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

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

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# APPLICATION OF CHASE OIL CORPORATION FOR A NON-STANDARD OIL SPACING AND PRORATION UNIT AND COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.

Case No. 14,437

## VERIFIED STATEMENT OF STACI D. SANDERS

Staci D. Sanders, being duly sworn upon her oath, deposes and states:

1. I am a landman for Chase Oil Corporation, and have personal knowledge of the matters stated herein.

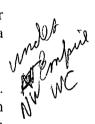
2. Pursuant to Division Rule NMAC 19.15.4.12.A(1)(b), the following information is submitted in support of the application filed herein:

(a) No opposition to this application is expected because the mineral interest owner being pooled has simply not responded to well proposals, or has not yet executed a farmout agreement.

(b) A plat outlining the spacing unit being pooled is attached hereto as Exhibit A. Applicant seeks an order approving a 160-acre non-standard oil spacing and proration unit (project area) in the Abo/Wolfcamp formation comprised of the N/2N/2 of Section 36, Township 16 South, Range 27 East, NMPM, and pooling all mineral interests in the Abo/Wolfcamp formation underlying the non-standard unit. The unit is to be dedicated to the Snowball State Com. Well No. 1, a horizontal well to be drilled at an orthodox surface location in the NE/4NE/4, with a terminus at an orthodox location in the NW/4NW/4, of Section 36. Also to be considered will be the cost of drilling and completing the well and the allocation of Mack Energy Corporation as operator of the well, and a 200% charge for the risk involved in drilling and completing the well.

(c) The party being pooled, its interest in the well unit, and its last known address, are as follows:

Oil Conservation Division Case No. \_\_\_\_\_ Exhibit No. \_\_\_\_



10%

OXY USA WTP Limited Partnership 5 Greenway Plaza Houston, Texas 77046

(d) A copy of the proposal letter sent to the uncommitted mineral interest owner, as well as follow-up letters, e-mails, and notes of telephone calls, are attached hereto as Exhibit B.

(e) Chase Oil Corporation has made a good faith effort to obtain the voluntary joinder of the uncommitted interest owner in the well.

(f) Pursuant to Division rules, applicant requests that a 200% risk charge be assessed against a non-consenting interest owner.

(g) The offset operators or lessees of the acreage surrounding the well unit are as follows:

- (i)  $S\frac{1}{2}$  §25-16S-27E Murchison Oil & Gas, Inc.
- (ii)  $\frac{S\frac{1}{2} \$30-16S-28E}{EOG \text{ Resources, Inc.}}$
- (iii)  $\frac{N\frac{1}{2} \$31-16S-28E}{EOG Resources, Inc.}$
- (iv)  $\frac{S\frac{1}{2}N\frac{1}{2} \$36-16S-27E}{\text{Interest owners in proposed well}}$
- (v)  $\frac{N\frac{1}{2} \$35-16S-27E}{\text{Yates Petroleum Corporation}}$
- (vi)  $\frac{S\frac{1}{2} \$26-16S-27E}{\text{Murchison Oil & Gas, Inc.}}$

(h) A copy of the Authority for Expenditure for the proposed well is attached hereto as Exhibit C. The drilling and completion costs set forth therein are fair and reasonable, and are comparable to those of other horizontal wells of this depth drilled in this area of Eddy County.

(i) Overhead charges of \$6500/month for a drilling well, and \$650/month for a producing well, are requested. These rates are fair and reasonable, and are in line with rates charged by other operators in this area for wells of this depth. Chase Oil Corporation requests that the rates be adjusted under the COPAS accounting procedure.

Applicant requests that Mack Energy Corporation be designated operator of the (j) well.

