CASE 6528: BASS ENTERPRISES PRODUCTION . Co. CO. FOR UNORTHODOX GAS WELL LOCATION, LEA COUNTY, NEW MEXICO

Continued to May 23

# CASE NO.

6528

APPlication, Transcripts, Small Exhibits,

ETC.

STATE OF NEW MEXICO Oil Conservation Division State Land Office Building Santa Fe, New Mexico

ENERGY AND MINERALS DEPARTMENT 23 May 1979 EXAMINER HEARING 5 6 IN THE MATTER OF: Application of Bass Enterprises Pro-CASÈ 8 duction Company for an unorthodox 6528 gas well location, Lea County, New 9 Mexico. 10 BEFORE: Richard L. Stemets 12 13 TRANSCRIPT OF HEARING 14 15 APPEARANCES 16 For the Oil Conservation Ernest L. Padilla, Esq. 17 Division: State Land Office Bldg. 18

Legal Counsel for the Division Santa Fe, New Mexico 87503

For the Applicant:

Conrad Coffield, Esq. HINKLE, COX, EATON, COFFIELD, & HENSLEY Midland, Texas

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## INDEX

LARRY HOOVER

Direct Examination by Mr. Coffield Cross Examination by Mr. Stamets

EXHIBITS

Applicant Exhibit One, Map Applicant Exhibit Two, Waivers Applicant Exhibit Three, C-102 Applicant Exhibit Four, Structure Map Applicant Exhibit Five, Cross Section

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MR. STAMETS: Call now Case 6528.

MR. PADILLA: Application of Bass Enterprises Production Company for an unorthodox gas well location in Lea County, New Mexico.

MR. COFFIELD: I'm Conrad Coffield with the Hinkle Law Firm of Midland, Texas, appearing on behalf of the applicant, and I have one witness to be sworn.

## (Witness sworn.)

## LARRY HOOVER

being called as a witness and having been duly sworn upon his oath, testified as follows, to-wit:

## DIRECT EXAMINATION

BY MR. COFFIELD:

Q. Please state your name, address, occupation and employer.

A. My name is Larry Hoover. I live in Arlington, Texas. I work in Ft. Worth for Bass Enterprises as a geological engineer.

Mr. Hoover, have you previously testified before the Oil Conservation Division?

A. No, I haven't.

Q Would you please give a brief resume of

SALLY WALTON BOY CERTIFIED SHORTHAND REPORT 3010 Plaza Ranca (605) 471-24 Santa Fo, New Lexico 5750

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your educational background and experience to the Examiner?

A. I have a Bachelor's of Science degree in geology from the University of Puget Sound, which is in

Tacoma, Washington. I have approximately forty or more hours towards a Master's degree in geological engineering

at the University of Idaho.

I worked ten years for Shell Oil as a geological engineer. I am not working the last two years with Bass Enterprises, also as a geological engineer, and I have in the last two years, I have worked in the southeast New Mexico area, as well as other areas with them.

Q. Mr. Hoover, are you familiar with the application of Bass Enterprises Production Company in this case?

A. Yes, I am.

Q Are you familiar with the property and proposed well location involved?

A. Yes, I am.

MR. COFFIELD: Is the witness considered qualified?

MR. STAMETS: He is.

(Mr. Coffield continuing.) Mr. Hoover, would you please state what Bass Enterprises Production Company seeks in this particular case?

A Bass Enterprises seeks approval for the

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SALLY WALTON BOY CERTIFIED SHORTHAND REPORT 3020 Plaza Blanca (505) 471-2 Santa Fe, New Mexico 5756 unorthodox location of its Hat Mesa No. 1 Well. This will be a gas well drilled 660 feet from the north line and 660 feet from the west line of Section 10, Township 21 South, Range 32 East, in Lea County, and the west one-half of Section 10 is to be dedicated to the well.

Mr. Hoover, what general basis does Bass seek -- on what general basis does Bass seek this location?

A. This will be geologic reasons, which will be explained.

Q. Then would you go ahead and refer to Exhibit -- what's marked as Exhibit One and explain this to the Examiner?

A. Exhibit One shows the 320 acres in the west part of Section 10. They're colored in yellow, which would be the dedicated acreage. Bass has a 100 percent working interest in this acreage.

The proposed well is shown in red up in the northwest portion of this 320-acre plat. Now, offsetting leasehold owners are shown on the plat, as well as wells. This is a recent map from Midland Map Company and it does reflect all of -- to my knowledge -- all of the wells, and it is up-to-date.

To point out the companies that are contiguous to the 320 acres, starting in the north is Grace Petroleum; to the -- on the west side is Union; on

SALLY WALTON BOY CERTIFIED SHORT-AND REPORT 3020 Plaza Blanca (505) 471-3 Santa Fo, New Mexico 8750 9

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the east side, Superior; and to the south, J. C. Barnes, that is to the southwest; and to the southeast is also Grace Petroleum.

There are some, even though this is a recent map from Midland, there is some changes which should be noted. To the southeast where it says Amini Oil, they have since sold to Grace Petroleum.

Also, to the south of Section 10, due south, it says B. B. Wolfe. Well, B. B. Wolfe assigned this acreage some years ago to Bass Enterprises, so Bass has 320 acres to the south.

Q Is Bass Enterprises Production Company then both the leasehold owner and the operator of the tract on which the proposed well is located?

A. Yes, they are.

Q. Would you refer now to what's been marked as Exhibit Two, Mr. Hoover, and explain that?

A. Okay. Exhibit Two are waivers from three of the four contiguous leasehold owners, J. C. Barnes, Grace Petroleum, and Superior. The only waiver which we do not have is Union, which is to the west, and they have told us that they will not contest this location.

Q Okay, refer to what's been marked as

Exhibit Three and explain that to the Examiner, please.

A Exhibit Three is a Form C-102 which has

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3020Plaza Blanca (6.05) (7.1Santa Fe, New Moxico 871

been presented to the State. It does show the proposed location 660 from the north line and 660 from the west line of the 320-acres to be dedicated. A standard location would be 660 from the west line and 1930 from the north line.

All right, Mr. Hoover, refer to what's been marked as Exhibit Four and explain that to the Examiner, please.

A Exhibit Four is a structure map. The structure horizon contoured here is the lower Morrow. It shows a structurally, a southeasterly plunging anticline, assymetrical; it has a tight fold on the southwest flank.

