

GALLEGOS LAW FIRM

A Professional Corporation

141 East Palace Avenue
Santa Fe, New Mexico 87501
505 • 983 • 6686
Telefax No. 505 • 986 • 0741

J. E. Gallegos
George F. Bingham*
Michael L. Oja†
Joanne Reuter
Felice G. Gonzales
Candace Hamann-Callahan
Harry T. Nutter

September 11, 1989

RECEIVED

SEP 13 1989

CONSERVATION DIV.
SANTA FE

Mr. Mike Stogner
Hearing Examiner
State of New Mexico
Energy and Minerals Department
301 Old Santa Fe Trail
Santa Fe, New Mexico 87504

RE: NMOCD Case No. 9766;
A.L. Christmas No. 1
W/2 W/2 Section 18
T-22-S, R-37-E
Lea County New Mexico
(148 acre proration unit)
1. Non-Standard Proration Unit
2. Unorthodox Location
3. Notice of Section 103 Infill Application

Dear Mr. Stogner:

This firm represents Doyle Hartman in the above-referenced case, which has been scheduled for a September 20, 1989 hearing. Marathon Oil Company has objected to Mr. Hartman's proposed gas well location.

Due to a combination of the geometry of the existing 148-acre proration unit (including a width of only 1220 feet), the existence of numerous wellbores, a high voltage power line, the necessary drilling rig layout and two pipelines, Mr. Hartman proposes a location of 990' FNL and 460' FWL, for his A. L. Christmas No. 1 well in this application. By letter of August 17, 1989 Marathon Oil Company requested that a 30% allowable penalty be further imposed on Mr. Hartman's well in this proceeding. Marathon itself, however, has the McDonald State A/C No. 11, a GOR Eumont

* Also admitted in the District of Columbia

† Also admitted in California

Mr. Mike Stogner
September 11, 1989
Page Two

casinghead well that produces from the same Eumont (Penrose) interval in the adjacent proration unit, located even closer to the joint proration unit line (330') than Mr. Hartman's proposed well. Mr. Hartman's proposed well also would receive only a 0.9428 acreage factor under NMOCD prorationing rules (See Rule 5(a)), accounting for the reduced unit size and concomitant unorthodox proximity to the section line.

In order to expedite approval of drilling despite Marathon's hypocritical objection, Mr. Hartman wrote to you on August 30, 1989 explaining that he was considering changing his proposed well location. It was thereafter determined through discussions with Mr. Vic Lyon that the NMOCD would nonetheless treat such a change as an unorthodox location. A new application and additional notice would be required. Mr. Hartman has accordingly decided that he will proceed with his original proposed location and application.

We are anxious that the hearing on this application and Marathon's objection be held on September 20, 1989, as scheduled. Mr. Hartman desires to complete the proposed A.L. Christmas well as part of a 10-well drilling program in Lea County, New Mexico prior to the end of the year in order to take advantage of the winter-peak gas demand and for tax reasons. Thus, the purpose of this letter is twofold: (1) To inform the OCD in advance that we adamantly oppose any postponement or continuance of this case should Marathon or anyone else seek one. (2) In light of the September 6, 1989 letter of W. O. Snyder, Production Manager, Marathon Oil Company, to make it clear that Hartman will proceed with his application as originally filed.

Sincerely,

GALLEGOS LAW FIRM

By 
J. E. GALLEGOS

JEG:evm

cc: C.R. Hubacher
W. O. Snyder
Marathon Oil Co.
P. O. Box 552
Midland, Texas 79702
Doyle Hartman

ioc: JR/JD



P.O. Box 552
Midland, Texas 79702
Telephone 915/682-1626

September 6, 1989

New Mexico Oil Conservation Division
State Land Office Building
310 Old Santa Fe Trail
Santa Fe, New Mexico 87501

Attention: Mr. Michael E. Stogner

Re: Doyle Hartman's Application for Unorthodox Well Location
Our Lease NM-106 - McDonald State Lease A-2614
All of Section 13, T-22-S, R-36-E,
Our South Eunice Area
Lea County, New Mexico

Gentlemen:

Reference is made to Doyle Hartman's (Hartman) August 30, 1989, letter wherein the location of Hartman's proposed A. L. Christmas No. 1 well has been changed to 990' FNL and 610' FWL of Section 18, T-22-S, R-37-E, Lea County, New Mexico.

Upon review of the above location change, please be advised that Marathon is not opposed to the new location of the subject well.

Please be advised that if the proposed well is moved back to its original location (990' FNL & 460' FWL of Section 18), then Marathon will announce a protest.

Should you have any questions concerning the above, please advise.

Very truly yours,

MARATHON OIL COMPANY

A handwritten signature in cursive script, appearing to read 'W. O. Snyder'.
W. O. Snyder
Production Manager,
Midland Operations

WOS/SMD:mmc'

xc: Mr. S. C. Schraub
Mr. J. L. Benson
Mr. L. D. Garcia
Doyle Hartman
P. O. Box 10426
Midland, Texas 79702-0426
Attn: Mr. Michael Stewart

DOYLE HARTMAN

Oil Operator

500 N. MAIN

P.O. BOX 10426

MIDLAND, TEXAS 79702

(915) 684-4011

August 30, 1989

VIA TELEFAX/HAND DELIVERED/FEDERAL EXPRESS

State of New Mexico
Energy and Minerals Department
Oil Conservation Division
310 Old Santa Fe Trail
Santa Fe, New Mexico 87504

Attention: Mr. Michael Stogner
Hearing Examiner

Re: Doyle Hartman
A. L. Christmas No. 1
W/2 W/2 Section 18
T-22-S, R-37-E
1. Nonstandard P.U.
2. Unorthodox Location

Gentlemen:

Reference is made to our proposed A. L. Christmas No. 1 infill Eumont gas well and to our application to the NMOCD dated July 27, 1989 for reinstatement of the previously approved 147.96-acre non-standard standup Eumont gas proration unit consisting of the W/2 W/2 Section 18, T-22-S, R-37-E (NSP-341) which is to be dedicated to our newly proposed A. L. Christmas No. 1 infill Eumont Gas well and which was previously dedicated to Chevron's (Gulf's) A. L. Christmas "C" No. 5 Eumont gas well located at an unorthodox Eumont gas location consisting of 2310' FSL and 330' FWL Section 18. Reference is also made to our application of July 27, 1989 to the NMOCD for an unorthodox Eumont gas well location for our proposed infill well consisting of 990' FNL and 460' FWL Section 18 and to our letter to the NMOCD dated July 27, 1989 and to our letter to Marathon Oil Company dated August 10, 1989 wherein the necessity for the proposed unorthodox location was discussed in detail.

For tax reasons, and in an effort to begin replacing the oil and gas reserves that we recently sold to Meridian Oil Producing Inc., it is our plan to drill a total of ten new wells in Lea County, New Mexico during 1989. So as to stay on schedule with our planned drilling program, it is important that the proposed A. L. Christmas No. 1 well be drilled in the near future. Therefore, in an effort to facilitate the drilling of the A. L. Christmas No. 1 well and to accommodate Marathon Oil Company's unreasonable objection to our originally proposed location for our A. L. Christmas No. 1 well consisting of 990' FNL and 660' FWL of Section 18, we are today talking with Chevron in Hobbs in an effort to obtain permission to modify the routing of Chevron's high voltage power line that runs north and

RECEIVED
MARATHON OIL CO.

AUG 31 1989

PRODUCTION MGR.
MID-CONTINENT REGION
MIDLAND, TEXAS

south down the center of the prveiously approved proposed 147.96-acre standup Eumont proration unit consisting of the W/2 W/2 Section 18. Today we are also talking to Commercial Electric Company in Hobbs about the economic feasibility of moving Chevron's high voltage power line. As was thoroughly discussed in our previous correspondence concerning an unorthodox Eumont gas well consisting of 990' FNL and 460' FWL Section 18, Chevron's high voltage power line is presently restricting our access to the equivalent of an orthodox Eumont gas location for our proposed A. L. Christmas No. 1 well along the north-south centerline of the W/2 W/2 Section 18.

Assuming that Chevron is voluntarily agreeable to allowing us to alter the routing of their existing high voltage power line and also assuming that the movement of the line is economically practical, we hereby amend (in accordance with Rule 2(b)4 and 5(a) of the SPECIAL RULES AND REGULATIONS FOR THE EUMONT GAS POOL) the proposed location for our A. L. Christmas No. 1 well to a location consisting of 990' FNL and 610' FWL Section 18, T-22-S, R-37-E which is the equivalent of an orthodox Eumont gas location for a 147.96-acre standup rectangle Eumont proration unit. A location consisting of 990' FNL and 610' FWL will place the well along the centerline of the 147.96-acre standup non-standard rectangular Eumont proration unit at a distance 990 feet south of the north line.

The fact that a 147.96-acre Eumont proration unit is assigned under NMOCD prorationing rules (Rule 5(a)) an acreage factor of 0.9248 (or an allowable that is 92.48% of a full 160-acre Eumont proration unit) totally negates Marathon's unreasonable contention that our proposed well should be assigned an additional penalty because it is closer than 660 feet from the closet proration unit boundary line. The following calculation shows why an additional allowable penalty for a location of 990' FNL and 610' FWL would be a violation of the correlative rights of the onwers of the A. L. Christmas.

A = Proration Unit Area

A (Area) = L (Length) x W (Width)

A = AF x 160 x 43,560

A = 0.9248 x 160 x 43,560

A = 6,445,486.1 sq.ft.

L = 1 mile x 5280 feet/mile = 5280 feet

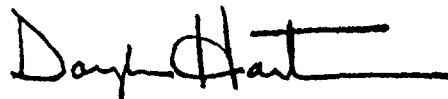
W = $\frac{A}{L}$

W = $\frac{A}{L} = \frac{6,445,486.1 \text{ sq.ft.}}{5280 \text{ ft}} = 1220.74 \text{ feet}$

and W/2 (centerline) = 1220.74 feet/2 = 610.36 feet

Therefore, since time is of the essence in us obtaining the necessary regulatory approval for the subject infill well and assuming that the two obstacles corresponding to the high voltage powerline will be successfully resolved, the Director's prompt administrative approval of our amended equivalent orthodox location is respectfully requested so that we can promptly proceed with the necessary building of a drilling rig pad for the subject well. In the event, that Chevron is not voluntarily agreeable to allowing us to move their power line and/or it appears that it is not economically feasible to move the power line, then in order to protect both our correlative rights as well as the correlative rights of the royalty owners corresponding to the subject 147.96-acre A. L. Christmas lease, we plan to proceed on September 20, 1989 with our scheduled hearing for the originally proposed unorthodox Eumont gas location for our A. L. Christmas No. 1 well consisting of 990' FNL and 460' FWL Section 18, T-22-S, R-37-E. We will promptly contact you after we have met with Chevron and Commercial Electric Company if it does appear that it is not feasible to drill along the north-south centerline of the W/2 W/2 Section 18, T-22-S, R-37-E.

Very truly yours,



Doyle Hartman

DH/lr

cc: Mr. Victor T. Lyons
Chief Engineer
State of New Mexico
Energy and Minerals Department
Oil Conservation Division
Post Office Box 2088
Santa Fe, New Mexico 87504

Chevron USA Inc.
Post Office Box 670
Hobbs, New Mexico 88240
Attention: Mr. R. C. Anderson

Chevron USA Inc.
Post Office Box 670
Hobbs, New Mexico 88240
Attention: Mr. Clint Morrill
New Mexico Area Superintendent

✓ Marathon Oil Company
Post Office Box 552
Midland, Texas 79702
Attention: Mr. John F. Strong
Mid-Continent Manager

New Mexico Oil Conservation Division

A. L. Christmas No. 1

Page 4

Presidio Exploration, Inc.
5613 DTC Parkway, Suite 750
Englewood, Colorado 80111-3035

Meridian Oil, Inc.
#6 Desta Drive
Midland, Texas 79705

Chevron USA, Inc.
Post Office Box 1150
Midland, Texas 79702
Attention: Mr. Alan W. Bohling
Division Proration Engineer

Amerada Hess Corporation
Post Office Box 840
Seminole, Texas 79360
Attention: Mr. Gilbert E. Miller

Kirby Exploration of Texas
Post Office Box 1745
Houston, Texas 77251

ARCO Oil and Gas Company
Post Office Box 1610
Midland, Texas 79702
Attention: Mr. Craig Payken
Area Engineer

Marathon Oil Company
Post Office Box 552
Midland, Texas 79702
Attention: Mr. Clifford A. Miller
District Engineer

Mr. James E. Burr
Post Office Box 50233
Midland, Texas 79710

Ms. Ruth Sutton
2826 Moss
Midland, Texas 79705

Mr. Larry Nermyr
Box 4106
Sidney, Montana 59270

New Mexico Oil Conservation Division
A. L. Christmas No. 1
Page 5

Mr. James A. Davidson
Post Office Box 494
Midland, Texas 79702

Gallegos Law Firm
141 East Palace Avenue
Santa Fe, New Mexico 87501
Attention: Mr. J. E. Gallegos
Ms. Joanne Reuter

