

STATE OF NEW MEXICO RECEIVED OCD
DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES
OIL CONSERVATION DIVISION 2014 MAY 30 A 7:43

**IN THE MATTER OF THE APPLICATION
OF OXY USA INC. FOR
NON-STANDARD SPACING AND PRORATION
UNITS AND COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 15156

APPLICATION

OXY USA Inc. (OXY) through its undersigned attorneys, hereby makes application to the Oil Conservation Division pursuant to the provisions of NMSA 1978, Section 70-2-17, for an order creating a non-standard 160-acre spacing and proration unit comprised of the N/2 N/2 of Section 35, Township 23 South Range 30 East, NMPM, Eddy County, New Mexico; and pooling all mineral interests in the Delaware formation underlying this acreage to form a 160-acre project area in this formation.

In support of its application, OXY states:

1. OXY is a working interest owner in all of Section 35 and has the right to drill thereon.

OXY proposes to dedicate the above-referenced spacing and proration unit as the project area for the FNR 26 Federal #1H well (API Well No. 30-015-42275) to be horizontally drilled from a surface location, 660 feet from the North line and 330 feet from the West line to a bottom hole location 660 feet from the North line and 350 feet from the East line of Section 35. The completed interval for this well will be within the 330-foot standard offset required by the rules.

2. OXY is currently negotiating to obtain voluntary agreement for the development of these lands from all of the working interest owners in the subject spacing unit.
However, voluntary agreement has not yet been reached.
3. The pooling of interests will avoid the drilling of unnecessary wells, will prevent waste and will protect correlative rights.
4. OXY has received approval to drill the subject well from the Bureau of Land Management (BLM).
5. In order to permit OXY to obtain its just and fair share of the oil and gas underlying the subject lands, all mineral interests in this non-standard spacing unit should be pooled and OXY should be designated the operator of this proposed horizontal well and spacing unit.

WHEREFORE, OXY requests that this application be set for hearing before an Examiner of the Oil Conservation Division on June 26, 2014 and, after notice and hearing as required by law, the Division enter its order;

1. Creating a non-standard spacing and proration unit in the Delaware formation comprised of the N/2 N/2 of Section 35, Township 23 South Range 30 East, NMPM, Eddy County, New Mexico;
2. Pooling all mineral interests in the above described non-standard spacing and prorating unit;
3. Designating OXY USA Inc. operator of this non-standard spacing unit and the horizontal well to be drilled thereon;
4. Authorizing OXY USA Inc. to recover its costs of drilling equipping and completing the well;

5. Approving the actual operating charges and costs of supervision while drilling and after completion, together with a provision adjusting the rates pursuant to the COPAS accounting procedures; and
6. Imposing a penalty for high risk assumed by OXY USA Inc. in drilling and completing the well against any working interest owner who does not voluntarily participate in the drilling of the well as provided by applicable law.

Respectfully submitted,

By: 

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<p>CASE <u>15156</u>:</p>	<p>Application of OXY USA Inc. for two non-standard spacing and proration units and compulsory pooling, Eddy County, New Mexico. Applicant in the above-styled cause seeks an order (1) creating a non-standard, 160 acre spacing and proration unit comprised of the N/2 N/2 of Section 35, Township 23 South Range 30 East, NMPM, Eddy County, New Mexico; and (2) pooling all mineral interests in the Delaware formation underlying this acreage to form a 160-acre project area in this formation. Said non-standard unit is to be dedicated to applicant's proposed FNR 26 Federal #1H well (API Well No. 30-015-42275) to be horizontally drilled from a surface location, 660 feet from the North line and 330 feet from the West line to a bottom hole location 660 feet from the North line and 350 feet from the East line of Section 35. The completed interval for this well will be within the 330-foot standard offset required by the rules. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof in addition to actual operating costs and charges for supervision, designation of OXY USA Inc. as operator of the wells, and 200% charge for risk involved in drilling said well. Said area is located approximately 29 miles southeast of Carlsbad, New Mexico</p>