



September 13, 2005

HAND-DELIVERED

Case 13571

2005 SEP 13 PM 2 16

Mark E. Fesmire, P. E.
Director
Oil Conservation Division
New Mexico Department of Energy,
Minerals and Natural Resources
1220 South Saint Francis Drive
Santa Fe, New Mexico 87505

Re: Application of Gruy Petroleum Management Company for an unorthodox gas well location and simultaneous dedication, Lea County, New Mexico.

Dear Mr. Fesmire:

Enclosed is the Application of Gruy Petroleum Management Company in the above-referenced case as well as a copy of a legal advertisement. Gruy Petroleum Management Company requests that this application be placed on the docket for the October 6, 2005 Examiner hearings.

Very truly yours,

William F. Carr

Enclosures

cc: Zeno Farris (w/enclosures)

**STATE OF NEW MEXICO
DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES
OIL CONSERVATION DIVISION**

**IN THE MATTER OF THE APPLICATION OF
GRUY PETROLEUM MANAGEMENT COMPANY
FOR AN UNORTHODOX GAS WELL LOCATION
AND SIMULTANEOUS DEDICATION,
LEA COUNTY, NEW MEXICO.**

CASE NO. 13571

2005 SEP 13 PM 2 16

APPLICATION

GRUY PETROLEUM MANAGEMENT COMPANY ("Gruy"), through its undersigned attorneys, pursuant to Oil Conservation Division Rule 104.D (3), hereby makes application for an order authorizing the simultaneous dedication of the following two wells located in the previously approved non-standard 160-acre gas spacing unit comprised of SE/4 SE/4 of Section 10 and The NE/4 NE/4, S/2 NE/4 of Section 15, Township 26 South, Range 37 East, NMPM, Lea County, New Mexico to the 160-acre non-standard spacing and proration unit in the Rhodes Yates-Seven Rivers Gas Pool comprised of said acreage in Sections 10 and 15:

- A. Rhodes Federal Unit Well No. 153 (API No. 30-025-31797) ("RFU Well No. 153") located in Unit A at a standard gas well location 990 feet from the North line and 660 feet from the East line; and
- B. Rhodes Federal Unit Well No. 159 (RFU Well No. 159") which Gruy proposes to drill in Unit H at an unorthodox gas well location 2110 feet from the North line and 460 feet from the East line.

In support of its application, Gruy states:

1. Gruy is the operator of a standard 160-acre gas spacing and proration unit in the Rhodes Yates-Seven Rivers Gas Pool comprised of the SE/4 SE/4 of Section 10 and the NE/4 NE/4 and the S/2 NE/4 of Section 15, Township 26 South, Range 37 East, NMPM, Lea County, New Mexico.
2. Gruy's RFU Well No. 153, located in Unit A of said Section 15, currently produces from the Yates Seven-Rivers formation, Rhodes Yates-Seven Rivers Gas Pool.
3. Gruy's RFU Well No. 153 is not efficiently producing the reserves under this spacing unit.
4. To produce the reserves under this spacing unit, Gruy seeks an exception to the provisions of Division Rule 104.D(3) for its RFU Well No. 159 which it proposes to drill at an unorthodox location in H of Section 15 for the production hydrocarbons from the Yates-Seven Rivers formation.

5. The simultaneous dedication of this non-standard spacing unit comprised of the SE/4 SE/4 of Section 10 and the NE/4 NE/4 and the S/2 NE/4 of Section 15 to the RFU Well No. 153 and the RFU Well No. 159 will afford Gruy the opportunity to efficiently produce the Yates-Seven Rivers formation under this spacing and proration unit, thereby protecting its correlative rights. The correlative rights of no other owner in this reservoir will be adversely affected.

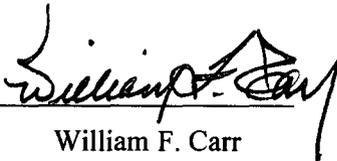
6. Notice of this application has been provided to those affected parties identified on the Notification List marked Exhibit A and attached hereto.

