

MAIN OFFICE OCC

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HOWARD C. BRATTON  
S. B. CHRISTY IV

1957 SEP 24 AM 7:59

J. PENROD TOLES  
LEWIS C. COX, JR.  
PAUL W. EATON, JR.

LAW OFFICES

HERVEY, DOW & HINKLE

FIRST NATIONAL BANK BUILDING

ROSWELL, NEW MEXICO

September 24, 1957.

TELEPHONE MAIN 2-6510  
POST OFFICE BOX 547

Mr. A. L. Porter,  
Secretary, Director,  
New Mexico Oil Conservation Commission,  
Capital Building,  
Santa Fe, New Mexico.

Re: Magnolia-Humble Communitization  
Agreement.  
Our No. 188

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Dear Mr. Porter:

Reference is made to our telephone conversation with your Mr. Nutter of September 23 relative to the captioned matter. As we explained to Mr. Nutter, due to weather conditions it is absolutely imperative that we commence operations for the drilling of a test well in Lot 1, Section 19, Township 26 North, Range 2 West, N.M.P.M. Rio Arriba County, New Mexico, within the next week or ten days, or the well cannot be drilled during the year 1957. For this reason Mr. Nutter has suggested that in addition to the Application which we sent you on September 16 that we file a new Application for an unorthodox location under Rule 104(d), which may be handled administratively without notice.

I am therefore enclosing herewith in triplicate Application of Magnolia Petroleum Company for the approval of an unorthodox well location in Lot 1, Section 19, Township 26 North, Range 2 West, N.M.P.M. and there is attached to the Application a consent in writing by Humble Oil & Refining Company, the only offset leasehold owner. It will be appreciated if this Application can be processed administratively, and when and if approved, it would further be appreciated if you or Mr. Nutter would call me collect here in Roswell in order that I may advise Magnolia to commence drilling operations; by a carbon copy of this letter I am cautioning Magnolia that they still must file their form C-101, Notice of Intention to Drill.

Mr. A. L. Porter

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September 24, 1957.

Mr. Nutter also mentioned filing an Application for administrative handling of the dual completion question, but since it is our belief that the formal hearing on our original Application can be made before the dual completion question arises, we have withheld this for the moment. If it develops that the well is in a position for dual completion before our hearing and a determination on the original Application, then we may file an additional Application for administrative approval of the dual completion factor under Rule 112-A.

Thanking you in advance for your courtesies, and if any of the material submitted is incorrect, we would appreciate your calling us collect in order to expedite the matter.

Respectfully,

HERVEY DOW AND HINKLE

By 

SBC/ki

Enclosures as per above.

cc - Magnolia Petroleum Co.,  
Roswell, New Mexico.

cc - Magnolia Petroleum Co.,  
Dallas, Texas

Attention: Mr. Jack Vickrey.

cc - Magnolia Petroleum Co.,  
Hobbs, New Mexico.

Attention: Mr. Daugherty.

MAIN OFFICE OCC

1957 SEP 25 AM 8:00

BEFORE THE OIL CONSERVATION COMMISSION

OF THE STATE OF NEW MEXICO.

IN THE MATTER OF THE APPLICATION OF  
MAGNOLIA PETROLEUM COMPANY FOR THE  
APPROVAL OF AN UNORTHODOX LOCATION  
OF A WELL TO BE LOCATED 990 FEET  
FROM THE NORTH LINE AND 500 FEET  
FROM THE EAST LINE OF LOT 1 SECTION  
19, TOWNSHIP 26 NORTH, RANGE 2 WEST,  
N.M.P.M.; SAID LANDS BEING ALL  
SITUATED IN RIO ARRIBA COUNTY, NEW  
MEXICO.

Case No. NSL 119

Comes now the undersigned, Magnolia Petroleum Company, through its Attorneys, Hervey Dow and Hinkle of Roswell, New Mexico, and Jack Vickrey of Box 900, Dallas 21, Texas, and hereby make application for the approval of the following:

1. An unorthodox location for a well to be located 990 feet from the North line and 500 feet from the East line in Lot 1, Section 19, Township 26 North, Range 2 West, N.M.P.M.;

and in support of this application, would respectfully show unto the Commission:

1. That the necessity for the unorthodox location herein applied for is based upon topographical conditions; that said well cannot be located on an orthodox location in said Section 19 because of the presence of an igneous dike that cuts through Section 19, and that said dike requires the location of a well to be moved 250 feet East of the center line of said Section. However, said igneous dike is a shallow geological feature which outcrops on the surface, and upon information and belief does not extend downward into any producing formation in the area.

2. That the ownership of all oil and gas leases within a radius of 790 feet from the proposed location is common with the ownership of the oil and gas leases under the proposed location, except:

(a) Humble Oil & Refining Company, whose address is Houston, Texas, is the owner of an oil and gas leasehold estate embracing the lands lying immediately East of said proposed location.

That the consent in writing to the proposed location from the owner of said offset acreage is attached hereto and made a part of this Application.

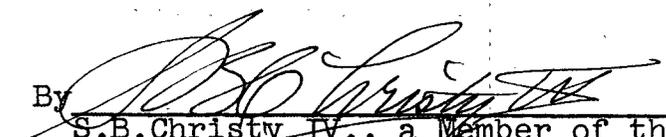
3. That there is attached as Exhibit "A" to a companion case, under Case Number \_\_\_\_\_, Form C128 showing the location of the proposed well involved in this Application; that there is attached to said companion Application, and marked as Exhibit "B", a plat of a portion of Rio Arriba County, New Mexico, showing the location of the land involved in this Application, and the gas wells which have been completed in the area, and also showing the character of the lands and the ownership of oil and gas leases surrounding the land covered by this Application. Said Exhibits "A" and "B" are hereby incorporated as Exhibits "A" and "B" of this Application.

4. That the approval of this Application will not cause waste or impair correlative rights, and will benefit the State of New Mexico.

Respectfully submitted,

MAGNOLIA PETROLEUM COMPANY

By

  
S.B. Christy IV., a Member of the  
firm of Hervey, Dow and Hinkle,  
Box 547,  
Roswell, New Mexico.

Mr. Jack Vickrey,  
Box 900,  
Dallas 21, Texas.

Attorneys for the Applicant,  
Magnolia Petroleum Company.

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1957 SEP 25 AM 7:59

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MAGNOLIA PETROLEUM COMPANY FOR THE  
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19, TOWNSHIP 26 NORTH, RANGE 2 WEST,  
N.M.P.M.; SAID LANDS BEING ALL  
SITUATED IN RIO ARriba COUNTY, NEW  
MEXICO.

)  
Case No. \_\_\_\_\_

CONSENT

Comes now Humble Oil & Refining Company, and pursuant to Rule 104 (f) (2) (b) hereby consents in writing to the above Application of Magnolia Petroleum Company for an unorthodox well location in Lot 1, Section 19, Township 26 North, Range 2 West, N.M.P.M., Rio Arriba County, New Mexico, as requested in said Application.

HUMBLE OIL & REFINING COMPANY,

By W.M. Campbell