LAW OFFICES OF

SANDERS, BRUIN, COLL & WORLEY, P.A.

JAMES L. BRUIN KENT CANADA ROBERT V. COCHRANE CHARLES H. COLL ERIC J. COLL STEVEN P. FISHER RICHARD L. KRAFT DAMON RICHARDS

MICHAEL T. WORLEY

600 UNITED BANK PLAZA 400 NORTH PENNSYLVANIA AVENUE POST DEFICE BOX 550 ROSWELL, NEW MEXICO 88202-0550

T. T. SANDERS, JR. OF COUNSEL

> TELEPHONE 505-622-5440

> TELECOPIER 505-622-5853

July 10, 1989

RECEIVED

JUL 11 1989

Oil Conservation Division NM Dept. of Energy & Minerals 310 Old Santa Fe Trail Room 206 Santa Fe, New Mexico 87504

OIL CONSERVATION DIVISION

Case 9726

In the Matter of the Application of Haylan Oil Corporation for Compulsory Pooling, Lea County, New Mexico

Gentlemen:

Enclosed please find the original and three copies of Application we have prepared on behalf of Gary Lang, Please file this Application and set the same for hearing on August 23, 1989.

I would appreciate it if you would return a file-marked copy of the Application to me for my file. I have enclosed a self-addressed, stamped envelope for your convenience in returning the same.

Should you need anything further in connection with this matter, please feel free to call me. Your assistance is greatly appreciated.

Yours very truly,

SAMBERS, BRUIN, COLL & WORLEY, P. A.

Damon Richards

1t

Enclosures

xc: Mr. Gary Lang

BEFORE THE

OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY AND MINERALS

IN THE MATTER OF THE APPLICATION OF HAYLAN OIL CORPORATION FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO

Case No. 9726

APPLICATION

COMES NOW, Haylan Oil Corporation, by and through its undersigned attorneys, Sanders, Bruin, Coll & Worley, P. A., and in support hereof, respectfully states:

1. Applicant is the Operator of the following described lands in Lea County, New Mexico:

Township 19 South, Range 38 East, N.M.P.M.

Section 25: SW/4

Containing 160 acres, more or less

and proposes to drill its Nadine Number 1 Well at an orthodox location in the NESW in said Section 25 to a depth sufficient to test all formations from the surface through the base of the Ellenberger Formation, at approximately 10,000 feet.

2. A standard 160 acre proration unit comprising the SW/4 of said Section 25 should be dedicated to such well or to such lesser portion thereof as is reasonably shown to be productive of oil and gas from any formation developed on 160 acre spacing; and a standard 40 acre proration unit comprising the NE/4SW/4 of said Section 25 should be dedicated to such well or to such lesser portion thereof as is reasonably shown to be productive of oil and gas from any formation developed on 40 acre spacing.

- 3. There are interest owners in the unit who have not agreed to pool their interest.
- 4. Applicant should be designated the Operator of the well and the proration unit.
- 5. To avoid the drilling of unnecessary wells and to protect correlative rights and to afford to the owner of each interest in said unit the opportunity to recover or receive with out unnecessary expense, his just and fair share of the oil and gas in said unit, all mineral interest, whatever they may be, should be pooled.
- 6. That any non-consenting working interest owner that does not pay his share of estimated well cost should have withheld from production his share of the reasonable well cost, plus an additional 200% thereof as a reasonable charge for the risk involved in the drilling of the well.
- 7. Applicant should be authorized to withhold from production the proportionate share of a reasonable supervision charge for drilling and producing wells attributable to each non-consenting working interest owners.
- 8. The approval of this Application will afford Applicant the opportunity to produce its just and equitable share of oil and gas, will prevent 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.

WHEREFORE, Applicant prays:

- A. That this Application be set for hearing before an Examiner and that notice of said hearing be given as required by law.
- B. That upon hearing the Division enter its order pooling all mineral interest, whatever they may be, from the surface down to the base of the Ellenberger Formation, underlying the SW/4 Section 25, Township 19 South, Range 38 East, N.M.P.M., Lea County, New Mexico, and in all formations which may be developed on 40 acre spacing underlying the NE/4SW/4 of Section 25, or such lesser portion as may be productive of oil and gas and dedicated to Applicant's well.
- C. For such other and further relief as may be just in the premises.

HAYLAN OIL COMPANY

By: Camon

SANDERS, BRUIN, COLL & WORLEY, P. A.

