

Received 2-3-95  
Sundown date 2-23-95

# HINKLE, COX, EATON, COFFIELD & HENSLEY

ATTORNEYS AT LAW

218 MONTEZUMA POST OFFICE BOX 2068  
SANTA FE, NEW MEXICO 87504-2068  
(505) 982-4554 FAX (505) 982-8623

LEWIS C. COX, JR. (1924-1993)  
CLARENCE E. HINKLE (1901-1985)

OF COUNSEL  
O. M. CALHOUN\* JOE W. WOOD  
RICHARD L. CAZZELL\* RAY W. RICHARDS\*  
L. A. WHITE\*\*

AUSTIN AFFILIATION  
HOFFMAN & STEPHENS, P.C.  
KENNETH R. HOFFMAN\*  
TOM D. STEPHENS\*  
RONALD C. SCHULTZ, JR.\*

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AMY C. WRIGHT\*

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\*FORMERLY COMPRISING THE FIRM OF  
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THOMAS E. HOOD\*\*  
REBECCA NICHOLS JOHNSON

February 3, 1995

VIA HAND DELIVERY

Michael E. Stogner  
Oil Conservation Division  
2040 So. Pacheco Street  
Santa Fe, New Mexico 87501

Dear Mr. Stogner:

Pursuant to Division Rule 104(F)(1) and Division Memorandum 1-90, Devon Energy Corporation (Nevada) hereby applies for administrative approval of an unorthodox oil well location for the following well:

Todd "13N" Fed. Well No. 14; 330 feet FSL and 2500 feet FWL (Unit N) of Section 13, Township 23 South, Range 31 East, N.M.P.M., Eddy County, New Mexico; Ingle Wells-Delaware Pool. (A Form C-102 for the well is attached as Exhibit A.)

The Ingle Wells-Delaware Pool is subject to statewide spacing rules, with 40-acre spacing and wells to be located no closer than 330 feet to the boundary of the well unit.

Exhibit B is a land/topographic plat indicating offset leasehold ownership. The information on the plat is current and correct. Devon is the operator of Section 13 and the E $\frac{1}{2}$  of Section 24, and thus offsets the proposed well to the West, North, East, and Southeast. Pogo Producing Company is the operator to the South, in the W $\frac{1}{2}$  of Section 24. Notice of the proposed well location was given to Pogo Producing Company by letter dated February 2, 1995, a copy of which is attached as Exhibit C.

The unorthodox location is due to potash reasons. Referring to Exhibit B, the area West and South of the yellow-highlighted line is the potash enclave. A proposed well location inside the enclave on Unit N of Section 13, designated the 13N-2 Well and circled in red, was denied by the Bureau of Land Management. The

POST OFFICE BOX 10  
ROSWELL, NEW MEXICO 88202  
(505) 622-6510  
FAX (505) 623-9332

POST OFFICE BOX 3580  
MIDLAND, TEXAS 79702  
(915) 683-4691  
FAX (915) 683-6518

POST OFFICE BOX 9238  
AMARILLO, TEXAS 79105  
(806) 372-5569  
FAX (806) 372-9761

POST OFFICE BOX 2043  
ALBUQUERQUE, NEW MEXICO 87103  
(505) 768-1500  
FAX (505) 768-1529

401 W. 15TH STREET, SUITE 800  
AUSTIN, TEXAS 78701  
(512) 476-7137  
FAX (512) 476-5431

Michael E. Stogner  
February 3, 1995  
Page 2

location for the proposed 13N-14 Well, highlighted in orange, is necessary to remain outside the potash enclave. (Every location outside the potash enclave will be unorthodox in an east-west direction.)

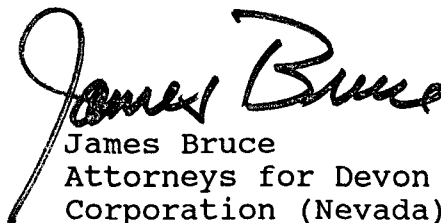
Directional drilling to reach a standard bottom-hole location would increase the cost of the well by approximately \$50,000, and lead to substantially higher operating costs. Other operators who have drilled directional wells in the Delaware have experienced substantial cost overruns and operational difficulties. As a result, the applicant does not desire to directionally drill the well.

Based on these factors, Devon Energy Corporation (Nevada) requests approval of the proposed location.