Mr. Daniel Nutter
105 E. Alicante
Santa Fe, New Mexico 87501

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Company AT&T		Department/Floor No. 1000		Company New Mexico Oil Conservation Division		Department/Floor No. 1000	
Street Address 1000 Santa Fe Trail				Exact Street Address (We Cannot Deliver to P.O. Boxes or P.O. Zip Codes.) 1000 Old Santa Fe Trail			
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1 <input type="checkbox"/> PRIORITY 1 Overnight Delivery	6 <input checked="" type="checkbox"/> OVERNIGHT LETTER*	1 <input type="checkbox"/> HOLD FOR PICK-UP (Fill in Box H)					
2 <input type="checkbox"/> COURIER-PAK OVERNIGHT ENVELOPE*	7 <input type="checkbox"/>	2 <input checked="" type="checkbox"/> DELIVER WEEKDAY					
3 <input type="checkbox"/> OVERNIGHT BOX	8 <input type="checkbox"/>	3 <input type="checkbox"/> DELIVER SATURDAY (Extra charge)					
4 <input type="checkbox"/> OVERNIGHT TUBE	9 <input type="checkbox"/>	4 <input type="checkbox"/> DANGEROUS GOODS (Extra charge)					
5 <input type="checkbox"/> STANDARD AIR Delivery not later than second business day	10 <input type="checkbox"/>	5 <input type="checkbox"/> CONSTANT SURVEILLANCE SERVICE (CSS) (Extra charge) (Release Signature Not Applicable)	Total	Total	Total		
		6 <input type="checkbox"/> DRY ICE _____ Lbs.	Received At 1 <input type="checkbox"/> Regular Stop 2 <input type="checkbox"/> On-Call Stop 3 <input type="checkbox"/> Drop Box 4 <input type="checkbox"/> B.S.C. 5 <input type="checkbox"/> Station FEDEX Corp. Employee No. _____ Date/Time for FEDEX Use _____				
		7 <input type="checkbox"/> OTHER SPECIAL SERVICE _____	Sender authorizes Federal Express to deliver this shipment without obtaining a delivery signature and shall indemnify and hold harmless Federal Express from any claims resulting therefrom. Release Signature: _____				
		8 <input type="checkbox"/>	PART #111800 REVISION DATE 10/88 PRINTED IN U.S.A. FXEM 009 P800.5/89 © 1988 F.E.C.				
		9 <input type="checkbox"/> SATURDAY PICK-UP (Extra charge)					
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		12 <input type="checkbox"/> HOLIDAY DELIVERY (Extra charge)					

*Declared Value Limit \$100.

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By giving us your request for Multiple Package Service, you agree to the terms and conditions of this Agreement, the Airbill and the Service Guide. If there is a conflict between the Airbill, Service Guide and the terms of the Service Guide, the Airbill and the Service Guide will prevail. The terms of the Service Guide will prevail over the Airbill and the Service Guide.

RESPONSIBILITY FOR PACKAGING AND COMPLETING AIRBILL

You are responsible for the proper packaging of your goods and for properly filling out the Airbill. We will not be liable for loss or damage to your goods if the weight per package on the Airbill was not filled out and we have no best estimate of the number of packages or the weight of the packages. Our default weight per package is 10 pounds.

AIR TRANSPORTATION TAX INCLUDED

Our basic rate includes Air Transportation Tax. See the Airbill and Code Section 4011 for more information.

LIMITATIONS ON OUR LIABILITY AND LIABILITIES NOT ASSUMED

Our liability for loss or damage to your goods is limited to the actual damages or \$100, whichever is less. We will not be liable for loss or damage to your goods if you do not provide complete and accurate information on the Airbill. If you declare a higher value and pay the additional charge, our liability will be the lesser of your declared value or the actual value of your package.

In any event, we will not be liable for any damages or loss of profit, incidental, special or consequential, except the declared value of a shipment, whether or not we have knowledge that such damages might be incurred or loss of profit or income.

We will not be liable for loss or damage to your goods if you have used improper or insufficient packing, securing, marking or addressing or for the acts or omission of the recipient. We will not be liable for loss or damage to your goods if you do not provide complete and accurate information on the Airbill. We will not be liable for loss or damage to your goods if you do not provide complete and accurate information on the Airbill.

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DECLARED VALUE LIMITS

The highest declared value we allow for overnight shipments is \$100. For Standard Air shipments, the highest declared value is \$500. For Standard Air shipments, the highest declared value is \$500. For Standard Air shipments, the highest declared value is \$500. For Standard Air shipments, the highest declared value is \$500.

TERMS AND CONDITIONS

For more information, see the Service Guide.

If you send us more than one package, the Airbill you fill in the total declared value for all packages must exceed the \$100, \$500 or \$500,000 per package limit described above. (Example: 5 packages can have a total declared value of up to \$125,000.) If more than one package is shipped in this way, our liability for loss or damage will be limited to the actual value of the package(s) lost or damaged (not to exceed the lesser of the total declared value of the packages or the limit described above).

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ALL CLAIMS MUST BE MADE BY MAIL IN WRITING. We require that you fill out a claim form in the Service Guide. You must fill out a claim form and notify our Customer Service Department within 90 days of the date of the loss or damage.

When filling out a claim form, you must provide a description of the loss or damage, the date of the loss or damage, the amount of the loss or damage, and you must provide the amount of your insurance claim.

If the package is damaged without a claim, without having any damage on the delivery receipt, we will assume that the package was received in good condition. In order for us to process your claim, you must to the extent possible, make the original shipping cartons and packing available for inspection.

RIGHT TO INSPECT

We may, at our option, open and inspect your packages prior to or after you give them to the customer.

NO C.O.D. SERVICES

We don't provide C.O.D. services.

RESPONSIBILITY FOR PAYMENT

Even if you give us different payment instructions, you will always be primarily responsible for delivery costs, as well as any costs we may incur in either returning your package to you or warehousing it pending disposition.

QUALIFIED ACCEPTANCE

We reserve the right to reject a shipment at any time, when such shipment would be likely to cause damage or delay to other shipments, equipment or personnel, or if the transportation of which is prohibited by law or is in violation of any rules contained in this Airbill or our Service Guide.

MONEY-BACK GUARANTEE

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Part 411-360
Rev. 10-86

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DOYLE HARTMAN

Oil Operator

500 N. MAIN

P.O. BOX 10426

MIDLAND, TEXAS 79702

(915) 684-4011

August 30, 1989

*Received
8/31/89*

VIA TELEFAX/HAND DELIVERED/FEDERAL EXPRESS

State of New Mexico
Energy and Minerals Department
Oil Conservation Division
310 Old Santa Fe Trail
Santa Fe, New Mexico 87504

Attention: Mr. Michael Stogner
Hearing Examiner

Re: Doyle Hartman
A. L. Christmas No. 1
W/2 W/2 Section 18
T-22-S, R-37-E
1. Nonstandard P.U.
2. Unorthodox Location

Gentlemen:

Case No. 9766

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south down the center of the prveiously approved proposed 147.96-acre standup Eumont proration unit consisting of the W/2 W/2 Section 18. Today we are also talking to Commercial Electric Company in Hobbs about the economic feasibility of moving Chevron's high voltage power line. As was thoroughly discussed in our previous correspondence concerning an unorthodox Eumont gas well consisting of 990' FNL and 460' FWL Section 18, Chevron's high voltage power line is presently restricting our access to the equivalent of an orthodox Eumont gas location for our proposed A. L. Christmas No. 1 well along the north-south centerline of the W/2 W/2 Section 18.

Assuming that Chevron is voluntarily agreeable to allowing us to alter the routing of their existing high voltage power line and also assuming that the movement of the line is economically practical, we hereby amend (in accordance with Rule 2(b)4 and 5(a) of the SPECIAL RULES AND REGULATIONS FOR THE EUMONT GAS POOL) the proposed location for our A. L. Christmas No. 1 well to a location consisting of 990' FNL and 610' FWL Section 18, T-22-S, R-37-E which is the equivalent of an orthodox Eumont gas location for a 147.96-acre standup rectangle Eumont proration unit. A location consisting of 990' FNL and 610' FWL will place the well along the centerline of the 147.96-acre standup non-standard rectangular Eumont proration unit at a distance 990 feet south of the north line.

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A = Proration Unit Area

A (Area) = L (Length) x W (Width)

A = AF x 160 x 43,560

A = 0.9248 x 160 x 43,560

A = 6,445,486.1 sq.ft.

L = 1 mile x 5280 feet/mile = 5280 feet

W = $\frac{A}{L}$

W = $\frac{A}{L} = \frac{6,445,486.1 \text{ sq.ft.}}{5280 \text{ ft}} = 1220.74 \text{ feet}$

and W/2 (centerline) = 1220.74 feet/2 = 610.36 feet

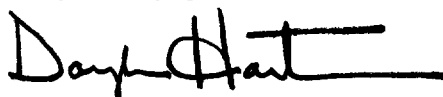
New Mexico Oil Conservation Division

A. L. Christmas No. 1

Page 3

Therefore, since time is of the essence in us obtaining the necessary regulatory approval for the subject infill well and assuming that the two obstacles corresponding to the high voltage powerline will be successfully resolved, the Director's prompt administrative approval of our amended equivalent orthodox location is respectfully requested so that we can promptly proceed with the necessary building of a drilling rig pad for the subject well. In the event, that Chevron is not voluntarily agreeable to allowing us to move their power line and/or it appears that it is not economically feasible to move the power line, then in order to protect both our correlative rights as well as the correlative rights of the royalty owners corresponding to the subject 147.96-acre A. L. Christmas lease, we plan to proceed on September 20, 1989 with our scheduled hearing for the originally proposed unorthodox Eumont gas location for our A. L. Christmas No. 1 well consisting of 990' FNL and 460' FWL Section 18, T-22-S, R-37-E. We will promptly contact you after we have met with Chevron and Commercial Electric Company if it does appear that it is not feasible to drill along the north-south centerline of the W/2 W/2 Section 18, T-22-S, R-37-E.

Very truly yours,



Doyle Hartman

DH/lr

cc: Mr. Victor T. Lyons
Chief Engineer
State of New Mexico
Energy and Minerals Department
Oil Conservation Division
Post Office Box 2088
Santa Fe, New Mexico 87504

Chevron USA Inc.
Post Office Box 670
Hobbs, New Mexico 88240
Attention: Mr. R. C. Anderson

Chevron USA Inc.
Post Office Box 670
Hobbs, New Mexico 88240
Attention: Mr. Clint Morrill
New Mexico Area Superintendent

Marathon Oil Company
Post Office Box 552
Midland, Texas 79702
Attention: Mr. John F. Strong
Mid-Continent Manager

Presidio Exploration, Inc.
5613 DTC Parkway, Suite 750
Englewood, Colorado 80111-3035

Meridian Oil, Inc.
#6 Desta Drive
Midland, Texas 79705

Chevron USA, Inc.
Post Office Box 1150
Midland, Texas 79702
Attention: Mr. Alan W. Bohling
Division Proration Engineer

Amerada Hess Corporation
Post Office Box 840
Seminole, Texas 79360
Attention: Mr. Gilbert E. Miller

Kirby Exploration of Texas
Post Office Box 1745
Houston, Texas 77251

ARCO Oil and Gas Company
Post Office Box 1610
Midland, Texas 79702
Attention: Mr. Craig Payken
Area Engineer

Marathon Oil Company
Post Office Box 552
Midland, Texas 79702
Attention: Mr. Clifford A. Miller
District Engineer

Mr. James E. Burr
Post Office Box 50233
Midland, Texas 79710

Ms. Ruth Sutton
2826 Moss
Midland, Texas 79705

Mr. Larry Nermyr
Box 4106
Sidney, Montana 59270

New Mexico Oil Conservation Division
A. L. Christmas No. 1
Page 5

Mr. James A. Davidson
Post Office Box 494
Midland, Texas 79702

Gallegos Law Firm
141 East Palace Avenue
Santa Fe, New Mexico 87501
Attention: Mr. J. E. Gallegos
 Ms. Joanne Reuter

Mr. Daniel Nutter
105 E. Alicante
Santa Fe, New Mexico 87501

TABLE OF CONTENTS
Attached to and made a part of the NMOCD letter
Dated August August 30, 1989

1. NMOCD Form C-102 dated July 26, 1989 for Doyle Hartman proposed well A. L. Christmas No. 1
2. Plat showing location of proposed A. L. Christmas No. 1, (D) Section 18, T-22-S, R-37-E
3. Log indicating anticipated completion interval for the proposed Doyle Hartman A. L. Christmas No. 1
4. Pages 17 and 18 of the SPECIAL RULES AND REGULATIONS FOR THE EUMONT GAS POOL
5. NMOCD notification of a 148-acre Eumont allowable assigned to the A. L. Christmas "C" #5-L 18-22-37 dated January 18, 1957
6. NMOCD Form C-128 Well Location and/or Gas Proration Plat on the Gulf Oil Corporation A. L. Christmas NCT-C No. 5 dated October 30, 1956
7. Doyle Hartman letter dated July 27, 1989 to New Mexico Oil Conservation Division on the proposed A. L. Christmas No. 1
8. Doyle Hartman letter dated August 10, 1989 to Marathon Oil Company on the proposed A. L. Christmas No. 1

