

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:

CASE NO. 11394
ORDER NO. R-10527

**APPLICATION OF HARVEY E. YATES COMPANY FOR A UNIT AGREEMENT,
OTERO COUNTY, NEW MEXICO.**

ORDER OF THE DIVISION

BY THE DIVISION:

This cause came on for hearing at 8:15 a.m. on December 7, 1995, at Santa Fe, New Mexico, before Examiner Michael E. Stogner.

NOW, on this 12th day of December, 1995, the Division Director, having considered 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, Harvey E. Yates Company, seeks approval of the Bennett Ranch Unit Agreement and Area for all oil and gas in any and all formations underlying 8,856.90 acres, more or less, of Federal (8,056.20 acres or 90.96%) and State (800.70 acres or 9.04%) lands in Otero County, New Mexico, as further described in Exhibit "A" attached hereto and made a part hereof.

(3) No interested party appeared and objected to the proposed unit.

(4) All plans of development and operation, and creations, expansions or contractions of participating areas, or expansions or contractions of the unit area should be submitted to the Director of the Division for approval.

(5) Approval of the proposed unit agreement should promote the prevention of waste and protection of correlative rights within the unit area.

IT IS THEREFORE ORDERED THAT:

(1) The Bennett Ranch Unit Agreement, executed by Harvey E. Yates Company, is hereby approved for all oil and gas in any and all formations underlying 8,856.90 acres, more or less, of Federal (8,056.20 acres or 90.96%) and State (800.70 acres or 9.04%) lands in Otero County, New Mexico, as further described in Exhibit "A" attached hereto and made a part hereof.

(2) The plan contained in said unit agreement for the development and operation of the unit area is hereby approved in principle as a proper conservation measure; provided however, notwithstanding any of the provisions contained in said unit agreement, this approval shall not be considered as waiving or relinquishing, in any manner, any right, duty or obligation which is now, or may hereafter be, vested in the Division to supervise and control operations for the unit and production of oil and gas therefrom.

(3) The unit operator shall file with the Division an executed original or executed counterpart of the unit agreement within 30 days after the effective date thereof; in the event of subsequent joinder by any other party or expansion or contraction of the unit area, the unit operator shall file with the Division, within 30 days thereafter, counterparts of the unit agreement reflecting the subscription of those interests having joined or ratified.

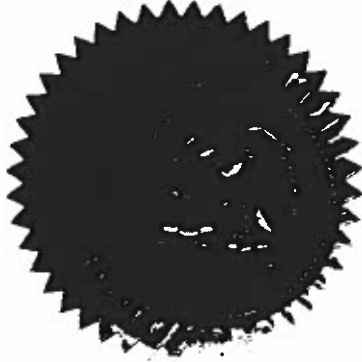
(4) All plans of development and operation, all unit participating areas and expansions or contractions of the unit area, shall be submitted to the Director of the Oil Conservation Division for approval.

(5) This order shall become effective upon the approval of said unit agreement by the appropriate agency of the United States Department of Interior and the Commissioner of Public Lands for the State of New Mexico; this order shall terminate ipso facto upon the termination of said unit agreement; and the last unit operator shall notify the Division immediately in writing of such termination.

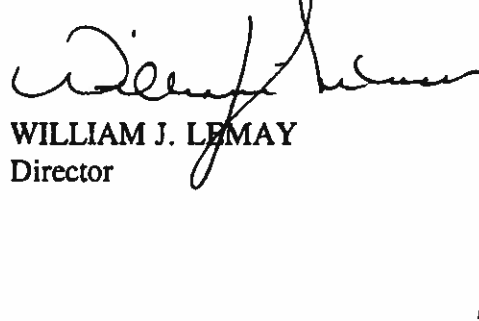
(6) Jurisdiction of this cause is retained for the entry of such further orders as the Division may deem necessary.

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



STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

A handwritten signature in dark ink, appearing to read "William J. Lemay". The signature is fluid and cursive, with a long, sweeping tail that extends downwards and to the right.

WILLIAM J. LEMAY
Director

EXHIBIT "A"
CASE NO. 11394
ORDER NO. R-10527
BENNETT RANCH UNIT AGREEMENT
OTERO COUNTY, NEW MEXICO

TOWNSHIP 26 SOUTH, RANGE 12 EAST, NMPM

Section 1:	SW/ SW/4
Section 2:	S/2 NW/4, SW/4, W/2 SE/4, and SE/4
Section 3:	E/2 and E/2 W/2
Sections 10 and 11:	All
Section 12:	W/2 NE/4, SE/4 NE/4, W/2, and SE/4
Sections 13 and 14:	All
Section 15:	N/2, E/2 SW/4, and SE/4
Section 22:	E/2 and E/2 NW/4
Sections 23 through 25:	All
Section 26:	N/2, E/2 SW/4, and SE/4
Section 27:	NE/4 NE/4
Irregular Section 35:	Lots 3 and 4 and N/2 NE/4
Irregular Section 36:	All

TOWNSHIP 26 SOUTH, RANGE 13 EAST, NMPM

Irregular Section 18:	Lots 2, 3, and 4
Irregular Section 19:	Lots 1 through 4, SW/4 NE/4, and W/2 SE/4
Irregular Section 30:	Lots 1 through 4, W/2 NE/4, SE/4 NE/4, and SE/4
Irregular Section 31:	All.