

LOCATION PLAT

Exhibits 1 through 5
Complete Set

DAVID H. ARRINGTON OIL & GAS, INC.

MIDLAND, TEXAS

FOSTER PROSPECT

Well #4

LEA COUNTY, NEW MEXICO

Sec. 34 T-19-S R-36-E

KEL 3/94

BEFORE THE
OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Case No. 10926 Exhibit No. 1
Submitted by: David H. Arrington Oil & Gas Inc.

Hearing Date: March 3, 1994

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

IN THE MATTER OF THE HEARING
CALLED BY THE OIL CONSERVATION
DIVISION FOR THE PURPOSE OF
CONSIDERING:

RECEIVED
NOV - 5 1993

CAMPBELL, CARR, et. al. Case No. 10795
Order No. R-10007

APPLICATION OF DAVID H. ARRINGTON OIL & GAS INC. FOR AN
UNORTHODOX GAS WELL LOCATION AND A NON-STANDARD GAS PRORATION
UNIT, LEA COUNTY, NEW MEXICO.

ORDER OF THE DIVISION

BY THE DIVISION:

This cause came on for hearing at 8:15 a.m. on September 23, 1993, at Santa Fe, New Mexico, before Examiner Michael E. Stogner.

NOW, on this 2nd day of November, 1993, the Division Director, having considered the testimony, the record, and the recommendations of the Examiner, and being fully advised in the premises,

FINDS THAT:

- (1) Due public notice having been given as required by law, the Division has jurisdiction of this cause and the subject matter thereof.
- (2) The applicant, David H. Arrington Oil & Gas Inc., seeks approval to drill its proposed Foster Well No. 3 at an unorthodox Eumont Gas well location 660 feet from the South line and 330 feet from the East line (Unit P) of Section 34, Township 19 South, Range 36 East, NMPM, Eumont Gas Pool, Lea County, New Mexico.
- (3) Applicant proposes to dedicate the S/2 S/2 of said Section 34 to the subject well forming a non-standard 160-acre gas spacing and proration unit.
- (4) According to Division records the subject non-standard 160-acre unit was originally authorized by Division Administrative Order NSP-393 on September 18, 1957 and had dedicated thereon the (Shell Oil Company) Foster Well No. 2 located at a standard gas well location 660 feet from the South line and 1650 feet from the East line (Unit O) of said Section 34, which was drilled in 1939 and completed in the Monument Pool; in 1957 said well was recomplected to the Eumont Gas Pool which caused said Order to be issued. Further investigation shows this well was reclassified from a Eumont

gas well to a Eumont oil well in 1978, therefore the acreage dedication was henceforth reduced to a 40-acre oil spacing unit comprising the SW/4 SE/4 of said Section 34. On July 31, 1981, the well reclassified from a Eumont oil well to a Eumont gas well, by Division Administrative Order NSP-1311, dated June 17, 1982, the same 160-acre non-standard gas proration unit was once again authorized to said well. On September 1, 1984 the same well reclassified once again to an oil well, its acreage dedication was automatically changed to a 40-acre oil spacing and proration unit comprising the SW/4 SE/4 of said Section 34 and in so doing the subject 160-acre unit ceased to exist at that point in time.

(5) At the time of the hearing it was requested by applicant's legal counsel to dismiss that portion of this case seeking the creation of said non-standard 160-acre unit since, at the time, it appeared the 160-acre unit was still in existence. This subsequently is found not to be the case.

(6) The applicant's request for dismissal, which was granted at the hearing, should now be withdrawn.

(7) The Eumont Gas Pool is governed under the Division's *General Rules For The Prorated Gas Pools of New Mexico/Special Rules and Regulations For The Eumont Oil and Gas Pool*, as promulgated by Division Order No. R-8170, as amended, which require wells to be located no closer than 660 feet from the outer boundary of a gas spacing and proration unit with a maximum acreage of 160 acres. A standard gas proration and spacing unit for said pool is 640 acres.