This application is submitted in triplicate. Your attention to this matter is appreciated. Thank you.

Very truly yours,

HINKLE, COX, EATON, COFFIELD  
& HENSLEY

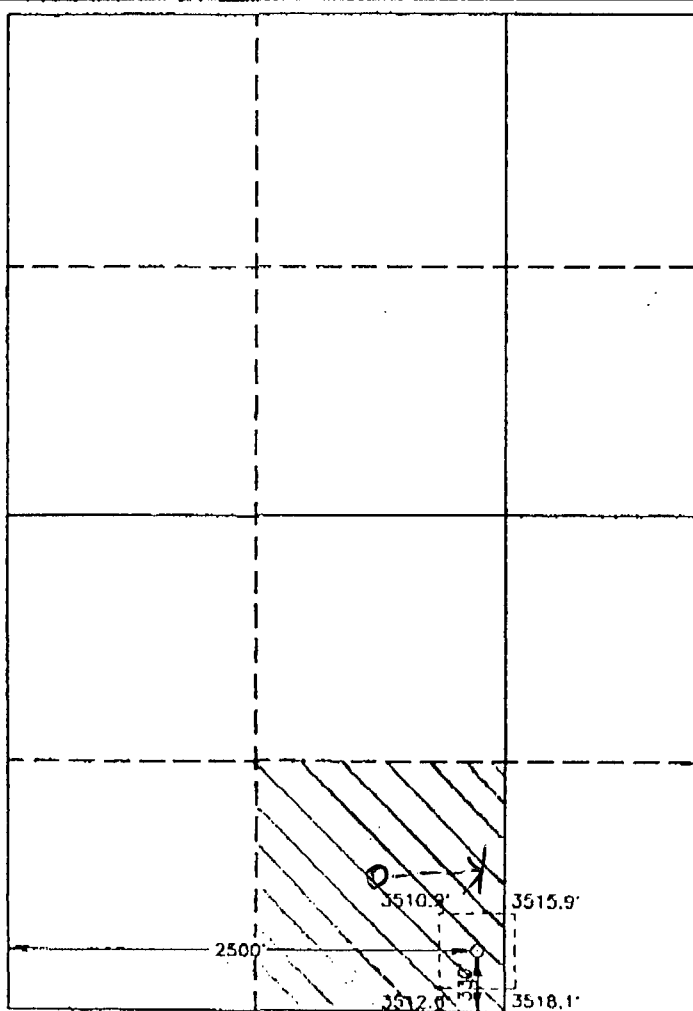


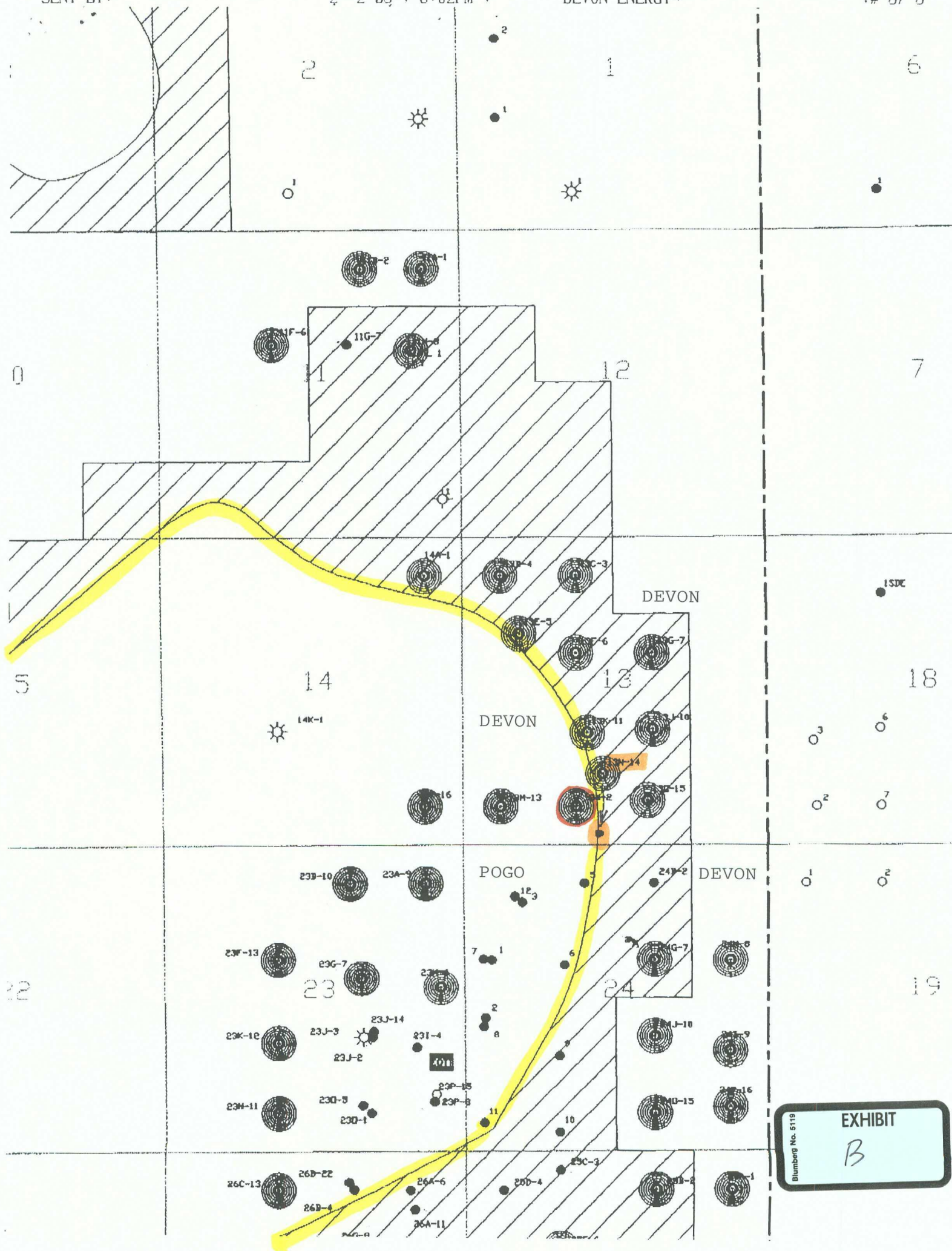
James Bruce  
Attorneys for Devon Energy  
Corporation (Nevada)

Enclosures  
cc: Ken Gray (w/encl.)

devon2.1tr

☐ AMENDED REPORT

	<div data-bbox="779 1864 1058 2008">Blumberg No. 5119 <b>EXHIBIT</b> A</div>	<b>OPERATOR CERTIFICATION</b> <p>I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief.</p> <p><i>Charles W. Horsman</i> Signature</p> <p>Charles W. Horsman Printed Name</p> <p>District Engineer Title</p> <p>January 27, 1995 Date</p>
		<b>SURVEYOR CERTIFICATION</b> <p>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</p> <p><i>Ronald J. Eidson</i> Signature &amp; Seal of Professional Surveyor</p> <p>January 13, 1995 Date Surveyed</p> <p>W.B. Num. 94-11-0056 Certificate No.</p> <p>JOHN W. WEST, 676 RONALD J. EIDSON, 3230</p>



Blumberg No. 5119

EXHIBIT

B



ENERGY CORPORATION

20 North Broadway, Suite 1500  
Oklahoma City, Oklahoma 73102-8260Telephone: 405/235-3611  
FAX 405/552-4550

February 2, 1995

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**Pogo Producing Company  
500 W. Illinois, Suite 600  
Midland, Texas 79701

Attention: Scott McDaniel

Re: Todd "13N" Federal #14  
2,500' FWL and 330' FSL  
Section 13-T23S-R31E  
Eddy County, New Mexico

Gentlemen:

Devon Energy Corporation (Nevada), as Operator, shall apply to the New Mexico Oil Conservation Division for administrative approval for the referenced unorthodox well location for the drilling of an approximate 8,400' Delaware test well.

Devon's original APD located 1,980' FWL and 660' FSL was denied by the BLM for potash reasons. Our records reflect that Pogo Producing Company is the only offset operator in the Ingle Well Delaware Field subject to this application. In that regard, Devon respectfully requests that Pogo grant a waiver to the proposed unorthodox location by signing and returning one copy of this letter to the undersigned as soon as possible.

