

Case No.

36

Large Exhibits

Malamjar Cooperative Repressing Agreement

THIS AGREEMENT, made and entered into this 8th day of August, 1941, by and between the Malamjar Oil & Gas Corporation, a Delaware Corporation, with offices at New Mexico, Emery Carper, joined by his wife, Edna Carper; Gladys Carper, joined by her husband, Stanley Carper; John W. Carper, joined by his wife, Frances Carper; being all of the members of the Malamjar Oil & Gas Corporation, a corporation of the State of New Mexico; Harry Cockburn, joined by his wife, Edna Cockburn; of Lubbock, Texas; John Cockburn, joined by his wife, Thelma Cockburn, of Lubbock, Texas; E. D. Woods, joined by his wife, A. T. Woods, of New Mexico; R. W. Fair, joined by his wife, Mattie Fair; R. W. Fair and Mattie Fair, Trustees of the Fair Foundation, of Tyler, Texas, and such other owners of lands or rights of any nature in or to oil or gas deposits within the exterior boundary lines of the cooperative area subject hereunder defined, as may hereafter become parties to this agreement by subscribing hereto.

WITNESSETH:

RECITALS

WHEREAS, oil and gas leases covering lands owned by the United States, within said exterior boundaries, have heretofore been issued pursuant to the Act of Congress approved February 25, 1920 (41 Stat. 673) as amended; and

WHEREAS, the amendments of the Act of Congress, approved March 4, 1931 (46 Stat. 1533) and August 21, 1935 (49 Stat. 674) authorize lessees and their representatives to unite with each other, or jointly or severally with others, in collectively adopting and operating under a cooperative agreement of any single oil or gas area, field or pool for the purpose of more properly conserving the natural resources thereof whenever determined and certified by the Secretary of the Interior to be necessary or advisable in the public interest; and

WHEREAS, the Cooperative Area subject hereunder, as hereinafter defined, constitutes a single oil and gas area, field or pool within the meaning of the Act of March 4, 1931 and August 21, 1935, supra; and

WHEREAS, the Government lessees, or their representatives and the owners or lessors of other lands subsurface hereto, or consenting hereto, shall have a part of said oil or gas area, field or pool, to be given effect to the following:

WHEREAS, for the purpose of more properly conserving the oil and gas resources of said area, field or pool, it is necessary, convenient and advisable in the public interest, for the parties signatory hereto and the parties consenting hereto, with the consent of the Secretary of the Interior to enter into a Cooperative Plan of operation to promote economical and efficient operation, the maximum recovery of oil, gas, and associated hydrocarbon substances that may be produced from said Cooperative Area subject hereto, through repressuring or other methods of stimulating production without waste;

NOW, THEREFORE, in consideration of the premises as the parties hereto have covenanted and agreed to perform and do, the parties hereto, agree severally among themselves and with the Secretary of the Interior, as follows:

1.

2.

3.

4.

5.

6.

7.

8.

9.

10.

11.

12.

13.

14.

15.

16.

17.

18.

19.

20.

21.

22.

23.

24.

25.

26.

27.

28.

29.

30.

31.

32.

33.

34.

35.

36.

37.

38.

39.

40.

41.

42.

43.

44.

45.

46.

47.

48.

49.

50.

51.

52.

53.

54.

55.

56.

57.

58.

59.

60.

61.

62.

63.

64.

65.

66.

67.

68.

69.

70.

71.

72.

73.

74.

75.

76.

77.

78.

79.

80.

81.

82.

83.

84.

85.

86.

87.

88.

89.

90.

91.

92.

93.

94.

95.

96.

97.

98.

99.

100.

101.

102.

103.

104.

105.

106.

107.

108.

109.

110.

111.

112.

113.

114.

115.

116.

117.

118.

119.

120.

121.

122.

123.

124.

125.

126.

127.

128.

129.

130.

131.

132.

133.

134.

135.

136.

137.

138.

139.

140.

141.

142.

143.

144.

145.

146.

147.

148.

149.

150.

151.

152.

153.

154.

155.

156.

157.

158.

159.

160.

161.

162.

163.

164.

165.

166.

167.

168.

169.

170.

171.

172.

173.

174.

175.

176.

177.

178.

179.

180.

181.

182.

183.

184.

185.

186.

187.

188.

189.

190.

191.

192.

193.

194.

195.

196.

197.

198.

199.

200.

201.

202.

203.

204.

205.

206.

207.

208.

209.

210.

211.

212.

213.

214.

215.

216.

217.

218.

219.

220.

221.

222.

223.

224.

225.

226.

227.

228.

229.

230.

231.

232.

233.

234.

235.

236.

237.

238.

239.

240.

241.

242.

243.

244.

245.

246.

247.

248.

249.

250.