(8) The applicant presented geologic evidence which indicates that a well drilled at the proposed unorthodox location should encounter the "Queen" portion of said Pool at a higher structural position than a well drilled at another location within the unit that would be considered standard, thereby increasing the likelihood of obtaining commercial gas production; and considering the subject acreage had been previously authorized twice by administrative action; and in that no off-set operator or interested party has appeared in opposition to the requested S/2 S/2 160-acre non-standard Eumont gas spacing and proration unit or said unorthodox location request, the application as advertised should be approved.

(9) For the purposes of assigning a gas allowable in the Eumont Gas Pool, the subject non-standard proration unit should be assigned an acreage factor of 1.0.

(10) Approval of the subject application will afford the applicant the opportunity to produce its just and equitable share of the gas in the affected pool, will prevent the economic loss caused by the drilling of unnecessary wells, avoid the augmentation of risk arising from the drilling of an excessive number of wells and will otherwise prevent waste and protect correlative rights.

(11) Division Administrative Order NSP-393, dated September 18, 1957, and Division Administrative Order NSP-1311, dated June 17, 1982, should both be rescinded at this time.

IT IS THEREFORE ORDERED THAT:

(1) The application of David H. Arrington Oil & Gas Inc. for a non-standard 160-acre gas spacing and proration unit in the Eumont Gas Pool comprising the S/2 S/2 of Section 34, Township 19 South, Range 36 East, NMPM, Eumont Gas Pool, Lea County, New Mexico, is hereby established for its proposed Foster Well No. 3 to be drilled at an unorthodox gas well location 660 feet from the South line and 330 feet from the East line (Unit P) of said Section 34, which location is also approved.

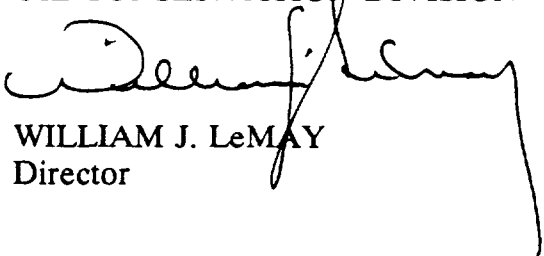
(2) Division Administrative Order NSP-393, dated September 18, 1957, and Division Administrative Order NSP-1311, dated June 17, 1982, are hereby rescinded.

(3) For the purposes of assigning a gas allowable in the Eumont Gas Pool, the subject non-standard proration unit shall be assigned an acreage factor of 1.0.

(4) Jurisdiction of this cause is hereby retained for the entry of such further orders as the Division may deem necessary.