Yours very truly,

DEVON ENERGY CORPORATION (NEVADA)

Ken Gray  
District LandmanKG:da  
Enclosure  
pogo.lt

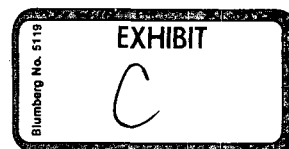
Agreed to and Accepted this \_\_\_\_\_ day of February, 1995.

Pogo Producing Company

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_



State of New Mexico  
**ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT**  
Santa Fe, New Mexico 87505



**OIL CONSERVATION DIVISION**



February 7, 1995

**Devon Energy Corporation (Nevada)**  
**Hinkle, Cox, Eaton, Coffield & Hensley**  
**Attn: James Bruce**  
**P. O. Box 2068**  
**Santa Fe, New Mexico 87504-2068**

**RE:   Administrative Application of Devon Energy Corporation (Nevada)**  
**Todd "13" Federal Well No. 14; 330' FSL - 2500' FWL (Unit N) of**  
**Section 13, Township 23 South, Range 31 East, NMPM, Eddy County,**  
**New Mexico.**

Dear Mr. Bruce:

Per your letter dated February 3, 1995, being the subject application, it mentioned that the original location for the subject well was "denied by the Bureau of Land Management". Also, noted in Devon's letter of February 2, 1995 to Pogo Producing Company whereby it states, "Devon's original APD located 1,980' FWL and 660' FSL was denied by the BLM for potash reasons". Please supplement this application with a copy of the original APD and the "denial" by the BLM of this location.

Thank you, your cooperation is most appreciative and should you have any questions or comments concerning this matter, please contact me in Santa Fe at (505) 827-8185.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael E. Stogner".

Michael E. Stogner  
Chief Hearing Officer/Engineer

MES/kv

cc:   Oil Conservation Division - Artesia  
      U. S. Bureau of Land Management - Carlsbad  
      Devon Energy Corporation (Ken Gray) - Oklahoma City

**VILLAGRA BUILDING - 408 Gallisteo**

Forestry and Resources Conservation Division  
P.O. Box 1948 87504-1948  
827-5830

Park and Recreation Division  
P.O. Box 1147 87504-1147  
827-7465

**2040 South Pacheco**

Office of the Secretary  
827-5950

Administrative Services  
827-5925

Energy Conservation & Management  
827-5900

Mining and Minerals  
827-5970

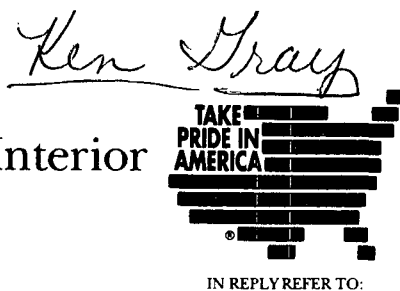
Oil Conservation  
827-7131



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

New Mexico State Office  
1474 Rodeo Rd.  
P.O. Box 27115  
Santa Fe, New Mexico 87502-7115



IN REPLY REFER TO:

3160(067)  
NM-0404441

CERTIFIED--RETURN RECEIPT REQUESTED  
P 864 875 401

MAR 31 1993

Devon Energy Corporation (Nevada)  
Attention: Charles W. Horsman  
20 North Broadway Suite 1500  
Oklahoma City, OK 73102-8260

RE: Todd "13N" Federal Well No. 2  
NM-0404441  
660' FSL & 1980' FWL, Sec. 13, T23S, R31E  
Eddy County, New Mexico

Dear Mr. Horsman:


On December 21, 1992, this office received an Application for Permit to Drill (APD) for the above referenced well location. This location falls within the designated Secretary's Potash Area as defined in the 1986 Secretary's Order.

Considerable time has been spent evaluating the physical characteristics of the ore body and the feasibility of economically mining potash in the subject area. The Second, Fourth and Tenth ore zones are the important potassium bearing formations in this area which meet the leasing criteria of 4 feet of 4 percent langbeinite. This combined with a mineralogical evaluation of the ore zone leads us to conclude that the Second ore zone constitutes a "Potash Enclave". Therefore, the drilling of this well may result in undue waste of potash.