320 acres discussed here in Section 10 are shown in yellow and the proposed well is shown in red on the map.

I believe that because of this sharp flexuring the compressive forces that have created it, probably have destroyed to some degree the permeability of the reservoirs in the Morrow formation, as outlined there and stippled on the map, and it would be between four wells along this trend that are down-dip and structurally much lower than any of the wells to the northeast, in the order of 300 or 400 feet structurally.

I feel that fracturing, maybe shearing, in the formation may have -- would make a well drilled in

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this area of high risk, because of possibly poorer reservoir communication, and the standard location would fall approximately in this area.

Okay, go on now to what's been marked as Exhibit Five, Mr. Hoover, and explain that exhibit.

Exhibit Five shows a cross section which is in the righthand corner of the map showing the index. The 320 acres there is colored in yellow, so these are, say, the four wells which surround the acreage concerned here.

On the map is shown the Morrow formation. These four wells are Union Halfway, Federal -- Cleary Federal "C", T.O.T.S.S. Federal, and Superior Government "H" Community.

Colored in yellow on it is the -- is the cleaner sand. It is those sands which have a gamma ray response of less than 50 units.

The completions are shown in red, and the thing to note here, I want to point out, is that there are varying reservoir qualities throughout this area, and probably poor communication between a lot of the wells, and the completions themselves have been somewhat various.

Now also, the Union well, which is on the lefthand side there, shows generally poorer sand development than the other wells, and to date its performance has

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SALLY WALTON BOY ENTIFIED SHORTHAND REPORT 720 Plaza Bibidge (605) 471-24 Santa Fe. Now World. 877.

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been much poorer, also, because the reservoir quality is not as good.

The structure horizon the map was made off is the lower -- top of the Lower Morrow, which is shown as that bottom line that runs across there.

Q Anything further on that exhibit?

A. No.

Q Mr. Hoover, approximately how much will it cost you in that area to drill a well on this tract?

A. Dry hole cost would run somewhere on the order of half a million dollars. Completion cost, somewhere between \$800,000 and a million dollars. So that if we did drill in the standard location and we did indeed encounter poor reservoir characteristics, it would be an unnecessary well; we would have to move to a northerly location.

as your -- as far as you understand, and your knowledge of the area, why the granting of this unorthodox location would trigger any other requests or applications for unorthodox locations?

A. I don't believe so, because the field itself is -- the development of the field is pretty much at a mature stage, and most the surrounding, outlying wells, are the poorer wells. There hasn't been too much drilling in this area except for the recent Union well, which appears

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to be a poor well. I feel that the development is just about done, or, you know, very close to it.

Were these exhibits prepared by you or under your supervision?

A. Yes, they were.

And in your opinion will the approval of this application prevent the drilling of unnecessary wells and otherwise prevent waste and protect correlative rights?

A. Yes, it will.

MR. COFFIELD: I move the admission of Exhibits One through Six.

MR. STAMETS: These ---

MR. COFFIELD: Five, One through Five.

MR. STAMETS: These exhibits will be ad-

mitted.

MR. COFFIELD: And I have no further questions of him on direct.

## CROSS EXAMINATION

BY MR. STAMETS:

Mr. Hoover, looking at Exhibit Number

Five, the cross section, it would appear as though in the

area of your application, that the further north one goes,

the thicker sands one encounters, and the further south one
goes, the thinner sands one encounters.

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CERTIFIED SHORTHAND REPORT
8020Plaza Blanca (505) 471-24
Santa Fe, New Mexico 8750:

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A. I think in general this is true, although these are just four wells, we look at the overall picture throughout the whole area and it doesn't -- you go further north and the sands are even less, well, there's less of them, less development.

O From this standpoint, though, if you got a thicker sand body, you should be able to make a better well, is that correct?

A. That's right, you will, and better permeability, more chance of getting a better reservoir there or being able to better drain the total reservoir.

Q. Do you have any evidence to support this probable area of low permeability that you show on Exhibit Number Four?

A. Okay, Four, it is conjecture that the wells that are located to the southwest, the four that are much lower structural position, that something, you know, fairly drastic is occurring between those wells and the wells to the northwest. Certainly it's tight, tightly folded in that area at the least, and due to some of the --

Q Have you examined the logs on the wells that sit across this line?

A. Yes.

O. And seen that they are very similar?

A Yes.

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And have you seen instances where production did not seem to measure up to what you would expect?

A. Well, we're saying that the area, the stippled area, would probably be the area of poor perfor-

Nell, there isn't any well really located within this -- within this delineated area.

This is a belief that you probably, because of the tight folds and everything there, that you would probably get more shearing, more fracturing of the reservoir, and possibly poor communication, and it would be best to stay out of that area.

Q. Well, in some cases getting a fractured formation is highly -- makes a well produce at a very rapid rate, doesn't it?

A Yeah, that's right, but on the other hand, it could also be fractures filled, and that would certainly reduce it.

MR. STAMETS: Any other questions of the witness?

MR. COFFIELD: No, sir.

ME. STAMETS: He may be excused.

Anything further in this case?

mance itself.

Take the case under advisement.

(Hearing concluded.)

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## REPORTER'S CERTIFICATE

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I, SALLY W. BOYD, a court reporter, DO HEREBY CERTIFY that the foregoing and attached Transcript of Hearing before the Oil Conservation Division was reported by me; that the said transcript is a full, true, and correct record of the hearing, prepared by me to the best of my ability, knowledge, and skill, from notes taken during the course of the hearing.

Sally W. Boyd, C.S.R.

I do hereby certify that the foregoing is a complete resort of the proceedings in The Examiner hearing of Case to. heard by me on \_\_\_\_\_\_19 \_, Examiner Oil Conservation Division

## STATE OF NEW MEXICO ENERGY AND MINERALS DEPARTMENT OIL CONSERVATION DIVISION

IN THE MATTER OF THE HEARING CALLED BY THE OIL CONSERVATION DIVISION FOR THE PURPOSE OF CONSIDERING:

> CASE NO. 6528 Order No. R-6018

APPLICATION OF BASS ENTERPRISES PRODUCTION CO. FOR AN UNORTHODOX GAS WELL LOCATION, LEA COUNTY, NEW MEXICO.