OIL CONSERVATION DIVISION

P.O. Box 2088

Santa Fe, New Mexico 87501-2088

INSTRUCTIONS

100 Rio Brazos Rd., Artes, NM 87410

WELL LOCATION AND ACREAGE DEDICATION PLAT

All Distances must be from the outer boundaries of the section

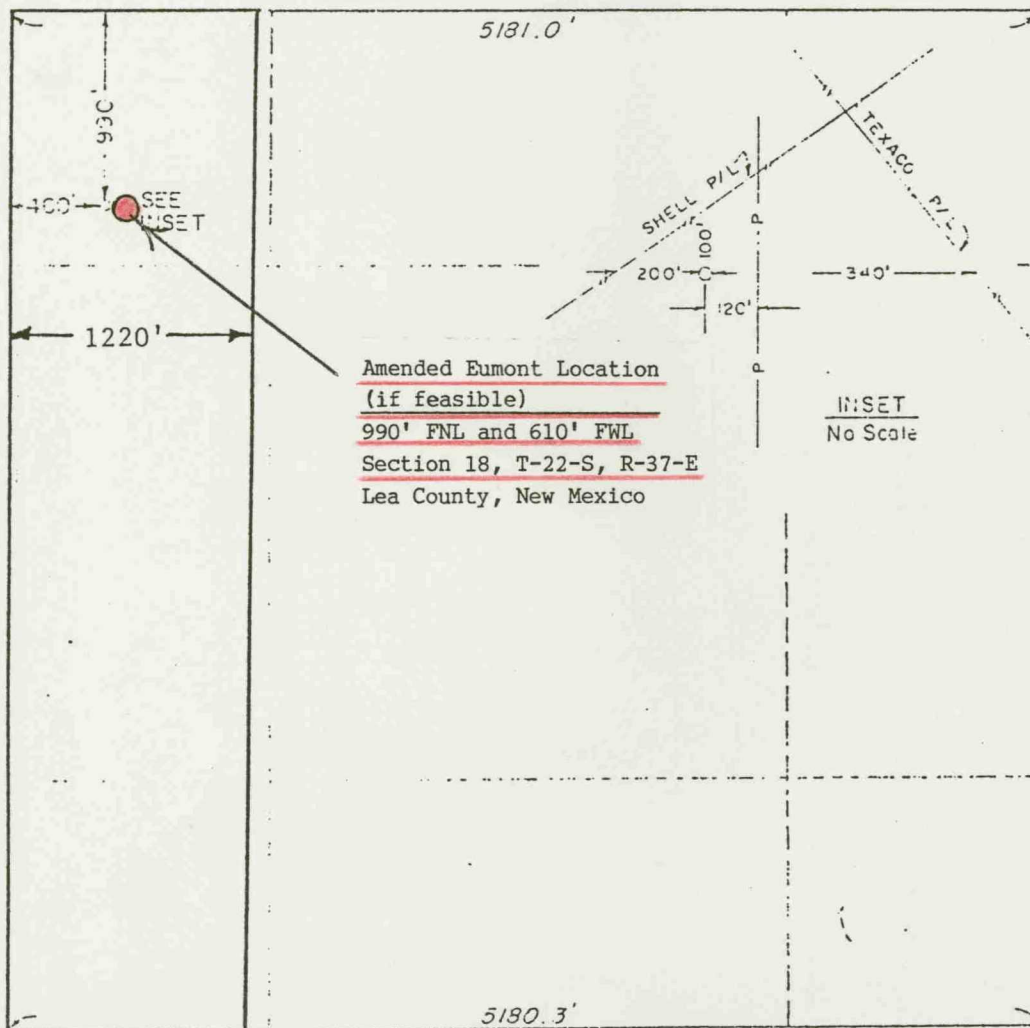
Operator	Lease	Well No.
Doyle Hartman, Oil Operator	A.L. Christmas	1
Section	Township	Range
D 18	22 South	37 East
County	NMPM Lea	
Actual Surface Location of Well		
990' feet from the North line and 610' feet from the West line	Dedicated Acreage: 148 Acres	
Ground level Elev 3434.5	Queen (Penrose)	Eumont (Gas)

1. Outline the acreage dedicated to the subject well by colored pencil or hatchure marks on the plat below.
2. If more than one lease is dedicated to the well, outline each and identify the ownership thereof (both as to working interest and royalty).
3. If more than one lease of different ownership is dedicated to the well, have the interest of all owners been consolidated by communitization, unitization, forced pooling, etc.

Yes No If answer is "yes" type of consolidation

If answer is "no" list the owners and their descriptions which have actually been consolidated. (Use reverse side of this plat if necessary)

Do all owners of the dedicated well until all interests have been consolidated (by communitization, unitization, forced pooling, or otherwise) or until a ten standard unit, eliminating such interest, has been approved by the Division.



OPERATOR CERTIFICATION

I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief

Signature: [Signature]
Printed Name: Michael Stewart

Position: Engineer
Company: Doyle Hartman, Oil Operator

Date: 7-26-89

SURVEYOR CERTIFICATION

I hereby certify that the well location shown on this plat was plotted from field notes of a well survey made by me or under my supervision, and that the same is true and correct to the best of my knowledge and belief

Date Surveyed:

July 25, 1989

Signature: [Signature]
Professional Seal:



Marathon Oil Company

McDonald State No. 11

330 FNL & 330 FEL (A)

Section 13, T-22-S, R-36-E

(Eumont Penrose completion)

- Note:
1. 330' from common lease line
 2. Average allowable advantage over a 160-acre Eumont gas well in 1988 of 17,175 MCF/mo.

Amended Eumont Location
(if feasible)

990' FNL and 610' FWL

Section 18, T-22-S, R-37-E

Lea County, New Mexico

Proposed Location

Doyle Hartman

A. L. Christmas No. 1

990 FNL and 460 FWL (D)

Section 18, T-22-S, R-37-E

(Eumont Penrose completion)

Note: 460' from common lease line.

Proposed Proration Unit

A. L. Christmas No. 1

W/2 W/2 Section 18

T-22-S, R-37-E

Lea County, New Mexico

(148 acres)

Note: P.U. originally approved
by Order NSP-341.

ON.
UNIT

T-22-S, R-36-E and R-37-E
Lea County, New Mexico

COMPANY Doyle Hartman

WELL A.L. Christmas No. 1
(Proposed well)

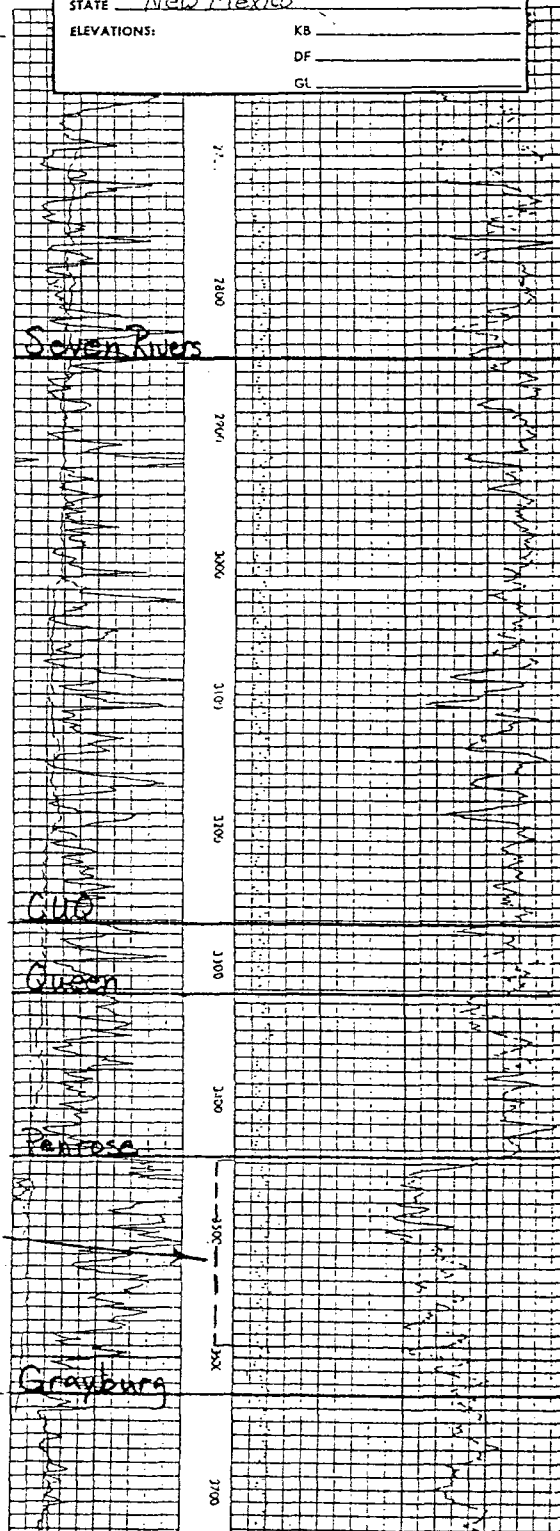
FIELD Eumont Gas Pool

LOCATION 990 ENL & 460 FWL (D)
Section 18, T-22-S, R-37-E
Log from A.L. Christmas No. 14 in D-18-22S-37E

COUNTY Lea

STATE New Mexico

ELEVATIONS: KB _____
DF _____
GL _____



EUMONT
POOL

DOYLE HARTMAN
A.L. CHRISTMAS NO. 1
ANTICIPATED COMPLETION

COMPANY Marathon

WELL McDonald State AC-2 No. 11

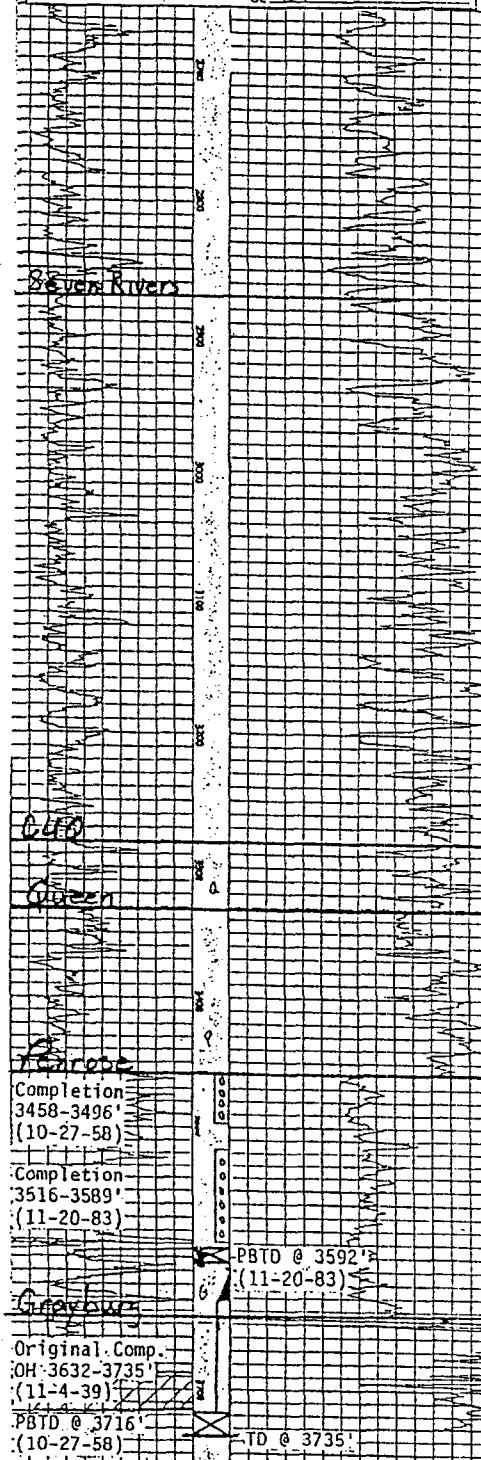
FIELD Eumont Gas / Arrowhead Oil

LOCATION 330 ENL & 330 FEL (A)
Section 13, T-22-S, R-36-E

COUNTY Lea

STATE New Mexico

ELEVATIONS: KB _____
DF 3452
GL 3441



RULE 2(a). A standard GPU in the Crosby-Devonian Gas Pool shall be 160 acres.

RULE 2(b). Each well completed or recompleted in the Crosby-Devonian Gas Pool shall be located no closer than 660 feet to any outer boundary of the proration unit nor closer than 330 feet to any governmental quarter-quarter section or subdivision inner boundary.

D. ALLOCATION AND GRANTING OF ALLOWABLES

RULE 5. Acreage is the only proration factor in the Crosby-Devonian Gas Pool.

SPECIAL RULES AND REGULATIONS FOR THE
EUMONT GAS POOL

The Eumont Gas Pool, Lea County, New Mexico, was created February 17, 1953, and gas proration in this pool became effective January 1, 1954. The Eumont Gas Pool now includes portions of the acreage once included in the Jalco and Langmat Pools (now Jalmat) and all of the acreage formerly in the Arrow and Hardy Pools.

A. DEFINITIONS

THE VERTICAL LIMITS of the Eumont Gas Pool shall extend from the top of the Yates formation to the base of the Queen formation, thereby including all of the Yates, Seven Rivers, and Queen formations.

