

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. 9653
Order No. R-8933

APPLICATION OF YATES PETROLEUM
CORPORATION FOR A UNIT AGREEMENT,
CHAVES COUNTY, NEW MEXICO.

ORDER OF THE DIVISION

BY THE DIVISION:

This cause came on for hearing at 8:15 a.m. on April 26 and May 10, 1989, at Santa Fe, New Mexico, before Examiners David R. Catanach and Michael E. Stogner, respectively.

NOW, on this 16th day of May, 1989, 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, Yates Petroleum Corporation, seeks approval of the Middle Creek State Unit Agreement for all oil and gas in any and all formations underlying 15,680.73 acres, more or less, of State and Fee lands in Chaves 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 agreement.

(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.

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

IT IS THEREFORE ORDERED THAT:

(1) The Middle Creek State Unit Agreement is hereby approved for all oil and gas in any and all formations underlying 15,680.73 acres, more or less, of State and Fee lands in Chaves 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, that 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 exploration and development of any lands committed to the unit and production of oil or 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 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 and contractions thereof, and all 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; the last unit operator shall notify the Division immediately in writing of such termination.

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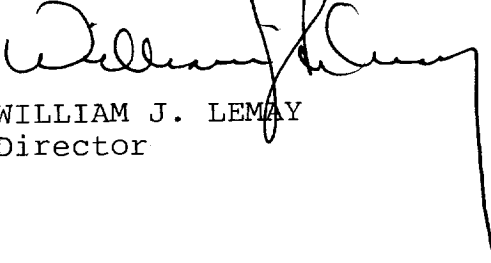
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(6) Jurisdiction of this cause is retained for the entry of such further orders as the Division may deem necessary.

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

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

A handwritten signature in dark ink, appearing to read 'William J. Lemay', is written over the typed name. The signature is fluid and cursive, with a long vertical stroke extending downwards from the end of the name.

WILLIAM J. LEMAY
Director

S E A L

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EXHIBIT "A"
CASE NO. 9653
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MIDDLE CREEK STATE UNIT AREA
CHAVES COUNTY, NEW MEXICO

TOWNSHIP 8 SOUTH, RANGE 23 EAST, NMPM

Section 25: SE/4 SW/4 and S/2 SE/4

Section 26: S/2

Section 27: S/2

Section 28: All

Sections 32 through 36: All

TOWNSHIP 9 SOUTH, RANGE 23 EAST, NMPM

Sections 1 through 4: All

Section 9: All

Section 10: NW/4 and SE/4

Section 13: N/2, NE/4 SW/4, S/2 SW/4,
N/2 SE/4, and SW/4 SE/4

Sections 14 through 17: All

Sections 20 through 22: All

Section 23: S/2, NE/4, N/2 NW/4, and
SE/4 NW/4

Section 24: All

Sections 26 and 27: All

containing 15,680.73 acres, more or less, of State and Fee
lands.