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## [3] OF APPLICATION INDICATED ABOVE.

[4] **CERTIFICATION:** I hereby certify that the information submitted with this application for administrative approval is accurate and complete to the best of my knowledge. I also understand that no action will be taken on this application until the required information and notifications are submitted to the Division.

Note: Statement must be completed by an individual with managerial and/or supervisory capacity.

ignature LANDIMAN [1-6-0] Title Date <u>GEORGE - Cox E XTS ENERGY. Lom</u> e-mail Address talle A. Cox Print or Type Name



CERTIFIED MAIL: Mr. Michael E. Stogner New Mexico Oil Conservation Division 1220 S. Saint Francis Dr. Santa Fe, New Mexico 87504

RE: Application for Administrative Approval of Unorthodox Location XTO Energy Inc.'s T.L. Rhodes C #1 Well 1,530' FEL and 1,850' FNL (SW/4 NE/4) Unit G, Section 30, T28N-R11W San Juan County, New Mexico Simpson-Gallup Formation

Dear Mr. Stogner:

XTO Energy Inc. (XTO) hereby requests administrative approval for an unorthodox location for the above referenced well. Attached for your reference are the following exhibits:

- 1. Well location plat (NMOCD Form C-102)
- 2. Ownership map
- 3. List of Offset Owners
- 4. Production Map

The above captioned well was drilled and completed on July 21, 1966 as a N2, 320 acre producing Dakota unit. XTO would like to move up the hole in the wellbore and recomplete the well in an 80 acres spaced Simpson Gallup Formation. The rules state that the well should be located no closer than 150'of the center of the quarter-quarter section wherein located. The existing location will not conform to current footage requirements. A new well would not be economically feasible to drill for just the Simpson Gallup formation. The current wellbore is in acceptable condition for the recompletion attempt with no additional work being required. By moving up the hole to the Simpson Gallup formation, XTO would be able to minimize environmental impact in obtaining additional production and protection of correlative rights.

By certified mail, a copy of this application and request for administrative approval has been sent to all of the Simpson Gallup formation working interest owners and offset operators listed on the attached list. XTO Would like to request your Administration Approval for the unorthodox location based on the above information. Should you need any additional information please feel free to contact me at (817) 885-2454.

Sincerely, XTO ENERGY INC.

le. George A. Cox, CPL

Landman

Enclosures

cc: Gary Markestad Loren Fothergill Jeff Patton Robin Tracy

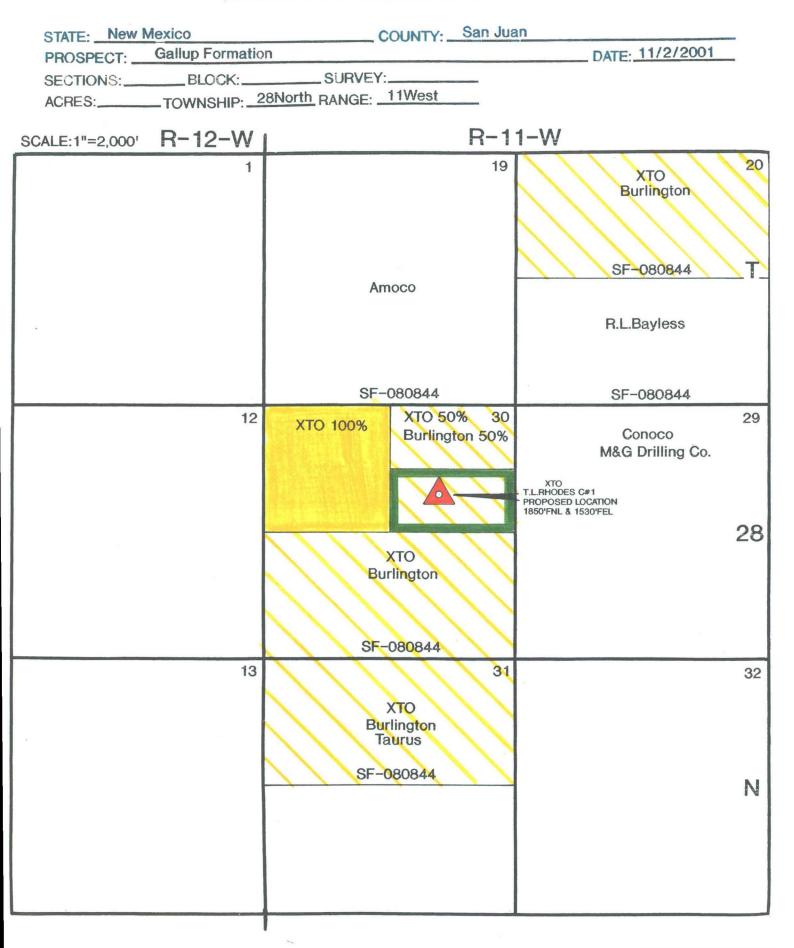
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1625 N. French Dr.	., Hobbs, Ni	<b>M 88240</b>	E	Energy, Minerals & Natural Resources Department				Revised	August 15, 2000	
District 11										<u> </u>
811 South First, Ar	rtesia, NM 8	8210		OIL CONSERVATION DIVISION			N S	Submit to A	Appropria	ate District Office
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1000 Rio Brazos Ro	d., Aztec, N	M 87410		Santa Fe. NM 87505						Lease - 3 Copies
District IV										
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## NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION

16		1850'	<sup>17</sup> OPERATOR CERTIFICATION I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief. <u>Journ</u> Ferhurg Signature
	•	1530'	Loren W. Fothergill Printed Name Production Engineer Title November 1, 2001 Date
	1980 1850 1850 (40		18 SURVEYOR CERTIFICATION 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. May 30, 1966 Date of Survey Signature and Seal of Professional Surveyor Original signed by James P. Leese
	198	0 5 0	1463 Certificate Number



## SECTION PLAT OF 9 SQUARE MILES

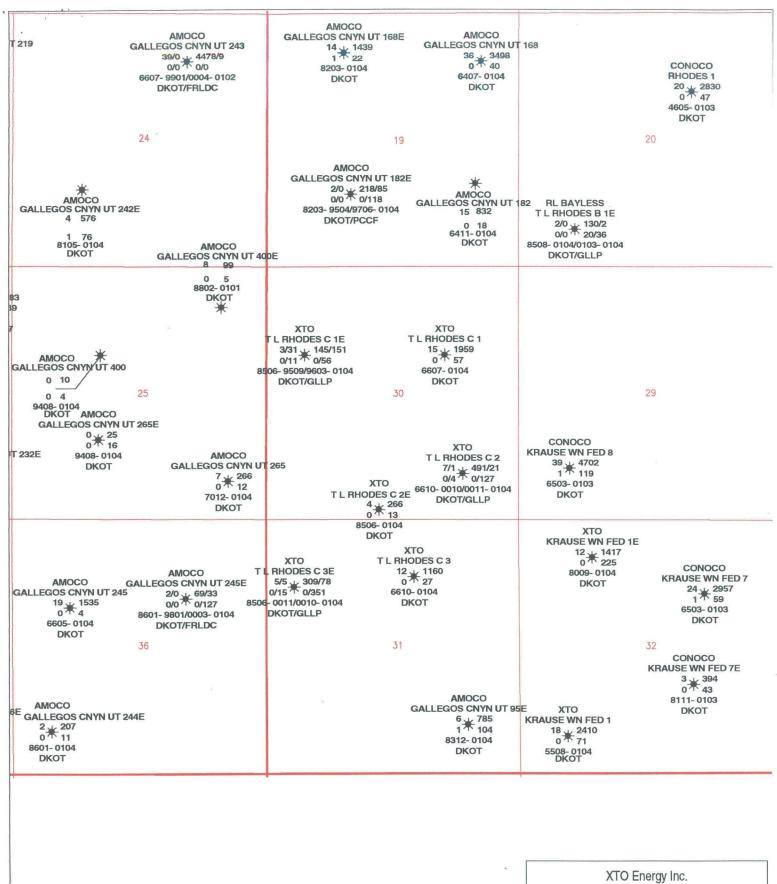


## OFFSET OPERATORS AND OWNERS NOTIFICATION LIST T.L. RHODES #C 1 WELL

Burlington Resources Oil & Gas P.O. Box 4289 Farmington, NM 87499-4289 Attention: Dawn Howell

M & G Drilling Co. 368 FNM Hwy. 179 Farmington, NM 87499

Conoco Inc. 600 North Dairy Ashford DU 3076 Houston, TX 77079-1175



WELLS W/PRODUCTION Operator Well Name & Number Cum Oil MBO Curr Rate Bopd Curr Rate Bopd Curr Rate Mcfd Start-End Date Formation	9 SEC	SAN JUAN COUNTY, NEW MEXICO 9 SECTION - 30-28N-11W DAKOTA &GALLUP PRODUCERS		
	Johnny LeBon	R. Tracy	10/31/2001	
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## **CERTIFIED MAIL:**

M & G Drilling Co. 368 FNM Hwy. 179 Farmington, NM 87499

RE: Application for Administrative Approval of Unorthodox Location XTO Energy Inc.'s T.L. Rhodes C #1 Well 1,530' FEL and 1,850' FNL (SW/4 NE/4) Unit G, Section 30, T28N-R11W San Juan County, New Mexico Simpson-Gallup Formation

Gentlemen:

Enclosed please find a copy of the above captioned application that has been sent to the NMOCD for administrative approval. Should you not agree with the request, please notify the NMOCD within 20 days of the date of this application. Should you have any questions, concerning the operations, please feel free to contact me at (817) 885-2454.