A GAS WELL in the Eumont Gas Pool shall be a well producing from the vertical limits of the pool with a gas-liquid ratio in excess of 100,000 cubic feet of gas per barrel of oil.

AN OIL WELL in the Eumont Gas Pool shall be a well producing from the vertical limits of the pool and not classified as a gas well as defined above.

THE LIMITING GAS-OIL RATIO for oil wells in the Eumont Gas Pool shall be 10,000 cubic feet of gas per barrel of oil.

B. WELL LOCATION AND ACREAGE REQUIREMENTS

RULE 2(a) 1. A standard gas proration unit in the Eumont Gas Pool shall be 640 acres.

2. A standard oil proration unit in the Eumont Gas Pool shall be 40 acres.

RULE 2(b) 1. A gas well in the Eumont Gas Pool to which 640 acres is dedicated shall be located no nearer than 1650 feet to the outer boundary of the section and no nearer than 330 feet to any governmental quarter-quarter section or subdivision boundary line.

2. An oil well in the Eumont Gas Pool shall be located no nearer than 330 feet to the outer boundary of any governmental quarter-quarter section or subdivision boundary line.

(Any well drilled to and producing from the Eumont Gas Pool prior to August 12, 1954, at a location conforming with the spacing requirements effective at the time said well was drilled, shall be granted a tolerance not exceeding 330 feet with respect to the required distance from the boundary lines.)

RULE 2(b) 4. In establishing a non-standard gas proration unit in the Eumont Gas Pool, the location of the well with respect to the two nearest boundary lines thereof shall govern the maximum amount of acreage that may be assigned to the well for the purposes of gas proration as follows:

LOCATION	MAXIMUM ACREAGE
<u>660-610</u> (equivalent of the dot)	<u>147.96 acres</u> (rectangular)
660-660	160 acres
660-990	320 acres
990-990	600 acres

D. ALLOCATION AND GRANTING OF ALLOWABLES

RULE 5. Acreage is the only proration factor in the Eumont Gas Pool.

(a) A 640 acre proration unit in the Eumont Gas Pool shall be assigned an Acreage Factor of 4.00; a 160 acre proration unit an Acreage Factor of 1.00, etc.

I. MISCELLANEOUS SPECIAL POOL RULES

RULE 26. Oil wells in the Eumont Gas Pool shall receive oil and casinghead gas allowables as provided in Rules 503, 505, and 506 of the Division Rules and Regulations.

SPECIAL RULES AND REGULATIONS FOR THE

DUPLICATE

NEW MEXICO OIL CONSERVATION COMMISSION

P. O. BOX 2045

HOBBS, NEW MEXICO

Date Jan. 18, 1957

To:

Re: Gas Wells

Gulf Oil Corp.

This is:

Box 2167

A New Gas Well ()
An oil well converted to gas ()
An Oil-Gas Dual (X)
A Gas-Gas Dual ()

Hobbs, New Mex.

Gentlemen:

Form C-104 has been received on your A. L. Christmas "C" #5-L 18-22-37,
Lease and Well No. Unit S-T-R



But no allowable can be assigned this well until the following forms have been received:

Form C-110 _____

Plat _____

NSP Order _____

Affidavit of communitization _____

Notice of Connection _____

And a 148 acre allowable will be assigned in the Eumont Pool

under NSP Order No. 341.

Filed 10/31/56

Filed 10/31/56

Application filed 12/19/56

Filed Not Needed

Date of connection 1/12/57

OIL CONSERVATION COMMISSION

E. J. Fischer

Engineer, District 1

Original-Operator
CC-File

Original-CCC, Santa Fe
CC-File, operator &
Transporter- PB

NEW MEXICO
OIL CONSERVATION COMMISSION

Form C-128

Well Location and/or Gas Regeneration Plat

Date 10-30-56

Operator Gulf Oil Corporation

Lease 4-128 Christmas #11CT-C

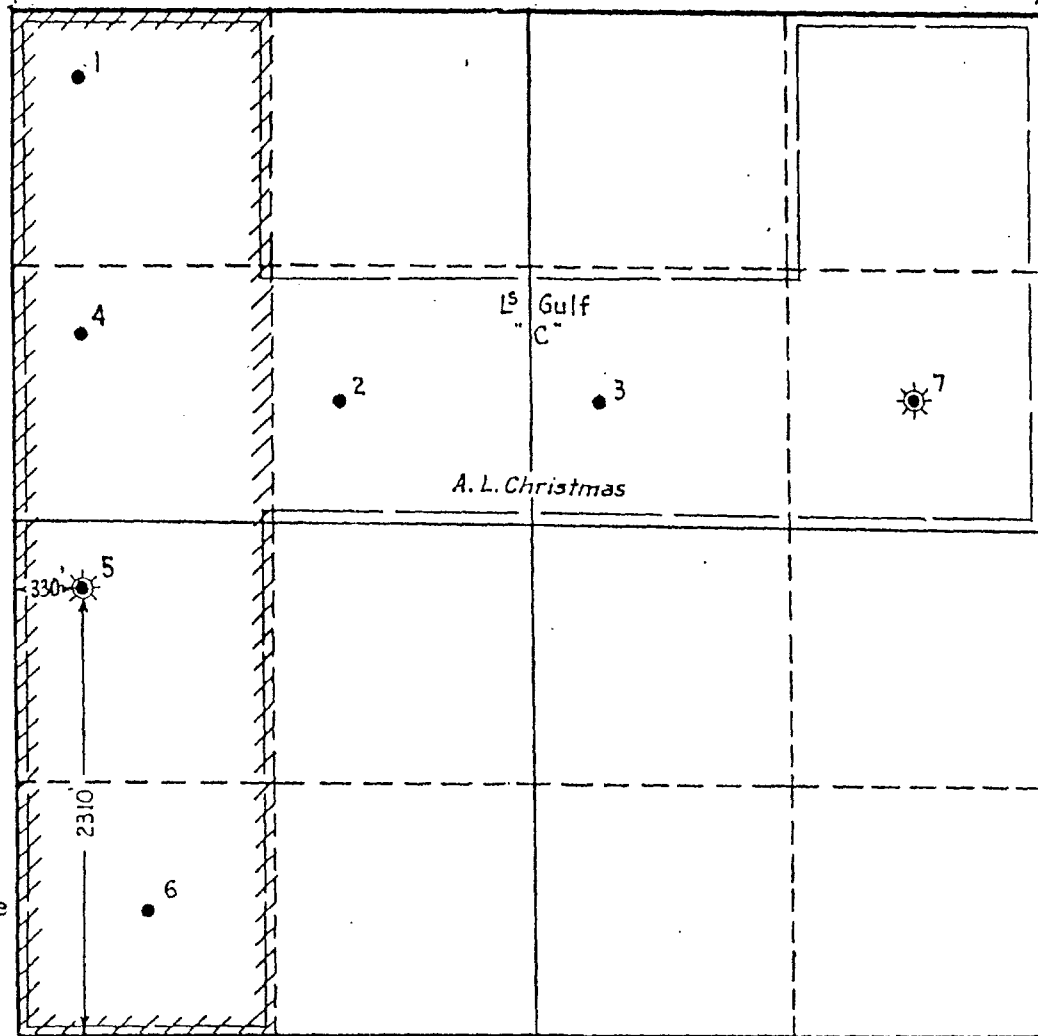
Well No. 5 Section 18 Township 22-S Range 37-E NMPM

Located 330 Feet From West Line, 2,310 Feet From South Line,

Lea County, New Mexico. G. L. Elevation 3,450

Name of Producing Formation Queen Pool Eumont Gas Dedicated Acreage 160*

(Note: All distances must be from outer boundaries of Section)



*Hearing for a non-standard gas regeneration unit will be requested

- - Oil Well
- ☼ - Dual (Gas-Oil)
- - - Lease Line
- //// - Acreage Dedicated

SCALE: 1"=1000'

Is this Well a Dual Comp.? Yes X No

If the answer to Question 1 is yes, are there any other dually completed wells within the dedicated acreage? Yes No X

This is to certify that the above plat was prepared from field notes of actual survey made by me or under my supervision and that the same are true and correct to the best of my knowledge and belief.

Name J. R. Sherman
Position Division Gas Engineer
Representing Gulf Oil Corporation
Address P. O. Box 1290, Fort Worth, Texas

Date Surveyed
Registered Professional Engineer and Land Surveyor

DOYLE HARTMAN

Oil Operator

500 N. MAIN

P.O. BOX 10426

MIDLAND, TEXAS 79702

(915) 684-4011

July 27, 1989

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Victor T. Lyons
State of New Mexico
Energy and Minerals Department
Oil Conservation Division
Post Office Box 2088
Santa Fe, New Mexico 87504

Re: A. L. Christmas No. 1
W/2 W/2 Section 18
T-22-S, R-37-E
Lea County, New Mexico
(148-acre proration unit)
1. Non-Standard Proration Unit
2. Unorthodox Location
3. Notice of Section 103
Infill Application

Gentlemen:

We are in the process of filing Forms C-101 and C-102 with the Oil Conservation Division District I Office for permission to drill our newly proposed A. L. Christmas No. 1 well as an infill Eumont (Gas) well at a non-standard Eumont (Gas) location consisting of 990' FNL & 460' FWL (D), Section 18, T-22-S, R-37-E, Lea County, New Mexico.

We hereby request administrative approval for reactivation of the previously approved 148-acre Eumont (gas) non-standard proration unit consisting of the W/2 W/2 Section 18, T-22-S, R-37-E, Lea County, New Mexico, which was previously dedicated to Gulf Oil Company's now abandoned A. L. Christmas "C" No. 5, situated in L-18-22S-37E, and which will now be dedicated to the proposed A. L. Christmas No. 1 well (D-18-22S-37E). The existing 148-acre non-standard proration unit was dedicated to the A. L. Christmas "C" No. 5 after a Commission hearing in 1956 by OCD Order NSP-341.

We are also requesting approval of an unorthodox Eumont (gas) location consisting of 990' FNL & 460' FWL (D) because of the existence of various surface obstructions as discussed in detail below:

1. The 148-acre non-standard proration unit consisting of the W/2 W/2 Section 18 contains four (4) contiguous lots instead of four (4) contiguous 40-acre tracts and therefore, the width of the existing proration unit is 1220' instead of the standard 1320' for a full 40-acre square.

New Mexico Oil Conservation Division
A. L. Christmas No. 1
July 27, 1989
Page 2

In light of the rectangular shape of the existing proration unit and the fact that the width of the proration unit is only 1220' wide, it is therefore impossible to simultaneously drill a well 660' from both the east and west lease lines of the proration unit.

2. Each of the lots comprising the W/2 W/2 Section 18 contains two (2) previously existing wellbores (some of which are currently producing and several of which are now abandoned, but nevertheless restricting the number of locations available for a new well).
3. A high voltage power line located approximately 600' FWL of Section 18 runs essentially north and south through the center of the W/2 W/2 Section 18. The high voltage power line (and the safety aspects associated therewith) becomes a major hindrance to placing a well along the center-line of the subject proration unit. Chevron (Gulf), in the past and apparently in the interest of safety, has placed its A. L. Christmas "C" wells approximately 150' away from the power line.
4. Texaco has a pipeline that crosses Unit D diagonally from northwest to southeast and essentially crosses over the location consisting of 990' FNL and 800' FWL of Section 18. Furthermore, Shell also has a pipeline that crosses Unit D from southwest to northeast approximately 100' northwest of our proposed infill location.

Due to a combination of the geometry of the existing 148-acre proration unit, (including a width of only 1220'), the existence of numerous wellbores, a high-voltage power line, the necessary drilling rig layout, and the proximity to two pipelines, the proposed location of 990' FNL & 460' FWL Section 18 appears to be a safe and reasonable location for the proposed infill well.

Furthermore, if the proposed well is completed as a commercial producer and in compliance with any currently applicable requirements of the Natural Gas Policy Act of 1978, an application if required will be submitted to the New Mexico Oil Conservation Division to obtain administrative approval for the well as a Section 103 infill well.

Three copies of a color-coded land map outlining the previously approved 148-acre Eumont (Gas) proration unit (NSP-341) as well as the proposed location of our A. L. Christmas No. 1 infill well are enclosed for your review. Supplementing the enclosed color-coded land plat is a companion table describing by tract number and color all Eumont (gas) proration units (including the operators of the Eumont gas rights) that offset the proposed A. L. Christmas No. 1 infill well. Also included on the companion table are Marathon's McDonald State A/C 2 No. 11 (A-13-22S-36E) and No. 26 (J-13-22S-36E) wells, both of which are high GOR Eumont casinghead wells that produce from the Eumont (Penrose) gas interval.

Complete copies of this application have also been sent by certified mail to

New Mexico Oil Conservation Division
A. L. Christmas No. 1
July 27, 1989
Page 3

all offsetting parties owning Eumont (Gas) rights as described on the enclosed plat and table. The following is a list of the offsetting Eumont (Gas) operators:

Presidio Exploration, Inc.
5613 DTC Parkway, Suite 750
Englewood, Colorado 80111-3035

Meridian Oil, Inc.
#6 Desta Drive
Midland, Texas 79701

Chevron USA, Inc.
Post Office Box 1150
Midland, Texas 79702

Attention: Mr. Alan W. Bohling
Division Proration Engineer

Amerada Hess Corporation
Post Office Box 840
Seminole, Texas 79360

Attention: Mr. Gilbert E. Miller

Kirby Exploration of Texas
Post Office Box 1745
Houston, Texas 77251

ARCO Oil and Gas Co.
Post Office Box 1610
Midland, Texas 79702

Attention: Mr. Craig Payken
Area Engineer

Marathon Oil Company
Post Office Box 552
Midland, Texas 79702


Attention: Mr. Clifford A. Miller
District Engineer

Thank you for your consideration in this matter.