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

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION


WILLIAM J. LeMAY
Director

S E A L

**BEFORE THE
OIL CONSERVATION DIVISION**

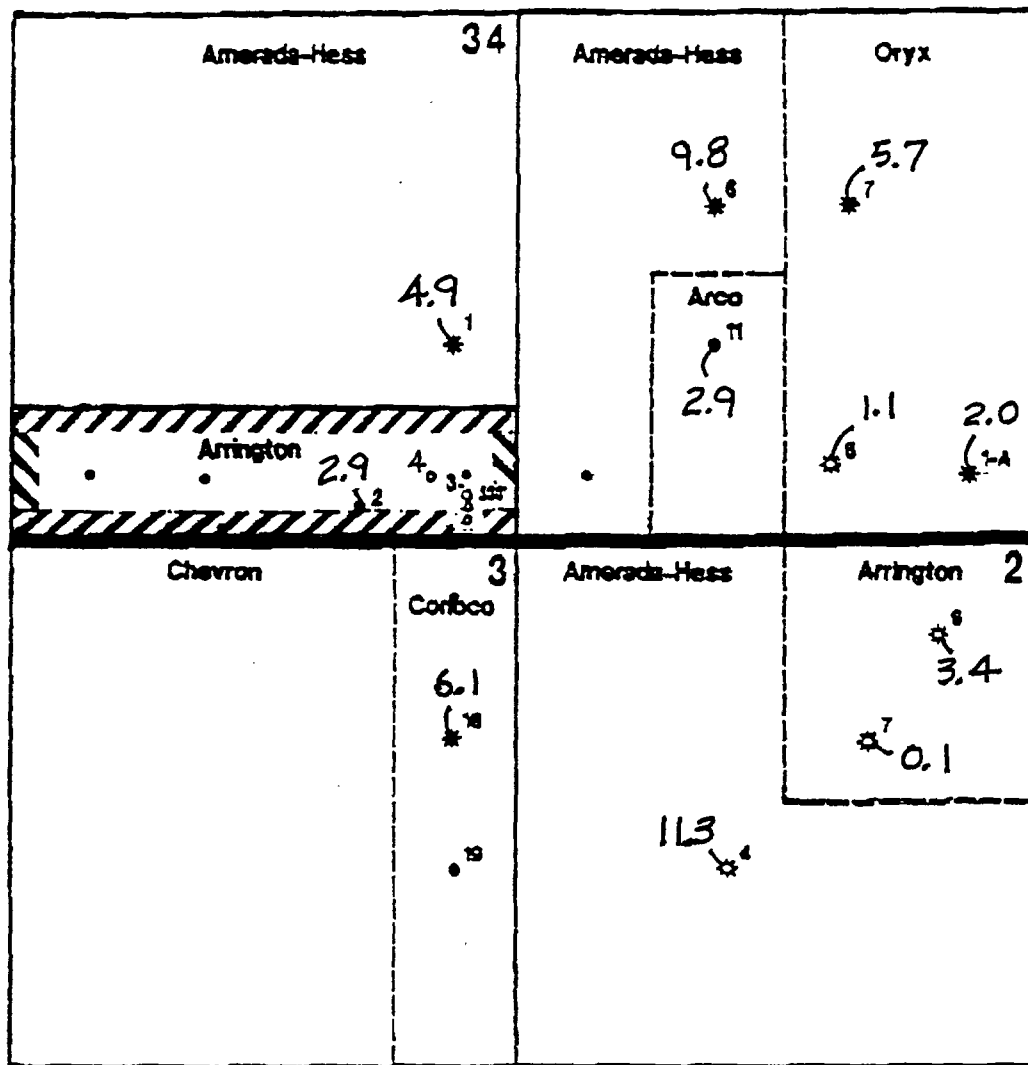
Santa Fe, New Mexico

Case No. 10926 Exhibit No. 2

Submitted by: David H. Arrington Oil & Gas Inc.

Hearing Date: March 3, 1994

Hearing Date: March 3, 1994



EUMONT (YTS-TRVRS-QN)
GAS PRODUCTION MAP
CUMULATIVE PROD. - BCF

DAVID H. ARRINGTON OIL & GAS, INC.

