

BEFORE THE OIL CONSERVATION COMMISSION OF THE  
STATE OF NEW MEXICO

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

CASE NO. 135  
ORDER NO. 766

IN THE MATTER OF THE APPLICATION OF THE OIL  
CONSERVATION COMMISSION OF NEW MEXICO UPON  
ITS OWN MOTION UPON RECOMMENDATION OF THE  
NEW MEXICO NOMENCLATURE COMMITTEE TO DELETE  
FROM THE EMPIRE POOL THE S $\frac{1}{2}$  OF SECTION 33, ALL  
OF SECTION 34, TOWNSHIP 17 SOUTH, RANGE 27 EAST,  
N.M.P.M.; W $\frac{1}{2}$  OF SECTION 3, ALL OF SECTIONS 4  
AND 5, E $\frac{1}{2}$  OF SECTION 6, E $\frac{1}{2}$  OF SECTION 7, ALL OF  
SECTION 8, W $\frac{1}{2}$  AND NE $\frac{1}{4}$  OF SECTION 9, TOWNSHIP 18  
SOUTH, RANGE 27 EAST; AND THE SE $\frac{1}{4}$  OF SECTION 19,  
TOWNSHIP 17 SOUTH, RANGE 28 EAST, N.M.P.M., EDDY  
COUNTY, NEW MEXICO, AND TO REDEFINE THE BOUNDARIES  
OF SAID EMPIRE POOL AND DESIGNATE THE PRODUCTION  
FORMATIONS THEREIN.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This matter came on regularly for hearing at 10:00 o'clock a.m., at Santa Fe, New Mexico, before the Oil Conservation Commission of New Mexico, hereinafter referred to as the "Commission."

NOW, on this 3rd day of May, 1948, the Commission having before it for consideration the recommendations of the Nomenclature Committee and the testimony adduced at the hearing of said cause, and being fully advised in the premises;

FINDS:

1. That due public notice having been given pursuant to law, jurisdiction is vested in the Commission.
2. That the recommendation of the Nomenclature Committee for deletion of certain lands from the heretofore recognized Empire pool area is acceptable.
3. That production in said pool as hereinafter redefined, is considered as being from the Yates-Seven Rivers formation.
4. That exception to the requirements of Section 6 of Order 633, as amended by Order 709, should be granted in proper cases.

IT IS THEREFORE ORDERED:

1. That the recommendation of the Nomenclature Committee be accepted and the following described lands are hereby deleted from the Empire pool,

S $\frac{1}{2}$  section 33, all of section 34, in T.17 S, R.27 E;  
SE $\frac{1}{4}$  section 19, T.17 S, R.28 E; W $\frac{1}{2}$  section 3, all  
sections 4 and 5, E $\frac{1}{2}$  section 6, E $\frac{1}{2}$  section 7, all  
section 8, W $\frac{1}{2}$ , NE $\frac{1}{4}$  section 9, T.18 S, R.27 E

2. That from and after the effective date hereof, the Empire pool, Eddy County, New Mexico, is defined as including:

the S/2 Sec. 13, All Secs. 24 and 25,  
E/2 Sec. 26, All Secs. 35 and 36, in  
17 S, R. 27E; S/2 Sec. 18, N/2 and SW/4  
Sec. 19, W/2 Sec. 30, Twp. 17 S, R. 28E;  
N/2 and SW/4 Sec. 2, E/2 Sec. 3, Twp. 18S,  
R. 27 E.

3. That production from Empire Pool shall be considered as from the Yates-Seven Rivers formation; and subject to the provisions of Sec. 6 of Order No. 633 as amended by order 709 effective September 1, 1947, PROVIDED, that operators of marginal shallow wells within the Empire pool area may be excepted from the separate tankage requirements of such order, by designating in their operation reports to the Proration office amounts of oil produced from each zone, and providing such other information to the proration official as may be required.

4. That jurisdiction of this case is hereby retained for such further orders as may from time to time be required.

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

STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION

CHAIRMAN

*John E. Miles*

MEMBER

*L. L. Gursler*  
SECRETARY