

BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE HEARING CALLED BY
THE OIL CONSERVATION COMMISSION OF THE
STATE OF NEW MEXICO FOR THE PURPOSE OF
CONSIDERING:

CASE NO. 117
ORDER NO. 739

THE PETITION OF THE TEXAS COMPANY
AND VORA V. HARTLEY FOR THE ISSUANCE
OF AN ORDER REQUIRING THE POOLING OF
ALL TRACTS OF LAND IN THE NE $\frac{1}{4}$ OF NE $\frac{1}{4}$
OF SECTION 32, TOWNSHIP 19 SOUTH, RANGE
37 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO,
FOR THE PURPOSE OF PRODUCTION OF CRUDE
PETROLEUM OIL AND NATURAL GAS.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This matter coming on for hearing upon the petition and application of The Texas Company and Vora V. Hartley for a pooling order covering all tracts comprising the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 32, Township 19 South, Range 37 East, N.M.P.M., Monument Pool, Lea County, New Mexico; and

Due notice of hearing upon said application having been published as provided by law fixing the 17th day of February, 1948, at Santa Fe, New Mexico, as the time and place for hearing upon said application; and

The matter having come on for hearing and the Commission having heard testimony as to the necessity for requiring a pooling order covering said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32, Township 19 South, Range 37 East; and

It appearing therefrom that The Texas Company is the owner of a valid, subsisting oil and gas lease covering 36 acres of said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32 on which they have drilled an oil well known as the Lee Cook No. 1 which was completed on March 21, 1937 and which has since completion and is now producing oil and gas; and

It further appearing that The Texas Company has acquired an oil and gas lease from the fee simple owner thereof, Vora V. Hartley covering two acres in the southwest corner of the said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32, more particularly described as follows:

Beginning at the southwest corner of said NE $\frac{1}{4}$ of NE $\frac{1}{4}$; thence east 295 feet; thence north 295 feet; thence west 295 feet; thence south 295 feet to place of beginning; said oil and gas lease being effective for all purposes as of February 1, 1937; and

It further appearing that numerous parties, including among others the heirs and/or assigns of one Elizabeth A. Anderson and other claimants, some of whose names and addresses are unknown and unascertainable, assert claims to two acres comprising the remaining portion of the regular unit for allocation consisting of 40 acres, according to the surveys of the U. S. Government as provided in Order 33, "Monument Proration Order" of the State of New Mexico Oil Conservation Commission which is the applicable order for allocating allowables in the area in which the aforementioned The Texas Company Lee Cook Well No. 1 is located; and

It appearing further that under the enforcement of the uniform spacing or proration unit, provided in the aforementioned Order No. 33, the smallness and shape of the Hartley and Anderson, et al tracts set out above may deprive or tend to deprive the owners of these tracts of the opportunity to

recover their just and equitable shares of the crude petroleum oil and natural gas in this pool, inasmuch as a separate well or wells may not be drilled on these small tracts without waste; and

It appearing to the Commission and the Commission finding that 4/40 of the royalty provided for in the said lease to The Texas Company will afford to the owners of said 4 acres (Vora V. Hartley 2 acres and claimants of the said remaining 2 acres of the full 40-acre unit comprising the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 32) with their fair and equitable shares of the crude petroleum oil and natural gas which may be recovered from said 40-acre unit; and

It appearing further that for some time in the past and at the present time there is being allocated to the said The Texas Company Lee Cook Well No. 1 a daily allowable production based on 36 acres only;

IT IS THEREFORE ORDERED:

That all of the acreage comprising the full 40-acre proration unit known as the NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 32, Township 19 South, Range 37 East, N.M.P.M., Monument Pool, Lea County, shall be and is hereby pooled as to all strata or any stratum or strata. This order requiring such pooling is being made and entered upon the following conditions:

1. That all of the tracts of land comprising said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32, be assigned for the purpose of production of crude petroleum oil and natural gas to the 40-acre allocation unit covering said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32;
2. That The Texas Company be and is hereby designated as the operator and producer of said unit;
3. That the Texas Company's Cook No. 1 well located upon said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32, Township 19 South, Range 37 East, N.M.P.M. be and the same is hereby assigned a full 40-acre unit allocation for production;
4. That the operator and producer of said unit, The Texas Company, shall make royalty payments to all owners in said 40-acre unit in the same ratio as each such owner's interest may appear and as such interest bears to the area of the full unit, provided that said The Texas Company shall not be required to make any such royalty payment to any such asserted owner unless and until he shall furnish to The Texas Company satisfactory evidence that he has good title to the interest claimed by him.
5. That this Commission reserves jurisdiction for the purpose of making any further orders or requirements that may appear to be proper in the premises from time to time.

