and Welch State No. 19 Well was previously completed to a
total depth of 2045 feet on or about the 17th day of July, 1925,
prior to the enactment of the Oil and Gas Conservation laws of the
State of New Mexico.

2. That the said unorthodox well was drilled in
accordance with the provisions of the laws of the State of New Mexico,
and was completed and owned by Halco Petroleum, Incorporated,
Incorporated, Dale Reser & Sons Reser Oil Company, and Martin
Yates Jr., as co-owners.

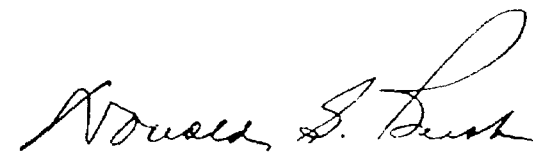
3. That your petitioners desire to deepen said unorthodox
location to a depth of approximately 2,100 feet from the surface
and the completion of said well is being refused solely the
technical kind of protection afforded by the general rules and
your petitioners do not seem to have any objection to the same.

information necessary to determine the possibility of drilling said acreage to said lower depth.

4. That the owner of the forty acre unit, immediately adjacent on the West of the unit affected by this Petition, makes no objections to the requests contained herein, as shown by the Waiver, hereto attached, marked Exhibit "A" and made a part hereof.

In consideration of the foregoing statements, your Petitioners respectfully request that the Commission give Notice as required by the rules and regulations of the Commission; that a hearing on this matter be held; that the Petitioners be permitted to order proof of the facts herein stated, and that the Commission make the following finding and order, to wit:

A. That the Commission execute an order authorizing your Petitioners to deepen the unorthodox location as herein stated.



Donald S. Bush
Artesia, New Mexico
Attorney for Petitioners

W A I V E R

The undersigned, being the owners and operators of the 40 acre tract immediately adjacent on the West to the acreage affected by the above Petition, do hereby make our general entry of appearance herein, expressly waive any objections to the requests made in said Petition, and consent to the order requested therein without further notice to us.

Wm. D. Flynn, Van S. Welch,
Martin Yates Jr., co-partners
d/b/a Flynn, Welch, and Yates

By W S Welch

Three Sands Oil Company,
a corporation

By W S Welch
Vice President

NEW MEXICO OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE APPLICATION
OF MALCO REFINERIES, INCORPORATED,
DALE RESLER d/b/a RESLER OIL COMPANY
AND MARTIN YATES JR. FOR APPROVAL OF
THE DEEPENING OF AN UNORTHODOX
LOCATION.

CASE NO. 122

TO THE HONORABLE OIL CONSERVATION COMMISSION OF THE STATE OF NEW MEXICO:

The Petitioners herein, appearing by their attorney, Donald S. Bush of Artesia, New Mexico, hereby make application for an order approving the deepening of an unorthodox location, located 1857 feet from the North line and 2390 feet from the West line of Section 28, Township 13 South, Range 28 East, N.M.P.M., Tddy County, New Mexico; said locations being closer to the boundary lines of the units involved than is permitted by general rules and regulations, and in support thereof respectfully state as follows:

1. That said unorthodox location known as the Flynn, Yates, and Welch State No. 19 Well was previously completed to a total depth of 2045 feet on or about the 17th day of July, 1925, prior to the enactment of the Oil and Gas Conservation laws of the State of New Mexico.

2. That the unit on which said well was drilled is a part of that certain oil and gas lease No. 647, title to which by subsequent assignments has been lodged in Malco Refineries, Incorporated, Dale Resler d/b/a Resler Oil Company, and Martin Yates Jr., as co-owners.

3. That your petitioners desire to deepen said unorthodox location to a depth of approximately 2000 feet for the reason that the production of said well has been reduced below the economic limit of production and that by deepening said well, your petitioners can more economically obtain the geologic information necessary to determine the feasibility of drilling said acreage to said lower depth.

4. That the owner of the forty acre unit, immediately adjacent on the West of the unit affected by this petition, makes no objections to the request, contained herein, as shown by the waiver, hereto attached, marked Exhibit "A" and made a part hereof.

In consideration of the foregoing statements, your petitioners respectfully request that the Commission give notice as required by the rules and regulations of the Commission; that a hearing on this matter be held; that the petitioners be permitted to order proof of the facts herein stated, and that the Commission make the following finding and order, to wit:

A. That the Commission execute an order authorizing your Petitioners to deepen the unorthodox location as herein stated.

/s/
Donald S. Bush
Artesia, New Mexico
Attorney for Petitioners