## ORDER OF THE DIVISION

## BY THE DIVISION:

This cause came on for hearing at 9 a.m. on May 23, 1979, at Santa Fe, New Mexico, before Examiner Richard L. Stamets.

NOW, on this 12th day of June, 1979, the Division Director, having considered the testimony, the record, and the recommendations of the Examiner, and being fully advised in the premises,

## FINDS:

- (1) That due public notice having been given as required by law, the Division has jurisdiction of this cause and the subject matter thereof.
- (2) That the applicant, Bass Enterprises Production Co., seeks approval of an unorthodox gas well location 660 feet from the North line and 660 feet from the West line of Section 10, Township 21 South, Range 32 East, NMPM, to test the Morrow formation, Hat Mesa-Morrow Gas Pool, Lea County, New Mexico.
- (3) That the W/2 of said Section 10 is to be dedicated to the well.
- (4) That a well at said unorthodox location will better enable applicant to produce the gas underlying the proration unit.
- (5) That no offset operator objected to the proposed unorthodox location.
- (6) That approval of the subject application will afford the applicant the opportunity to produce its just and equitable share of the gas in the subject pool, will prevent the economic

-2-Case No. 6528 Order No. R-6018

loss caused by the drilling of unnecessary wells, avoid the augmentation of risk arising from the drilling of an excessive number of wells, and will otherwise prevent waste and protect correlative rights.

## IT IS THEREFORE ORDERED:

- (1) That an unorthodox gas well location for the Morrow formation is hereby approved for a well to be located at a point 660 feet from the North line and 660 feet from the West line of Section 10, Township 21 South, Range 32 East, NMPM, Hat Mesa-Morrow Gas Pool, Lea County, New Mexico.
- (2) That the W/2 of said Section 10 shall be dedicated to the above-described well.
- (3) That jurisdiction of this cause is retained for the entry of such further orders as the Division may deem necessary.

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

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

JOE D. RAMEY

EAL

## BASS ENTERPRISES PRODUCTION CO. FORT WORTH NATIONAL BANK BUILDING FORT WORTH, TEXAS 76102

May 21, 1980

Re: Case No. 6528
Order No. R-6018
Aprilication of Bass Enterprises
Production Co. for an Unorthodox
Gas Well Location, Lea County,
New Mexico

State of New Mexico Energy and Minerals Department Oil Conservation Division State Land Office Building Santa Fe, New Mexico

Dear Sirs:

We are returning the referenced order and transcript as agreed.

Also enclosed are some of the Exhibits of Case No. 6715; the transcript and the other exhibits have previously been returned to you.

We appreciate the use of this information and if we can be of service in the future, please advise.

Yours very truly,

Larry W. Hoover Geological Engineer

LWH:sra

Enclosures

## ENERGY AND MINERALS DEPARTMENT OIL CONSERVATION DIVISION

JERRY APODACA COVERNOR

NICK FRANKLIN SECRETARY

Other

June 14, 1979

POST OFFICE BOX 2008 STATE LAFID OFFICE BUILDING SANTA FE, NEW MEXICO 87501 (505) 827-2434

Mr. Conrad E. Coffield Hinkle, Cox, Eaton, Coffield & Hensley Attorneys at Law P. O. Box 3580 Midland, Texas 79702	Re:	CASE NO. 6528 ORDER NO. R-6018
		Applicant:
		Bass Enterprises Production Co.
Dear Sir:		•
		opies of the above-referenced ered in the subject case.
Yours very truly,  JOE D. RAMEY  Director		
		one de la companya d
JDR/fd		
Copy of order also sen	it to:	
Hobbs OCC x Artesia OCC x Aztec OCC		

## INDEX

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LARRY HOOVER

Cross Examination by Mr. Stamets

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MR. STAMETS: Call now Case 6528.

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MR. PADILLA: Application of Bass Enterprises Production Company for an unorthodox gas well loca-

tion in Lea County, New Mexico.

MR. COFFIELD: I'm Conrad Coffield with the Hinkle Law Firm of Midland, Texas, appearing on behalf of the applicant, and I have one witness to be sworn.

(Witness sworn.)

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Please state your name, address, occupation Q. and employer.

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Mr. Hoover, have you previously testified before the Oil Conservation Division?

No, I haven't.

Would you please give a brief resume of

SALLY WALTON BOY
CENTIFIED SHORTHAND REPOR
1020Plaza Banca (505) 471-2
Santa Fe, New Mexico 573

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your educational background and experience to the Examiner?

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A. Yes, I am.

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MR. COFFIELD: Is the witness considered qualified?

MR. STAMETS: He is.

Q. (Mr. Coffield continuing.) Mr. Hoover, would you please state what Bass Enterprises Production Company seeks in this particular case?

A. Bass Enterprises seeks approval for the

SALLY WALTON BOY!
CERTIFIED SHORTHAND REPORTE
3020 Plaza Blanca (605) 471-24.
Santa Po, New Mexico 87501

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SALLY WALTON BOY CERTIFIED SHORTHAND REPORT 3020 Plaza Banca (606) 471-3 Souta Fo. New Markey 877-3 been presented to the State. It does show the proposed location 660 from the north line and 660 from the west line of the 320-acres to be dedicated. A standard location would be 660 from the west line and 1980 from the north line.

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Were these exhibits prepared by you or under your supervision?

Yes, they were.

And in your opinion will the approval of this application prevent the drilling of unnecessary wells and otherwise prevent waste and protect correlative rights?

Yes, it will.

MR. COFFIELD: I move the admission of Exhibits One through Six.

> MR. STAMETS: These --

MR. COFFIELD: Five, One through Five.

MR. STAMETS: These exhibits will be ad-

mitted.

MR. COFFIELD: And I have no further questions of him on direct.

## CROSS EXAMINATION

BY MR. STAMETS:

Mr. Hoover, looking at Exhibit Number Five, the cross section, it would appear as though in the area of your application, that the further north one goes, the thicker sands one encounters, and the further south one goes, the thinner sands one encounters.

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Q. -From this standpoint, though, if you got a thicker sand body, you should be able to make a better well, is that correct?

That's right, you will, and better permeability, more chance of getting a better reservoir there or being able to better drain the total reservoir.

Do you have any evidence to support this probable area of low permeability that you show on Exhibit Number Four?

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Have you examined the logs on the wells that sit across this line?