A DECEMBER OF

Sincerely, XTO ENERGY INC.

George &. Cox, CPL

Landman

Enclosures



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Sincerely, XTO ENERGY INC.

George A. Cox, CPL

Landman

Enclosures

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#### STATE OF NEW MEXICO



ENERGY AND MINERALS DEPARTMENT

TONEY ANAYA GOVERNOR POST OFFICE BOX 2088 STATE LAND OFFICE BUILDING SANTA FE, NEW MEXICO 87501-2088 (505) 827-5800

June 2, 1986

MEMORANDUM NO. 4-86

TO: ALL OPERATORS AND INTERESTED PARTIES

FROM: R. L. STAMETS, DIRECTOR

SUBJECT: CLARIFICATION OF ADMINISTRATIVE APPROVAL PROCESSES IN CERTAIN POOLS WITH SPECIAL RULES

Division Rule 1 provides in part that: "Special rules, regulations and orders have been and will be issued when requested and shall prevail as against General Rules, Regulations and Orders if in conflict therewith. However, whenever these General Rules do not conflict with special rules heretofore or hereafter adopted, these General Rules shall apply."

Over the years, many special pool rules have been written. Many of these contained special rules providing for administrative exceptions to such matters as location requirements or spacing unit size while others did not. One prevailing opinion is that the intent of those special rules without administrative exception provisions was to preclude such exceptions. The counter opinion is that when read with Rule 1, if nothing is said, then the administrative exception provisions in the General Rules shall apply.

Notice is hereby provided that it is henceforth to be Division policy to utilize the administrative exceptions or approval procedures of the General Rules when special pool rules are silent as to such exceptions. This policy will save both the Division and operators the cost of unnecessary hearings.

Any person who is aware of any pool with special rules which should preclude any of the administrative exceptions or approvals provided in the General Rules should notify this office of such situation at the earliest possible date providing the reasoning for precluding administrative exceptions. Thereafter, we would suspend this policy for such pool and schedule a case to modify such special rules to incorporate the necessary prohibitions.

RLS:dp

#### R. W. Byram & Co., - May, 1965

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#### (NORTH VACUUM-ABO POOL - Cont'd.)

objection to the unorthodox location within 20 days after the Secretary-Director has received the application.

RULE 6. A standard proration unit (79 through 81 acres) in the North Vacuum-Abo Oil Pool shall be assigned an 80acre proportional factor of 4.77 for allowable purposes, and in the event there is more than one well on an 80-acre proration unit, the operator may produce the allowable assigned to the unit from the wells on the unit in any proportion.

The allowable assigned to a non-standard proration unit shall bear the same ratio to a standard allowable in the North Vacuum-Abo Oil Pool as the acreage in such non-standard unit bears to 80 acres.

#### IT IS FURTHER ORDERED:

(1) That any well presently drilling to or completed in the Abo formation within the North Vacuum-Abo Oil Pool or within one mile of the North Vacuum-Abo Oil Pool that will not comply with the well location requirements of Rule 4 is hereby granted an exception to the requirements of Rule 4. The operator shall notify the Hobbs District Office in writing of the name and location of the well on or before March 1, 1963.

(2) That any operator desiring to dedicate 80 acres to a well presently drilling or completed in the North Vacuum-Abo Oil Pool shall file a new Form C-128 with the Commission on or before March 1, 1963.

(3) That this case shall be reopened at an examiner hearing in February, 1964, at which time the operators in the subject pool may appear and show cause why the North Vacuum-Abo Oil Pool should not be developed on 40-acre proration units.

(4) That jurisdiction of this cause is retained for the entry of such further orders as the Commission may deem necessary.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.

#### SECTION II

SIMPSON-GALLUP POOL San Juan County, New Mexico

Order No. R-2375, Creating and Adopting Temporary Operating Rules for the Simpson-Gallup Pool, San Juan County, New Mexico, December 1, 1962, Made Permanent by Order No. R-2375-A, January 29, 1964.

