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March 29, 2011

Florene Davidson
Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

Case 14638

Dear Florene:

Enclosed for filing, on behalf of OGX Resources LLC, are an original and one copy of an application for compulsory pooling, *etc.*, together with a proposed advertisement. The advertisement was previously e-mailed to the Division. Please set this matter for the April 28, 2011 Examiner hearing. Thank you.

Very truly yours,


James Bruce

Attorney for OGX Resources LLC

Parties Notified of Hearing

COG Operating LLC
Concho Oil & Gas LLC
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Artesia, New Mexico 88210

Chesapeake Exploration LLC
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Oklahoma City, Oklahoma 73154

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Suite B
2002 Manor Road
Austin, Texas 78722

Ellen M. Ryan
5300 Mohawk Lane
Shawnee Mission, Kansas 66205

Russell Family LLC
15711 Charles Street
Omaha, Nebraska 68118

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF OGX RESOURCES LLC FOR A
NON-STANDARD OIL SPACING AND PRORATION
UNIT AND COMPULSORY POOLING, EDDY COUNTY,
NEW MEXICO.

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Case No. 14638

APPLICATION

OGX Resources LLC applies for an order (i) approving a non-standard oil spacing and proration unit in the Bone Spring formation comprised of the W $\frac{1}{2}$ E $\frac{1}{2}$ of Section 22, Township 26 South, Range 28 East, N.M.P.M., Eddy County, New Mexico, and (ii) pooling all mineral interests in the Bone Spring formation underlying the non-standard unit, and in support thereof, states:

1. Applicant is an interest owner in the W $\frac{1}{2}$ E $\frac{1}{2}$ of Section 22, and has the right to drill a well thereon.
2. Applicant proposes to drill its Diamondback 22 State Com. Well No. 1 to a depth sufficient to test the Bone Spring formation. Applicant seeks to dedicate the W $\frac{1}{2}$ E $\frac{1}{2}$ of Section 22 to the well in the Bone Spring formation, to form a non-standard 160 acre oil spacing and proration unit (project area) for all pools or formations developed on 40 acre spacing. The well is a horizontal well, with a surface location in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, and a terminus in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, of Section 24.
3. Applicant has in good faith sought to obtain the voluntary joinder of all other mineral interest owners in the W $\frac{1}{2}$ E $\frac{1}{2}$ of Section 22 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 well or to otherwise commit their interests to the well, certain interest owners have failed or refused to join in dedicating their interests.

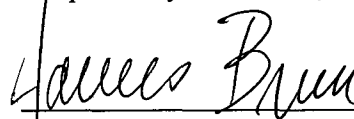
Therefore, applicant seeks an order pooling all mineral interest owners in the W½E½ of Section 22, pursuant to NMSA 1978 §§70-2-17, 18.

5. Approval of the non-standard unit, and the pooling of all mineral interests underlying the W½E½ of Section 22 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. Approving a non-standard oil spacing and proration unit (project area) in the Bone Spring formation comprised of the W½E½ of Section 22;
- B. Pooling all mineral interests in the Bone Spring formation underlying the W½E½ of Section 22;
- C. Designating applicant as operator of the well;
- E. Considering the cost of drilling and completing the well, and allocating the cost among the well's 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 and completing the well in the event a working interest owner elects not to participate in the well.

Respectfully submitted,



James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

Attorney for OGX Resources LLC

PROPOSED ADVERTISEMENT

Case No. 14638 :

Application of OGX Resources LLC for approval of a non-standard oil spacing and proration unit and compulsory pooling, Eddy County, New Mexico. OGX Resources LLC seeks an order approving a 160-acre non-standard oil spacing and proration unit (project area) in the Bone Spring formation comprised of the W/2E/2 of Section 22, Township 26 South, Range 28 East, NMPM. Applicant further seeks the pooling of all mineral interests in the Bone Spring formation underlying the non-standard spacing and proration unit (project area) for all pools or formations developed on 40 acre spacing within that vertical extent. The unit is to be dedicated to the Diamondback 22 State Com. Well No. 1, a horizontal well with a surface location in the NW/4NE/4, and a terminus in the SW/4SE/4, of Section 22. Also to be considered will be the cost of drilling and completing the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the well, and a 200% charge for the risk involved in drilling and completing the well. The unit is located approximately 3 miles northwest of the intersection of U.S. Highway 285 with the Texas state line.

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