In accordance with the 1986 Secretary's Order, the APD cannot be approved at the present location. Your copies of the APD are enclosed. However, one alternate location may be available approximately 500 feet east of this location. A vertical or directional well can be drilled from outside the measured ore boundary at this location. Another alternate location may be available approximately 1900 feet southwest from this location. This is the location of the drill island established around Pogo Producing Company's Amax Petroleum Federal 24 No. 3 Well. A vertical or directional well can be drilled from within a 150-foot radius of this well.

This decision was given serious consideration by the Bureau of Land Management (BLM), regrettably, it may have an adverse impact to your company. Therefore, and in accordance with 43 CFR 3165.4, you may appeal this decision to the Interior Board of Land Appeals, according to the procedures outlined on the enclosed Form 1842-1. Please contact Tony Herrell at (505) 887-6544, if you have any further questions.

Sincerely,

  
for Larry L. Woodard  
State Director

RECEIVED

2 Enclosures  
APR 5 1993

LAND DEPARTMENT I

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

INFORMATION ON TAKING APPEALS TO THE BOARD OF LAND APPEALS

DO NOT APPEAL UNLESS

1. This decision is adverse to you,  
AND
2. You believe it is incorrect

IF YOU APPEAL, THE FOLLOWING PROCEDURES MUST BE FOLLOWED

1. NOTICE OF APPEAL . . . . . Within 30 days file a *Notice of Appeal* in the office which issued this decision (see 43 CFR Secs. 4.411 and 4.413). You may state your reasons for appealing, if you desire.
2. WHERE TO FILE  
NOTICE OF APPEAL . . . . . Bureau of Land Management  
New Mexico State Office  
1474 Rodeo Road  
Santa Fe, New Mexico  
Attention: Reed Smith  
  
SOLICITOR  
ALSO COPY TO . . . . . Field Solicitor  
U. S. Department of the Interior  
P.O. Box 1042  
Santa Fe, New Mexico, 87504-1042
3. STATEMENT OF REASONS . . . . . Within 30 days after filing the *Notice of Appeal*, file a complete statement of the reasons why you are appealing. This must be filed with the United States Department of the Interior, Office of the Secretary, Board of Land Appeals, 4015 Wilson Blvd., Arlington, Virginia 22203 (see 43 CFR Sec. 4.412 and 4.413). If you fully stated your reasons for appealing when filing the *Notice of Appeal*, no additional statement is necessary.  
  
SOLICITOR  
ALSO COPY TO . . . . . Field Solicitor  
U.S. Department of the Interior  
P.O. Box 1042  
Santa Fe, New Mexico, 87504-1042
4. ADVERSE PARTIES . . . . . Within 15 days after each document is filed, each adverse party named in the decision and the Regional Solicitor or Field Solicitor having jurisdiction over the State in which the appeal arose must be served with a copy of: (a) the *Notice of Appeal*, (b) the Statement of Reasons, and (c) any other documents filed (see 43 CFR Sec. 4.413). Service will be made upon the Associate Solicitor, Division of Energy and Resources, Washington, D.C. 20240, instead of the Field or Regional Solicitor when appeals are taken from decisions of the Director (WO-100).
5. PROOF OF SERVICE . . . . . Within 15 days after any document is served on an adverse party, file proof of that service with the United States Department of the Interior, Office of the Secretary, Board of Land Appeals, 4015 Wilson Blvd., Arlington, Virginia 22203. This may consist of a certified or registered mail "Return Receipt Card" signed by the adverse party (see 43 CFR Sec. 4.401(c)(2)).

*Unless these procedures are followed your appeal will be subject to dismissal (see 43 CFR Sec. 4.402). Be certain that all communications are identified by serial number of the case being appealed*

NOTE: A document is not filed until it is actually received in the proper office (see 43 CFR Sec. 4.401(a))



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
NEW OIL CONS. COMMISSION  
Drawer DD  
Artesia, NM 88210

APPLICATION FOR PERMIT TO DRILL OR DEEPEN

1a. TYPE OF WORK

DRILL ☒

DEEPEN ☐

b. TYPE OF WELL

OIL WELL ☒

GAS WELL ☐

OTHER

SINGLE ZONE ☐

MULTIPLE ZONE ☐

2. NAME OF OPERATOR

Devon Energy Corporation (Nevada)