New Mexico Oil Conservation Division
A. L. Christmas No. 1
July 27, 1989
Page 4

Very truly yours,

DOYLE HARTMAN



Michael Stewart
Engineer

MS/mw
Enclosure

cc: New Mexico Oil Conservation Division
District I Office
Post Office Box 1980
Hobbs, New Mexico 88240

Attention: Mr. Jerry Sexton

Mr. J. E. Gallegos
Gallegos Law Firm
141 E. Palace Avenue
Santa Fe, New Mexico 87501

Mr. Daniel S. Nutter
105 E. Alicante
Santa Fe, New Mexico 87501

Mr. William P. Aycock
1207 W. Wall
Midland, Texas 79701

Mr. Harold Swain
Doyle Hartman, Oil Operator
Post Office Drawer M
Jal, New Mexico 88252

Chevron USA, Inc.
Post Office Box 670
Hobbs, New Mexico 88240

Attention: Mr. J. C. Prindle
Joint Venture Coordinator

DOYLE HARTMAN

Oil Operator

500 N. MAIN

P.O. BOX 10426

MIDLAND, TEXAS 79702

(915) 684-4011

August 10, 1989

CERTIFIED, RETURN RECEIPT REQUESTED

Marathon Oil Company
Post Office Box 552
Midland, Texas 79702
Attention: Mr. Kent Craig

Re: Doyle Hartman's
Proposed Infill Well
A.L. Christmas No.1
W/2 W/2 Section 18
T-22-S, R-37-E
Lea County, New Mexico

Gentlemen:

Reference is made to our letter to the New Mexico Oil Conservation Division dated July 27, 1989 (copy enclosed) wherein we requested reinstatement of the 148-acre Eumont proration unit consisting of the W/2 W/2 Section 18, T-22-S, R-37-E, which was previously approved by the NMOCD under Order NSP-341 and was originally dedicated to Chevron's (Gulf's) A.L. Christmas "C" No. 5 well located 2310' FSL and 330' FWL of Section 18, T-22-S, R-37-E. In our letter to the NMOCD of July 27, 1989, we also requested approval for an unorthodox location for our proposed A.L. Christmas No. 1 infill Eumont gas well and gave a detailed explanation for our request.

Today, you talked with Mike Stewart of our office about our application for an unorthodox location and implied that we should move the existing high voltage powerline that runs north-south along the centerline of the W/2 W/2 Section 18, T-22-S, R-37-E so that our proposed A.L. Christmas can be drilled along the centerline of the W/2 W/2 Section 18. Like Marathon, it is also our opinion that a high voltage powerline should not have been built at a location that prohibits the drilling of new wells at orthodox well locations as per the rules and regulations of the NMOCD; but the powerline in question is now in place and furthermore, it does not belong to us.

Because of the geometry of the subject 148-acre proration unit, if a well cannot be drilled along the centerline of the W/2 W/2

Marathon Oil Company
A.L. Christmas No. 1
August 10, 1989
Page 2

Section 18, it then becomes necessary to move the proposed location in either an easterly or westerly direction which means that a well must be drilled closer than 610 feet from the east or west lease lines of the A.L. Christmas lease. The width of the W/2 W/2 Section 18 is 1220 feet and therefore, the centerline of the W/2 W/2 Section 18 is 610 feet from the east and west lease lines.

We are also enclosing for your review an acreage ownership plat depicting the proposed location for our A.L. Christmas No. 1 located in D-18-22S-37E as well as the location of Marathon's existing McDonald State No. 11 located in A-13-22S-36E. As you can see from the enclosed plat, your McDonald State No. 11 is situated 330 feet from the common lease line separating our two leases whereas our proposed location is situated 460 feet from the same lease line.

A review of the enclosed geologic cross-section shows that both your McDonald State No. 11 and our proposed A.L. Christmas No. 1 (once completed) will have completion intervals consisting of the Eumont Penrose interval. However, because the McDonald State No. 11 is classified as a Eumont oil well, the subject well is entitled to a daily casinghead allowable of 800 MCFPD. Based on an average daily allowable for a 160-acre Eumont gas well for the year 1988 of 237 MCFPD, a Eumont oil well in 1988 was entitled to an allowable that was 14.9 times greater, on an acreage basis, than a Eumont gas well producing from the very same zone.

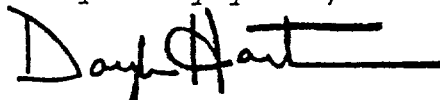
We believe that the NMOC's definition of correlative rights implies that an operator should be afforded the opportunity to produce his fair share of the reserves from a reservoir so long as that operator is willing to avail himself of the opportunity. Marathon's McDonald State No. 11 well is a Eumont Penrose producer that is situated 130 feet closer to the common lease line between our leases than we are proposing for our A.L. Christmas No. 1. Marathon's McDonald State No. 11 also has a substantial allowable advantage over our proposed A.L. Christmas No. 1 Eumont gas well being that the McDonald State No. 11 is classified as a casinghead well and is entitled to an allowable of 800 MCFPD/well. Surely Marathon is not suggesting at this time that our proposed A.L. Christmas No. 1 should receive an additional allowable penalty over and above the penalty that it will already suffer relative to the McDonald State No. 11 because of the existing high voltage line that runs north and south along the centerline of the W/2 W/2 Section 18, T-22-S, R-37-E.

Since the proposed A.L. Christmas No. 1 is being drilled on a farmout from Chevron and time is of the essence in commencing the subject well due to a previously agreed-to farmout deadline, we respectfully request that you promptly approve and return our

Marathon Oil Company
A.L. Christmas No. 1
August 10, 1989
Page 3

application of July 27, 1989. If we can be of any further assistance to you in this matter, please let us know.

Very truly yours,



Doyle Hartman

DH/ps
Enclosures

cc: Marathon Oil Company
Post Office Box 552
Midland, Texas 79702
Attention: Mr. John F. Strong
Mid-Continent Manager

Chevron USA Inc.
Post Office Box 1150
Midland, Texas 79702
Attention: Mr. Alan W. Bohling
Division Proration Engineer

Chevron USA Inc.
Post Office Box 670
Hobbs, New Mexico 88240
Attention: Mr. R.C. Anderson

Mr. Victor T. Lyons
State of New Mexico
Energy and Minerals Department
Oil Conservation Division
Post Office Box 2088
Santa Fe, New Mexico 87504

Gallegos Law Firm
141 East Palace Avenue
Santa Fe, New Mexico 87501
Attention: Mr. J. E. Gallegos

Mr. Daniel S. Nutter
105 E. Alicante
Santa Fe, New Mexico 87501

Mr. James A. Davidson
Post Office Box 494
Midland, Texas 79702

Marathon Oil Company
A.L. Christmas No. 1
August 10, 1989
Page 4

Mr. James E. Burr
2505 Emerson Drive
Midland, Texas 79705

Ms. Ruth Sutton
2826 Moss
Midland, Texas 79705

Mr. Larry Nermyr
Post Office Box 4106
Sidney, Montana 59270

STATE OF NEW MEXICO

ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION



GARREY CARRUTHERS
GOVERNOR

POST OFFICE BOX 2088
STATE LAND OFFICE BUILDING
SANTA FE, NEW MEXICO 87504
(505) 827-5800

August 17, 1989

Doyle Hartman
P.O. Box 10426
Midland, TX 79702

RE: A.L. Christmas Well No. 1

Dear Mr. Hartman:

This is to confirm our telephone conversation today concerning the objection to this well location by Marathon Oil Company (see attached FAX transmittal sheet), this matter will be set on the next available hearing docket scheduled for September 20, 1989.

If you should have any questions, please contact me.

Sincerely,

A handwritten signature in cursive script, reading "Michael E. Stogner".

Michael E. Stogner
Chief Hearing Officer/Engineer

MES/ag

cc: Marathon Oil Company

AUG-16-1989 11:33 FROM MARATHON OIL MIDLAND, TX. TO

9-15068275741 P.02

Mid-Continent Region
Production United States



P.O. Box 582
Midland, Texas 79702
Telephone 915/682-1826

PANAFAX TRANSMITTAL SHEET

SEND THE FOLLOWING PAGES TO:

NAME Victor I. Lyons

COMPANY NAME Marathon Oil Conservation Division

LOCATION Santa Fe, NM 87501

PANAFAX NUMBER: 505-827-5741

FROM:

NAME Steve Davis Production Div. Ext. 915-687-8307

TOTAL NUMBER OF PAGES: 2 (including cover sheet)

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL BACK ASAP

PHONE 915-687-8307 (Change Case)

COMMENTS

() PLEASE CHECK IF THIS MATERIAL IS NOT TO BE RETURNED TO YOU.



A subsidiary of USX Corporation

UG-16-89 WED 10:32

915 687 8307

TOTAL P.02

AUG-16-1989 11:32 FROM MARATHON OIL MIDLAND, TX. TO

9-15068275741 P.01

Mid-Continent Region
Exploration United States



P.O. Box 582
Midland, Texas 79702
Telephone 915/682-1826

August 16, 1989

New Mexico Oil Conservation Division

State Land Office Building

310 Old Santa Fe Trail

Santa Fe, New Mexico 87501

Attention: Mr. Victor I. Lyons

Re: Doyle Hartman's Application for Unorthodox Well Location

Our Lease NM-106 - McDonald State Lease A-2614

All of Section 13, T-22-S, R-36-E,

Our South Eunice Area

Lea County, New Mexico

Gentlemen:

Reference is made to Doyle Hartman's (Hartman) July 27, 1989, Application for Administrative Approval for an unorthodox location for a Eumont (Gas) well at a non-standard Eumont (Gas) location of 990' FVL and 460' FVL of Section 18, T-22-S, R-37-E, N.M.P.M., Lea County, New Mexico.

Please be advised that upon review of Hartman's Application, Marathon is not opposed to said unorthodox location provided that a 30% penalty is imposed on the allowable for said well.

Should you have any questions concerning the above, please advise.

Very truly yours,

MARATHON OIL COMPANY

C. R. Hubacher

C. R. Hubacher
District Engineer

CRH/SMD:jmc

cc: Mr. S. C. Schreub

Mr. J. L. Benson

Mr. L. D. Garcia

Doyle Hartman

P. O. Box 10426

Midland, Texas 79702-0426

Attn: Mr. Michael Stewart

A subsidiary of USX Corporation

AUG-16-89 WED 10:31

915 687 8307

An Equal Opportunity Employer

Mid-Continent Region
Exploration United States



P.O. Box 552
Midland, Texas 79702
Telephone 915/682-1626

August 16, 1989

New Mexico Oil Conservation Division
State Land Office Building
310 Old Santa Fe Trail
Santa Fe, New Mexico 87501

AIRBORNE OVERNIGHT DELIVERY

Attention: Mr. Victor T. Lyons

Re: Doyle Hartman's Application for Unorthodox Well Location
Our Lease NM-106 - McDonald State Lease A-2614
All of Section 13, T-22-S, R-36-E,
Our South Eunice Area
Lea County, New Mexico

Gentlemen:

Reference is made to Doyle Hartman's (Hartman) July 27, 1989, Application for Administrative Approval for an unorthodox location for a Eumont (Gas) well at a non-standard Eumont (Gas) location of 990' FNL and 460' FWL of Section 18, T-22-S, R-37-E, N.M.P.M., Lea County, New Mexico.

Please be advised that upon review of Hartman's Application, Marathon is not opposed to said unorthodox location provided that a 30% penalty is imposed on the allowable for said well.

Should you have any questions concerning the above, please advise.

Very truly yours,

MARATHON OIL COMPANY

A handwritten signature in cursive script, appearing to read 'C. R. Hubacher'.

C. R. Hubacher
District Engineer

CRH/SMD;mmc'

xc: Mr. S. C. Schraub
Mr. J. L. Benson
Mr. L. D. Garcia
Doyle Hartman
P. O. Box 10426
Midland, Texas 79702-0426
Attn: Mr. Michael Stewart

DOYLE HARTMAN

Oil Operator

500 N. MAIN

P.O. BOX 10426

MIDLAND, TEXAS 79702

(915) 684-4011

August 10, 1989

RECEIVED

AUG 14 1989

OIL CONSERVATION DIV.
SANTA FE

CERTIFIED, RETURN RECEIPT REQUESTED

Marathon Oil Company
Post Office Box 552
Midland, Texas 79702
Attention: Mr. Kent Craig

Case 9766

Re: Doyle Hartman's
Proposed Infill Well
A.L. Christmas No.1
W/2 W/2 Section 18
T-22-S, R-37-E
Lea County, New Mexico

Gentlemen:

Reference is made to our letter to the New Mexico Oil Conservation Division dated July 27, 1989 (copy enclosed) wherein we requested reinstatement of the 148-acre Eumont proration unit consisting of the W/2 W/2 Section 18, T-22-S, R-37-E, which was previously approved by the NMOCD under Order NSP-341 and was originally dedicated to Chevron's (Gulf's) A.L. Christmas "C" No. 5 well located 2310' FSL and 330' FWL of Section 18, T-22-S, R-37-E. In our letter to the NMOCD of July 27, 1989, we also requested approval for an unorthodox location for our proposed A.L. Christmas No. 1 infill Eumont gas well and gave a detailed explanation for our request.