DONE in Santa Fe, New Mexico on this 9th day of April, 1948.

STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION

R. M. Maby
CHAIRMAN

MEMBER

R. L. Surrier
SECRETARY

TO ALL OPERATORS

ATTACHED please find notices of Commission Hearings #117, 118, 119, 120, 121, 122, 123, 124, 125 and 126 to be held in Santa Fe, New Mexico, February 17, 1948.

The petitions relating to the above cases are on file in the office of the Lea County Operators, Hobbs, New Mexico.

Glenn Staley

LEA COUNTY OPERATORS COMMITTEE
HOBBS, NEW MEXICO
JANUARY 30, 1948

NOTICE OF PUBLICATION
STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION

The Oil Conservation Commission of New Mexico pursuant to law, hereby gives notice of hearing to be held February 17, 1948, at 10:00 o'clock a.m. on said date at Santa Fe, New Mexico:

THE TEXAS COMPANY and
VORA V. HARTLEY,
Petitioners,

No. 117

VS.

HAROLD BIRD, et al,
Respondents.

STATE OF NEW MEXICO TO:

Harold Bird; Monument Townsite Company; Ed Holland; E. F. Keohane;
Marianne Keohane; Bernard Patrick Keohane; E. M. Keohane, Guardian of the estates
of Marianne Keohane and Bernard Patrick Keohane; Fergie F. Roland; L. R. Hammond;
C. A. Scheurich; Nelle G. Scheurich; Abner H. Jack, Guardian of the estate of
E. E. Jack, incompetent; Edith L. Jack, Guardian of the estate of W. F. Jack,
a minor; Joy Nabel Mattix; A. W. Hockenull; T. B. Cavender; W. W. Hayes; the
heirs of Elizabeth A. Anderson, deceased, Mariah McCullough, deceased, and her
heirs unknown; J. L. Reed; David Reed, deceased, and his heirs unknown; Sarah Reed;
a widow, Jewell Donhan; Iola Joiner; Etta Snyder; Clara Root; LeRoy Reed;
Carl Hamby; Gusta Shipman; Robert Spencer; Pearl Poulson; Elizabeth Lee;
Katie Jordan; Margaret Goff; Vivian Griner; Millian H. G. Proffitt; Wylie Griner;
Melvin Griner; Guy Griner; Edgar Grant Lawrence; Georgia Reed Shaw; William Floyd
Reed; Claude Reed; Evelyn Reed Lovell; Elizabeth Reed Douthitt; Bertie Whitmire

Margaret Whitmire Baker Dye; Allen M. Whitmire; Roy Whitmire; T. Dell Barber; Owen Hood; John Hood; Mary Hood Dalton; John F. Reed; Fannie Reed Williamson; Leona Camp; Emma Reed Jennie; Lester Jennie; James L. Reed; Leona P. Reed Camp; Lizzie Reed Bowman; George W. Reed; Benjamin A. Reed; and all unknown heirs, living or dead of Elizabeth A. Anderson, deceased.

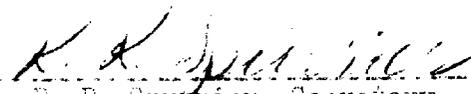
NOTICE IS HEREBY GIVEN to you and each of you that The Texas Company and Vera V. Hartley, Petitioners, have filed an application and Petition with the Oil Conservation Commission of New Mexico, for the issuance of an Order requiring the pooling of all tracts of land in the NE¹/₄ of section 32, Township 19 South, Range 37 East, N.M.P.M. for the purpose of production of crude petroleum oil and natural gas; that The Texas Company be designated as the producer of said unit; that the pooling Order be made effective as to all strata or any stratum or strata; that The Texas Company's Cook No. 1 Well located upon said NE¹/₄ of section 32, Township 19 South, Range 37 East, N.M.P.M. be assigned a full 40-acre unit allocation for production; and that The Texas Company be required to make royalty payment to all owners of interests in said 40-acre unit in the same ratio as each such owners' interest bears to the area of the full unit.

Attorneys for the Petitioners are E. R. Wright of Santa Fe, New Mexico, for The Texas Company, and Earl L. Hartley of Clovis, New Mexico, for Vera V. Hartley.

GIVEN under the seal of said Commission at Santa Fe, New Mexico, on January 14, 1943.

STATE OF NEW MEXICO

OIL CONSERVATION COMMISSION


E. R. Spurrier, Secretary

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