251.

252.

253.

254.

255.

256.

257.

258.

259.

260.

261.

262.

263.

264.

265.

266.

267.

268.

269.

270.

271.

272.

273.

274.

275.

276.

277.

278.

279.

280.

281.

282.

283.

284.

285.

286.

287.

288.

289.

290.

291.

292.

293.

294.

295.

296.

297.

298.

299.

300.

301.

302.

303.

304.

305.

306.

CORPORATION ACKNOWLEDGMENT
STATE OF _____
COUNTY OF _____ ss.
On this _____ day of _____, 1941, before me personally appeared _____ to me personally known, who, being by me duly sworn, did say that he is the _____ President of _____ and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and said _____ acknowledged said instrument to be the free act and deed of said corporation.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on this the _____ day and year last above written.
My commission expires: _____ Notary Public

INDIVIDUAL ACKNOWLEDGMENT
STATE OF _____
COUNTY OF _____ ss.
On this _____ day of _____, 1941, before me personally appeared _____ to me personally known to be the person described in and who executed the foregoing instrument, and acknowledged that _____ executed the same as _____ free act and deed.
IN WITNESS WHEREOF, I have hereunto set my hand and official seal on the day and year in this certificate first above written.
My commission expires: _____ Notary Public

CORPORATION ACKNOWLEDGMENT
STATE OF _____
COUNTY OF _____ ss.
On this _____ day of _____, 1941, before me personally appeared _____ to me personally known, who, being by me duly sworn, did say that he is the _____ President of _____ and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and said _____ acknowledged said instrument to be the free act and deed of said corporation.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on this the _____ day and year last above written.
My commission expires: _____ Notary Public

INDIVIDUAL ACKNOWLEDGMENT
STATE OF _____
COUNTY OF _____ ss.
On this _____ day of _____, 1941, before me personally appeared _____ to me personally known to be the person described in and who executed the foregoing instrument, and acknowledged that _____ executed the same as _____ free act and deed.
IN WITNESS WHEREOF, I have hereunto set my hand and official seal on the day and year in this certificate first above written.
My commission expires: _____ Notary Public

CORPORATION ACKNOWLEDGMENT
STATE OF _____
COUNTY OF _____ ss.
On this _____ day of _____, 1941, before me personally appeared _____ to me personally known, who, being by me duly sworn, did say that he is the _____ President of _____ and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and said _____ acknowledged said instrument to be the free act and deed of said corporation.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on this the _____ day and year last above written.
My commission expires: _____ Notary Public

INDIVIDUAL ACKNOWLEDGMENT
STATE OF _____
COUNTY OF _____ ss.
On this _____ day of _____, 1941, before me personally appeared _____ to me personally known to be the person described in and who executed the foregoing instrument, and acknowledged that _____ executed the same as _____ free act and deed.
IN WITNESS WHEREOF, I have hereunto set my hand and official seal on the day and year in this certificate first above written.
My commission expires: _____ Notary Public

CORPORATION ACKNOWLEDGMENT
STATE OF _____
COUNTY OF _____ ss.
On this _____ day of _____, 1941, before me personally appeared _____ to me personally known, who, being by me duly sworn, did say that he is the _____ President of _____ and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and said _____ acknowledged said instrument to be the free act and deed of said corporation.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on this the _____ day and year last above written.
My commission expires: _____ Notary Public

INDIVIDUAL ACKNOWLEDGMENT
STATE OF _____
COUNTY OF _____ ss.
On this _____ day of _____, 1941, before me personally appeared _____ to me personally known to be the person described in and who executed the foregoing instrument, and acknowledged that _____ executed the same as _____ free act and deed.
IN WITNESS WHEREOF, I have hereunto set my hand and official seal on the day and year in this certificate first above written.
My commission expires: _____ Notary Public