Yes.

And seen that they are very similar?

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Q. And have you seen instances where production did not seem to measure up to what you would expect?

Well, we're saying that the area, the stippled area, would probably be the area of poor performance itself.

Is that in fact what's happening?

Well, there isn't any well really located within this -- within this delineated area.

This is a belief that you probably, because of the tight folds and everything there, that you would probably get more shearing, more fracturing of the reservoir, and possibly poor communication, and it would be best to stay out of that area.

Well, in some cases getting a fractured formation is highly -- makes a well produce at a very rapid rate, doesn't it?

Yeah, that's right, but on the other hand, it could also be fractures filled, and that would certainly reduce it.

MR. STAMETS: Any other questions of the witness?

> MR. COFFIELD: No, sir.

MR. STAMETS: He may be excused.

Anything further in this case?

Take the case under advisement. (Hearing concluded.)

## REPORTER'S CERTIFICATE

20 Plaza Bla Santa Fe, N

I, SALLY W. BOYD, a court reporter, DO HEREBY CERTIFY that the foregoing and attached Transcript of Hearing before the Oil Conservation Division was reported by me; that the said transcript is a full, true, and correct record of the hearing. prepared by me to the best of my ability, knowledge, and skill, from notes taken during the course of the hearing.

Sholy W. Boyd Cord Sally W. Boyd, C.S.R.

Examiner

I do hereby certify that the foregoing is a complete record of the proceedings in the Examiner hearing of Case o. 6528, heard by me on 6-23 19.75.

Oil Conservation Division

STATE OF NEW MEXICO
ENERGY AND MINERALS DEPARTMENT
OIL CONSERVATION DIVISION
State Land Office Building
Santa Fe, New Mexico
25 April 1979

## EXAMINER HEARING

## IN THE MATTER OF:

Application of Bass Enterprises Production Company for an unorthodox gas well location, Lea County, New Mexico.

CASE 6523

BEFORE: Richard L. Stamets

TRANSCRIPT OF HEARING

## APPEARANCES

For the Oil Conservation Division:

Lynn Teschendorf, Esq. Legal Counsel for the Division State Land Office Bldg. Santa Fe, New Mexico 87503

For the Applicant:

SALLY WALTON E
CENTIFIED SHORTHAND RE
1010 Plaza Blanca (505) 4
Santa Fe, New Mexico

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MR. STAMETS: The hearing will please come to order. Will call at this time Case 6528.

MS. TESCHENDORF: Case 6528. Application of Bass Enterprises Production Company for an unorthodox gas well location, Lea County, New Mexico.

The applicant has requested that the case be continued to the May 23rd Examiner Hearing.

> MR. STAMETS: The case will be so continued. (Hearing concluded)

## REPORTER'S CERTIFICATE

I, SALLY WALTON BOYD, a Court Reporter, DO HEREBY CERTIFY that the foregoing and attached Transcript of Hearing before the Oil Conservation Division was reported by me; that said transcript is a full, true, and correct record of the hearing, prepared by me to the best of my ability, knowledge, and skill, from my notes taken at the time of the hearing.

Sally W. Boyd, C.S.R.

I do hereby certify that the foreaging is a complete record of the presentings in the Examiner hearing of Casa No. 6578 heard by me on 19,79.

Dichera Examiner

Oil Conservation Division

SALLY WALTON BOY!
ERTIFIED SHORTHAND REPORTE
010Flate Blance (605) 471-24
Statte Fe, Now Mexico 5750.

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STATE OF NEW MEXICO
ENERGY AND MINERALS DEPARTMENT
OIL CONSERVATION DIVISION
State Land Office Building
Santa Fe, New Mexico
25 April 1979

## EXAMINER HEARING

## IN THE MATTER OF:

Application of Bass Enterprises Production Company for an unorthodox gas well location, Lea County, New Mexico.

CASE 6528

BEFORE: Richard L. Stamets

TRANSCRIPT OF HEARING

## APPEARANCES

For the Oil Conservation Division:

Lynn Teschendorf, Esq. Legal Counsel for the Division State Land Office Bldg. Santa Fe, New Mexico 87503

For the Applicant:

SALLY WALTON BOY
EMFRED SHORTHAND REPORT
20 Plaza Bluden (505) 4715
Santa Fe, New Moston 775

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MR. STAMETS: The hearing will please come to order. Will call at this time Case 6528.

MS. CESCHENDORF: Case 6528. Application of Bass Enterprises Production Company for an unorthodox gas well location, Lea County, New Mexico.

The applicant has requested that the case be continued to the May 23rd Examiner Hearing.

> MR. STAMETS: The case will be so continued. (Hearing concluded)

10x6> 471-2462 lexi⇔ 87501

REPORTER'S CERTIFICATE

I, SALLY WALTON BOYD, a Court Reporter, DO HEREBY CERTIFY that the foregoing and attached Transcript of Hearing before the Oil Conservation Division was reported by me; that said transcript is a full, true, and correct record of the hearing, prepared by me to the best of my ability, knowledge, and skill, from my notes taken at the time of the hearing.

Sally W. Boyd, C.S.R.

I do hereby certify that the foregoing is a complete record of the proteadings in the Examiner hearing of Case rio.

heard by me on 19, Examiner

Oil Conservation Division

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- CASE 6550: Application of Yates Petroleum Corporation for an unorthodox gas well location and compulsory pooling, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks an order pooling all mineral interests in the Wolfcamp through Mississippian formations underlying the S/2 of Section 12, Township 19 South, Range 24 East, to be dedicated to its Allison Federal "CQ" Well No. 2 to be drilled at an unorthodox location 1980 feet from the South line and 660 feet from the West line of said Section 12. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision. Also to be considered will be the designation of applicant as operator of the well and a charge for risk involved in drilling said well.
- CASE 6492: (Continued from May 9, 1979, Examiner Hearing)

Application of Yates Petroleum Corporation for compulsory pooling, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks an order pooling all mineral interests in the San Andres formation underlying the NE/4 NW/4 of Section 13, Township 17 South, Range 25 East, Eddy County, New Mexico, to be dedicated to a well to be drilled at a standard location thereon. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision. Also to be considered will be the designation of applicant as operator of the well and a charge for risk involved in drilling said well.

