

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. 11373  
ORDER NO. R-10457*

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

ORDER OF THE DIVISION

BY THE DIVISION:

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

NOW, on this 8th day of September, 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 its Flint Unit Agreement and Area for all oil and gas in any and all formations in an area underlying 8,446.58 acres, more or less, of State lands in Lea 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 Flint Unit Agreement, executed by Harvey E. Yates Company is hereby approved for all oil and gas in any and all formations in an area underlying 8,446.58 acres, more or less, of State lands in Lea 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.

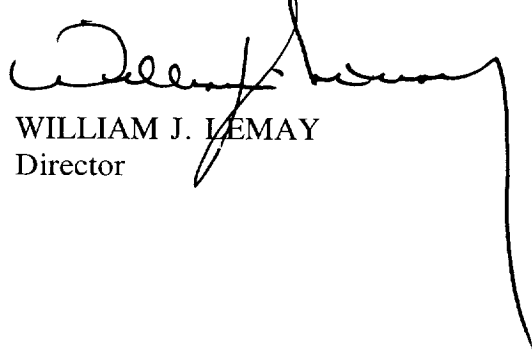
(4) All plans of development and operation, all unit participating areas and expansions or contractions of the unit area, shall be submitted to the Director of the Oil Conservation Division for approval.

(5) This order shall become effective upon the approval of said unit agreement by the 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.

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

STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION

A handwritten signature in black ink, appearing to read 'William J. Lemay', with a long, sweeping vertical line extending downwards from the end of the signature.

WILLIAM J. LEMAY  
Director

S E A L

EXHIBIT "A"  
CASE NO. 11373  
ORDER NO. R-10457  
FLINT UNIT AGREEMENT  
LEA COUNTY, NEW MEXICO

**TOWNSHIP 17 SOUTH, RANGE 36 EAST, NMPM**

Section 28: All  
Section 31: Lots 3 and 4, E/2 SW/4, and SE/4  
Sections 32 and 33: All

**TOWNSHIP 18 SOUTH, RANGE 35 EAST, NMPM**

Section 1: Lots 1 and 2, S/2 NE/4, and S/2

**TOWNSHIP 18 SOUTH, RANGE 36 EAST, NMPM**

Sections 4 through 9: All  
Sections 16 through 18: All.