APPROVAL—CERTIFICATION—DETERMINATION
Pursuant to the statutory authority in the Secretary of the Interior, under the Act approved March 4, 1931 (46 U. S. Statutes at Large, 1933), and the Act approved August 21, 1935 (49 U. S. Statutes at Large 674) amending the Act approved February 25, 1920 (41 U. S. Statutes at Large 457), in order to secure the proper protection of the public interest, I, _____ Secretary of the Interior, this _____ day of _____, 1941, hereby take the following action:
A. Approve the attached agreement, entered into between the Maljamar Oil & Gas Corporation, a Delaware Corporation, with office at Artesia, New Mexico; Emory Carper, joined by his wife, Rita Carper; Grady Booker, joined by his wife, Nellie Booker; Stanley Carper, joined by his wife, Edna Carper; Marshall Rowley, joined by his wife, June Rowley; Glenn W. Booker, joined by his wife, Frances Booker, being all of the members of the Carper Drilling Company, a co-partnership of Artesia, New Mexico; Barney Cockburn, joined by his wife, Zula Cockburn, of Lubbock, Texas; Johnny Cockburn, joined by his wife, Thelma Cockburn, of Lubbock, Texas; E. G. Woods, joined by her husband, A. T. Woods, of Artesia, New Mexico; R. W. Fair, joined by his wife, Mattie Fair; R. W. Fair and Mattie Fair, Trustees of the Fair Foundation, of Tyler, Texas, and others subscribing thereto.
B. Determine and certify that the cooperative plan of development and operation of the Maljamar Field, New Mexico, contemplated in said Agreement is for the purpose of more properly conserving the oil and gas resources of said field and is necessary and advisable in the public interest.
C. Certify that each and every lease heretofore or hereafter issued for a period of twenty years for lands of the United States subject to said agreement, from the effective date thereof, and concurrently therewith, as modified by this Agreement, shall be continued in force beyond the twenty years specified in the lease until the termination of this agreement.
D. Certify that the issuance of this approval, certification and determination certificate is for the purpose of giving this Cooperative Agreement the force and effect of a plan of cooperative development and operation under the terms and conditions specified in the acts of March 4, 1931, and August 21, 1935, supra.

