

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

*CASE NO. 9998 REOPENED
ORDER NO. R-9093-C-1*

APPLICATION OF YATES ENERGY CORPORATION
TO AMEND DIVISION ORDER NO. R-9093, AS
AMENDED, EDDY COUNTY NEW MEXICO

NUNC PRO TUNC ORDER

BY THE DIVISION:

It appearing to the Division that Order No. R-9093-C dated November 29, 1990, does not correctly state the intended order of the Division,

IT IS THEREFORE ORDERED THAT:

(1) Decretory Paragraph No. (4) on Page 6 of said Order No. R-9093-C be and the same is hereby amended to read in its entirety as follows:

"(4) The operator is hereby authorized to withhold the following costs and charge from production.

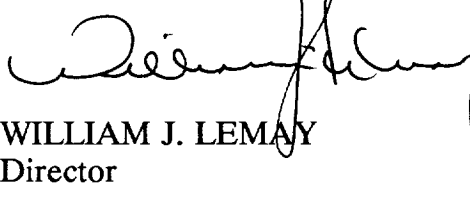
- (A) The pro rata share of reasonable well costs allocated to the San Andres formation pursuant to this order attributable to each non-consenting working interest owner in said formation who has not paid its share of actual well costs within 30 days from the date the schedule of actual well costs is furnished to it; and,
- (B) As a charge for the risk involved in the drilling of the well, 150 percent of the pro rata share of reasonable costs attributable to each non-consenting working interest owner who has not paid his share of estimated well costs within 30 days from the date the schedule of estimated well costs is furnished to him."

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(2) The corrections set forth in this order be entered nunc pro tunc as of November 29, 1990.

DONE at Santa Fe, New Mexico, on this 14th day of December, 1990.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

A handwritten signature in black ink, appearing to read 'William J. Lemay', written over the printed name and title.

WILLIAM J. LEMAY
Director

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