Today, you talked with Mike Stewart of our office about our application for an unorthodox location and implied that we should move the existing high voltage powerline that runs north-south along the centerline of the W/2 W/2 Section 18, T-22-S, R-37-E so that our proposed A.L. Christmas can be drilled along the centerline of the W/2 W/2 Section 18. Like Marathon, it is also our opinion that a high voltage powerline should not have been built at a location that prohibits the drilling of new wells at orthodox well locations as per the rules and regulations of the NMOCD; but the powerline in question is now in place and furthermore, it does not belong to us.

Because of the geometry of the subject 148-acre proration unit, if a well cannot be drilled along the centerline of the W/2 W/2

Marathon Oil Company
A.L. Christmas No. 1
August 10, 1989
Page 2

Section 18, it then becomes necessary to move the proposed location in either an easterly or westerly direction which means that a well must be drilled closer than 610 feet from the east or west lease lines of the A.L. Christmas lease. The width of the W/2 W/2 Section 18 is 1220 feet and therefore, the centerline of the W/2 W/2 Section 18 is 610 feet from the east and west lease lines.

We are also enclosing for your review an acreage ownership plat depicting the proposed location for our A.L. Christmas No. 1 located in D-18-22S-37E as well as the location of Marathon's existing McDonald State No. 11 located in A-13-22S-36E. As you can see from the enclosed plat, your McDonald State No. 11 is situated 330 feet from the common lease line separating our two leases whereas our proposed location is situated 460 feet from the same lease line.

A review of the enclosed geologic cross-section shows that both your McDonald State No. 11 and our proposed A.L. Christmas No. 1 (once completed) will have completion intervals consisting of the Eumont Penrose interval. However, because the McDonald State No. 11 is classified as a Eumont oil well, the subject well is entitled to a daily casinghead allowable of 800 MCFPD. Based on an average daily allowable for a 160-acre Eumont gas well for the year 1988 of 237 MCFPD, a Eumont oil well in 1988 was entitled to an allowable that was 14.9 times greater, on an acreage basis, than a Eumont gas well producing from the very same zone.

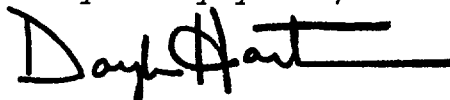
We believe that the NMOCD's definition of correlative rights implies that an operator should be afforded the opportunity to produce his fair share of the reserves from a reservoir so long as that operator is willing to avail himself of the opportunity. Marathon's McDonald State No. 11 well is a Eumont Penrose producer that is situated 130 feet closer to the common lease line between our leases than we are proposing for our A.L. Christmas No. 1. Marathon's McDonald State No. 11 also has a substantial allowable advantage over our proposed A.L. Christmas No. 1 Eumont gas well being that the McDonald State No. 11 is classified as a casinghead well and is entitled to an allowable of 800 MCFPD/well. Surely Marathon is not suggesting at this time that our proposed A.L. Christmas No. 1 should receive an additional allowable penalty over and above the penalty that it will already suffer relative to the McDonald State No. 11 because of the existing high voltage line that runs north and south along the centerline of the W/2 W/2 Section 18, T-22-S, R-37-E.

Since the proposed A.L. Christmas No. 1 is being drilled on a farmout from Chevron and time is of the essence in commencing the subject well due to a previously agreed-to farmout deadline, we respectfully request that you promptly approve and return our

Marathon Oil Company
A.L. Christmas No. 1
August 10, 1989
Page 3

application of July 27, 1989. If we can be of any further assistance to you in this matter, please let us know.

Very truly yours,



Doyle Hartman

DH/ps
Enclosures

cc: Marathon Oil Company
Post Office Box 552
Midland, Texas 79702
Attention: Mr. John F. Strong
Mid-Continent Manager

Chevron USA Inc.
Post Office Box 1150
Midland, Texas 79702
Attention: Mr. Alan W. Bohling
Division Proration Engineer

Chevron USA Inc.
Post Office Box 670
Hobbs, New Mexico 88240
Attention: Mr. R.C. Anderson

✓ Mr. Victor T. Lyons
State of New Mexico
Energy and Minerals Department
Oil Conservation Division
Post Office Box 2088
Santa Fe, New Mexico 87504

Gallegos Law Firm
141 East Palace Avenue
Santa Fe, New Mexico 87501
Attention: Mr. J. E. Gallegos

Mr. Daniel S. Nutter
105 E. Alicante
Santa Fe, New Mexico 87501

Mr. James A. Davidson
Post Office Box 494
Midland, Texas 79702

Marathon Oil Company
A.L. Christmas No. 1
August 10, 1989
Page 4

Mr. James E. Burr
2505 Emerson Drive
Midland, Texas 79705

Ms. Ruth Sutton
2826 Moss
Midland, Texas 79705

Mr. Larry Nermyr
Post Office Box 4106
Sidney, Montana 59270

TABLE OF CONTENTS

LETTER TO KENT CRAIG

MARATHON OIL COMPANY

1. Application to NMOC D dated July 27, 1989 for Non-Standard Proration Unit and Unorthodox Location for Hartman-A.L. Christmas No. 1.
2. Acreage Dedication Plat for Proposed Hartman-A.L. Christmas No. 1.
3. Acreage Ownership Plat Depicting Location of Marathon-McDonald State No. 11, Hartman-A.L. Christmas No. 1 and Proposed Proration Unit for the Hartman-A.L. Christmas No. 1.
4. Geologic Cross Section Depicting Eumont Penrose Completion Interval for Marathon-McDonald State No. 11 and Hartman-A.L. Christmas No. 1.
5. Comparison of Eumont Gas Allowable (Acreage Factor = 1.0) vs. Eumont Casinghead Gas Allowable for 40-Acre Eumont Oil Well.
6. Production History for Marathon-McDonald State No. 11.
7. Production History for Marathon-McDonald State No. 26.

DOYLE HARTMAN

Oil Operator

500 N. MAIN

P.O. BOX 10426

MIDLAND, TEXAS 79702

(915) 684-4011

July 27, 1989

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Victor T. Lyons
State of New Mexico
Energy and Minerals Department
Oil Conservation Division
Post Office Box 2088
Santa Fe, New Mexico 87504

Re: A. L. Christmas No. 1
W/2 W/2 Section 18
T-22-S, R-37-E
Lea County, New Mexico
(148-acre proration unit)
1. Non-Standard Proration Unit
2. Unorthodox Location
3. Notice of Section 103
Infill Application

Gentlemen:

We are in the process of filing Forms C-101 and C-102 with the Oil Conservation Division District I Office for permission to drill our newly proposed A. L. Christmas No. 1 well as an infill Eumont (Gas) well at a non-standard Eumont (Gas) location consisting of 990' FNL & 460' FWL (D), Section 18, T-22-S, R-37-E, Lea County, New Mexico.

We hereby request administrative approval for reactivation of the previously approved 148-acre Eumont (gas) non-standard proration unit consisting of the W/2 W/2 Section 18, T-22-S, R-37-E, Lea County, New Mexico, which was previously dedicated to Gulf Oil Company's now abandoned A. L. Christmas "C" No. 5, situated in L-18-22S-37E, and which will now be dedicated to the proposed A. L. Christmas No. 1 well (D-18-22S-37E). The existing 148-acre non-standard proration unit was dedicated to the A. L. Christmas "C" No. 5 after a Commission hearing in 1956 by OCD Order NSP-341.

We are also requesting approval of an unorthodox Eumont (gas) location consisting of 990' FNL & 460' FWL (D) because of the existence of various surface obstructions as discussed in detail below:

1. The 148-acre non-standard proration unit consisting of the W/2 W/2 Section 18 contains four (4) contiguous lots instead of four (4) contiguous 40-acre tracts and therefore, the width of the existing proration unit is 1220' instead of the standard 1320' for a full 40-acre square.

New Mexico Oil Conservation Division
A. L. Christmas No. 1
July 27, 1989
Page 2

In light of the rectangular shape of the existing proration unit and the fact that the width of the proration unit is only 1220' wide, it is therefore impossible to simultaneously drill a well 660' from both the east and west lease lines of the proration unit.

2. Each of the lots comprising the W/2 W/2 Section 18 contains two (2) previously existing wellbores (some of which are currently producing and several of which are now abandoned, but nevertheless restricting the number of locations available for a new well).
3. A high voltage power line located approximately 600' FWL of Section 18 runs essentially north and south through the center of the W/2 W/2 Section 18. The high voltage power line (and the safety aspects associated therewith) becomes a major hindrance to placing a well along the center-line of the subject proration unit. Chevron (Gulf), in the past and apparently in the interest of safety, has placed its A. L. Christmas "C" wells approximately 150' away from the power line.
4. Texaco has a pipeline that crosses Unit D diagonally from northwest to southeast and essentially crosses over the location consisting of 990' FNL and 800' FWL of Section 18. Furthermore, Shell also has a pipeline that crosses Unit D from southwest to northeast approximately 100' northwest of our proposed infill location.

Due to a combination of the geometry of the existing 148-acre proration unit, (including a width of only 1220'), the existence of numerous wellbores, a high-voltage power line, the necessary drilling rig layout, and the proximity to two pipelines, the proposed location of 990' FNL & 460' FWL Section 18 appears to be a safe and reasonable location for the proposed infill well.

Furthermore, if the proposed well is completed as a commercial producer and in compliance with any currently applicable requirements of the Natural Gas Policy Act of 1978, an application if required will be submitted to the New Mexico Oil Conservation Division to obtain administrative approval for the well as a Section 103 infill well.

Three copies of a color-coded land map outlining the previously approved 148-acre Eumont (Gas) proration unit (NSP-341) as well as the proposed location of our A. L. Christmas No. 1 infill well are enclosed for your review. Supplementing the enclosed color-coded land plat is a companion table describing by tract number and color all Eumont (gas) proration units (including the operators of the Eumont gas rights) that offset the proposed A. L. Christmas No. 1 infill well. Also included on the companion table are Marathon's McDonald State A/C 2 No. 11 (A-13-22S-36E) and No. 26 (J-13-22S-36E) wells, both of which are high GOR Eumont casinghead wells that produce from the Eumont (Penrose) gas interval.

Complete copies of this application have also been sent by certified mail to

New Mexico Oil Conservation Division

A. L. Christmas No. 1

July 27, 1989

Page 3

all offsetting parties owning Eumont (Gas) rights as described on the enclosed plat and table. The following is a list of the offsetting Eumont (Gas) operators:

Presidio Exploration, Inc.
5613 DTC Parkway, Suite 750
Englewood, Colorado 80111-3035

Meridian Oil, Inc.
#6 Desta Drive
Midland, Texas 79701

Chevron USA, Inc.
Post Office Box 1150
Midland, Texas 79702

Attention: Mr. Alan W. Bohling
Division Proration Engineer

Amerada Hess Corporation
Post Office Box 840
Seminole, Texas 79360

Attention: Mr. Gilbert E. Miller

Kirby Exploration of Texas
Post Office Box 1745
Houston, Texas 77251

ARCO Oil and Gas Co.
Post Office Box 1610
Midland, Texas 79702

Attention: Mr. Craig Payken
Area Engineer

Marathon Oil Company
Post Office Box 552
Midland, Texas 79702

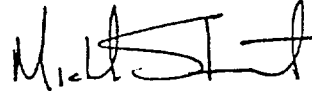
Attention: Mr. Clifford A. Miller
District Engineer

Thank you for your consideration in this matter.

New Mexico Oil Conservation Division
A. L. Christmas No. 1
July 27, 1989
Page 4

Very truly yours,

DOYLE HARTMAN



Michael Stewart
Engineer

MS/mw
Enclosure

cc: New Mexico Oil Conservation Division
District I Office
Post Office Box 1980
Hobbs, New Mexico 88240

Attention: Mr. Jerry Sexton

Mr. J. E. Gallegos
Gallegos Law Firm
141 E. Palace Avenue
Santa Fe, New Mexico 87501

Mr. Daniel S. Nutter
105 E. Alicante
Santa Fe, New Mexico 87501

Mr. William P. Aycock
1207 W. Wall
Midland, Texas 79701

Mr. Harold Swain
Doyle Hartman, Oil Operator
Post Office Drawer M
Jal, New Mexico 88252

Chevron USA, Inc.
Post Office Box 670
Hobbs, New Mexico 88240

Attention: Mr. J. C. Prindle
Joint Venture Coordinator

OIL CONSERVATION DIVISION

P.O. Box 2088

Santa Fe, New Mexico 87504-2088

DISPATCH:

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

1. *Journal of the American Medical Association*, 1997; 277: 1033-1037.

Journal of Management Studies, 19(1), 67-80.

