

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF FASKEN LAND AND
MINERALS, LTD. FOR COMPULSORY
POOLING AND AN UNORTHODOX GAS WELL
LOCATION, EDDY COUNTY, NEW MEXICO.

No. 11,877

MOTION TO STAY DECISION

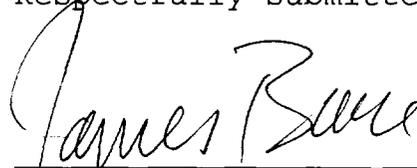
Fasken Land and Minerals, Ltd. ("Fasken") applied for an order in Case No. 11,877 pooling all mineral interests from the surface to the base of the Morrow formation underlying all of Section 12, Township 23 South, Range 24 East, N.M.P.M., Eddy County, New Mexico, and approving an unorthodox gas well location. Redstone Oil & Gas Company ("Redstone") filed a similar application to pool the same acreage (Case No. 11,927). Testimony in both cases was heard on February 5, 1998. Upon the motion of Fasken, filed after the hearing, Case No. 11,927 was dismissed. On March 10, 1998, Redstone filed a new application to pool the same acreage. This case has been set for the April 2, 1998 Examiner hearing. Because testimony has been heard in the counter-applications, little or no testimony will be necessary on April 2nd.

Based on the foregoing, Redstone requests that a decision in the Fasken case be stayed, so that both cases can be considered and decided together.

As noted above, both the Redstone and Fasken applications involve the same land. Deciding the cases one at a time is a waste of the Division's time and effort: Granting one application will result in the denial of the other. Moreover, if the cases are appealed *de novo*, they will need to be heard by the Commission at the same time.

WHEREFORE, Redstone requests that a decision in Case No. 11,877 be stayed until after Redstone's renewed pooling application is heard on April 2nd.

Respectfully submitted,



James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

Attorney for Redstone Oil & Gas
Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing application was sent via facsimile transmission this 11th day of March, 1998.

W. Thomas Kellahin
Kellahin & Kellahin
P.O. Box 2265
Santa Fe, New Mexico 87504
(505) 982-2047

Rand L. Carroll
Oil Conservation Division
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-8177



James Bruce