



STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION



BRUCE KING
GOVERNOR

ANITA LOCKWOOD
CABINET SECRETARY

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

April 20, 1994

Sealy H. Cavin, Jr.
STRATTON & CAVIN
Attorneys at Law
P. O. Box 1216
Albuquerque, New Mexico 87103-1216

RE: CASE NO. 10936
ORDER NO. R-10102

Dear Sir:

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

Sincerely,


Sally E. Martinez
Administrative Secretary

cc: BLM Carlsbad Office

STRATTON & CAVIN, P.A.

ATTORNEYS & COUNSELORS AT LAW

320 GOLD AVENUE, S.W.

SUITE 1200

P. O. BOX 1216

ALBUQUERQUE, NEW MEXICO 87103-1216

HAROLD D. STRATTON, JR.
SEALY H. CAVIN, JR.*
WILLIAM "BO" FRAZIER

*NEW MEXICO BOARD OF LEGAL SPECIALIZATION
RECOGNIZED SPECIALIST IN THE AREA OF
NATURAL RESOURCES - OIL AND GAS LAW

OIL CONSERVATION DIVISION
REC'D

1994 APR 13 11:00 AM TELEPHONE (505) 243-5400
FACSIMILE (505) 243-1700

April 13, 1994

VIA FACSIMILE TRANSMISSION TO 505/827-5741 AND REGULAR MAIL

Energy, Minerals and Natural Resources Department

Oil Conservation Division

P.O. Box 2088

Santa Fe, New Mexico 87504

Attn: Hearing Examiner

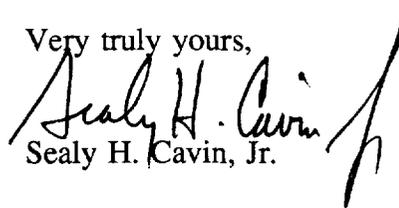
Re: **Case No. 10936 -- Application of Strata Production Company for an Unorthodox Oil Well Location, Eddy County, New Mexico**

Dear Sir:

Enclosed for your information is correspondence from the potash companies, Western AG-Minerals Company and IMC Fertilizer, Inc. providing Strata Production Company with their approval for the drilling of a Bone Spring well at the location proposed by Strata. We also enclose their prior correspondence approving a Delaware well at such location.

If you have any questions, please call.

Very truly yours,


Sealy H. Cavin, Jr.

SHC/skc

Enclosures

cc: Mark Murphy



**WESTERN
AG-MINERALS
COMPANY**

P. O. Box 511, Carlsbad, New Mexico 88220 • (505) 885-3176

April 12, 1994

Original by U.S. Mail
Carol J. Garcia
Strata Production Company
Post Office Drawer 1030
Roswell, NM 86202-1030
Fax (505) 623-3533

Re: Nash Unit #20
1250' FWL 1350' FWL Section 18, T23S R30E
Eddy County, New Mexico

Dear Ms. Carol J. Garcia:

Western Ag-Minerals Company does not protest the proposed deepening of Nash Well #20 to the Bone Spring Formation.

Sincerely,

Ben F. Zimmerly
Sr. Mining Engineer

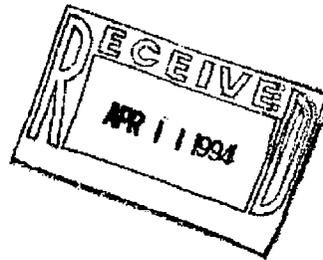
BFZ/bfz

cc: R. H. Heinen



April 7, 1994

Mark B. Murphy
Strata Production Company
P. O. Drawer 1030
Roswell, NM 88202-1030



RE: Nash Unit Well #20
1230'FNL & 1350'FNL
Sec. 18, T-23-S, R-30-E, NMPM
Eddy County, New Mexico

Dear Mr. Murphy:

IMC Fertilizer, Inc. has received your notification that Strata Production Company intends to deepen to Bone Spring Formation Nash Unit #20, 1230'FNL and 1350'FNL Section 18, T23S-R30E. IMC Fertilizer has no objection to Strata deepening this well even though it is within 1/2 mile of the buffer zone due to the fact that a gas well exists between our ore and this location.