DISTRICT III

140 Rio Hatos Rd., Anac, NM 87410

WELL LOCATION AND ACREAGE DEDICATION PLAT

All Distances must be from the outer boundaries of the section

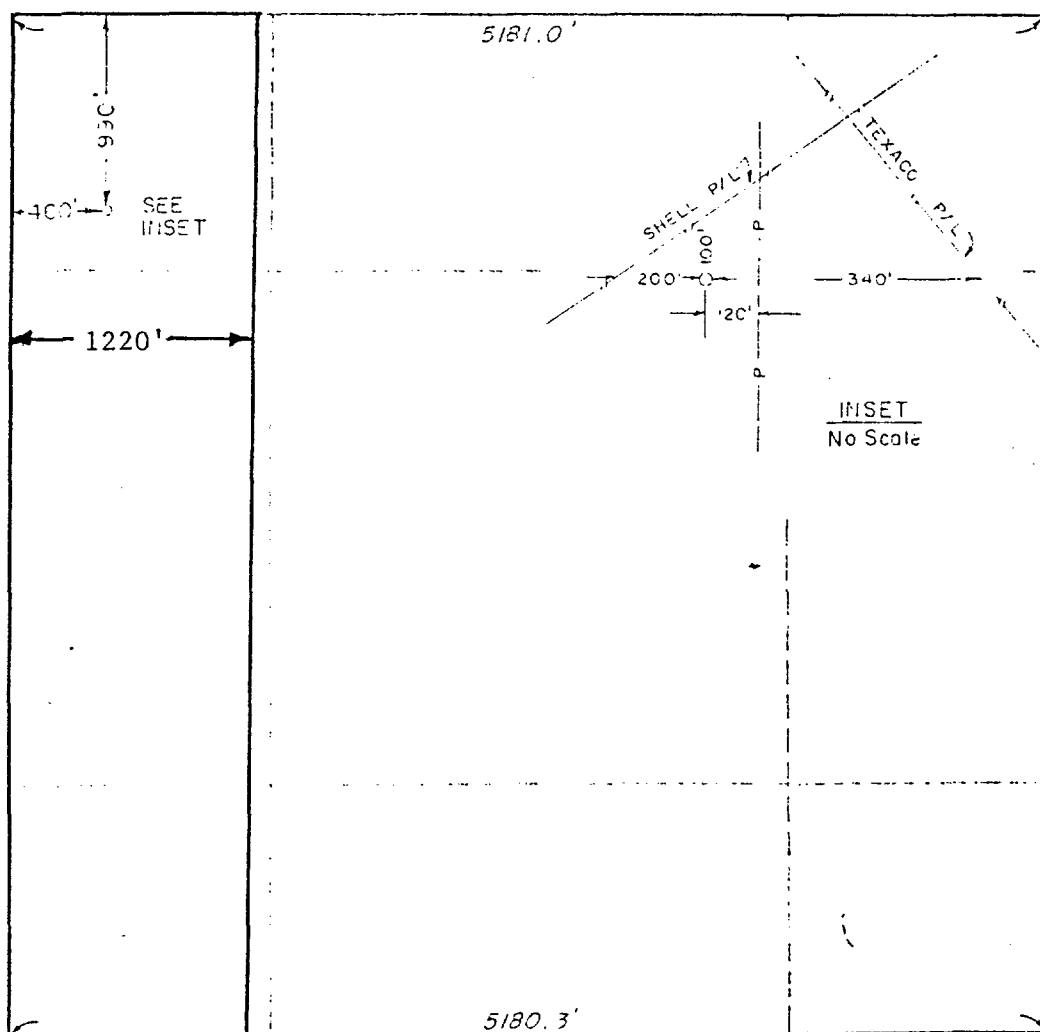
Operator	Lease		Well No.	
Doyle Hartman, Oil Operator	A.L. Christmas		1	
Unit Letter	Section	Township	Range	County
D	18	22 South	37 East	NMPM Lea
Actual Footage Location of Well				
990	feet from the	North	line and	feet from the
Ground level Elev	Producing Formation		Post	West line
3434.5	Queen (Penrose)		Eumont (Gas)	Dedicated Acreage:
				148 Acres

1. Outline the acreage dedicated to the subject well by colored pencil or hatchure marks on the plat below.
2. If more than one lease is dedicated to the well, outline each and identify the ownership thereof (both as to working interest and royalty).
3. If more than one lease of different ownership is dedicated to the well, have the interest of all owners been consolidated by communitization.

Yes No If answer is "yes" type of consolidation

If answer is "no," list the owners and tract descriptions which have actually been consolidated. (Use reverse side of this form if necessary.)

For all wells with a common owner, all interests have been consolidated (by communitization, unitization, forced pooling, or otherwise) or until such standard unitizing action has been approved by the Division.



OPERATOR CERTIFICATION:

I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief.

Signature _____

Michael Stewart

Positive: 6

Engineer

346

Doyle Hartman, Oil Operator

Date
7-26-89

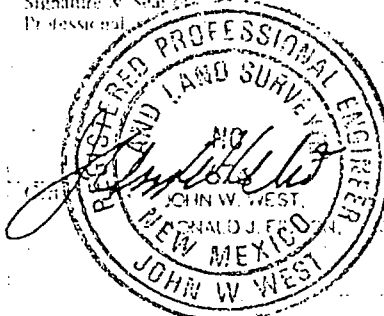
SURVEYOR CERTIFICATION

I hereby certify that the well location shown on this plan was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my knowledge and belief.

Das Ergebnis

July 25, 1989

Signature & Seal of
Professional _____



Marathon Oil Company
McDonald State No. 11
330 FNL & 330 FEL (A)

Section 13, T-22-S, R-36-E
(Eumont Penrose completion)

Note: 1. 330' from common lease line
2. Average allowable advantage
over a 160-acre Eumont gas
well in 1988 of 17,175 MCF/mo.

Proposed Location

Doyle Hartman

A. L. Christmas No. 1

990 FNL and 460 FWL (D)

Section 18, T-22-S, R-37-E
(Eumont Penrose completion)

Note: 460' from common lease line.

Proposed Proration Unit

A. L. Christmas No. 1

W/2 W/2 Section 18

T-22-S, R-37-E

Lea County, New Mexico
(148 acres)

Note: P.U. originally approved
by Order NSP-341.

ON. UNIT

T-22-S, R-36-E and R-37-E
Lea County, New Mexico

COMPANY Doyle Hartman

WELL A.L. Christmas No. 1
(Proposed well)

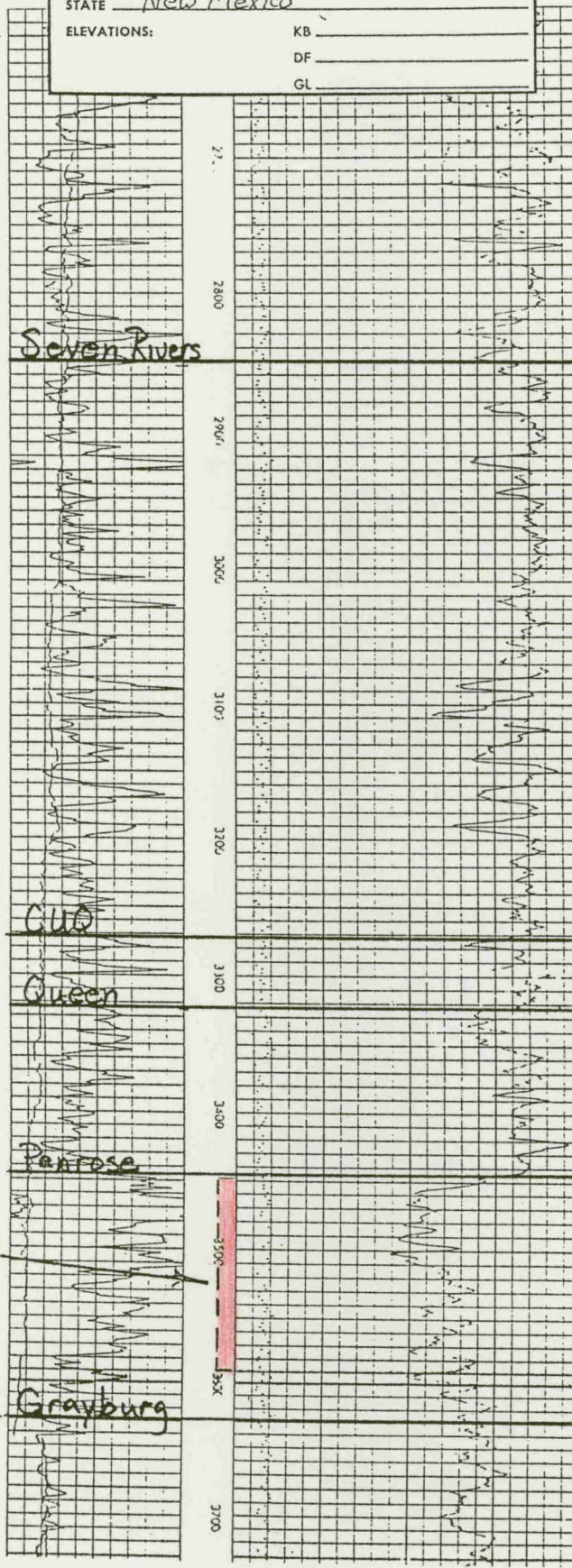
FIELD Eumont Gas Pool

LOCATION 990 FNL & 460 FWL (D)
Section 18, T-22-S, R-37-E
Log from A.L. Christmas No. 14 in D-18-22S-37E