- Application of Bass Enterprises Production Company for an unorthodox gas well-location, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks approval for an unorthodox Lower Morrow gas well location 1980 feet from the North line and 660 feet from the East line of Section 1, Township 19 South, Range 28 East, the N/2 of said Section 1 to be dedicated to the well.
- CASE 6528: (Continued from April 25, 1979, Examiner Hearing)

  Application of Bass Enterprises Production Co. for an unorthodox gas well location, Lea County, New Mexico. Applicant, in the above-styled cause, seeks approval for an unorthodox Morrow test well

Mexico. Applicant, in the above-styled cause, seeks approval for an unorthodox Morrow test well location to be drilled 660 feet from the North and West lines of Section 10, Township 21 South, Range 32 East, Lea County, New Mexico, the W/2 of said Section 10 to be dedicated to the well.

- CASE 6552: Application of Maddox Energy Corporation for compulsory pooling, Eddy County, New Mexico.

  Applicant, in the above-styled cause, seeks an order pooling all mineral interests in the Pennsylvanian formation underlying the E/2 of Section 3, Township 24 South, Range 28 East, to be dedicated to a well to be drilled at a standard location thereon. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision. Also to be considered will be the designation of applicant as operator of the well and a charge for risk involved in drilling said well.
- CASE 6553: Application of The Atlantic Richfield Company for approval of infill drilling, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks a finding that the Division waived existing well-spacing requirements and found that the drilling of additional wells was necessary to effectively and efficiently drain those portions of the proration units in the Empire Abo Unit located in Townships 17 and 18 South, Ranges 27, 28 and 29 East, which could not be so drained by the existing wells.
- CASE 6554: Application of The Atlantic Richfield Company for compulsory pooling, Lea County, New Mexico.

  Applicant, in the above-styled cause, seeks an order pooling all royalty interests in the Devonian, McKee, and Ellenburger formations underlying the E/2 of Section 20, Township 22 South, Range 36 East, Langlie Field, to be dedicated to a well to be drilled at a standard location thereon.
- CASE-6555: Application of Jake L. Hamon for an unorthodox gas well location, Lea County, New Mexico.

  Applicant, in the above-styled cause, seeks approval for an unorthodox location 660 feet from the North line and 560 feet from the East line of Section 30, Township 20 South, Range 36 East, North Osudo-Morrow Cas Pool, all of said Section 30 to be dedicated to the well.
- CASE 6556: Application of Curtis Little for the amendment of Order No. R-5962, San Juan County, New Mexico.

  Applicant, in the above-styled cause, seeks the amendment of Order No. R-5962 to provide for the unorthodox location of a well to be drilled 1000 feet from the South line and 50 feet from the East line of Section 11, Township 28 North, Range 12 West, Basin-Dakota Pool, and for the extension of the date to commence drilling.
- CASE 6435: (Continued from February 28, 1979, Examiner Hearing)

Application of Amerada Hess Corporation for approval of infill drilling, Lea County, New Mexico. Applicant, in the above-styled cause, seeks a finding that the drilling of its W. A. Weir "B" Well No. 3 located in Unit B of Section 26, Township 19 South, Range 36 East, Eumont Gas Pool, Lea County, New Mexico, is necessary to effectively and efficiently drain that portion of the proration unit which cannot be so drained by the existing well, and further seeks approval of a waiver of existing well-spacing requirements.

ATTENTION: MR. JOE D. RAMEY

This is to advise that the undersigned has been given due notice that Bass Enterprises Production Company has made application for an exception to Rule 2 of the Special Rules and Regulations for the Hat Mesa Morrow Gas Pool.

We hereby waive any objection to the granting of this application for the above well which will be located:

Bass Hat Mesa #1 to be located 660' FN&WL, Section 10, Township 21 South, Range 32 East, Lea County, New Mexico.

Executed this <u>2/o</u> t day of	
	COMPANY:
	BY: Jel Berner J.

BEFORE EXAMINER STAMETS
OIL CONSERVATION DIVISION
EXHIBIT NO. 2

CASE NO. 6528

Submilled by Bass

Hearing Dale 5-23-79

ATTENTION: MR. JOE D. RAMEY

This is to advise that the undersigned has been given due notice that Bass Enterprises Production Company has made application for an exception to Rule 2 of the Special Rules and Regulations for the Hat Mesa Morrow Gas Pool.

We hereby waive any objection to the granting of this application for the above well which will be located:

Bass Hat Mesa #1 to be located 660' FN&WL, Section 10. Township 21 South, Range 32 East, Lea County, New Mexico.

Executed this	14th	day of	May	, 1979.
•			• • • • • • • • • • • • • • • • • • •	
			COMPANY:	Grace Petroleum Corporation
3") 4 .			BY:	M Q Dit
			7	Buddy U.Kright District Production Manager

PLECOPIED TO BASS ENTERPRISES - Midland (915) 684-5723 - ATTN: J. E. PULLIG From Ri R. Amira - Superior, Conroe)

#### VAIVER

HEW MEXICO OIL CONSERVATION COMMISSION P. O. BOX 2088 SANTA FE, NEH MEXICO 87501

ATTENTION: MR. JOE D. RAMEY

his is to advise that the undersigned has been niven due notice that Bass nterprises Aroduction Company has made application for an exception to Rule 2 r the Special Rules and Requiations for the Hat Mesa Morrow Gas Pool

e hereby wante any objection to the granting of this application for the above

Township 21 South, Range 32 East, Lea County, New Mexico.

Bass Hat Mesa #1 to be located 660' FN&WL, Section 10,

Executed this 21st day of

IMPANY: THE SUPERIOR OIL COMPANY . 0. Box 71 Onxoc. Texas 77301 . S. Bads Sanager Western Division

ATTENTION: MR. JOE D. RAMEY

This is to advise that the undersigned has been given due notice that Bass Enterprises Production Company has made application for an exception to Rule 2 of the Special Rules and Regulations for the Hat Mesa Morrow Gas Pool.

We hereby waive any objection to the granting of this application for the above well which will be located:

Bass Hat Mesa #1 to be located 660' FN&WL, Section 10, Township 21 South, Range 32 East, Lea County, New Mexico.

Executed this	2101 day of	May	, 1979.
· ·	v.		
	COMPA	NY:	
,	BY:	J. C. Ga	rua J.