Application of Pan American Petroleum Corporation for the creation of a new Oil Pool and the establishment of Special Rules and Regulations, San Juan County, New Mexico.

> CASE NO. 2682 Order No. R-2375

#### ORDER OF THE COMMISSION

BY THE COMMISSION: This cause came on for hearing at 9 o'clock a.m. on November 8, 1962, at Santa Fe, New Mexico, before Daniel S. Nutter, Examiner duly appointed by the Oil Conservation Commission of New Mexico, hereinafter referred to as the "Commission," in accordance with Rule 1214 of the Commission Rules and Regulations.

NOW, on this 21st day of November, 1962, the Commission, a quorum being present, having considered the application, the evidence adduced, and the recommendations of the Examiner, Daniel S. Nutter, and being fully advised in the premises,

FINDS:

(1) That due public notice having been given as required by law, the Commission has jurisdiction of this cause and the subject matter thereof.

(2) That the applicant, Pan American Petroleum Corporation, seeks an order creating a new oil pool for Gallup production to be designated the Simpson-Gallup Oil Pool consisting of the following-described acreage in San Juan County, New Mexico:

TOWNSHIP 28 NORTH, RANGE 12 WEST, NMPMSection 23:S/2Section 23:S/2Section 24:SW/4Section 26:NE/4

(3) That the applicant proposes the promulgation of special rules and regulations to govern said pool with a provision for 80-acre oil proration units.

(4) That the Simpson-Gallup Oil Pool was discovered by the Pan American Gallegos Canyon Unit Well No. 83, located in Unit A of Section 26, Township 28 North, Range 12 West, NMPM, San Juan County, New Mexico. This well was completed February 29, 1959. The top of the perforations is at 5548 feet.

(5) That the evidence presently available establishes that the Simpson-Gallup Oil Pool can be efficiently and economically drained and developed on 80-acre oil proration units.

(6) That during the temporary period in which this order will be in effect, all operators in the subject pool should gather all available information relative to drainage and recoverable reserves in said pool.

New Mexico Page 205

Page 206 New Mexico

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(7) That this case should be reopened at an examiner hearing in January, 1964, at which time the operators in the subject pool should be prepared to appear and show cause why the Simpson-Gallup Oil Pool should not be developed on 40-acre proration units.

#### IT IS THEREFORE ORDERED:

(1) That a new pool in San Juan County, New Mexico, classified as an oil pool for Gallup production is hereby created and designated as the Simpson-Gallup Oil Pool consisting of the following-described area:

TOWNSHIP 28	NORTH,	RANGE 12 WEST	NMPM
Section 23:	S/2 .	Section 25:	N/2
Section 24:	SW/4	Section 26:	NE/4

(2) That Special Rules and Regulations for the Simpson-Gallup Oil Pool are hereby promulgated as follows, effective December 1, 1962.

#### SPECIAL RULES AND REGULATIONS FOR THE SIMPSON-GALLUP OIL POOL

RULE 1. Each well completed or recompleted in the Simpson -Gallup Oil Pool or in the Gallup formation within one mile of the Simpson-Gallup Oil Pool, and not nearer to or within the limits of another designated Gallup oil pool, shall be spaced, drilled, operated, and produced in accordance with the Special Rules and Regulations hereinafter set forth.

RULE 2. Each well completed or recompleted in the Simpson-Gallup Oil Pool shall be located on a standard proration unit containing approximately 80 acres, consisting of any two contiguous quarter-quarter sections of a single governmental quarter section. For the purposes of these rules, a unit containing 79 through 81 contiguous surface acres shall be considered a standard unit.

RULE 3. Each well projected to or completed in the Simpson-Gallup Oil Pool shall be located within 150 feet of the center of either quarter-quarter section in the 80-acre unit; provided, however, that nothing contained herein shall be construed as prohibiting the drilling of a well on each of the quarter-quarter sections in the 80-acre unit.

RULE 4. For good cause shown, the Secretary-Director may grant an exception to Rule 2 without notice and hearing where an application has been filed in due form, and where the unorthodox size or shape of the tract is due to a variation in the legal subdivision of the United States Public Lands Survey, or where the following facts exist and the following provisions are complied with:

(1) The non-standard unit consists of a single quarterquarter section or lot.

(2) The non-standard unit consists of not more than 81 acres,

(3) The entire non-standard unit may reasonably be presumed to be productive of oil from said pool.

(4) The applicant presents written consent in the form of waivers from all offset operators.

