

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

**APPLICATION OF MEWBOURNE OIL COMPANY
TO RE-OPEN CASE NO. 22841 FOR COMPULSORY
POOLING, EDDY COUNTY, NEW MEXICO.**

Case No. _____

APPLICATION

Mewbourne Oil Company applies to re-open Case No. 22841 for an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a horizontal spacing unit comprised of the N/2N/2 of Section 25 and the N/2NE/4 of Section 26, Township 18 South, Range 31 East, N.M.P.M., Eddy County, New Mexico, and in support thereof, states:

1. Applicant is an interest owner in the N/2N/2 of Section 25 and the N/2NE/4 of Section 26, and has the right to drill a well or wells thereon.
2. Applicant proposes to drill the Deep Ellum 25/26 Fed. Com. Well No. 511H (f/k/a the Deep Ellum 25/26 B2AB Fed. Com. Well No. 1H) and the Deep Ellum 25/26 Fed. Com. Well No. 611H to depths sufficient to test the Bone Spring formation, and to dedicate the N/2N/2 of Section 25 and the N/2NE/4 of Section 26 to the wells. The wells have first take points in the NE/4NE/4 of Section 25 and last take points in the NW/4NE/4 of Section 26.
3. Applicant has in good faith sought to obtain the voluntary joinder of all other mineral interest owners in the N/2N/2 of Section 25 and the N/2NE/4 of Section 26 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

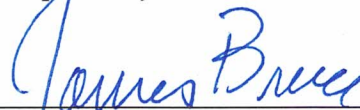
Spring formation underlying N/2N/2 of Section 25 and the N/2NE/4 of Section 26, pursuant to NMSA 1978 §70-2-17.

5. The pooling of all uncommitted mineral interest owners in the Bone Spring formation underlying the N/2N/2 of Section 25 and the N/2NE/4 of Section 26 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. Re-opening Case No. 22841 and pooling all uncommitted mineral interest owners in the Bone Spring formation underlying the N/2N/2 of Section 25 and the N/2NE/4 of Section 26;
- B. Designating applicant as operator of the wells;
- C. Considering the cost of drilling, completing, testing, and equipping the wells, and allocating the cost 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, testing, and equipping the wells in the event a working interest owner elects not to participate in the wells.

Respectfully submitted,



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