

BEFORE THE OIL CONSERVATION COMMISSION  
OF THE STATE OF NEW MEXICO

1 IN THE MATTER OF THE APPLICATION  
2 OF JOHN P. CUSACK FOR AN ORDER  
3 GRANTING PERMISSION TO RECOVER  
4 BACK ALLOWABLES.

CASE NO. \_\_\_\_\_

5 APPLICATION

6 Comes now, John P. Cusack, an individual operating in the  
7 State of New Mexico, and in particular, Hobbs, New Mexico, and  
8 respectively shows to the Oil Conservation Commission of the  
9 State of New Mexico:

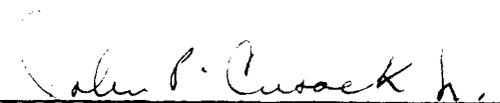
10 1. That your petitioner owns oil and gas producing property  
11 located in the Hobbs Pool, Lea County, New Mexico.

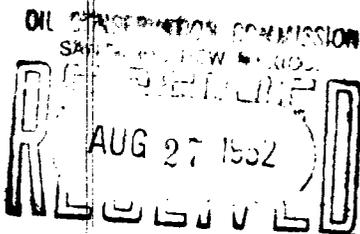
12 2. That during the month of May, through no fault of your  
13 petitioner there happened a national oil refinery strike and  
14 that because of said strike your petitioner was not allowed  
15 to run through the pipe lines the oil allocated by this com-  
16 mission to be run by him.

17 3. That at the same time and same place other oil and gas  
18 producers in the Hobbs Pool, not affected by the strike ran  
19 100% of their allowables thereby reducing and draining the  
20 reservoir of oil rightfully belonging to your petitioner and  
21 his royalty holders.

22 WHEREFORE, your petitioner respectfully requests that this  
23 commission consider means and methods by which the back al-  
24 lowables lost through the result of strike action may be made  
25 up equitably for the benefit of your applicant and other  
26 applicants similarly situated in conformity with the pro ration  
27 laws of the State of New Mexico.

28 Respectfully submitted,

29   
30 John P. Cusack  
31 Agent for John P. Cusack  
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2 OF THE STATE OF NEW MEXICO

3 IN THE MATTER OF THE APPLICATION  
4 OF JOHN P. CUSACK FOR AN ORDER  
5 GRANTING PERMISSION TO RECOVER  
6 BACK ALLOWABLES

CASE No. 404

7 AMENDED APPLICATION

8 Comes now, John P. Cusack, an individual operating in the  
9 State of New Mexico, and in particular, Hobbs, New Mexico, and  
10 respectively shows to the Oil Conservation Commission of the  
11 State of New Mexico:

12 1. That your petitioner owns oil and gas producing property  
13 located in the Hobbs Pool, Lea County, New Mexico, more specifically  
14 described as follows:

- 15 (a) The NE $\frac{1}{2}$  of Section 3 Township 19 South,  
16 Range 38 East, commonly referred to as  
17 the Byers lease.  
18 (b) The NE $\frac{1}{2}$  of Section 28 Township 18 South,  
19 Range 38 East, commonly referred to as  
20 the Moon lease, A and B.  
21 (c) The E $\frac{1}{2}$  of the SE $\frac{1}{4}$  of Section 34 Township  
22 18 South, Range 38 East, commonly referred  
23 to as the Turner B lease.

24 2. That during the month of May, through no fault of your  
25 petitioner there happened a national oil refinery strike and that  
26 because of said strike your petitioner was not allowed to run  
27 through the pipe lines the oil allocated by this commission to  
28 be run by him.

29 3. That at the same time and same place other oil and gas  
30 producers in the Hobbs Pool, not affected by the strike ran  
31 100% of their allowables thereby reducing and draining the  
32 reservoir of oil rightfully belonging to your petitioner and  
his royalty holders.

WHEREFORE, your petitioner respectfully requests that this  
commission consider means and methods by which the back allowables

1 lost through the result of strike action may be made up equitably  
2 for the benefit of your applicant and other applicants similarly  
3 situated in conformity with the pro ration laws of the State  
4 of New Mexico.

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Respectfully submitted,

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Agent for John P. Cusack

BEFORE THE OIL CONSERVATION COMMISSION  
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE APPLICATION  
OF JOHN P. CUSACK FOR AN ORDER  
GRANTING PERMISSION TO RECOVER  
BACK ALLOWABLES.

CASE NO. \_\_\_\_\_

APPLICATION

Comes now, John P. Cusack, and individual operating in the State of New Mexico, and in particular, Hobbs, New Mexico, and respectively shows to the Oil Conservation Commission of the State of New Mexico:

1. That your petitioner owns oil and gas producing property located in the Hobbs Pool, Lea County, New Mexico.
2. That during the month of May, through no fault of your petitioner there happened a national oil refinery strike and that because of said strike your petitioner was not allowed to run through the pipe lines the oil allocated by this commission to be run by him.
3. That at the same time and same place other oil and gas producers in the Hobbs Pool, not affected by the strike ran 100% of their allowables thereby reducing and draining the reservoir of oil rightfully belonging to your petitioner and his royalty holders.