## VERIFICATION

STATE OF NEW MEXICO ) ss. COUNTY OF EDDY )

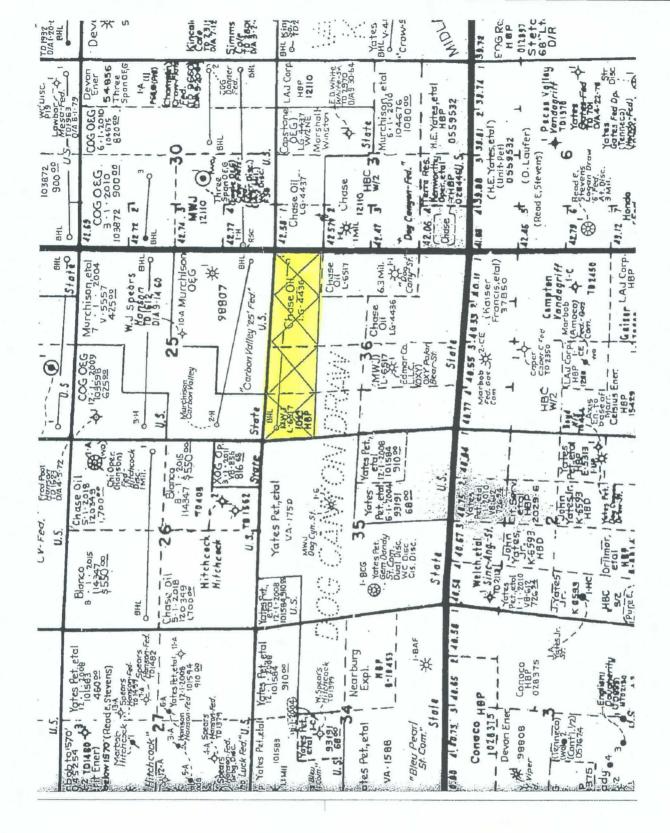
Staci D. Sanders, being duly sworn upon her oath, deposes and states that: She is a landman for Chase Oil Corporation; she is authorized to make this verification on its behalf; she has read the foregoing statement, and knows the contents thereof; and the same is true and correct to the best of her knowledge, information, and belief.

Staci D. Sanders

SUBSCRIBED AND SWORN TO before me this  $24^{++}$  day of February, 2010 by Staci D. Sanders.

My Commission Expires: 6-6-2013

**OFFICIAL SEAL** DONETA S. HOPPER NOTARY PUBLIC - STATE OF NEW MEXICO My commission expires 6-6-2013



EXHIBIT



Post Office Box 960 Artesia, NM 88211-0960 Office (575) 748-1288 Fax (575) 746-9539

September 8, 2009

**CERTIFIED MAIL** 

Working Interest Owners (See attached List)

RE: <u>Snowball WI Unit Proposal</u> Snowball State Com #1 Well N/2 N/2 Sec. 36, T16S, R27E Eddy County, New Mexico

Gentlemen:

We invite you to join us in the drilling of the Snowball State Com #1 Well in the N/2N/2 of Section 36, T16S, R27E, Eddy County, New Mexico, to test the Dog Canyon Abo formation. Our AFE is attached for your review.

We propose the formation of a Working Interest Unit covering the N/2 of Section 36. An ownership schedule is attached. If you are interested in Joining, please return an approved AFE and we will forward an Operating Agreement covering the N/2 of Section 36.

If you are not interesting in joining, we will negotiate a Term Assignment or Farmout of your interest. If you have any questions you can contact me by e-mail at <u>stacis@mackenergycorp.com</u> or by calling (575) 748-1288.

Sincerely,

Mack Energy Corporation

Staci Sand

Land Department

/ss

Enclosures



Snowball WI Unit Proposal September 8, 2009 Page two ....