3. ADDRESS AND TELEPHONE NO.

20 North Broadway Suite 1500 Oklahoma City, OK 73102-8260

4. LOCATION OF WELL (Report location clearly and in accordance with any State requirements.)

At surface

660' FSL & 1980' FWL

At proposed prod. zone

same

14. DISTANCE IN MILES AND DIRECTION FROM NEAREST TOWN OR POST OFFICE\*

35 miles west-northwest of Jal, NM

15. DISTANCE FROM PROPOSED

LOCATION TO NEAREST  
PROPERTY OR LEASE LINE, FT.  
(Also to nearest drig. unit line, if any)

660'

16. NO. OF ACRES IN LEASE

1440

17. NO. OF ACRES ASSIGNED  
TO THIS WELL

40

18. DISTANCE FROM PROPOSED LOCATION\*

TO NEAREST WELL, DRILLING, COMPLETED,  
OR APPLIED FOR, ON THIS LEASE, FT.

1320'

19. PROPOSED DEPTH

8350'

20. ROTARY OR CABLE TOOLS

rotary

21. ELEVATIONS (Show whether DF, RT, GR, etc.)

3504.9 G.L.

22. APPROX. DATE WORK WILL START\*

1-30-93

23.

PROPOSED CASING AND CEMENTING PROGRAM

Secretary's Potash/R-111-P Potash

SIZE OF HOLE	GRADE, NO. OF CASING	WEIGHT PER FOOT	SETTING DEPTH	QUANTITY OF CEMENT
17 1/2"	13 3/8"	48#	850'-CIRCULATE	460 sx Lite + 200 sx Class C
11"	8 5/8"	32#	4400'-CIRCULATE	1600 sx Lite + 200 sx Class C
7 7/8"	5 1/2"	15.5 & 17.0 #	8350' (tie back) Stage Collar at ±5500'	1st stage: 600 sx Silica Lite 2nd stage: 500 sx Lite + 100 sx Silica Lite

Devon Energy proposes to drill to approximately 8350' to test the Delaware for commercial quantities of oil. If the Delaware is deemed non-commercial, the wellbore will be plugged and abandoned as per Federal regulations. Programs to adhere to onshore oil and gas regulations are outlined in the following exhibits and attachments.

Drilling Program

Surface use and operating plan

Exhibit #1 and #1-A = Blowout Prevention Equipment

Exhibit #2 = Location and Elevation Plat

Exhibit #3 = Planned access roads

Exhibit #4 = Wells within one mile radius

Exhibit #5 = Production Facilities Plat

Exhibit #6 = Rotary rig layout

Evidence of Bond Coverage

IN ABOVE SPACE DESCRIBE PROPOSED PROGRAM: If proposal is to deepen, give data on present productive zone and proposed new productive zone. If proposal is to drill or deepen directionally, give pertinent data on subsurface locations and measured and true vertical depths. Give blowout prevention program, if any.

24.

SIGNED

*Charles W. Horsman*

TITLE

Charles W. Horsman  
District Engineer

DATE

12-15-92

(This space for Federal or State office use)

PERMIT NO.

APPROVAL DATE

Application approval does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.

CONDITIONS OF APPROVAL, IF ANY:

APPROVED BY

TITLE

DATE

\*See Instructions On Reverse Side

Title 18 U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

RECEIVED  
Dec 21 11 07 AM '92  
CARLSBAD RESOURCE  
AREA HEADQUARTERS

# HINKLE, COX, EATON, COFFIELD & HENSLEY

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REBECCA NICHOLS JOHNSON

February 14, 1995

**RECEIVED**

FEB 14 1995

**HAND DELIVERED**

Michael E. Stogner  
Oil Conservation Division  
2040 South Pacheco  
Santa Fe, New Mexico 87505

Oil Conservation Division

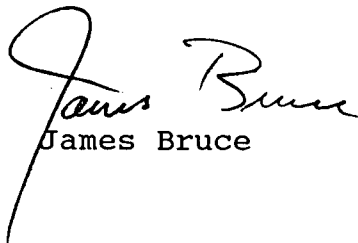
**Re: Todd "13N" Fed. Well No. 14; 330 feet FSL and 2500 feet FWL  
(Unit N) of Section 13, Township 23 South, Range 31 East,  
N.M.P.M., Eddy County, New Mexico; Ingle Wells-Delaware  
Pool.**

Dear Mr. Stogner:

Regarding your letter of February 7, 1995, enclosed is a letter from the Bureau of Land Management denying Devon's original location 660 feet FWL and 1980 feet FWL of Section 13. Please contact me if you need anything further.

