

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

**APPLICATION OF KAISER-FRANCIS OIL
COMPANY FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

Case No. _____

APPLICATION

Kaiser-Francis Oil Company applies for an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a horizontal spacing unit comprised of the S/2N/2 of Section 24, Township 23 South, Range 28 East, N.M.P.M. and Lot 2, SE/4NW/4, and N/2NE/4 (the S/2N/2) of Section 19, Township 23 South, Range 29 East, N.M.P.M., and in support thereof, states:

1. Applicant is an interest owner in the S/2N/2 of Section 24 and the S/2N/2 of Section 19, and has the right to drill a well or wells thereon.
2. Applicant proposes to drill the Mosaic Fed. 2419 1BS Well No. 2H and the Mosaic Fed. 2419 2BS Well No. 2H, and to dedicate the S/2N/2 of Section 24 and the S/2N/2 of Section 19 to the wells. The wells have first take points in the SW/4NW/4 of Section 24 and last take points in the SE/4NE/4 of Section 19.
3. Applicant has in good faith sought to obtain the voluntary joinder of all other mineral interest owners in the Bone Spring formation underlying the S/2N/2 of Section 24 and the S/2N/2 of Section 19 for the purposes set forth herein.
4. Although applicant attempted to obtain voluntary agreements from all mineral interest owners to participate in the drilling of the wells or to otherwise commit their interests to the wells, certain interest owners have failed or refused to join in dedicating their interests. Therefore, applicant seeks an order pooling all uncommitted mineral interest owners in the Bone

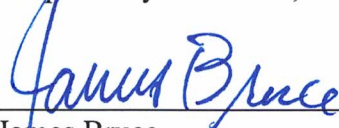
Spring formation in the S/2N/2 of Section 24 and the S/2N/2 of Section 19, pursuant to NMSA 1978 §70-2-17.

5. The pooling of all mineral interest owners in the Bone Spring formation underlying the S/2N/2 of Section 24 and the S/2N/2 of Section 19 will prevent the drilling of unnecessary wells, prevent waste, and protect correlative rights.

WHEREFORE, applicant requests that, after notice and hearing, the Division enter its order:

- A. Pooling all uncommitted mineral interest owners in the Bone Spring formation underlying the S/2N/2 of Section 24 and the S/2N/2 of Section 19;
- B. Designating applicant as operator of the wells;
- C. Considering the cost of drilling and completing the wells, and allocating the cost thereof among the wells' working interest owners;
- D. Approving actual operating charges and costs charged for supervision, together with a provision adjusting the rates pursuant to the COPAS accounting procedure; and
- E. Setting a 200% charge for the risk involved in drilling, completing, and equipping the wells in the event a working interest owner elects not to participate in the wells.

Respectfully submitted,



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