(5) In lieu of Paragraph 4 of this rule, the applicant may furnish proof that all offset operators were notified of his intent to form such non-standard unit. The Secretary-Director may approve the application if, after a period of 30 days, no offset operator has entered an objection to the formation of the non-standard unit.

RULE 5. The allowable assigned to any non-standard proration unit shall bear the same ratio to a standard allowable in the Simpson-Gallup Oil Pool as the acreage in the nonstandard unit bears to 80 acres.

RULE 6. A standard proration unit in the Simpson-Gallup Oil Pool shall be assigned an 80-acre proportional factor of 2.33 for allowable purposes, and in the event there is more than one well on a standard proration unit, the operator may produce the allowable assigned to the unit from said wells in any proportion.

(3) That operators who propose to dedicate 80 acres to a well in the Simpson - Gallup Oil Pool must file an amended Commission Form C-128 with the Aztec District Office of the Commission by December 1, 1962, in order that the well may be assigned an 80-acre allowable on the December proration schedule.

(4) That this case shall be reopened at an examiner hearing in January, 1964, at which time the operators in the subject pool may appear and show cause why the Simpson-Gallup Oil Pool should not be developed on 40-acre proration units.

(5) That jurisdiction of this cause is retained for the entry of such further orders as the Commission may deem necessary.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated,

#### OGALALLA FORMATION (Oil Recovery and Sale) Lea County, New Mexico

Order No. R-2902, Authorizing Recovery and Sale of Oil From Water Wells Completed in the Ogalalia Formation, Section 30, Township 18 South, Range 38 East, Lea County, New Mexico, May 4, 1965.

Application of Joseph O. Walton to Remove and Market Oil From the Ogalalla Formation, Lea County, New Mexico.

> CASE NO. 3235 Order No. R-2902

#### ORDER OF THE COMMISSION

BY THE COMMISSION: This cause came on for hearing at 9 o'clock a.m. on April 14, 1965, at Hobbs, New Mexico, before the Oil Conservation Commission of New Mexico, hereinafter referred to as the "Commission."

11-13-2001



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State of New Mexico OIL CONSERVATION COMMISSION

MICHAEL E. STOGNER

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## Stogner, Michael

From: Sent: To: Subject: Hayden, Steven Wednesday, November 28, 2001 9:02 AM Stogner, Michael RE: XTO Energy NSL Applications

Mike,

I am OK with the Schwerdtfeger A #12B and the Berger # 2E. The T.L. Rhodes C #1 is OK by me except that if the rules read as they stated in the application, it would not be NSL. XTO states that the rules say a well cannot be within 150' of the center of a 1/4, 1/4 section when what the rules say is that it must be within 150' of the center. On the Bolack C LS #7 application, they have an existing Mesaverde well in L-33-27N-8W, the Bolack C LS #15 that has 7 5/8" intermediate set at 2869' with a 5 1/2 liner at 2869. The Fruitland Fm is from 2505'-2736' in this hole. I wonder if they

5/8" intermediate set at 2869' with a 5 1/2 liner at 2869. The Fruitland Fm is from 2505'-2736' in this hole. I won considered this hole as it is a standard location.

yel

Steve Hayden NM OCD District III 1000 Rio Brazos Rd. Aztec, NM 87410 <u>shayden@state.nm.us</u> (505) 334-6178 Ext. 14 Fax: (505) 334-6170

-----Original Message-----

From:Stogner, MichaelSent:Tuesday, November 27, 2001 4:41 PMTo:Hayden, StevenSubject:XTO Energy NSL Applications

I will probably commence reviewing XTO's four pending applications tomorrow. Are there any comments and/or concerns?

## Stogner, Michael

From: Sent: To: Subject: Stogner, Michael Tuesday, November 27, 2001 4:41 PM Hayden, Steven XTO Energy NSL Applications

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I will probably commence reviewing XTO's four pending applications tomorrow. Are there any comments and/or concerns?

pKRUO - 131357330

## New Mexico Oil Conservation Division---Enginnering Bureau Administrative Application Process Documentation

Date Application Received:	11-8-2001
Date of Preliminary Review:	11-28-2001
(Note: Must be within 10-days of received date)	
Results:Application Complete	Application Incomplete
Date Incomplete Letter Sent:	NA
Deadline to Submit Requested Information:	NA
Phone Call Date:	NA
(Note: Only applies is requested data is not submitted v	vithin the 7-day deadline)
Phone Log Completed? <u> </u>	No
Date Application Processed:	11-28-200,
Date Application Returned:	~

(Note: Only as a last resort & only after repeated attempts by the Division to obtain the necessary information to process the application)