

BEFORE THE ~~OIL~~ CONSERVATION COMMISSION  
OF THE STATE OF NEW MEXICO

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

CASE NO. 550  
Order No. R-339

THE MATTER OF THE APPLICATION OF  
F. B. UMBARGER FOR AN EXCEPTION TO  
COMMISSION RULE 104 (d)(PROVIDING FOR  
ACREAGE REQUIREMENTS FOR DRILLING  
TRACTS) IN THE NORTHEAST QUARTER OF  
SECTION 26, TOWNSHIP 30 NORTH, RANGE  
12 WEST, IN SAN JUAN COUNTY, NEW MEXICO.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on regularly for hearing at 9:00 o'clock A.M., June 16, 1953, at Santa Fe, New Mexico, before the Oil Conservation Commission of New Mexico, hereinafter referred to as the "Commission".

NOW, on this 23rd day of June 1953, the Commission, having considered the matter fully, the statements of counsel, and being fully advised in the premises,

FINDS:

1. That due public notice having been given as required by law, the Commission has jurisdiction of this cause and the subject matter thereof.
2. That the lands described in the caption hereof are located in the Fulcher Kutz-Pictured Cliffs Pool.
3. That the applicant, F. B. Umbarger, is the assignee and holder of Oil and Gas Leases of all of said NE/4, Section 26, excepting a tract 2 1/2 rods wide and 580 feet long in the northeast corner of said quarter section, said tract containing approximately one-half acre.
4. That applicant believes that one Bessie Jones (Mrs. Clyde W. Jones) is the owner of said one-half acre tract, but though he has tried to the best of his ability to locate said individual and obtain a lease from her, he has been unable to locate her.
5. That the leases of which applicant is an assignee in said NE/4 of section 26 will expire on June 25, 1953, if drilling is not commenced by that date in the quarter section of which it is a part.
6. That in order to preserve his said leases it is necessary that an exception be granted to Commission Rule 104 (d).

IT IS THEREFORE ORDERED:

That applicant F. B. Umbarger be, and he is hereby, granted an exception to Commission Rule 104 (d) and is authorized to drill a gas well upon the Northeast Quarter of Section 26, Township 30 North, Range 12 West, NMPM.

PROVIDED, HOWEVER, That applicant make every reasonable effort to secure a lease of said one-half acre tract at the earliest possible time, and provided further that in the event said one-half acre tract is not acquired and production is obtained from the northeast quarter of Section 26, that applicant will establish a proportionate royalty reserve to protect the interests of the owner of said one-half acre.

DONE at Santa Fe, New Mexico, on the year and day above set forth.

STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION

EDWIN L. MECHEM, Chairman

E. S. WALKER, Member

R. R. SPURRIER, Secretary

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