

LAW OFFICES OF
MODRALL, SEYMOUR, SPERLING, ROEHL & HARRIS

SIMMS BUILDING

P. O. BOX 466

ALBUQUERQUE, NEW MEXICO

TELEPHONE CHAPEL 3-4514

JOHN F. SIMMS (1885-1954)

J. R. MODRALL
AUGUSTUS T. SEYMOUR
JAMES E. SPERLING
JOSEPH E. ROEHL
GEORGE T. HARRIS
DANIEL A. SISK

LELAND S. SEDBERRY
BURNS H. ERREBO
ALLEN C. DEWEY
FRANK H. ALLEN

March 31, 1961

New Mexico Oil Conservation Commission
State Capitol Building
Santa Fe, New Mexico

Re: Case No. 2234 Application of
Kay Kimbell for Force-Pooling of
the E $\frac{1}{2}$ of Section 22, Township 29
North, Range 11 West, NMPM, San
Juan County, New Mexico

Case file

Gentlemen:

Roy L. Cook, holder of leasehold interest in
the above described lands, respectfully requests that
hearing on the above captioned Application be continued
for thirty days from April 5, 1961.

The reason for this request is set forth in
the enclosed copy of letter addressed to applicant Kay
Kimbell.

I am informed by James G. White, White & Rhodes,
attorneys for the applicant, that he has no objection to
the granting of the continuance.

Very truly yours,

James E. Sperling
James E. Sperling

JES/b

Enclosures

cc: Mr. James G. White
White & Rhodes
Suite 207 - Simms Building
Albuquerque, New Mexico

*Robert
Mailed*

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March 31, 1961

Mr. Kay Kimbell
Post Office Box 1540
Fort Worth, Texas

Dear Mr. Kimbell:

Our client, Roy L. Cook, has been advised by the New Mexico Oil Conservation Commission that you have filed an Application for an order force-pooling a 320 acre gas proration unit consisting of the E/2 of Section 22, Township 29 North, Range 11 West, San Juan County, New Mexico. This matter has been set for Examiner Hearing on Wednesday, April 5, 1961.

There has never been any reluctance on the part of Mr. Cook to communitize his leasehold interest in the above described unit and Mr. Cook has never declined to pay his proportionate share of the actual cost of drilling the well. Consequently, insofar as Mr. Cook's interest is concerned, the force pooling application was unnecessary and untimely.

Mr. Cook has never been furnished with an itemization of tangible and intangible costs, supported by invoices, as a basis for his consideration for contribution to cost of the drilling of this well. The only information Mr. Cook has received is a tabulation of various figures totaling \$96,912.65, which is, of course, considerably in excess of the average cost of wells drilled in this area. It is a matter of record that the drilling of a well to approximately the same