Very truly yours,

HINKLE, COX, EATON, COFFIELD  
& HENSLEY

  
James Bruce

Enclosure

JB/sp  
stgner14.1tr

# HINKLE, COX, EATON, COFFIELD & HENSLEY

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MARCIA B. LINCOLN  
SCOTT A. SHUART\*  
PAUL G. NASON  
CATHRYN MCCLANAHAN  
R. "TREY" ARVIZU, III  
AMY C. WRIGHT\*

\*NOT LICENSED IN NEW MEXICO

\*\*FORMERLY COMPRISING THE FIRM OF  
CULTON, MORGAN, BRITAIN & WHITE, P.C.

PAUL W. EATON  
CONRAD E. COFFIELD  
HAROLD L. HENSLEY, JR.  
STUART D. SHANOR  
ERIC D. LANPHERE  
C. D. MARTIN  
ROBERT P. TINNIN, JR.  
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MASTON C. COURTNEY\*\*  
DON L. PATTERSON\*\*  
DOUGLAS L. LUNSFORD  
NICHOLAS J. NOEDING  
T. CALDER EZZELL, JR.  
WILLIAM B. BURFORD\*  
RICHARD E. OLSON  
RICHARD R. WILFONG\*  
THOMAS J. MCBRIDE  
JAMES J. WECHSLER  
NANCY S. CUSACK  
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RUSSELL J. BAILEY\*\*  
CHARLES R. WATSON, JR.\*\*  
THOMAS D. HAINES, JR.  
GREGORY J. NIBERT  
MARK C. DOW  
FRED W. SCHWENDIMANN  
JAMES M. HUDSON  
JEFFREY S. BAIRD\*  
THOMAS E. HOOD\*\*  
REBECCA NICHOLS JOHNSON

February 16, 1995

## HAND-DELIVERY

Michael E. Stogner  
Oil Conservation Division  
2040 South Pacheco Street  
Santa Fe, New Mexico 87501

**RECEIVED**

FEB 16 1995

Oil Conservation Division

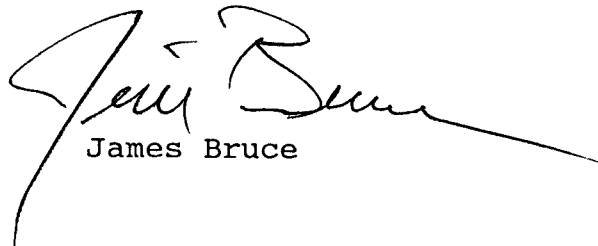
Re: *Devon Energy Corporation (Nevada)*  
*Proposed Unorthodox Location for the Todd "13N" Fed. Well 14*

Dear Mr. Stogner:

I spoke with my client this morning, and the Bureau of Land Management's denial of a standard location 660 feet from the South line and 1980 feet from the West line of Section 13, dated March 31, 1993, is still applicable. The BLM has not approved, at this time, any well with a surface location inside the potash enclave in the SW $\frac{1}{4}$  of Section 13.