### WORKING INTEREST OWNERS:

7008 1140 0004 0380 7683 Peregrine Production, LLC P.O. Box 1844 Midland, TX 79702 7008 1140 0004 0380 7690 OXY USA WTP LP, et al Attn: Robbie Abraham 5 Greenway Plaza, Suite 110 Houston, TX 77046 7008 1140 0004 0380 7706 McCombs Energy, LLC 559 San Felipe, Suite 1200 Houston, TX 77056 7009 0820 0002 1408 3383 Scott E. Wilson 4601 Mirador Drive Austin, TX 78735 7009 0820 0002 1408 3390 Richard K. Barr 500 N. Loraine, Suite 1070 Midland, TX 79701 7009 0820 0002 1408 3406 Andrews Oil L.P. c/o DJA, LLC, the General Partner 2219 Westlake Dr., Suite 150 Austin, TX 78746 7009 0820 0002 1408 3413

Corkran Energy, L.P. c/o Hummingbird Investments, LLC the General Partner 2219 Westlake Dr., Suite 120 Austin, TX 78746





			27) 20 M	Snowball WI Unit	M Unit					
	5		N/2 Section 36, 116	tion 36, 1165, RZ/E, Eddy County, NM, containing 320.00 Acres	unty, NM, contail	Ing 320.00 Acres				
		V/2NW/4 = 80.00 Acres	res		E/2NW/4 = 80 Acres	cres		NE/4 = 160 Acres		Win Well
	Interest	TPF	Sp Unit Interest	Interest	TPF 2	Sp Unit Interest	Interest	TPF	Sp Unit Interest	
							0.8500000	0.5000000	0.42500000	0.42500000
1 .							0.0500000	0.50000000	0.02500000	0.02500000
1							0.0500000	0.5000000	0.02500000	0.02500000
1							0.05000000	0.5000000	D.02500000	0.02500000
				1.00000000	0.25000000	0.25000000				0.25000000
	0.4000000	0,2500000	0.1000000							0.10000000
	0.35000000	0.2500000	0.08750000							0.08750000
	0.10000000	0.25000000	0.02500000							0.02500000
4	0.1000000	0.25000000	0.02500000							0.02500000
	0.02500000	0.2500000	0.00625000							0.00625000
	0.02500000	0.25000000	0.00625000							0.00625000
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je 366-5185 Unit Thinks: -WI Ö WZ eac DA's covering both W 276/2 1 Xy - Cop Midlanc Edman -1999 - handed over operatorship Oct. 2007 - plugged well

From: Sent: To: Cc: Subject: Attachments: Ron Lanning Tuesday, December 22, 2009 8:35 AM Robbie\_Abraham@oxy.com; 'swllson353@aol.com' Staci Sanders Snowball State Com #1 Snowball T.O..pdf

Robbie and Scott:

In our letter dated September 8, 2009, we proposed a WI Unit covering the N/2 of Section 36, T165, R27E, and enclosed an AFE for the Snowball State Com #1 to be drilled as a horizontal well across the N/2N/2 to test the Dog Canyon Abo. There was some resistance to forming a WI Unit so later this week we will be sending out a new AFE along with a proposed O/A covering only the N/2N/2.

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A PDF of our Drilling Title Opinion covering all of Section 36 is enclosed for your review.

Ronald W. Lanning Land Manager Mack Energy Corporation Chase Oil Corporation Chase Farms LLC Caza Ranches LLC 575-748-13288 office 575-748-7374 fax 575-746-5516 cell rlanning@mackenergycorp.com



Post Office Box 960 Artesia, NM 88211-0960 Office (575) 748-1288 Fax (575) 746-9539

CERTIFIED MAIL

December 23, 2009

Working Interest Owners (See attached List)

RE: <u>Snowball State Com #1 Well</u> SHL: 355' FNL & 330' FEL BHL: 355' FNL & 330' FWL N/2 N/2 Sec. 36, T16S, R27E Eddy County, New Mexico

Gentlemen:

By letter dated September 8, 2009, we proposed a WI Unit covering the N/2 of Section 36, T16S, R27E, Eddy County, NM, and enclosed an AFE for the Snowball State Com #1 to be drilled as a horizontal well across the N/2N/2 to test the Dog Canyon Abo formation. There was some resistance to forming a WI Unit so enclosed you will find a new AFE along with a proposed Operating Agreement for your review. Also enclosed is a spreadsheet setting out working interest ownership in the spacing unit

If you wish to join, please return an approved AFE and an executed signature page to the O/A along with your requirements for well information. We will forward a complete set of signature pages when available. If you do not wish to join, please contact me as soon as possible to discuss a Term Assignment of your interest.