The current LMR and the buffer zone are determined from the best available information. As more information becomes available, the LMR can change and may be modified and adjusted. This is reflected in the yearly update of the LMR. The relationship of any well location relative to the LMR can change. Therefore, please consider the "objection offered" or "no objection offered" to a well location to be valid for one year only. If you are still considering a well location that a potash operator has or has not objected to more than one year prior, notify us again at that time so we can make the decision on information current at that time. Do not consider a "no objection offered" or an "objection offered" decision to be permanent.

IMC Fertilizer, Inc. submits this letter in lieu of the forms requested.

Sincerely,

A handwritten signature in cursive script that reads "Dan Morehouse".

Dan Morehouse
Supt. Mine Engineering & Construction

DN:tmh

cc: Dick Manus Walt Thayer
 Leslie Cone Charlie High
 William Caulkins Tony Herrell



**WESTERN
AG-MINERALS
COMPANY**

P. O. Box 511, Carlsbad, New Mexico 88220 • (505) 885-3175

November 2, 1993

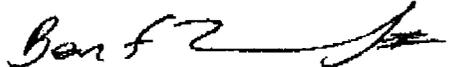
Carol J. Garcia
Strata Production Company
Post Office Drawer 1030
Roswell, NM 88202-1030

Re: Nash Unit #20
1330' FWL 1330' FWL Section 18, T23S R30E
Eddy County, New Mexico

Dear Ms. Carol J. Garcia:

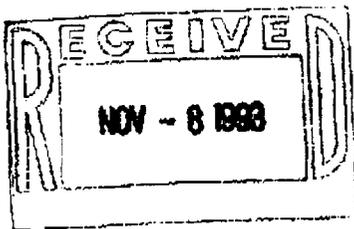
Western Ag-Minerals Company does not protest the location of Nash Unit #20. The location provides the appropriate buffer to protect our LMR in that area.

Sincerely,


Ben F. Zimmerly
Advanced Mining Engineer

BFZ/bfz

cc: S. M. Hodgson
R. H. Heinen

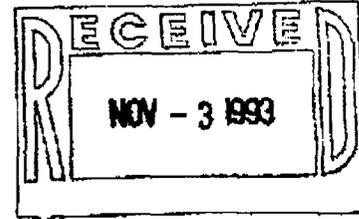



FERTILIZER, INC.

 P O Box 71 • Garfield New Mexico 88005
 Telephone: (505) 857-2871

AN EQUAL OPPORTUNITY EMPLOYER

November 2, 1993

 Carol J. Garcia
 Strata Production Company
 P. O. Drawer 1030
 Roswell, NM 88202-1030

 RE: Nash Unit #20
 1230'FNL & 1330'FWL
 Sec. 18, T-23-S, R-30-E, NMPM
 Eddy County, New Mexico

Dear Ms. Garcia:

IMC Fertilizer, Inc. has received your notification that Strata Production Company intends to drill Nash Unit #20, in Section 18 of Township 23S-R30E. Since your written notification was received, I have also received a phone call from Steve Mitchell stating that the desired location for this well has been moved to 1230' FNL & 1330' FWL of the above section. IMC Fertilizer has no objection to Strata drilling a well no deeper than the base of the Delaware at this location. The existence of a natural gas pipeline as well as two gas wells in this vicinity make this location reasonable even though it does slightly encroach upon the 1/4 mile buffer of IMC Fertilizer's LMR.

