

KELLAHIN AND KELLAHIN

ATTORNEYS AT LAW

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117 NORTH GUADALUPE

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SANTA FE, NEW MEXICO 87504-2265

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W THOMAS KELLAHIN*

*NEW MEXICO BOARD OF LEGAL SPECIALIZATION
RECOGNIZED SPECIALIST IN THE AREA OF
NATURAL RESOURCES-OIL AND GAS LAW

JASON KELLAHIN (RETIRED 1991)

January 11, 1994

HAND DELIVERED

JAN 11 1994

Mr. William J. LeMay
Oil Conservation Division
310 Old Santa Fe Trail, Room 219
P. O. Box 2088
Santa Fe, New Mexico 87501

10599

Re: Application of Matador Petroleum Corporation
for Compulsory Pooling, Lea County, New Mexico

Dear Mr. LeMay:

On behalf of Matador Petroleum Corporation, please find enclosed our application for compulsory pooling which we request be set for hearing on the Examiner's docket now scheduled for February 3, 1994.

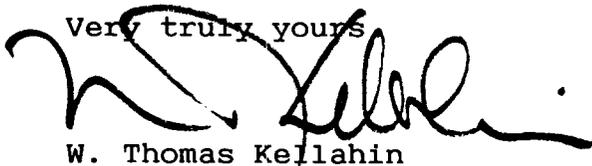
Also enclosed is our proposed notice of publication for this case.

By copy of this letter, including the application, to all affected parties, we are notifying them by certified mail-return receipt requested, that they have the right to appear at the hearing, to make a statement to the Division, to present evidence and cross-examine witnesses either in support of or in opposition to the application.

Oil Conservation Division
January 11, 1994
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Pursuant to the Division's Memorandum 2-90, all interested parties are hereby informed that if they appear in the case, then they are requested to file a Pre-Hearing Statement with the Division not later than 4:00 pm on Friday, January 28, 1994, with a copy delivered to the undersigned.

Very truly yours

A handwritten signature in black ink, appearing to read 'W. Thomas Kellahin', written over the typed name below.

W. Thomas Kellahin

Enclosure

cc: Matador Petroleum Corporation
BY CERTIFIED MAIL-RETURN RECEIPT REQUESTED
All parties listed in Paragraph 6 of the Application

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CASE _____: Application of Matador Petroleum Corporation for compulsory pooling, Lea County, New Mexico. Applicant seeks an order pooling all mineral interests from the surface to the base of the Abo formation underlying the NW/4SW/4 or in the alternative the N/2SW/4 of Section 5, T17S, R37E, NMPM, Lea County, New Mexico, forming either a standard 40-acre spacing and proration unit for any and all formations and/or pools developed on 40-acre spacing within said vertical extent, which presently includes but is not necessarily limited to the Lovington-Drinkard Pool, OR IN THE ALTERNATIVE a standard 80-acre spacing and proration unit for any and all formations and/or pools developed on 80-acre spacing within said vertical extent, which presently includes but is not necessarily limited to the West Knowles-Drinkard Pool. Said unit is to be dedicated to a well to be drilled and completed at a standard oil well location in Unit L of said Section 5. Also to be considered will be the costs of drilling and completing said well and the allocation of the costs thereof as well as actual operating costs and charges for supervision, designation of applicant as the operator of the well and a charge for risk involved in drilling said well. Said unit is located approximately 6 miles southeast from Lovington, New Mexico.

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

IN THE MATTER OF THE APPLICATION
OF MATADOR PETROLEUM CORPORATION
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.

JAN 11 1991

CASE NO. 10899

A P P L I C A T I O N

Comes now MATADOR PETROLEUM CORPORATION, by its attorneys, Kellahin & Kellahin, and in accordance with Section 70-2-17(c) (1978) applies to the New Mexico Oil Conservation Division for an order pooling all mineral interests from the surface to the base of the Abo formation underlying the NW/4SW/4 or in the alternative the N/2SW/4 of Section 5, T17S, R37E, NMPM, Lea County, New Mexico, forming either a standard 40-acre spacing and proration unit for any and all formations and/or pools developed on 40-acre spacing within said vertical extent, which presently includes but is not necessarily limited to the Lovington-Drinkard Pool, OR IN THE ALTERNATIVE a standard 80-acre spacing and proration unit for any and all formations and/or pools developed on 80-acre spacing within said vertical extent, which presently includes but is not necessarily limited to the West Knowles-Drinkard Pool. Said unit is to be dedicated to a well to be drilled and completed at a standard oil well location in Unit L of said Section 5. Also to be considered will be the costs of drilling and completing said well and the allocation of the costs thereof as well as actual operating costs and charges for supervision, designation of applicant as the operator of the well and a charge for risk involved in drilling said well.

In support of its application, Matador Petroleum Corporation ("Matador") states:

1. Matador has a working interest ownership in the oil and gas minerals underlying the N/2SW/4 of Section 5, T17S, R37E, NMPM, Lea County, New Mexico.

2. The subject tract is located southeast from and within one mile of the Lovington-Drinkard Pool which is spaced on 40-acre oil spacing and proration units.

3. The subject tracts is also located west from and within one mile of the West Knowles-Drinkard Pool which is spaced on 80-acre oil spacing and proration units.