We hope to avoid the filing of an Application for Compulsory Pooling and will appreciate a timely response to this proposal.

Give me a call or contact me via email at <u>stacis@mackenergycorp.com</u> if you have any questions.

Sincerely, Mack Energy Corporation

Staci Sanders

Land Department

Snowball State Com #1 December 23, 2009 Page two....

### WORKING INTEREST OWNERS:

Peregrine Production, LLC P.O. Box 1844 Midland, TX 79702

RSC Resources, L.P. P.O. Box 1844 Midland, TX 79702

EOG Resources, Inc. P.O. Box 2267 Midland, TX 79702

OXY USA WTP LP 5 Greenway Plaza, Suite 110 Houston, TX 77046

McCombs Energy, LLC 559 San Felipe, Suite 1200 Houston, TX 77056

Scott E. Wilson 4601 Mirador Drive Austin, TX 78735

Richard K. Barr 206 Swede Circle Boerne, TX 78006

Andrews Oil L.P. 1015 Bee Cave Woods Dr., Suite 300A Austin, TX 78746

John E. McCool Box 202 Youngsville, PA 16371-0202 7009 0820 0002 1408 3512

7009 0820 0002 1408 3529

7009 0820 0002 1408 3536

7009 0820 0002 1408 3543

7009 0820 0002 1408 3550

7009 0820 0002 1408 3567

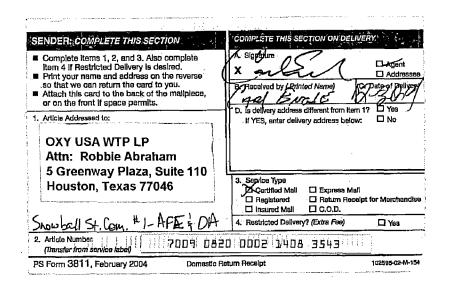
7009 0820 0002 1408 3574

7009 0820 0002 1408 3581

7009 0820 0002 1408 3598

	WI In Well		0.42500000	0.02500000 0.02500000	0.03750000	0.12500000	0.1000000	0.02500000	0.02500000	0.00625000	0.00625000	1.00000000
		Sp Unit Interest	0.42500000	0.02500000								0.5000000
	   N/2NE/4 = 80 Acres	TPF	0 5000000	0.5000000								
		interest	0.9500000	0.0500000								1.0000000
1g 160.00 Acres	ų	Sp Unit Interest			0.03750000	0.12500000						0.2500000
Com #1 Inty, NM, containt	NW/4NW/4 = 40 Acres	TPF			0.25000000	0.25000000						
Snowball State S, R27E, Eddy Cot	-2	Interest			0.15000000	0.5000000						1.00000000
Snowball State Com #1 N/2 N/2 Section 36, T45S, R27E, Eddy County, NM, containing 150.00 Acres		Sp Unit Interest					0.1000000	0.08750000	0.0750000	0.00625000	0.00625000	0.2500000
N Z/N	NE/4NW/4 = 40 Acres						0.2500000	0.25000000	0.2500000	0.2500000	0.2500000	
	Ĩ	Interest					0.4000000	0.3500000	0.1000000	0.02500000	0.02500000	1.0000000
					0					-		Totals:
	OWNER			Robert C. Chase Ventana Minerals LLC	Peregrine Production, LLC	Resources, Inc.	JSA WTP LP	mbs Energy, LLC		ws Oil, L.P.	John E. McCool	





# 1/18/2010

- called Robbie Abraham NOXY and asked him what the status is of our AFE & JDA for the Snowball State Com #1. Ite said he would check ou it & get back with me:

Staci

From:Staci SandersSent:Tuesday, January 19, 2010 1:17 PMTo:Ron LanningSubject:Re: OXY

Not yet. Staci Sanders

----- Original Message -----From: Ron Lanning To: Staci Sanders Sent: Tue Jan 19 13:16:06 2010 Subject: OXY

Robbie ever get back to you???????