Secretary of the Interior

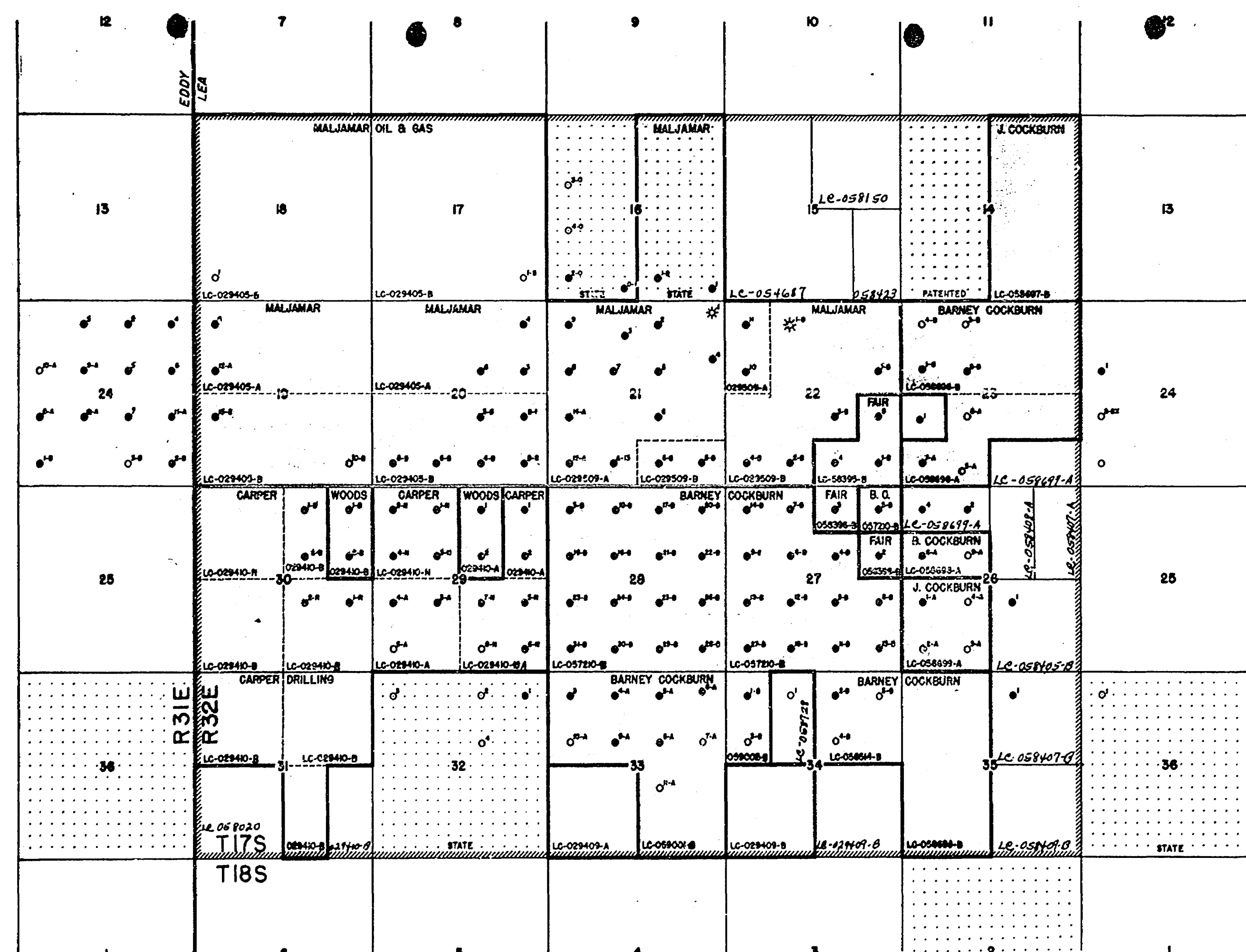
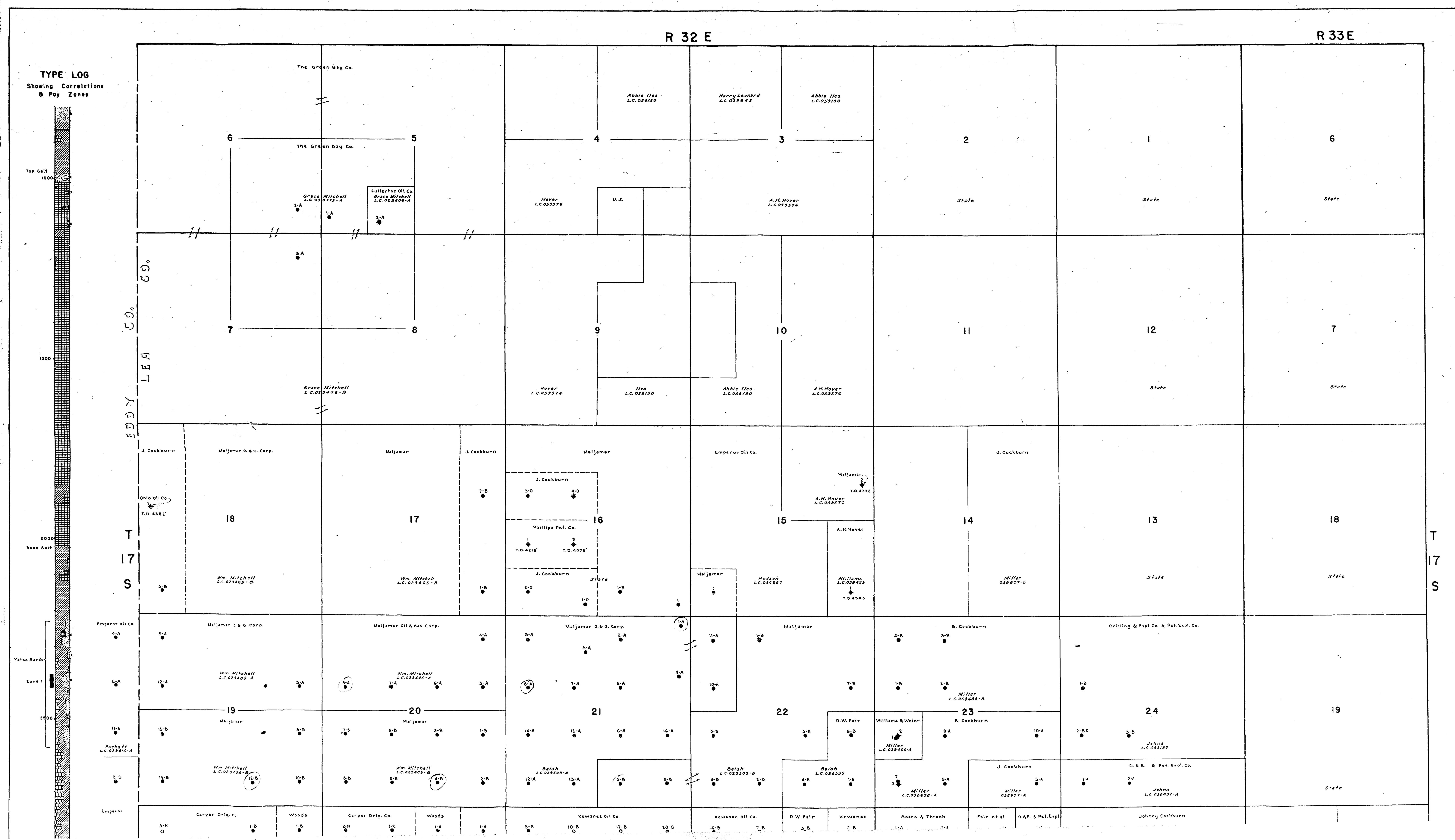


EXHIBIT "A"
OWNERSHIP MAP
OF THE
MALJAMAR COOPERATIVE
REPRESSURING AREA
LEA COUNTY, NEW MEXICO
Scale: _____ Feet
LEGEND
Oil Wells
Gas Wells
Drilling Wells
Owner's Boundary
Government Land
State Land
Potential Land
Rents Committed
Prepared by ROSEWELL MAP COMPANY
August 5, 1941.

33



34