MOGLAND, TEXAS

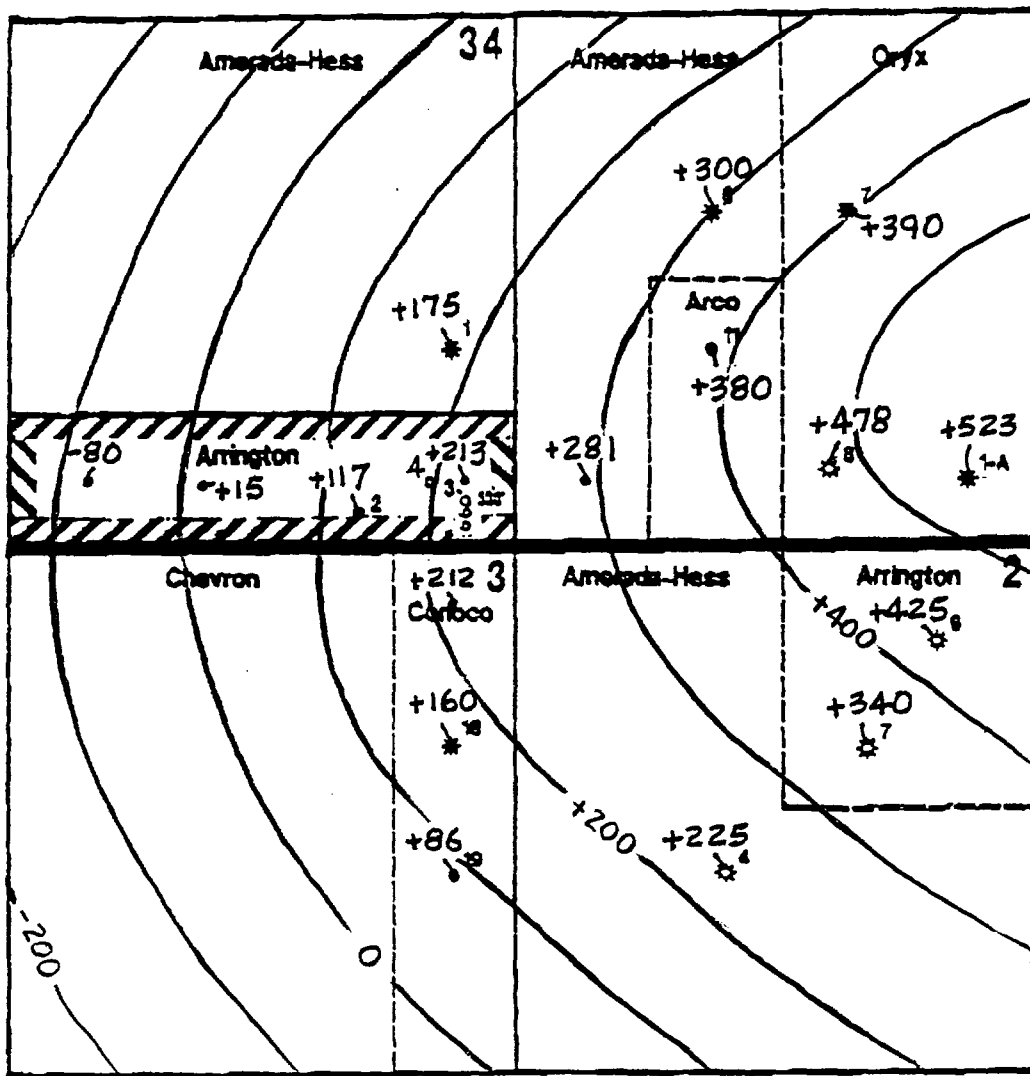
FOSTER PROSPECT

Well #4

LEA COUNTY, NEW MEXICO

Sec. 34 T-19-S R-36-E

KEL 3/94



QUEEN STRUCTURE

C.I. = 100'

DAVID H. ARRINGTON OIL & GAS, INC.

MIDLAND, TEXAS

FOSTER PROSPECT

Well #4

LEA COUNTY, NEW MEXICO

Sec. 34 T-19-S R-36-E

KEL 3/94

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

IN THE MATTER OF THE APPLICATION
OF DAVID H. ARRINGTON OIL & GAS INC.
FOR AN UNORTHODOX GAS WELL LOCATION
AND A NON-STANDARD SPACING UNIT,
LEA COUNTY, NEW MEXICO.

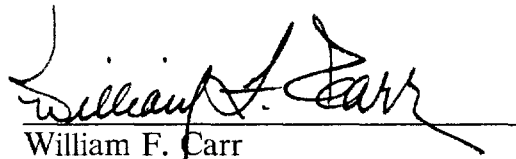
CASE NO. 10926

AFFIDAVIT OF MAILING

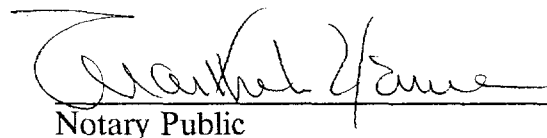
STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

WILLIAM F. CARR, attorney in fact and authorized representative of David H. Arrington Oil & Gas Inc., the Applicant herein, being first duly sworn, upon oath, states that the notice provisions of Rule 1207 of the New Mexico Oil Conservation Division have been complied with, that Applicant has caused to be conducted a good faith diligent effort to find the correct addresses of all interested persons entitled to receive notice as shown by Exhibit "A" attached hereto, and that pursuant to Rule 1207, notice has been given at the correct addresses provided by such rule.

Further Affiant sayeth naught.