EFFORE DA INER STAMETS
CIL CONTENT VATION DIVISION

CASE NO. 6526

Submitted by Bass
Hearing Date 5-23-79

1

ATTENTION: MR. JOE D. RAMEY

This is to advise that the undersigned has been given due notice that Bass Enterprises Production Company has made application for an exception to Rule 2 of the Special Rules and Regulations for the Hat Mesa Morrow Gas Pool.

We hereby waive any objection to the granting of this application for the above well which will be located:

Bass Hat Mesa #1 to be located 660' FN&WL, Section 10, Township 21 South, Range 32 East, Lea County, New Mexico.

Executed this	14th	day of	May	, 1979.
			COMPANY:	Grace Petroleum Corporation
			BY:	Sould & Light
				Buddy O.Kright District Production Manager

ELECOPIED TO BASS ENTERPRISES - Midland (915) 684-5723 - ATTN: J. R. WILLIG

#### IAIVER

NEW MEXICO OIL CONSERVATION COMMISSION P. O. BOX 2088
SANTA FE, NEW MEXICO 87501

ATTENTION: MR. JOE D. RAMEY

his is to advise that the undersigned has been given due notice that Bass interprises Production Company has made application for an exception to Rule 2 of the Special Rules and Requisions for the Hat Mesa Morrow Gas Pool.

a hereby waster any objection to the granting of this application for the above

Bass Hat Mesa #1 to be located 660' FNBWL, Section 10. Township 21 South, Range 32 East, Lea County, New Mexico. I

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## NEW MEXICO OIL CONSERVATION COMMISSION WELL LOCATION AND ACREAGE DEDICATION PLAT

Film C-102 Supersedes C-128 Effective 14 C5

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3748.0	MORRO		HAT MESA MORROW GA	S POOL	320 Ac
1. Outline the	acreage' dedic	cated to the aubject	et well by colored pencil or had	hure marks on t	
2. If more than interest and	one lease i royalty).	s dedicated to the	well, outline each and identify	the ownership t	thereof (both as to work
		different ownership unitization, force-p	o is dedicated to the well, have pooling, etc?	the interests o	f all owners been conso
Yes [	] No II	answer is "yes;" ty	pe of consolidation	·	
If answer is	"no," list the	owners and tract	descriptions which have actuall	y been consolid	ated. (Use reverse side
this form if n	ecessary.)				
No allowable	will be assig	ned to the well unti	l all interests have been conso	lidated (by com	munitization, unitizatio
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			CASE NOT 6528 Submitted by Bass	SR. OR  Position  BASS E  Compuni  May 11	ILLING ENGINEER NTERPRISES PROD.
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			CASE NOT 6528 Submitted by Bass	SR. OR SR. OR Position BASS E Compuny May 11 Date	ILLING ENGINEER INTERPRISES PROD. ( , 1979
			CASE NOT 6528 Submitted by Bass	SR. DR SR. DR POSITION BASS E Compuny May 11 Date	ILLING ENGINEER INTERPRISES PROD.  1979  certify that the well located this plat was plotted from ties.
			CASE NOT 6528 Submitted by Bass	Rose GA SR. DR Position BASS E Compuny May 11 Date	ILLING ENGINEER INTERPRISES PROD. ( , 1979
			CASE NO. 6528 Submilled by Bass Hearing Date 5-23-79	Rosellion  BASS E  Compuny  May 11  Date  I hereby  shown on  notes of countermy  is true or	CEPTIFY that the well located this plat was plotted from field surveys made by me compervision, and that the same and correct to the best of me
			CASE NOT 6528 Submitted by Bass	Rosellion  BASS E  Compuny  May 11  Date  I hereby  shown on  notes of countermy  is true or	ILLING ENGINEER INTERPRISES PROD.  1979  certify that the well location this plat was plotted from field recival surveys made by me compensation, and that the same
			CASE NOT 6528 Submitted by Bass Hearing Date 5-23-79	Rosellion  BASS E  Compuny  May 11  Date  I hereby  shown on  notes of countermy  is true or	CEPTIFY that the well located this plat was plotted from field surveys made by me compervision, and that the same and correct to the best of me
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			CASE NOT 6528 Submitted by Bass Hearing Date 5-23-79	Name GA SR. DR SR. DR POSITION BASS E Company May 11 Date  I hereby shows on noise of curder my is true or knowledge	CEPTIFY that the well located this plat was platted from field rection surveys made by me consupervision, and that the same and correct to the best of me and belief.
			CASE NOT 6528 Submitted by Bass Hearing Date 5-23-79	Registered P	certify that the well lacetic this plat was plotted from field scriper surveys made by me compensation, and that the same and correct to the best of mand belief.
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2000

1800

LAW OFFICES

HINKLE, COX, EATON, COFFIELD & HENSLEY

1000 FIRST NATIONAL BANK TOWER

CLARENCE E. HINKLE

OUT OFFICE BOX SEED

W. E.BONDURANT, JR. (19:4-1973)

STUART D. SHANOR C. D. MARTIN PAUL J. KELLY, JR. JAMES H. BOZARTH

LEWIS C.COX,UR.

CONRAD E.COFFIELD

MIDLAND, TEXAS 79702

ROSWELL, NEW MEXICO OFFICE 600 HINKLE BUILDING (505) 622-6510

DOUGLAS L.LUNSFORD PAUL M. BOHANNON J. DOUGLAS FOSTER K.DOUGLAS PERRIN C. RAY ALLEN JACQUELINE W ALLEN T. CALDER EZZELL,JR. WILLIAM B. BURFORD JOHN S. NELSON RICHARD E.OLSON

(915) 683-4691

ONLY ATTYS. COFFIELD, MARTIN, BOZARTH. BOHANNON, FOSTER, ALLEN, ALLEN & BURFORD LICENSED IN TEXAS

April 20, 1979

Mr. Dan Nutter Chief Engineer Oil Conservation Division Post Office Box 2088 Santa Fe, New Mexico 87501 OIL CONSERVATION DIVISION Cout 23 may 23 - SANTA FE

Re: Case No. 6528-

Bass Enterprises Production Co. Application for Unorthodox Gas Well Location in Lea County, New Mexico - April 25 Hearing

Dear Dan:

I have today been contacted by my client, Bass Enterpises Production Company, in connection with the above referenced case. They have advised me that certain matters have come up relative to the proposed Hat Mesa Well No. 1 which is the subject of the application by Bass Enterprises Production Company in the above case. It will require some additional time in order to resolve certain questions on this well.