WHEREFORE, your petitioner respectfully requests that this commission consider means and methods by which the back allowables lost through the result of strike action may be made up equitably for the benefit of your applicant and other applicants similarly situated in conformity with the pro ration laws of the State of New Mexico.

Respectfully submitted,

/s/ John P. Cusack, Jr.  
Agent for John P. Cusack

*J. C. White*  
ROUGH DRAFT - October 21, 1952

FINDS:

(1) That the Commission on the \_\_\_\_\_ day of April (?), 1952, issued Proration Order No. \_\_\_\_\_ allocating to the more than 200 wells in the Hobbs Pool \_\_\_\_\_ BOPD for the month of May, 1952.

(2) That a refinery (?) strike was in effect which affected market demand and certain oil purchasing and transportation companies imposed "pipe line proration"; among these were those to whose facilities the Petitioner's wells were connected, pro rata with others so connected.

(3) That the alternative proportion submitted by the Petitioner to cut back allowables for wells in the Hobbs Pool, which, during the May, 1952 refinery strike, ran 100 % of allowable for that month, was not within the call of the hearing.

(4) That the Petitioner has failed to establish upon the facts and the law that he is entitled to make up by increased allowables his under-production for May, 1952, the result of pipe line proration without adversely affecting the reservoir.

IT IS THEREFORE ORDERED:

THAT the amended petition filed herein be and the same is hereby dismissed.

*Charles:*

*will you edit and return?*

*RS*

*10/27*

NOTICE OF PUBLICATION  
STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION  
SANTA FE - NEW MEXICO

The State of New Mexico by its Oil Conservation Commission hereby gives notice pursuant to law and the rules and regulations of said Commission promulgated thereunder of the following public hearings to be held at 9 o'clock a.m. on September 16, 1952, at Mabry Hall, State Capitol, in the City of Santa Fe, New Mexico.

STATE OF NEW MEXICO TO:

All named parties and persons  
having any right, title, interest  
or claim in the following cases,  
and notice to the public.

CASE 404:

In the matter of the application of John P. Cusack for an order granting permission to recover back allowable from the Byers Lease in the NE/4 Section 3, Twp. 19 South, Rge. 36 East; the Moon ('A' and 'B') Lease, NE/4 Section 28, Twp. 18 South, Rge. 36 East; and the Turner 'B' Lease, S/2 of SE/4 Section 34, Twp. 18 South, Rge. 36 East, said leases being in the Hobbs Pool, Lea County, New Mexico, and presently being operated by Samedan Oil Corporation.

CASE 405:

In the matter of the application of Tide Water Associated Oil Company for permission to dually complete its State 'A' No. 4 Well, Eunice Pool, NE/4 NE/4 Sect. 8, Twp. 21 South, Rge. 36 East, NMPM, Lea County, New Mexico, in such manner as to permit production of oil from the Grayburg-San Andres formation and gas from the Yates-Seven Rivers gas zone.

CASE 406:

In the matter of the application of the Oil Conservation Commission upon its own motion for an order for the extension of existing pools or the creation of new pools in Eddy and Lea Counties, New Mexico, and giving notice to all persons and parties interested in the subject matter thereof to appear and show cause why such extensions and creations should not be made.

(a) Create a new oil pool to be known as the West Malaga Pool for Delaware production to include:

Twp. 24 S, Rge. 27 E, NMPM,  
Eddy County, New Mexico  
SW/4 Section 15;  
SE/4 Section 16;  
NE/4 Section 21;  
NW/4 Section 22

and such other contiguous lands as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(b) Extend the Malaga Pool to include:

Twp. 24 S, Rge. 28 E, NMPM,  
Eddy County, New Mexico  
SE/4 Section 13  
  
Twp. 24 S, Rge. 29 E, NMPM,  
Eddy County, New Mexico  
W/2 Section 18

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(c) Extend the Artesia Pool to include:

Twp. 18 S, Rge. 27 E, NMPM,  
Eddy County, New Mexico  
NE/4 Section 35;  
W/2 Section 36

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(d) Extend the Santo Nino Pool to include:

Twp. 19 S, Rge. 29 E, NMPM,  
Eddy County, New Mexico  
SE/4 Section 2;  
SW/4 Section 1

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(e) Extend the Skaggs Pool to include:

Twp. 20 S, Rge. 37 E, NMPM,  
Lea County, New Mexico  
N/2 Section 13

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(f) Extend the Saunders Pool to include:

Twp. 14 S, Rge. 33 E, NMPM,  
Lea County, New Mexico  
SW/4 Section 11;  
W/2 Section 14;  
W/2 Section 23;  
W/2 Section 26

Twp. 15 S, Rge. 33 E, NMPM,  
Lea County, New Mexico  
NE/4 Section 9

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(g) Extend the Maljamar Pool to include:

Twp. 17 S, Rge. 33 E, NMPM,  
Lea County, New Mexico  
N/2 Section 20

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(h) Extend the Teague Pool to include:

Twp. 23 S, Rge. 37 E, NMPM,  
Lea County, New Mexico  
E/2 Section 34;  
W/2 Section 35

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

- (i) Extend the Tulk-Wolfcamp Pool to include:

Twp. 15 S, Rge. 32 E, NMPM,  
Lea County, New Mexico  
All Sections 2, 3, 4 and  
E/2 Section 5

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

- (j) Extend the Eighty-Four Draw Pool to include:

Twp. 21 S, Rge. 38 E, NMPM,  
Lea County, New Mexico  
NW/4 Section 9

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

- (k) Extend the Denton Pool to include:

Twp. 14 S, Rge. 37 E, NMPM,  
Lea County, New Mexico  
W/2 Section 25;  
all Section 26;  
E/2 Section 27

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

- (l) Extend the Gladiola Pool to include:

Twp. 12 S, Rge. 38 E, NMPM,  
Lea County, New Mexico  
SW/4 Section 18;  
NW/4 Section 19

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

- (m) Extend the East Lovington-Pennsylvanian Pool to include:

Twp. 16 S, Rge. 37 E, NMPM,  
Lea County, New Mexico  
S/2 Section 20;  
all Section 29;  
N/2 Section 32

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony adduced at said hearing.

CASE 390: (Readvertised)

In the matter of the application of the Oil Conservation Commission upon its own motion for an order (a) exempting the following pools from the requirements of Rules 301 of the Oil Conservation Commission's Rules and Regulations pertaining to the filing of Form C-116, Gas-Oil Ratio Test, and from the requirements of Rule 506 (Paragraph d) pertaining to gas-oil ratio limitations:

Acme, Aid, Anderson, Artesia, Barber, Benson, Black River, Barton, Caprock, Cedar Hills, Chisum-San Andres, Dougherty, Dayton, South Drinkard, Dublin-Devonian, Empire, Forest, Fren, Garrett, Getty, Grayburg-Jackson, Grayburg-Kelly, Halfway, Henshaw, High Lanesome, Leo, Leonard, Loco Hills, Loco Hills-Jensen, Lusk, West Lusk, North Lynch, East Maljamar, McMillan, McMillan-Seven Rivers, Millman, Nadine, New Hope, Nichols, P.C.A., Pearshall, Premier, Red Lake, Robinson, Russell, Sante Mine, San Simon, Sawyer, Shugart, North Shugart, Square Lake, Teas, Turkey Track, East Turkey Track, West Turkey Track, Turkey Track-Seven Rivers, Watkins, Watkins-Grayburg, North Wilson, Young, and such other oil pools in Eddy, Lea, Chaves and Roosevelt Counties which may be included herein as supported by proper testimony and recommendations adduced at said hearing; and

(b) exempting the following pools from the requirements of Rule 506 (Paragraph d) pertaining to gas-oil ratio limitations: Baish, Cooper-Jal, South Eunice, Hardy, Lynch, Maljamar-Paddock, Penrose-Shelly, Rhodes, Wilson, West Wilson, and such other oil pools in Eddy, Lea, Chaves and Roosevelt Counties which may be included herein as supported by proper testimony and recommendations adduced at said hearing.

CASE 407:

In the matter of the application of the Oil Conservation Commission upon its own motion for an order extending Section 'G', Oil Proration and Allocation, to provide for the addition of Rule 508, Establishment of Temporary Eighty-Acre Proration Units, said proposed rule to provide as follows:

1. Temporary 80-acre proration units are hereby established for wildcat wells, as defined in Rule 104-a, completed as oil wells with a pool depth range of 10,000 feet or more, determined in accordance with Rule 505-a;
2. After the effective date of this order, no owner of a producing well completed as a wildcat with a pool depth range of 10,000 feet or more shall be required to drill more than one well to each 80 acres in order to secure his proportionate part of the production;
3. Upon the completion of five wells to the same producing formation within a radius of two miles of a wildcat well, the burden shall be on the operator to show by competent evidence that one well will efficiently and economically drain the 80 acres assigned to the well;

and such other provisions as may properly be included therein as supported by proper testimony and evidence adduced at said hearing.

GIVEN under the seal of the Oil Conservation Commission of New Mexico at Santa Fe, New Mexico, this 29th day of August, 1952.

STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION

R. R. Spurrier, Secretary

S E A L