Ronald W. Lanning Land Manager Mack Energy Corporation Chase Oil Corporation Chase Farms LLC Caza Ranches LLC 575-748-1288 office 575-748-7374 fax 575-746-5516 cell rlanning@mackenergycorp.com <mailto:rlanning@mackenergycorp.com>

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**Ron Lanning** 

Sent: To:

Cc:

Ron Lanning From: Thursday, January 21, 2010 8:11 AM Robbie\_Abraham@oxy.com Staci Sanders Subject: Snowball State Com #1 - N/2N/2 36-16-27

Robbie - Staci is out of town this week so I'm not sure what the status of this well proposal is with you. We are getting a lot of pressure to get this well drilled. OXY is the only party that has not approved the AFE. I just want to let you know that if we've not received a decision from you by Friday, January 29 (30 days after your receipt of the proposal), we will file an application for compulsory pooling. If you choose not to join, we are certainly interested in a Term Assignment of your interest. Your efforts to avoid the hearing process will be greatly appreciated.

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Hope all is well with you - say hi to Pat for me.

Ronald W. Lanning Land Manager Mack Energy Corporation Chase Oil Corporation Chase Farms LLC Caza Ranches LLC 575-748-1288 office 575-748-7374 fax 575-746-5516 cell rlanning@mackenergycorp.com

9:38a.m. 2/15/10 - Called and left a veice - Called and left a veice message for Robbie Abraham @ OXY to return my call regarding the Snowball State Com#1. Staci

From: Sent: To: Cc: Subject: Staci Sanders Monday, February 15, 2010 10:58 AM Robbie Abraham Ron Lanning Snowball State Com #1

### Hi Robbie,

I wanted to check on the status of our AFE and Operating Agreement covering the Snowball State Com #1 well we forwarded to you on December 23, 2009 by certified mail. The return receipt shows OXY received it on December 30, 2009. We spoke by phone on January 18, 2010 and you were going to check on the status of our paperwork. Do you know if OXY plans to participate in this well and if so when do you think we can expect the signed AFE and OA signature pages.

If OXY does not plan to participate or grant Chase Oil Corporation a Term Assignment we need to start planning for the Hearing set for March 4, 2010. Your help is greatly appreciated!!

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Thanks!

Stací Sanders **Chase Oil Corporation** P.O. Box 1767

Artesia, NM 88211-1767 (575) 746-9853 Phone (575) 748-7374 Fax <u>stacis@mackenergycorp.com</u>

Unity Messaging System - UNITY150 From: Wednesday, February 17, 2010 3:05 PM Sent: Staci Sanders To: OXY Message from 7133665185 \_\_\_ Subject: Robbie Abraham VoiceMessage Attachments: RE: Snowball State Com#1 2/17/10 . Returned Robbie's call. He had not read my e-mail on Monday 2/15/10. He read it while we were on the phone. I told him we did not want I told him we did not want to go to hearing, but unless we received some form of paperwork from him we would have to. I told Robbie we have received responses from everyone but Oxy. He said he would talk to his people and get back to me as soon as he could.

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#### MACK ENERGY CORPORATION AUTHORIZATION FOR EXPENDITURE Snowball State Com #1 10700' MD; TVD 6300'; KOP 5875'; EOC 6609' Sec. 36 'T16S, R27E SHL: 355FNL & 330FEL BHL: 355FNL & 330FWL Eddy, NM