With the foregoing in mind, they have asked that I request the Division to grant a continuance in the above referenced case so that it will be set for hearing approximately one month from now. Accordingly, I note that Docket 20-79 is tentatively set for hearing on May 23, 1979. We therefore ask that you grant a continuance of Case No. 6528 such that it will be included on the May 23 docket, or as soon thereafter as is convenient for the Division.

Page -2-Mr. Dan Nutter

If any additional information is needed or if there is any problem with this request for a continuance, please call me.

Thank you.

Very truly yours,

HINKLE, COX, EATON, COFFIELD & HENSLEY

Conrad E. Coffield

CEC:cm

xc: Mr. Jens Hansen

Bass Enterprises Production Company 3100 Fort Worth National Bank Building Fort Worth, Texas 76102 Dockets Nos. 18-79 and 20-79 are tentatively set for hearing on May 9 and 23, 1979. Applications for hearing must be filed at least 22 days in advance of hearing date.

#### DOCKET: EXAMINER HEARING - WEDNESDAY - APRIL 25, 1979

9 A.M. - OIL CONSERVATION DIVISION COMPERENCE ROOM, STATE LAND OFFICE BUILDING, SANTA PE, NEW MEXICO

The following cases will be heard before Richard L. Stamets, Examiner, or Daniel S. Nutter, Alternate Examiner:

- CASE 6525: In the matter of the hearing called by the Oil Conservation bivision on its own motion to amend the Special Rules for the Tubb Gas Pool in Lea County, New Mexico, to provide for the classification of wells as oil wells and gas wells on the basis of gas-oil ratios rather than on the basis of liquid gravity as at present.
- CASE 6526: In the matter of the hearing called by the 0il Conservation Division on its own motion to consider a procedure for the adoption of findings, when applicable and pursuant to the Federal Natural Gas Policy Act, that another well is necessary to effectively and efficiently drain that portion of its provation unit which cannot be so drained by any existing well, and that existing well spacing requirements are waived. The proposed procedure would provide a system whereby such findings could be issued administratively without the necessity for public hearing.
- Application of Tenneco Oil Company for two non-standard oil proration units, Lea County, New Mexico.

  Applicant, in the above-styled cause, seeks approval of two 80-acre non-standard oil proration units, the first comprising the N/2 NW/4, the other the N/2 NE/4, of Section 12, Township 9 South, Range 34 East, Vada-Pennsylvanian Pool, Lea County, New Mexico, said units to be dedicated to applicant's Ward Insall Wells Nos. 1 and 2, respectively, located in Units D and A of said Section 12.
- CASE 6528: Application of Bass Enterprises Production Co. for an unorthodox gas well location, Lea County, New Mexico. Applicant, in the above-styled cause, seeks approval for an unorthodox Morrow test well location to be drilled 660 feet from the North and West lines of Section 10, Township 21 South, Range 32 East, Lea County, New Mexico, the W/2 of said Section 10 to be dedicated to the well.
- Application of Amoco Production Company for compulsory pooling, Eddy County, New Mexico.
  Applicant, in the above-styled cause, seeks an order pooling all mineral interests in the Pennsylvanian formation underlying the S/2 of Section 22, Township 23 South, Range 28 East, Eddy County, New Mexico, to be dedicated to its Brantley Gas Com. Well No. 1 located in Unit K of said Section 22. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision. Also to be considered will be the designation of applicant as operator of the well and a charge for risk involved in drilling said well.
- CASE 6530: Application of Amoco Production Company for unorthodox gas well locations, temporary injection of produced gas, and to vent gas, Union and Harding Counties, New Mexico. Applicant, in the above-styled cause, seeks approval for the unorthodox locations in the Tubb formation of its State FI Well No. 3, located 1315 feet from the South line and 1980 feet from the East line of Section 36, Township 20 North, Range 34 East, Union County, and its Heimann Well No. 5, located 660 feet from the South line and 1315 feet from the West line of Section 3, Township 19 North, Range 33 East, Harding County. Applicant further seeks authority to conduct pressure interference tests, including authority to vent gas produced from the State FI Well No. 1 for a period not to exceed 45 days and to inject produced gas into its Heimann Well No. 4 located in Unit K of Section 34, Township 20 North, Range 33 East, for a period not to exceed six months.
- CASE 6531: Application of Getty Oil Company for an unorthodox gas well location and simultaneous dedication, Lea County, New Mexico. Applicant, in the above-styled cause, seeks authority to simultaneously dedicate its Baker B Well No. 6 at an unorthodox location 510 feet from the South and West lines of Section 10, Township 22 South, Range 37 East, Lea County, New Mexico, and its Baker B Well No. 15 located in Unit L of said Section 10, the current unit well, to the existing provation unit.
- CASE 6532: Application of Northwest Production Corporation for downhole commingling, Rio Arriba County, New Mexico. Applicant, in the above-styled cause, seeks approval for the downhole commingling of Tapacito-Pictured Cliffs and Blanco Mesaverde production in the wellbore of its Jicarilla 117E Well No. 5 located in Unit M of Section 28, Township 26 North, Range 3 West, Rio Arriba County, New Mexico.
- CASE 6072: (Continued from March 28, 1979, Examiner Hearing)

In the matter of Case 6072 being reopened pursuant to the provisions of Order No. R-5643 which order created the Travis-Upper Pennsylvanian Pool, Eddy County, New Mexico, with provisions for 80-acre spacing. All interested parties may appear and show cause why the Travis-Upper Pennsylvanian Pool should not be developed on 40-acre spacing units.

LAW OFFICES

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ONLY ATTYS, COFFIELD, MARTIN, BOZARTH. BOHANNON, FOSTER, ALLEN, ALLEN & BURFORD LICENSED IN TEXAS

April 6, 1979

Case 6528

Mr. Dan Nutter Chief Engineer Oil Conservation Division Post Office Box 2088 Santa Fe, New Mexico 87501

Dear Dan:

Transmitted herewith you will find triplicate executed copies of an Application for Bass Enterprises Production Company for an unorthodox well location in Section 10, Township 21 South, Range 32 East, N.M.P.M., Lea County, New Mexico.