4. If the well to be drilled on the subject tract is dedicated to the Lovington-Drinkard Oil Pool or any other pool spaced on 40-acre spacing and proration units, then Matador proposes that a standard 40-acre spacing and proration unit consisting of the NW/4SW/4 of said Section 5 be pooled and dedicated to its well to be drilled and located at a standard oil well location in Unit L of said Section 28.

5. If the well to be drilled on the subject tract is dedicated to the West Knowles-Drinkard Oil Pool or any other pool spaced on 80-acre spacing and proration units, then Matador proposes that a standard 80-acre spacing and proration unit consisting of the N/2SW/4 of said Section 5 be pooled and dedicated to its well to be drilled and located at a standard oil well location in Unit L of said Section 28.

6. All of the working interest ownership of the oil & gas minerals from the surface to the base of the Abo formation underlying the N/2SW/4 and the NW/4SW/4 of Section 5 have voluntarily agreed to the formation of this spacing unit for this well WITH THE EXCEPTION OF:

Party:

INTEREST:

Grand Production Company
1001 NE 63rd Street
Columbus Square Bldg, Suite 305
Oklahoma City, OK 73116

.00515625

Polaris 1990 Expl. & Development Ltd. c/o Polaris Energy Development Company 7030 S. Yale, Suite 800 Tulsa, OK 74136-5734	.01312500
Sundance Resources Inc. 900 Jackson Street, Suite 700 Dallas, Texas 75202	.04375000
Jones Energy 221 W. 6th Street, Suite 1550 Austin, Texas 78701	.00546875
John M. Fitz-Gerald Estate c/o Joan F. Curry P. O. Box 19398 Houston, Texas 77224	.00781250

7. Matador has proposed the subject well to all parties but, as of the date of this application, Mitchell has not be able to obtain a written voluntary agreement from the parties listed in paragraph (6) above.

8. Pursuant to Section 70-2-17(c) NMSA (1978) and in order to obtain its just and equitable share of potential production underlying this spacing unit, Matador needs an order of the Division pooling the identified and described mineral interests involved in order to protect correlative rights and prevent waste.

9. In accordance with the Division's notice requirements, a copy of this application has been sent to the interest parties listed in paragraph (6) above notifying them of this case and of the applicant's request for a hearing of this matter before the Division on the next available Examiner's docket now scheduled for February 3, 1994.

WHEREFORE, Matador, as applicant, requests that this application be set for hearing on February 3, 1994 before the Division's duly appointed examiner, and that after notice and hearing as required by law, the Division enter

its order pooling the mineral interest described in this spacing unit for the drilling of the subject well at the proposed standard oil well location upon terms and conditions which include:

- (1) Matador Petroleum Corporation be named operator;
- (2) The order make provisions for applicant and all working interest owners to participate in the costs of drilling, completing, equipping and operating the well;
- (3) In the event a working interest owner fails to elect to participate, then provision be made to recover out of production, the costs of the drilling, completing, equipping and operating the well, including a risk factor penalty of 200%;
- (4) For such other and further relief as may be proper.

RESPECTFULLY SUBMITTED:



W. THOMAS KELLAHIN
KELLAHIN & KELLAHIN
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Santa Fe, New Mexico 87501
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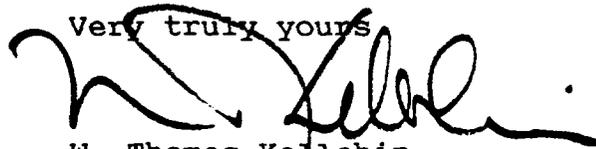
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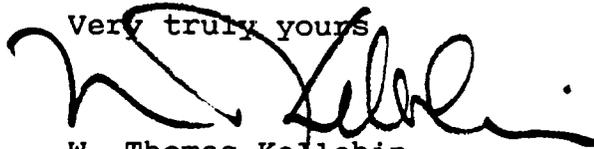
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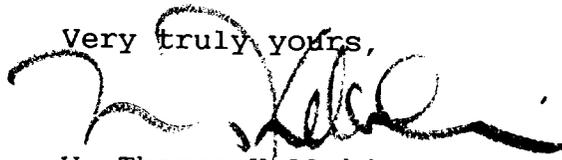
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Re: NMOCD Case 1088⁹
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Dear Mr. LeMay:

On behalf of the applicant, Matador Petroleum Corporation, we would appreciate the referenced case being continued from the February 17, 1994 docket to the March 3, 1994 docket.

Very truly yours,



W. Thomas Kellahin

cc: Joseph Wm Foran
Matador Petroleum Corporation

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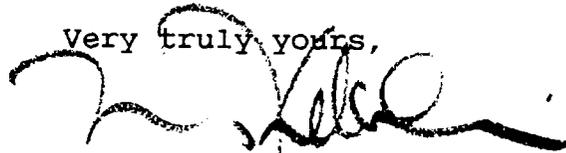
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310 Old Santa Fe Trail
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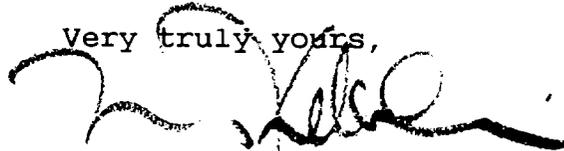
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