7. Approval of this application will result in the efficient recovery of hydrocarbons from the Rhodes Yates-Seven Rivers Gas Pool, thereby preventing waste, and will otherwise be in the best interest of conservation.

WHEREFORE, Gruy Petroleum Management Company requests that this application be set for hearing before an Examiner of the Oil Conservation Division on October 6, 2005 and, after notice and hearing as required by law, the Division enter its order approving the simultaneous dedication of the this non-standard spacing unit comprised of acreage in Sections 10 and 15, Township 26 South, Range 37 East, NMPM, to the RFU Well No. 153 and the RFU Well No. 159, and approving an unorthodox gas well location for the RFU Well No. 159, 2110 feet from the North line and 460 feet from the East line of said Section 15.

Respectfully submitted,

HOLLAND & HART LLP

By: 

William F. Carr
Post Office Box 2208
Santa Fe, New Mexico 87504
Telephone: (505) 988-4421

ATTORNEYS FOR GRUY PETROLEUM
MANAGEMENT COMPANY

EXHIBIT A

NOTIFICATION LIST

APPLICATION OF GRUY PETROLEUM MANAGEMENT COMPANY
FOR SIMULTANEOUS DEDICATION,
LEA COUNTY, NEW MEXICO.

Rhodes Federal Unit Wells No. 153 and 159

Offset Operators:

Doyle Hartman
Post Office Box 10426
Midland, Texas 79702

Patterson Operating and Pumping, Inc.
DBA Penergy
Post Office Box 50076
Midland, Texas 79710

Gruy Petroleum Management Co.
Post Office Box 140907
Irving, Texas 75014-0907

Leasehold Owner SW/4 Section 11, T-26S, R-37-E

Ricky Patterson
Post Office Box 50076
Midland, Texas 79702

CASE 13571 **Application of Gruy Petroleum Management Company for an unorthodox gas well location and simultaneous dedication, Lea County, New Mexico.** Applicant in the above-styled cause seeks authorization to simultaneously dedicate the non-standard 160-acre gas spacing and proration unit comprised of the SE/4 SE/4 of Section 10 and the NE/4 NE/4, and the S/2 NE/4 of Section 15, Township 26 South, Range 37 East, NMPM, to its Rhodes Federal Unit Well No. 153 (**API No. 30-025-31797**) located in Unit A at a standard location 990 feet from the North line and 660 feet from the East line of said Section 15 and its Rhodes Federal Unit Well No. 159 which it proposes to drill at an unorthodox gas well location 2110 feet from the North line and 460 feet from the East line (Unit H) of said Section 15. Said unit is located approximately 3 miles south of Jal, New Mexico.

September 15, 2005

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

TO AFFECTED INTEREST OWNERS:

Re: Application of Gruy Petroleum Management Company for Simultaneous Dedication, Lea County, New Mexico.

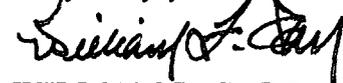
Ladies and Gentlemen:

This letter is to advise you that Gruy Petroleum Management Company has filed the enclosed application with the New Mexico Oil Conservation Division seeking authorization to simultaneously dedicate the non-standard spacing and proration unit comprised of the SE/4 SE/4 of Section 10 and the NE/4 NE/4 and the S/2 NE/4 of Section 15, Township 26 South, Range 37 East, NMPM, in the Rhodes Yates-Seven Rivers Gas Pool to its Rhodes Federal Unit Well No. 153 and its Rhodes Federal Unit Well No. 159.

This application has been set for hearing before a Division Examiner on October 6, 2005. The hearing will be held in Porter Hall at the Division's Santa Fe offices located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date.

Parties appearing in cases are required by Division Rule 1208.B to file a Pre-Hearing Statement with the Oil Conservation Division's Santa Fe office, four days in advance of a scheduled hearing. This statement must include: the names of the parties and their attorneys; a concise statement of the case; the names of all witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that are to be resolved prior to the hearing.

Very truly yours,



WILLIAM F. CARR
ATTORNEY FOR GRUY PETROLEUM MANAGEMENT COMPANY

Enc.