It is my understanding that the docket setting for April 25 is still available for this matter, and accordingly, we request that it be heard on that date.

I trust that the enclosed copies of the Application are all that is needed in order for this to be set for the April 25 hearing. However, if anything is needed in addition, please let me know.

Very truly yours,

HINKLE, COX, EATON, COFFIELD & HENSLEY

Conrad E. Coffield

CEC:rf Enclosures

Mr. Jens Hansen

3100 Fort Worth National Bank

Fort Worth, Texas 76102

# BEFORE THE OIL CONSERVATION DIVISION OF THE DEPARTMENT OF ENERGY AND MINERALS

STATE OF NEW MEXICO

APPLICATION OF BASS ENTERPRISES PRODUCTION COMPANY FOR AN UNORTHODOX WELL LOCATION, LEA COUNTY, NEW MEXICO

Case 6528

#### APPLICATION

Bass Enterprises Production Company hereby makes application for approval of an unorthodox gas well location and states:

- 1. Applicant seeks approval of an unorthodox gas well location for its Hat Mesa Well No. 1 to be drilled at a point 660 feet from the North line and 660 feet from the West line of Section 10, Township 21 South, Range 32 East, N.M.P.M., Lea County, New Mexico, to test the Morrow formation at a proposed depth of approximately 14,300 feet.
- 2. That the  $W_2$  of Section 10 is to be dedicated to the well.
- 3. Approval of the unorthodox location will be in the interest of conservation, prevention of waste and protection of correlative rights.
- 4. Applicant requests that this matter be heard at the April 25, 1979 Examiner's hearing.

HINKLE, COX, EATON, COFFIELD & HENSLEY

Der a

Conrad E. Coffield Post Office Box 3580

Midland, Texas 79702

Attorneys for Bass Enterprises Production Company

#### BEFORE THE OIL CONSERVATION DIVISION OF

#### THE DEPARTMENT OF FMERCY AND MINERALS

STATE OF NEW MEXICO

APPLICATION OF BASS ENTERPRISES PRODUCTION COMPANY FOR AN UNORTHODOX WELL LOCATION, LEA COUNTY, NEW MEXICO

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- Applicant requests that this matter be heard at the April 25, 1979 Examiner's hearing.

HINKLE, COX, EATON, COFFIELD & HENSLEY

By:

Conrad E. Coffield Post Office Box 3580 Midland, Texas 79702

Attorneys for Bass Enterprises

Production Company

### BEFORE THE OIL CONSERVATION DIVISION OF THE DEPARTMENT OF ENERGY AND MINERALS

STATE OF NEW MEXICO

APPLICATION OF BASS ENTERPRISES	)	
PRODUCTION COMPANY FOR AN	)	
UNORTHODOX WELL LOCATION, LEA	)	
COUNTY, NEW MEXICO	)	

Case 6528

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- 4. Applicant requests that this matter be heard at the April 25, 1979 Examiner's hearing.

HINKLE, COX, EATON, COFFIELD & HENSLEY

Conrad E. Coffie Post Office Box 3580

Midland, Texas 79702

Attorneys for Bass Enterprises

Production Company

for apr 25

Opplication of Bass Enterprises Production Co. for an unorthoday gas well Rocation, Lea Could, rentrugico.

applicant, in the above styled cause, seeks approval for an unorthodox morrow text to be drilled 660 feet from the north and west lines of Section 10, Township 21 South, Lange 32 East, Lea County new Meepies, the Wir of said Section 10 to be dedeliated to the will.

Called in ley Courad Caffield 10:15am 4/5/79 Written application to fallow Hat mesce # 1

PRAFT dr/

#### STATE OF NEW MEXICO ENERGY AND MINERALS DEPARTMENT OIL CONSERVATION DIVISION

IN THE MATTER OF THE HEARING CALLED BY THE OIL CONSERVATION DIVISION FOR THE PURPOSE OF CONSIDERING:

ORDER NO. R- 60/8
APPLICATION OF BASS ENTERPRISES PRODUCTION CO.
FOR AN UNORTHODOX GAS WELL LOCATION,
LEA COUNTY, NEW MEXICO.
ORDER OF THE DIVISION
BY THE DIVISION:
This cause came on for hearing at 9 a.m. on May 23
19 79 , at Santa Fe, New Mexico, before Examiner Richard L. Stamets
NOW, on this day of , 19 79 , the Division
Director, having considered the testimony, the record, and the
recommendations of the Examiner, and being fully advised in the
premises,
FINDS:
(1) That due public notice having been given as required by
law, the Division has jurisdiction of this cause and the subject
matter thereof.
(2) That the applicant, Bass Enterprises Production Co.
seeks approval of an unorthodox gas well location 660
feet from the North line and 660 feet from the
West line of Section 10 , Township 21 South
Range 32 East , NMPM, to test the Morrow
formation, Nat Mess-Marrow gas Pool, Lea
County, New Mexico.
(3) That the W/2 of said Section 10 is to be
dedicated to the well.
(4) That a well at said unorthodox location will better
enable applicant to produce the gas underlying the proration unit.
(5) That no offset operator objected to the proposed unorthod
location.

CASE NO.

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rue	No.	ñ				•	.*				
	(6)	That	approva	1 of the	subject	appli	cation	will a	fford t	he appli	cant
he d	opport	tun <b>i ty</b>	to prod	uce its j	ust and	equit	able sh	are of	the ga	s in the	:
ubje	ect po	001, w	ill preve	ent the e	conomic	loss	caused	by the	drilli	ng of	
nec	essar	y wel	ls, avoid	d the aug	mentatio	on of	risk ar	ising	from th	e drilli	ng

#### IT IS THEREFORE ORDERED:

correlative rights.

(1) That an unorthodox gas well location for the Morrow
formation is hereby approved for a well to be located at a point 660
feet from the North line and 660 feet from the West
line of Section 10 · , Township 21 South , Range 32 East
NMPM, Hat mesa. Morrow gas Pool, Pool, Lea County,
New Mexico.

of an excessive number of wells, and will otherwise prevent waste and protect

- (2) That the  $\frac{W}{2}$  of said Section  $\frac{10}{2}$  shall be dedicated to the above-described well.
- (3) That jurisdiction of this cause is retained for the entry of such further orders as the Division may deem necessary.

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