Code	Drilling Intangible	Dry Hole Without Pipe	Completed Well	Actual Cost
502-020	Location, Roads, Pits, & Damages	\$56,500.00	\$0.00	\$56,500.00
502-100	· · · ·	\$0.00	\$0.00	\$0.00
	Daywork-38days 9000 \$/day	\$407,000.00	\$0.00	\$407,000.00
	Equipment Rentals & Tools	\$316,885.80	\$0,00	\$316,885.80
502-116		\$44,000.00	\$0.00	\$44,000.00
	Water-Drilling	\$171,000.00	\$0.00	\$171,000.00
	Mud Materials	\$79,800.00	\$0,00	\$79,800.00
	Cement-Surface and Intermediate	\$69,000.00	\$0.00	\$69,000.00
	Cement Production	\$0.00	\$0.00	\$0.00
	Fuel & Power	\$72,200.00	\$0.00	\$72,200.00
	Supplies & Misc.	\$5.000.00	\$0.00	\$5,000.00
	Testing, Coring, & Mud Logging	\$23,120.00	\$0.00	\$23,120.00
502-600		\$11,400.00	\$0.00	
	Professional Services & Supervision	\$488,400.00	\$0.00	\$488,400.00
JUA-001	Miscellaneous and Contingency	\$174,430.58	\$0.00	
	Wiscenarious and Contingency			
Code	Total Drilling Intangibles	\$1,918,736.38	\$0.00	\$1,918,736.38
	Completion Intangibles			
502-021		\$0.00	\$45,000.00	\$45,000.00
	Completion Unit	\$0.00	\$16,080.00	\$16,080.00
502-210	Fuel, Water, Power	\$0.00	\$50,800.00	
	Completion Tools And Equipment-Rental	\$0.00	\$67,358.00	
	Perforating and Logging	\$0.00	\$0.00	
	Frac and/or Acid Treatment	\$0.00	\$300,000,00	\$300,000.00
	Professional Services	\$0.00	\$8,000.00	\$8,000.00
502-700	Miscellaneous Services	\$0.00	\$5,000.00	
	Contingency	\$0.00	\$49,223.80	
<u> </u>	Tatel Completion Interreibles	\$0.00	PE 41 461 00	SE41 461 80
Code	Total Completion Intangibles		\$541,461.80	\$541,461.80
	Total Intangibles	\$1,918,736.38	\$541,461.80	\$2,460,198.18
	Drilling and Completion Tangibles			
170-105	Surface Casing 1400' 9 5/8" J55 36#	\$0.00	\$0.00	\$0.00
170-110	Intermediate Casing	\$0.00	\$0.00	\$0.00
170-115	Production Casing 6600' 7" 26 & 29# P-110	\$0.00	\$230,818.09	\$230,818.09
170-115	Production Liner 10700' 4 1/2" 11.6# P-110	\$0.00	\$114,381.31	\$114,381.31
170-120	Production Tubing 6300 2 7/8" J55 6.5#	\$0,00	\$50,839.43	\$50,839.43
170-125	Wellhead Equipment Long String	\$0.00	\$20,000.00	\$20,000.00
	Wellhead Equipment- Surface & Intermediate	\$1,600.00	\$0,00	
	Floating Equipment- Long String	\$0.00	\$8,000.00	
	Floating Equipment- Surface & Intermediate	\$2,500.00	\$0.00	
170-135		\$0.00	\$32,458.56	
	Subsurfaces Equipment	\$0.00	\$155,500.00	
	Linepipe	\$0.00	\$3,500.00	
	Tanks, Treater, Separators	\$0.00	\$175,000.00	
	Pumping Unit And Engine	\$0.00	\$100,000.00	
170-160	Other Miscellancous Equipment	\$0.00	\$5.000.00	
	Contingency	\$410.00	\$89,549.74	
	Total Tangible	\$4,510.00	\$985,047.13	\$989,557.13

## TOTAL WELL COSTS

\$1,923,246.38 \$1,526,508.93 \$3,449,755.31

Interest Owner:

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Approved By:

Prepared By: Lee Livingston

 Total Contingency:
 \$313,614.12

 Total w/o Contingency:
 \$3,136,141.19

Interest: \_\_\_\_

Date: \_