William F. Carr

SUBSCRIBED AND SWORN to before me this 2nd day of March, 1994.


Notary Public

My Commission Expires:

August 19, 1995

EXHIBIT A

Chevron U.S.A. Inc.
Post Office Box 1150
Midland, TX 79702

Conoco Inc.
10 Desta Drive West
Midland, TX 79705
Attn: Jerry Hoover

ARCO Oil & Gas Company
Post Office Box 1610
Midland, TX 79701

Amerada Hess Corporation
Post Office Drawer D
Monument, New Mexico 88265

LYNX Petroleum Consultants, Inc.
Post Office Box 1979
Hobbs, New Mexico 88241

**BEFORE THE
OIL CONSERVATION DIVISION**
Santa Fe, New Mexico

Case No. 10926 Exhibit No. 5

Submitted by: David H. Arrington Oil & Gas Inc.

Hearing Date: March 3, 1994

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
WILLIAM P. SLATTERY

PATRICIA A. MATTHEWS
MICHAEL H. FELDEWERT
DAVID B. LAWRENZ
TANYA M. TRUJILLO

JACK M. CAMPBELL
OF COUNSEL

JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

February 7, 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Chevron U.S.A. Inc.
Post Office Box 1150
Midland, TX 79702

Re: Application of David H. Arrington Oil & Gas, Inc. for an Unorthodox Well
Location and a Non-Standard Spacing Unit, Lea County, New Mexico

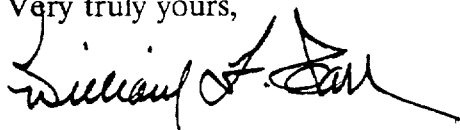
Gentlemen:

This letter is to advise you that David H. Arrington Oil & Gas, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division seeking approval of an unorthodox well location in the Eumont Gas Pool for its Foster No. 4 Well to be drilled at an unorthodox location 660 feet from the South line and 480 feet from the East line of Section 34, Township 19 South, Range 36 East, N.M.P.M., Lea County, New Mexico. A non-standard spacing unit comprised of the S/2 S/2 of Section 34 will be dedicated to this well.

This application has been set for hearing before a Division Examiner on March 3, 1994. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become party of record will preclude you from challenging the matter at a later date.

Parties appearing in cases have been requested by the Division (Memorandum 2-90) to file a Prehearing Statement substantially in the form prescribed by the Division. Prehearing statements should be filed by 4:00 o'clock p.m. on the Friday before a scheduled hearing.

Very truly yours,



WILLIAM F. CARR
ATTORNEY FOR DAVID H. ARRINGTON OIL & GAS, INC.
WFC:mlh
Enclosure

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.
Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional service(s) requested.
1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

Chevron U.S.A. Inc.
Post Office Box 1150
Midland, TX 79702

4. Article Number

0176 017 109

Type of Service:

☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☒ Return Receipt for Merchandise

Always obtain signature of addressee or agent and **DATE DELIVERED.**

8. Addressee's Address (ONLY if requested and fee paid)

5. Signature - Address

X *[Signature]*

6. Signature - Agent

X

7. Date of Delivery

2-9-94

PS Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

P 176 017 109



Chevron U.S.A. Inc.
Post Office Box 1150
Midland, TX 79702

Postage	\$
Insurance	
Registration	
Certification	
Express Mail	
Return Receipt for Merchandise	
Postmaster's Fee	2.29
Postmark or Date	
February 7, 1994	

1991 June 3800 Form 3811

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
WILLIAM P. SLATTERY

PATRICIA A. MATTHEWS
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JACK M. CAMPBELL
OF COUNSEL

JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

February 7, 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Conoco Inc.
10 Desta Drive West
Midland, TX 79705
Attn: Jerry Hoover

Re: Application of David H. Arrington Oil & Gas, Inc. for an Unorthodox Well
Location and a Non-Standard Spacing Unit, Lea County, New Mexico