The current LMR and the buffer zone are determined from the best available information. As more information becomes available, the LMR can change and may be modified and adjusted. This is reflected in the yearly update of the LMR. The relationship of any well location relative to the LMR can change. Therefore, please consider the "objection offered" or "no objection offered" to a well location to be valid for one year only. If you are still considering a well location that a potash operator has or has not objected to more than one year prior, notify us again at that time so we can make the decision on information current at that time. Do not consider a "no objection offered" or an "objection offered" decision to be permanent.

IMC Fertilizer, Inc. submits this letter in lieu of the forms requested.

Sincerely,

 Dan Morehouse
 Supt. Mine Engineering

DM:tmh

 cc: Dick Manus Walt Thayer
 Leslie Cone William Caulkins
 Charlie High Tony Herrell

STRATTON & CAVIN, P.A.

ATTORNEYS & COUNSELORS AT LAW

220 GOLD AVENUE, S.W.

SUITE 1200

P. O. BOX 1215

ALBUQUERQUE, NEW MEXICO 87103-1215

TELEPHONE (505) 243-5100
FACSIMILE (505) 243-1700

HAROLD B. STRATTON, JR.
SEALY H. CAVIN, JR.*
WILLIAM "BO" FRAZIER

THESE ATTORNEYS ARE OF LEGAL REPUTATION
RECOGNIZED SPECIALIST IN THE AREA OF
NATURAL RESOURCES - OIL AND GAS LAW

April 13, 1994

VIA FACSIMILE TRANSMISSION TO 505/827-5741 AND REGULAR MAIL

Energy, Minerals and Natural Resources Department

Oil Conservation Division

P.O. Box 2088

Santa Fe, New Mexico 87504

Attn: Hearing Examiner

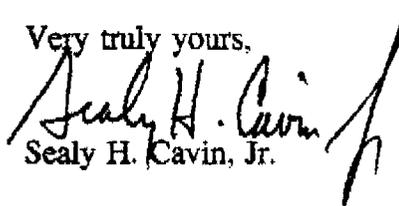
Re: **Case No. 10936 -- Application of Strata Production Company for an Unorthodox Oil Well Location, Eddy County, New Mexico**

Dear Sir:

Enclosed for your information is correspondence from the potash companies, Western AG-Minerals Company and IMC Fertilizer, Inc. providing Strata Production Company with their approval for the drilling of a Bone Spring well at the location proposed by Strata. We also enclose their prior correspondence approving a Delaware well at such location.

If you have any questions, please call.

Very truly yours,


Sealy H. Cavin, Jr.

SHC/skc

Enclosures

cc: Mark Murphy

[Handwritten signature]

STRATTON & CAVIN, P.A.

ATTORNEYS & COUNSELORS AT LAW

320 GOLD AVENUE, S.W.

SUITE 1200

P. O. BOX 1216

ALBUQUERQUE, NEW MEXICO 87103-1216

HAROLD D. STRATTON, JR.
SEALY H. CAVIN, JR.*

TELEPHONE (505) 243-5400
FACSIMILE (505) 243-1700

*NEW MEXICO BOARD OF LEGAL SPECIALIZATION
RECOGNIZED SPECIALIST IN THE AREA OF
NATURAL RESOURCES - OIL AND GAS LAW

To: Company: Oil Conservation Division/Energy, Minerals and
Natural Resources Department.

Attention: Hearing Examiner

Fax Number: 505/827-5741

Regarding: Case No. 10936 -- Application of Strata Production
Company for an Unorthodox Oil Well Location,
Eddy County, New Mexico

From: Sealy H. Cavin, Jr., Esq.

Date: April 13, 1994

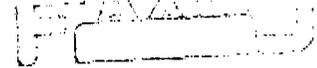
Number of Pages (Including Cover Sheet): Six (6) Pages

Message: _____

IMPORTANT

The information contained in this facsimile message is confidential and intended solely for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution, copying, or unauthorized use of this communication is strictly prohibited. If you have received this facsimile in error, please notify Shelly Callihan immediately by telephone, and return the facsimile to the sender at the above address via the United States Postal Service. Thank you.

