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February 12, 1991

HAND-DELIVERED

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William J. LeMay, Director
Oil Conservation Division
New Mexico Department of Energy,
Minerals and Natural Resources
State Land Office Building
Santa Fe, New Mexico 87503

FEB 12 1991
OIL CONSERVATION DIV.
SANTA FE

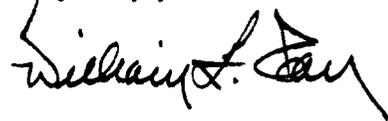
10237

Re: In the Matter of the ~~Amended~~ Application of Nearburg Producing Company
for Compulsory Pooling, Lea County, New Mexico

Dear Mr. LeMay:

Enclosed in triplicate is an Application of Nearburg Producing Company in the above-referenced case. Nearburg Producing Company respectfully requests that this matter be placed on the docket for the March 7, 1991 Examiner hearings.

Very truly yours,



WILLIAM F. CARR

WFC:mlh

Enclosures

cc w/enclosure: Mr. Mark K. Nearburg
Nearburg Producing Company
401 E. Illinois, Suite 300
Midland, Texas 79701

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

IN THE MATTER OF THE APPLICATION
OF NEARBURG PRODUCING COMPANY
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.

CASE NO. 10357

APPLICATION

COMES NOW NEARBURG PRODUCING COMPANY, by its undersigned attorneys, pursuant to the provisions of N.M.Stat. Ann. § 70-2-17, (1978), hereby makes application for an order pooling all of the mineral interests in the Morrow formation, North Osudo Morrow Pool, in and under Section 19, Township 19 South, Range 36 East, N.M.P.M., Lea County, New Mexico, and in support thereof would show the Division:

1. Applicant is an owner of a working interest in and under Section 19, Township 19 South, Range 36 East, N.M.P.M., and Applicant has the right to drill thereon.
2. Applicant proposes to dedicate the above-referenced 640-acre pooled unit to a well to be located at a standard location on this spacing unit to be drilled to a depth to test the Morrow formation.
3. Applicant has sought and obtained either voluntary agreement for pooling or farmout from all other interest owners in said Section 19, except for the following interest owners:

Henry Lee Evans
1507 Chuckwagon
Hobbs, New Mexico 88240

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OIL CONSERVATION DIV.
SANTA FE

Beverly A. Knerr and husband
Kenneth A. Knerr
17260 Redwood Springs Road
Fort Bragg, CA 95437

Claudia Knerr
c/o Kenneth A. Knerr
(Attorney-in-Fact)
17260 Redwood Springs Road
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Shari Anne Beckett, formerly
Shari Anne Hoffer
c/o Kenneth A. Knerr
(Attorney-in-Fact)
17260 Redwood Springs Road
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Dan W. Evans aka
David W. Evans
Post Office Box 2421
Hobbs, New Mexico 88240

Gladys J. Evans Abbott
Route 2, Box 29
Liberty Hills, Texas 78642

John M. Evans
2009 West 21st Street
Plainview, Texas 79072

Billy Bob Evans aka
Billy B. Evans
146 Highland Terrace
League City, Texas 77575

Arthur L. Reynolds
5317 Wentworth
Corpus Christi, Texas 78413

Bulldog Crazy Corporation
a New Mexico Corporation
Post Office Box 668
Artesia, New Mexico 88210

Patricia May Carson, Trustee
James L. Evans Trust dated 12/7/84
5903 Fox Hollow Court
San Arbor, Michigan 48105

Florence Whitsitt Woods
224 Yucca Drive
Hobbs, New Mexico 88240

F.K. Turner and wife
Dora I. Turner
Star Route A, Box 56
Monument, NM 88265

Ariel Johnson
7220 Via de la Siesta
Scottsdale, AZ 85258

Ralph M. Randel
5251 Rendor Road
Fort Worth, TX 76140

Harry Reynolds
3838 Everglade
Odessa, TX 79761

Anne B. Noss
318 Calle Estado
Santa Fe, NM 87501

Frank K. Bateman, Jr.
544 South Guadalupe
Santa Fe, NM 87501

Sam Mizel and wife
Harriet Mizel
3164 East 38th
Tulsa, OK 74105

Morris Mizel
6560 East 41st St.
Tulsa, OK 74145

Mildred K. Whitaker Orr
San Joaquin County, CA 93660

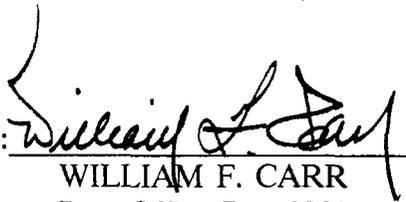
4. Said pooling of interests will avoid the drilling of unnecessary wells, will prevent waste and will protect correlative rights.

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 March 7, 1991, 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.

Respectfully submitted,

CAMPBELL & BLACK, P.A.

By: 

WILLIAM F. CARR
Post Office Box 2208
Santa Fe, New Mexico 87504
Telephone: (505) 988-4421

ATTORNEYS FOR NEARBURG
PRODUCING COMPANY

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION



BRUCE KING
GOVERNOR

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SANTA FE, NEW MEXICO 87504
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March 25, 1991

CAMBELL & BLACK
Attorneys at Law
P. O. Box 2208
Santa Fe, New Mexico 87504

RE: CASE NO. 10257
ORDER NO. R-9470

Dear Sir:

Enclosed herewith are two copies of the above-referenced Division order recently entered in the subject case.

Sincerely,

Florene Davidson

Florene Davidson
OC Staff Specialist

FD/sl

cc: BLM Carlsbad Office