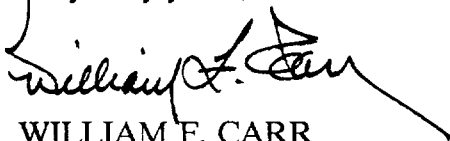
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3. Article Addressed to:		4. Article Number P176017110	
Conoco Inc. 10 Desta Drive West Midland, TX 79705 Attn: Jerry Hoover		Type of Service: <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Insured <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Return Receipt for Merchandise Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature - Address X		8. Addressee's Address (ONLY if requested and fee paid)	
6. Signature of Agent X			
7. Date of Delivery 2-9-94			

PS Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

P 176 017 110



Conoco Inc.
 10 Desta Drive West
 Midland, TX 79705
 Attn: Jerry Hoover

Postage	\$
Delivery Fee	
Subscriptions	
Registration Fee	
Postage & Fees	\$ 2.29

February 7, 1994

PS Form 3800, June 1991

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

MICHAEL B. CAMPBELL
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TELEPHONE: (505) 988-4421
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February 7, 1994

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ARCO Oil & Gas Company
Post Office Box 1610
Midland, TX 79701

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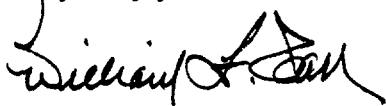
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WFC:mlh
Enclosure

Form 3800, June 1991

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

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POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

February 7, 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Amerada Hess Corporation
Post Office Drawer D
Monument, New Mexico 88265

Re: Application of David H. Arrington Oil & Gas, Inc. for an Unorthodox Well
Location and a Non-Standard Spacing Unit, Lea County, New Mexico

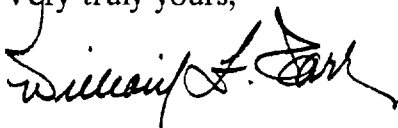
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ATTORNEY FOR DAVID H. ARRINGTON OIL & GAS, INC.
WFC:mlh
Enclosure

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 1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

Amerada Hess Corporation
 Post Office Drawer D
 Monument, New Mexico 88265

4. Article Number

P 176 017 112

Type of Service:

☒ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☒ Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

8. Addressee's Address (ONLY if requested and fee paid)

5. Signature of Addressee

D. J. Jernandez

6. Signature - Agent

7. Date of Delivery

2-10-94

PS Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

P 176 017 112



Amerada Hess Corporation
 Post Office Drawer D
 Monument, New Mexico 88265

Postage	\$
Certification	
Insurance	
Registered	
Money Order	
Post Office	
Delivery Point	
Postage & Fee	\$ 2.29
Postmark	February 7, 1994

PS Form 3800 June 1985

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
WILLIAM P. SLATTERY

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JACK M. CAMPBELL
OF COUNSEL

JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

February 7, 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

LYNX Petroleum Consultants, Inc.
Post Office Box 1979
Hobbs, New Mexico 88241

Re: Application of David H. Arrington Oil & Gas, Inc. for an Unorthodox Well
Location and a Non-Standard Spacing Unit, Lea County, New Mexico

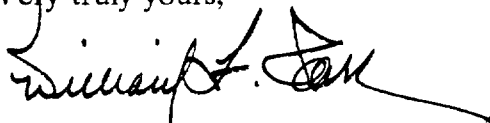
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ATTORNEY FOR DAVID H. ARRINGTON OIL & GAS, INC.
WFC:mlh
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3. Article Addressed to:

LYNX Petroleum Consultants, Inc.
 Post Office Box 1979
 Hobbs, New Mexico 88241

4. Article Number

PN6017113

Type of Service:

☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☒ Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

8. Addressee's Address (ONLY if requested and fee paid)

5. Signature - Address

X *LYNX Petroleum Consultants, Inc.*

6. Signature - Agent

X

7. Date of Delivery

2-9-94

PS Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-665 DOMESTIC RETURN RECEIPT

P 176 017 113



LYNX Petroleum Consultants, Inc.
 Post Office Box 1979
 Hobbs, New Mexico 88241

Postage	\$
Postage Due	
Postage Paid	
Postage Refund	
Postage Due (Total)	
Postage Paid (Total)	
Postage Due & Fees	\$2.29
Postmark of	<i>February 7, 1994</i>

US Form 3800, June 1991