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KENNETH R. BRANDT (1946 - 1981)

September 25, 1990

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10118

SEP 25 1990

Mr. William J. LeMay, Director  
New Mexico Oil Conservation Division  
Post Office Box 2008  
Santa Fe, New Mexico 87504

HAND DELIVERED  
OIL CONSERVATION DIVISION

RE: Application of Mesa Operating Limited Partnership for  
Compulsory Pooling, San Juan County, New Mexico, (FC Fed  
Com #43)

Dear Mr. LeMay:

Enclosed is the Application of Mesa Operating Limited  
Partnership for Compulsory Pooling for a Fruitland well to be  
drilled at a standard location in the E/2 of Section 32, T-29 N,  
R-11 W, NMPM, San Juan County, New Mexico.

On behalf of the Applicant, Mesa Operating Limited  
Partnership, we ask that this matter be set for examiner hearing  
on October 17, 1990.

Very truly yours,

MILLER, STRATVERT, TORGERSON  
& SCHLENKER, P.A.

By: J. Scott Hall  
J. Scott Hall

JSH/rom

cc: Hank Wood,  
Mesa Limited Partnership

BEFORE THE  
OIL CONSERVATION DIVISION  
ENERGY, MINERALS, AND NATURAL RESOURCES DEPARTMENT

IN THE MATTER OF THE APPLICATION OF  
MESA OPERATING LIMITED PARTNERSHIP  
FOR COMPULSORY POOLING, SAN JUAN  
COUNTY, NEW MEXICO.

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SEP 25 1990

CASE NO. 10118

OIL CONSERVATION DIVISION

APPLICATION

MESA OPERATING LIMITED PARTNERSHIP by its undersigned attorneys, Miller, Stratvert, Torgerson & Schlenker, P.A., hereby makes application pursuant to section 70-2-17, N.M.S.A. (1978) for an order pooling all of the mineral interests in the Fruitland coal formation for development on 320-acre spacing in and under the E/2 of Section 32, Township 29 North, Range 11 West, N.M.P.M., San Juan County, New Mexico, and in support thereof would show the Division:

1. Applicant owns or operates approximately 40.62% of the working interest in and under the E/2 of Section 32, and Applicant has the right to drill thereon.

2. Applicant proposes to dedicate the above-referenced pooled unit to its FC Fed Com #43 well to be located at a standard location in the E/2 of said Section 32.

3. Applicant has been unable to obtain voluntary agreement for pooling or farmout from all other interest owners in the E/2 of said Section 32.

4. Said pooling of interests will avoid the drilling of unnecessary wells, will prevent waste and will protect correlative rights.

5. In order to permit the Applicant to obtain its just and fair share of the oil and gas underlying the subject lands, the mineral interests should be pooled, and Applicant should be designated the operator of the well to be drilled.

WHEREFORE, Applicant prays that this application be set for hearing before a duly appointed examiner of the Oil Conservation Division on October 17, 1990, and that after notice and hearing as required by law, the Division enter its order pooling the lands, including provisions for Applicant to recover its costs of drilling, equipping and completing the well, its costs of supervision while drilling and after completion, including overhead charges, and imposing a risk factor for the risk assumed by the Applicant in drilling, completing and equipping the well, and making such other and further provisions as may be proper in the premises.

MILLER, STRATVERT, TORGERSON  
& SCHLENKER, P.A.

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ATTORNEYS FOR MESA OPERATING  
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