P. O. Box 550

Roswell, New Mexico 88201

(505) 622-5440

ATTORNEYS FOR APPLICANT

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the foregoing Application was mailed this 10th day of July, 1989 to the following:

Mr. Max W. Coll, II P. O. Box 1818 Roswell, NM 88201

Mr. Edwin L. Cox c/o Cox Oil Company 2200 Ross Avenue, Suite 3600 Dallas, TX 75201

Mr. Garland H. Lang, III Vice-President Haylan Oil Company P. O. Box 2644 Midland, TX 79702

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Pat Alston Ward General Delivery Lincoln, NM 88338

Mr. Jon E. Coll P. O. Box 1818 Roswell, NM 88201

Mr. Charles H. Coll P. O. Box 1818 Roswell, NM 88201

Damon Richards

6094

BEFORE THE

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HAYLAN OIL COMPANY

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Damon Richards, Esq. P. O. Box 550 Roswell, NM 88201

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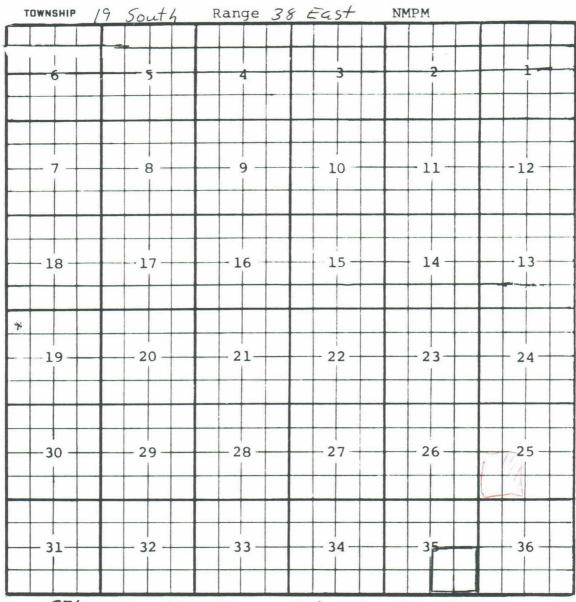
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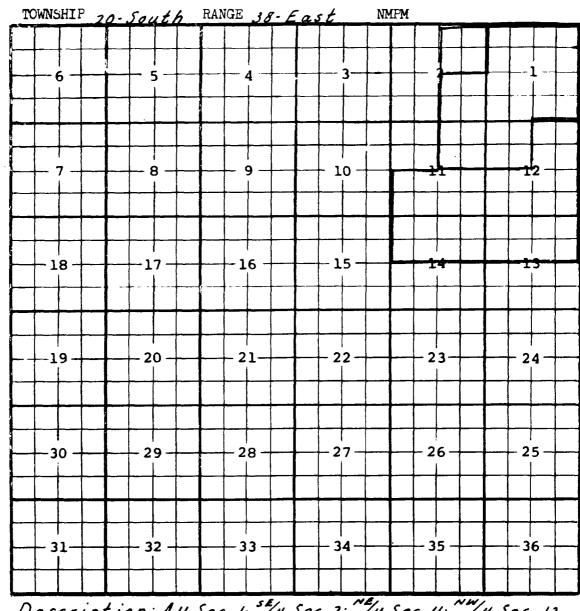
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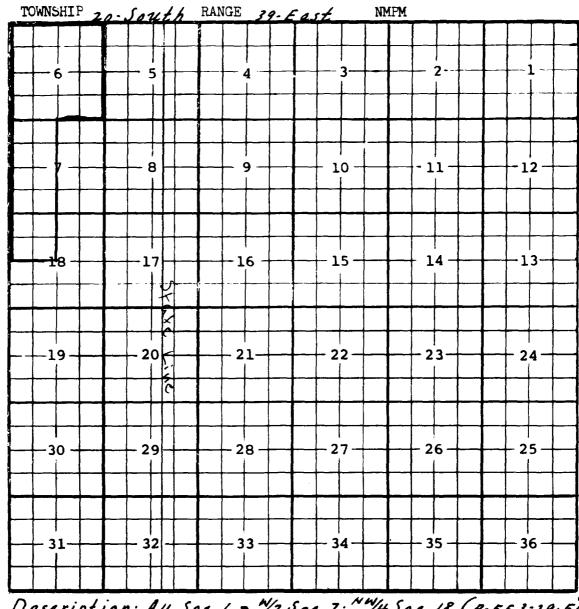
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