Very truly yours,

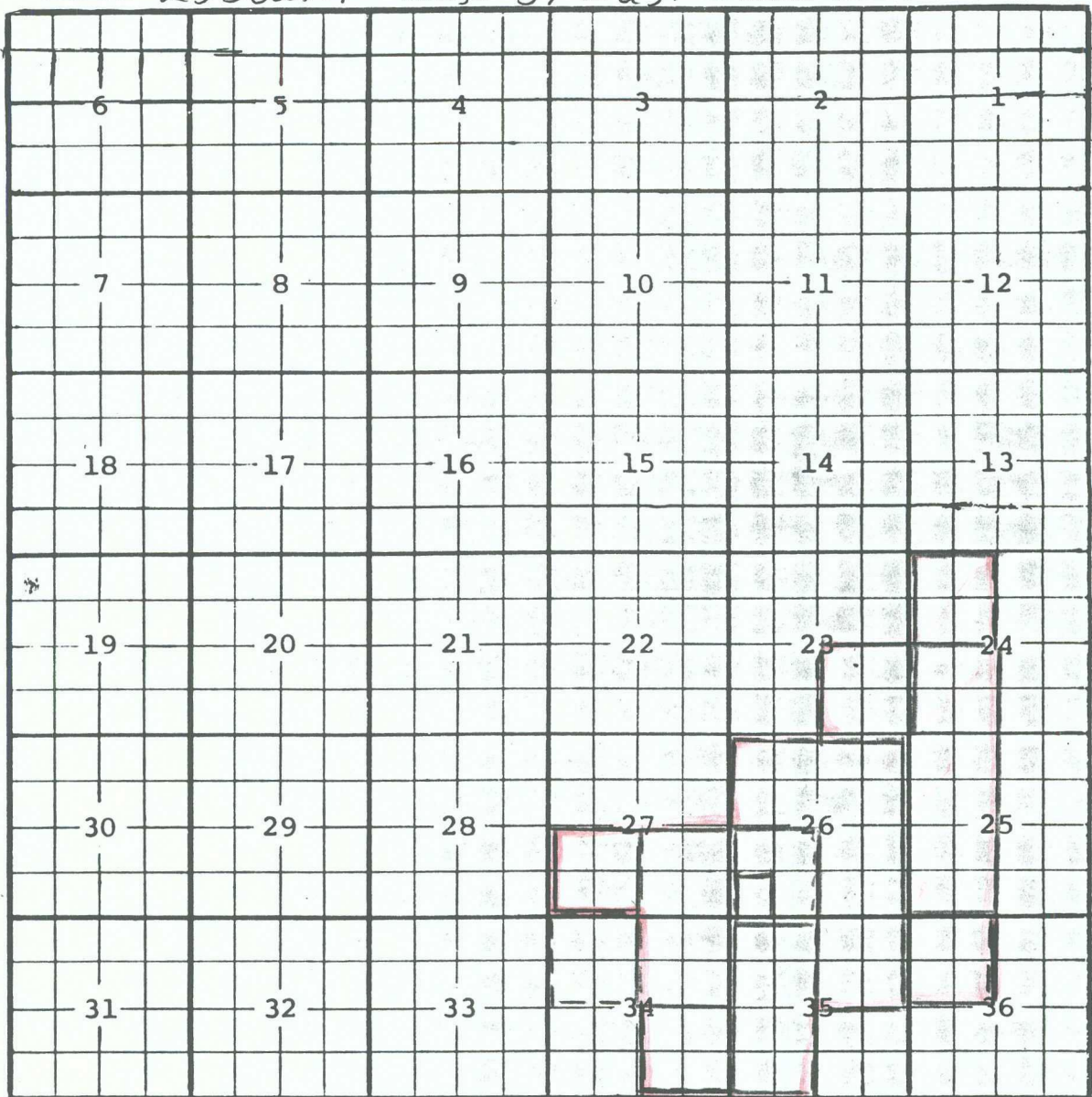
HINKLE, COX, EATON, COFFIELD  
& HENSLEY

  
James Bruce

JB/sp  
msdevon.1tr

County Eddy Pool Ingle Wells - Delaware

TOWNSHIP 23 South Range 31 East NMPM



Ext:  $\frac{W}{2}$  Sec. 35 (R-9578, 9-10-91) Ext:  $\frac{SW}{4} \frac{SW}{4}$  Sec. 26 (R-9837, 1-27-93)

Ext:  $\frac{N}{2} \frac{SW}{4}$  and  $\frac{SE}{4} \frac{SW}{4}$  Sec. 26 (R-9844, 2-8-93)

Ext:  $\frac{SE}{4}$  Sec. 27,  $\frac{NE}{4}$  Sec. 34 (R-9884, 4-21-93)

Ext:  $\frac{N}{2}$  and  $\frac{SE}{4}$  Sec. 26,  $\frac{NE}{4}$  Sec. 35 (R-9938, 8-17-93)

Ext:  $\frac{SW}{4}$  Sec. 24,  $\frac{W}{2}$  Sec. 25 (R-9963, 9-20-93)

Ext:  $\frac{SE}{4}$  Sec. 23,  $\frac{NW}{4}$  Sec. 24,  $\frac{NW}{4}$  Sec. 36 (R-10042, 12-28-93)

Ext:  $\frac{SW}{4}$  Sec. 27,  $\frac{SE}{4}$  Sec. 34 (R-10124, 5-31-94)