

**BEFORE THE OIL CONSERVATION COMMISSION  
OF THE STATE OF NEW MEXICO**

**IN THE MATTER OF THE HEARING  
CALLED BY THE OIL CONSERVATION  
COMMISSION OF THE STATE OF NEW  
MEXICO FOR THE PURPOSE OF  
CONSIDERING:**

**CASE NO. 799  
Order No. R-576**

**THE APPLICATION OF THE OHIO OIL  
COMPANY FOR AN ORDER AUTHORIZING  
THE FORMATION AND ESTABLISHMENT  
OF A NON-STANDARD GAS PRORATION  
UNIT OF 320 CONTIGUOUS ACRES CONSIST-  
ING OF THE NW/4 AND THE N/2 SW/4 OF  
SECTION 5, TOWNSHIP 20 SOUTH, RANGE  
37 EAST, AND THE S/2 SW/4 OF SECTION  
32, TOWNSHIP 19 SOUTH, RANGE 37 EAST,  
NMPM, LEA COUNTY, NEW MEXICO, IN  
THE EUMONT GAS POOL, AND FOR ASSIGN-  
MENT OF THE ACREAGE IN SUCH UNIT TO  
THE OHIO OIL COMPANY'S BERTHA BARBER  
WELL NO. 11 FOR GAS PRORATION PURPOSES  
IN THE EUMONT GAS POOL.**

**ORDER OF THE COMMISSION**

**BY THE COMMISSION:**

This cause came on for hearing at 9 o'clock a. m., on December 16, 1954, at Santa Fe, New Mexico, before the Oil Conservation Commission, hereinafter referred to as the "Commission".

NOW, on this 9<sup>th</sup> day of February, 1955, the Commission, a quorum being present, having considered the records and testimony adduced, and being fully advised in the premises;

**FINDS:**

(1) That due notice of the time and place of hearing and the purpose thereof having been given as required by law, the Commission has jurisdiction of this case and the subject matter thereof.

(2) That the Commission has power and authority to permit the formation of a gas proration unit consisting of other than a legal section after notice and hearing by the Commission.

(3) That applicant, The Ohio Oil Company, is the owner of an oil and gas lease in Lea County, New Mexico, the land consisting of other than a legal section, and described as follows, to-wit:

**TOWNSHIP 20 SOUTH, RANGE 37 EAST, NMPM  
NW/4 and N/2 SW/4 of Section 5**

**TOWNSHIP 19 SOUTH, RANGE 37 EAST, NMPM**  
**S/2 SW/4 of Section 32**

containing 320 acres, more or less.

(4) That applicant, The Ohio Oil Company, has a producing gas well on the aforesaid lease, known as The Ohio Oil Company's Bertha Barber Well No. 11, located 330 feet from the west line and 990 feet from the north line of Section 5, Township 20 South, Range 37 East, said location being 330 feet from the west line and 2310 feet from the north line of the above-described contiguous acreage

(5) That the aforesaid well is located within the horizontal limits of the pool heretofore delineated and designated as the Eument Gas Pool.

(6) That the aforesaid well, completed in November 1952, is producing from within the vertical limits of the Eument Gas Pool and should be classified as a gas well producing from the Eument Gas Pool.

(7) That it is impractical to pool applicant's said lease with adjoining acreage in either of said sections, and that the owners of adjoining acreage have not offered to pool their acreage with the acreage included in the proposed proration unit.

(8) That all of the acreage in the proposed unit is reasonably presumed to be productive of gas from the Eument Gas Pool, and unless a proration unit consisting of applicant's aforesaid acreage is approved and authorized and assigned to The Ohio Oil Company's Bertha Barber Well No. 11 for the purpose of gas proration in said pool, applicant will be deprived of the opportunity to recover its just and equitable share of the natural gas in the Eument Gas Pool.

(9) That the creation of a proration unit consisting of the aforesaid acreage and the assignment of such acreage to the well identified above will not cause but will prevent waste and will protect correlative rights.

**IT IS THEREFORE ORDERED:**

(1) That the application of The Ohio Oil Company for approval of a non-standard gas proration unit consisting of the following described acreage

**TOWNSHIP 20 SOUTH, RANGE 37 EAST, NMPM**  
**NW/4 and N/2 SW/4 of Section 5**

**TOWNSHIP 19 SOUTH, RANGE 37 EAST, NMPM**  
**S/2 SW/4 of Section 32**

is hereby approved and a gas proration unit consisting of the aforesaid acreage is hereby created in the Eument Gas Pool.

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(2) That, for the purposes of gas proration in the Eument Gas Pool, the acreage included in said unit is hereby assigned to The Ohio Oil Company's Bertha Barber Well No. 11, which well is located in the NW/4 NW/4 of Section 5, Township 20 South, Range 37 East, NMPM; that said well shall be considered to be completed in the Eument Gas Pool, and that said well shall be granted an allowable from the 1st day of March, 1955, in the proportion that 320 acres bears to the acreage included in the standard or orthodox proration unit for the Eument Gas Pool, all until further order of the Commission.

DONE at Santa Fe, New Mexico, the day and year hereinabove designated.

STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION

*John F. Simms*  
JOHN F. SIMMS, Chairman

*E. S. Walker*  
E. S. WALKER, Member

*W. B. Macey*  
W. B. MACEY, Member and Secretary

