



**NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT**

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

October 12, 1999

Yates Petroleum Corporation
105 South Fourth Street
Artesia, New Mexico 88210

Case 12291

Attention: Robert Bullock

Re: Administrative application for an exception to Division Rule 104.C(2), revised by Division Order No. R-11231, issued by the New Mexico Oil Conservation Commission in Case No. 12119 on August 12, 1999, to re-enter and deepen the plugged and abandoned R. L. Burns Corporation Witt Well No. 1 (API No. 30-025-24559), to be redesignated the R. T. Burns "ATL" Well No. 1, to the Mississippian formation at an unorthodox gas well location 330 feet from the South and East lines (Unit P) of Section 11, Township 16 South, Range 35 East, NMPM, Undesignated North Townsend-Mississippian Gas Pool, Lea County, New Mexico.

Dear Mr. Bullock:

It appears that your application is incomplete with respect to notice, the rules for unorthodox location applications were recently changed by Division Order No. R-11231, issued by the New Mexico Oil Conservation Commission ("Commission") in Case No. 12119 on August 12, 1999, and by Division Order No. R-11205, issued by the Commission in Case No. 12177 (see copies attached). Your letters of notice attached to the application referenced the old rules.

I am therefore returning this application so that notification can be verified as being correct. Thank you.

Sincerely,

Michael E. Stogner
Chief Hearing Officer/Engineer

cc: New Mexico Oil Conservation Division - Hobbs
New Mexico State Land Office - Santa Fe
Kathy Valdes, NMOCD - Santa Fe
Mr. Randy Patterson, Yates Petroleum Corporation - Artesia
Mr. William F. Carr, Legal Counsel for Yates Petroleum Corporation - Santa Fe
Ms. Lori Wrotenbery, Director NMOCD - Santa Fe