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August 29, 1989

HAND-DELIVERED

Case 9759
RECEIVED

William J. LeMay, Director
Oil Conservation Division
New Mexico Department of Energy,
Minerals and Natural Resources
State Land Office Building
Santa Fe, New Mexico 87503

AUG 29 1989

OIL CONSERVATION DIVISION

Re: In the Matter of the Application of Nearburg Producing
Company for an Unorthodox Gas Well Location, Eddy County,
New Mexico

Dear Mr. LeMay:

Enclosed in triplicate is the above-referenced Application of
Nearburg Producing Company. Nearburg respectfully requests that
this matter be placed on the docket for the Examiner hearings
scheduled on September 20, 1989.

Very truly yours,

W. F. Carr

WILLIAM F. CARR

WFC:mlh

Enclosures

cc w/enclosures: Mr. Mark K. Nearburg
Vice-President
Nearburg Producing Company
401 E. Illinois, Suite 300
Midland, Texas 79701

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

IN THE MATTER OF THE APPLICATION OF
NEARBURG PRODUCING COMPANY FOR AN
UNORTHODOX GAS WELL LOCATION,
EDDY COUNTY, NEW MEXICO.

RECEIVED

AUG 29 1989

CASE NO. 9759

OIL CONSERVATION DIVISION

APPLICATION

COMES NOW NEARBURG PRODUCING COMPANY, by and through its undersigned attorneys, hereby makes application to the Oil Conservation Division for approval of an unorthodox gas well location, and in support thereof states:

1. Applicant is the operator of the W/2 of Section 6, Township 19 South, Range 27 East, N.M.P.M., Eddy County, New Mexico, and proposes to drill its Howe No. 1 Well at a point 660 feet from the South and West lines of said Section 6.

2. Applicant seeks an exception to the Rules of the Oil Conservation Division to permit the drilling of the well at the above described unorthodox location to a depth to adequately test the Morrow formation, Undesignated Four Mile Draw-Morrow Gas Pool.

3. That approval of this application will afford applicant the opportunity to produce its just and equitable share of hydrocarbons underlying this spacing unit and will otherwise be in the best interest of conservation, the prevention of waste and the protection of correlative rights.

WHEREFORE, Applicant prays that this application be set for hearing before a duly appointed Examiner of the Oil Conservation Division on September 20, 1989, and that after notice and hearing as required by law, the Division enter its order granting this application and providing such other relief as is proper.

Respectfully submitted,

CAMPBELL & BLACK, P.A.

By: *W. F. Carr*
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ATTORNEYS FOR NEARBURG
PRODUCING COMPANY