COUNTY Lea

STATE New Mexico

ELEVATIONS: KB _____
DF _____
GL _____



EUMONT
POOL

DOYLE HARTMAN
A.L. CHRISTMAS NO. 1
ANTICIPATED COMPLETION

COMPANY Marathon

WELL Mc Donald State AC-2 No. 11

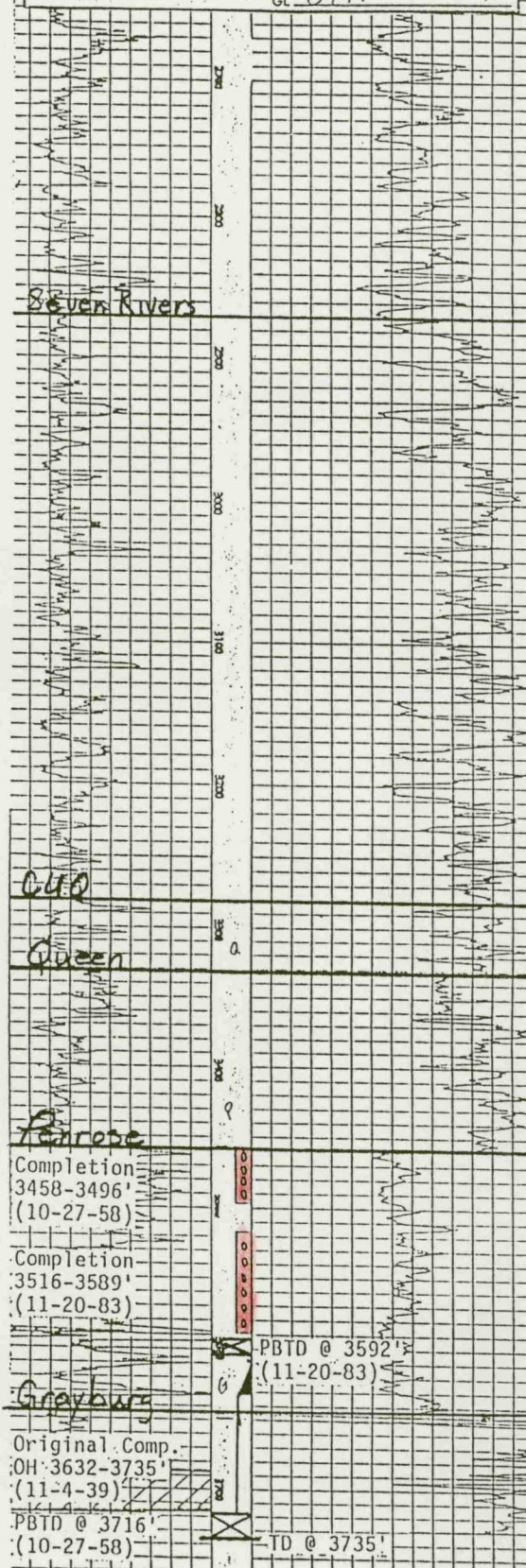
FIELD Eumont Gas / Arrowhead Oil

LOCATION 330 FNL & 330 FEL (A)
Section 13, T-22-S, R-36-E

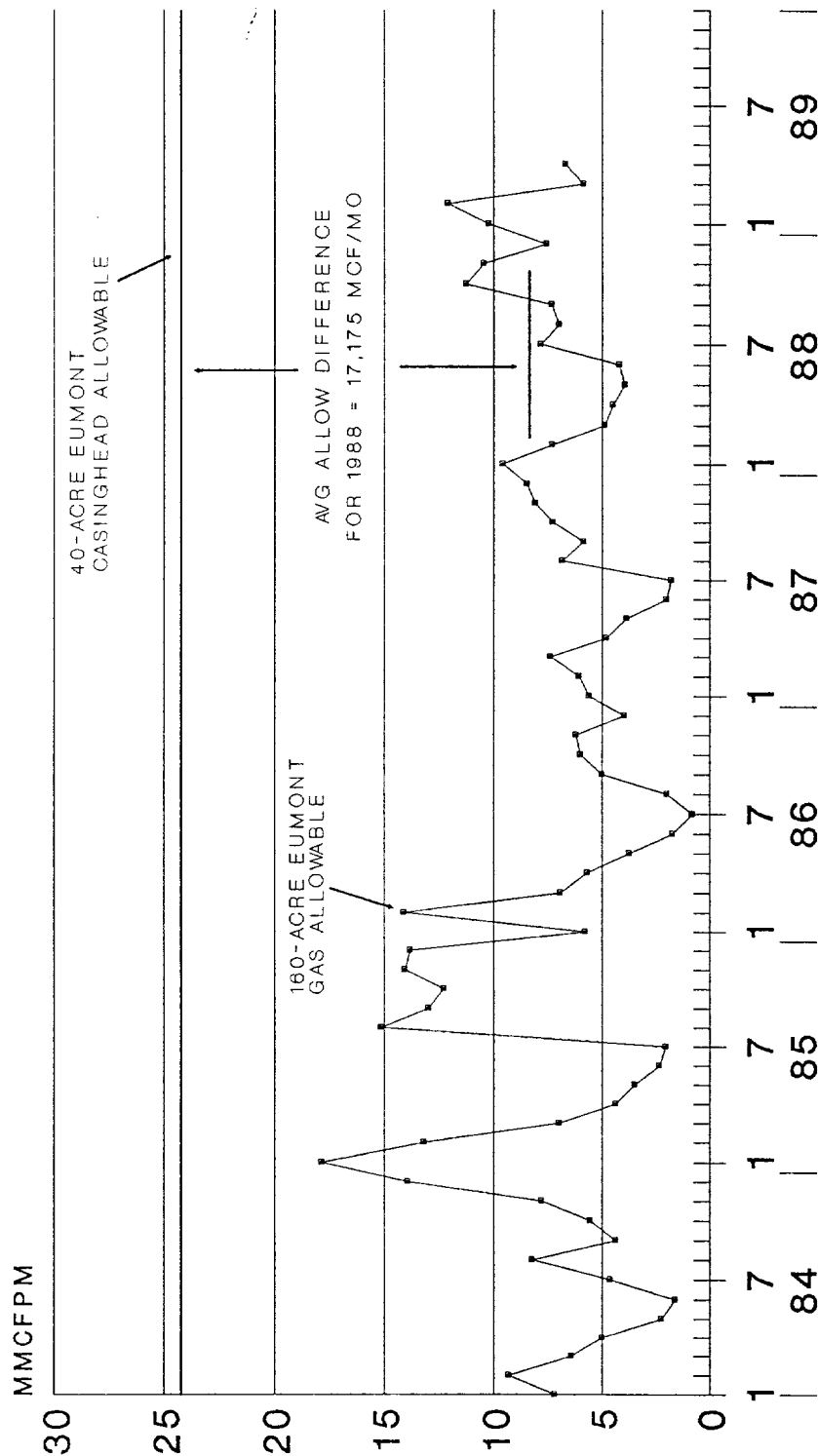
COUNTY Lea

STATE New Mexico

ELEVATIONS: KB _____
DF 3452
GL 3441



COMPARISON OF EUMONT ALLOWABLE (AF=1.0) VS. EUMONT CASINGHEAD ALLOW (40-AC.)

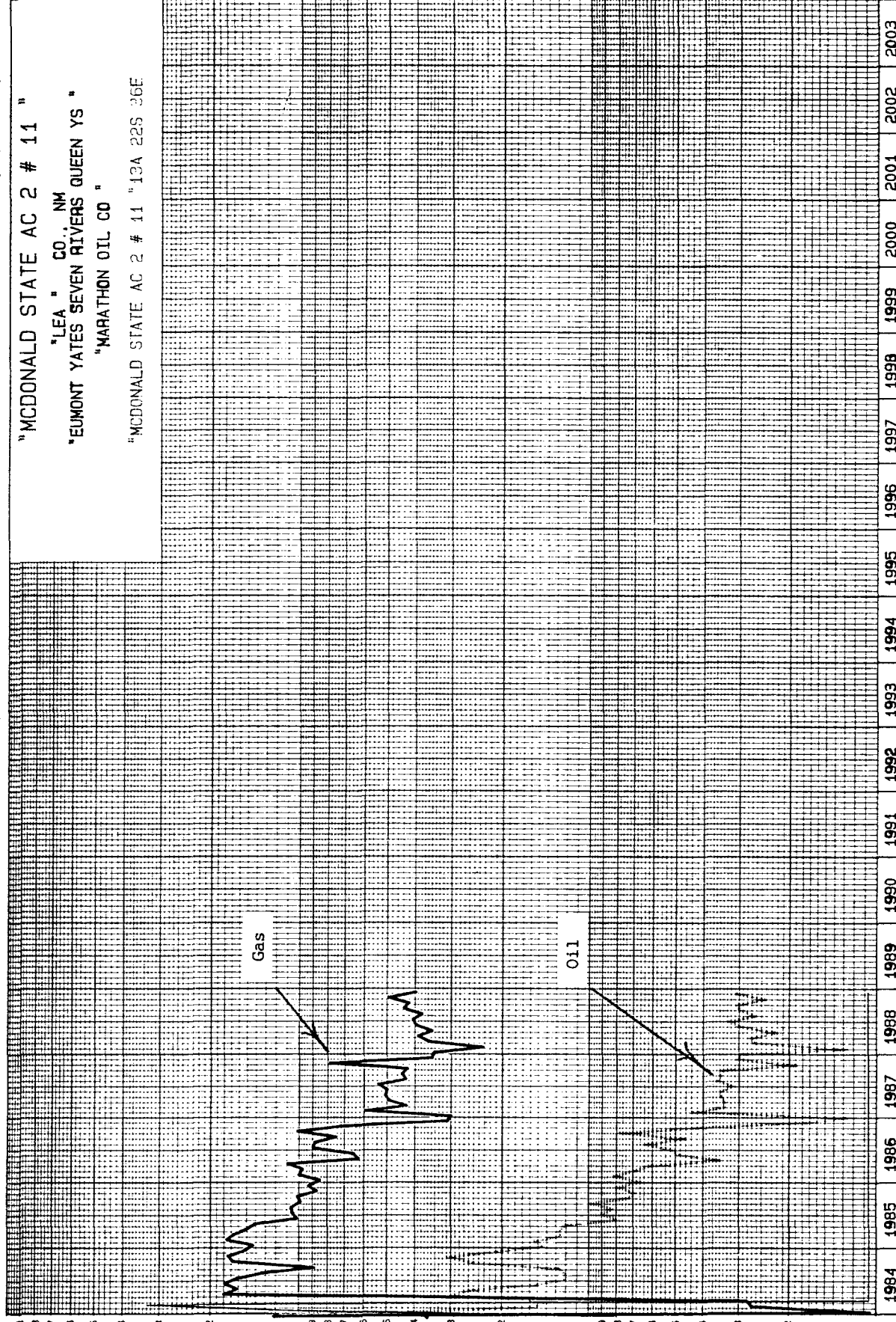
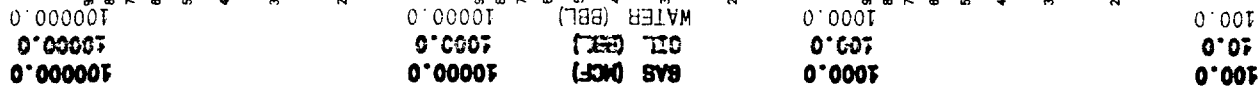


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PRODUCTION



"MCDONALD STATE AC 2 # 11"

*LEA " CO. NM

"EUMONT YATES SEVEN RIVERS QUEEN YS "

"MARATHON OIL CO"

"MC DONALD STATE AC 2 # 11 " 13A 22S 36E

YEARS

DOYLE HARTMAN

Oil Operator


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FACD/LYLCARY - 140003 /ORNL.LR
PROGRAM - 140105

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F&L-00000	SIGNALS-01			00/00/000

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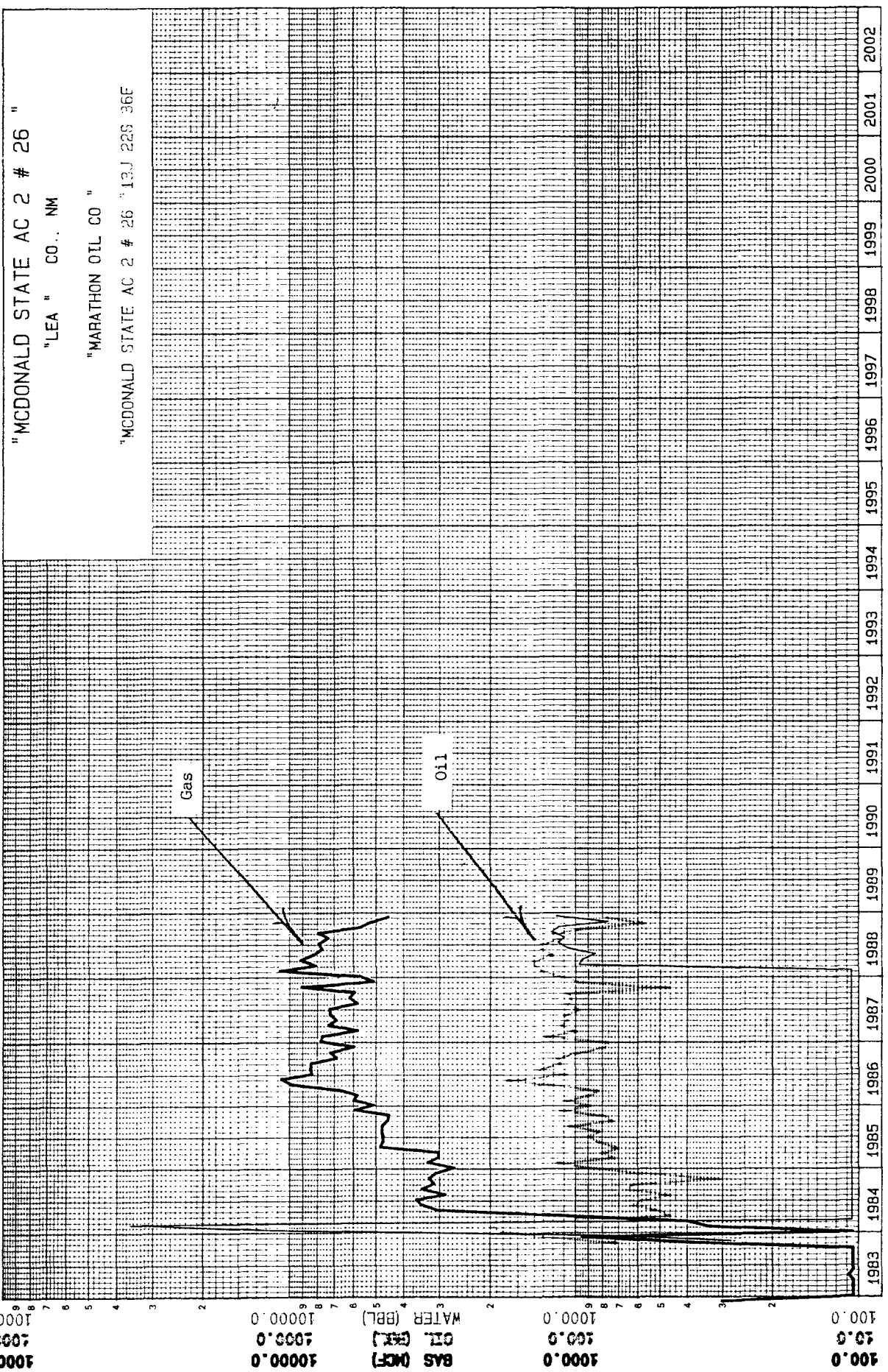
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PRODUCTION



DOYLE HARTMAN
Oil Operator

YEARS

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PROGRAM - 14E105

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Female	1	1	1	1	4
Total	2	2	2	2	8

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000

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STATE OF NEW MEXICO
ENERGY AND MINERALS DEPARTMENT
OIL CONSERVATION DIVISION
HOBBS DISTRICT OFFICE

7-28-89

GARREY CARRUTHERS
GOVERNOR

POST OFFICE BOX 1980
HOBBS, NEW MEX CO 88241-1980
(505) 393-6161

OIL CONSERVATION DIVISION
P. O. BOX 2088
SANTA FE, NEW MEXICO 87501

RE: Proposed:

MC _____
DHC _____
NSL ☒ _____
NSP ☒ _____
SWD _____
WFX _____
PMX _____

Handwritten signature

AUG 3 1989

OIL CONSERVATION DIV.
SANTA FE

Gentlemen:

I have examined the application for the:

Doyle Hartman A.L. Christmas #1-D 18-22-37
Operator Lease & Well No. Unit S-T-R

and my recommendations are as follows:

Handwritten signature

Yours very truly,

Handwritten signature of Jerry Sexton
Jerry Sexton
Supervisor, District 1

/ed