File No. 122.065



STRATTON & CAVIN, P.A.

ATTORNEYS & COUNSELORS AT LAW

320 GOLD AVENUE, S.W.

SUITE 1200

P. O. BOX 1216

ALBUQUERQUE, NEW MEXICO 87103-1216

HAROLD D. STRATTON, JR.
SEALY H. CAVIN, JR.*

TELEPHONE (505) 243-5400
FACSIMILE (505) 243-1700

*NEW MEXICO BOARD OF LEGAL SPECIALIZATION
RECOGNIZED SPECIALIST IN THE AREA OF
NATURAL RESOURCES - OIL AND GAS LAW

To: Company: Oil Conservation Division/Energy, Minerals and
Natural Resources Department.

Attention: Hearing Examiner

Fax Number: 505/827-5741

Regarding: Case No. 10936 - Application of Strata Production
Company for an Unorthodox Oil Well Location,
Eddy County, New Mexico

From: Sealy H. Cavin, Jr., Esq.

Date: April 13, 1994

Number of Pages (Including Cover Sheet): Six (6) Pages

Message: _____

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File No. 122.065



**WESTERN
AG-MINERALS
COMPANY**

P. O. Box 511, Carlsbad, New Mexico 88220 • (505) 865-3176

April 12, 1994

Original by U.S. Mail
Carol J. Garcia
Strata Production Company
Post Office Drawer 1030
Roswell, NM 88202-1030
Fax (505) 623-3533

Re: Wash Unit #20
1250' FWL 1350' FWL Section 18, T23S R30E
Eddy County, New Mexico

Dear Ms. Carol J. Garcia:

Western Ag-Minerals Company does not protest the proposed deepening of Wash Well #20 to the Bone Spring Formation.

Sincerely,

Ben F. Sinnerly
Sr. Mining Engineer

BZZ/biz

cc: A. H. Heinen

ILLEGIBLE



April 7, 1994

Mark B. Murphy
Strata Production Company
P. O. Drawer 1030
Roswell, NM 88202-1030



RE: Nash Unit Well #20
1230'FNL & 1350'FNL
Sec. 18, T-23-S, R-30-E, NMPN
Eddy County, New Mexico

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Sincerely,

Dan Morakouse
Supt. Mine Engineering & Construction

DM:cmh

cc: Dick Manus Walt Thayer
Leslie Cone Charlie High
William Caulkins Tony Herrell

IMC Fertilizer, Inc., P.O. Box 71, Carlsbad, New Mexico 88220. (505) 887-2874



**WESTERN
AG-MINERALS
COMPANY**

P. O. Box 511, Carlsbad, New Mexico 88220 • (505) 885-3175

November 2, 1993

Carol J. Garcia
Strata Production Company
Post Office Drawer 1030
Roswell, NM 88202-1030

Re: Wash Unit #20
1330' FNL 1330' FWL Section 18, T23S R30E
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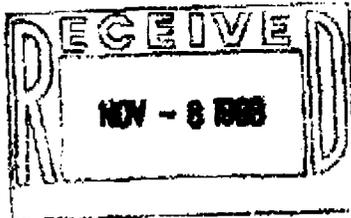
Western Ag-Minerals Company does not protest the location of Wash Unit #20. The location provides the appropriate buffer to protect our LMR in that area.

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Ben F. Zimmerly
Advanced Mining Engineer

BFZ/bfz

cc: S. M. Hodgson
R. H. Reinen



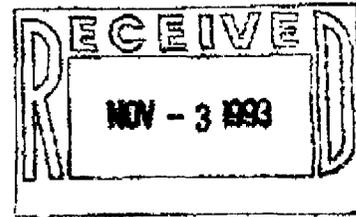


P.O. Box 71 • Carlsbad, New Mexico 88102
 Telephone: (505) 857-2871

AN EQUAL OPPORTUNITY EMPLOYER

November 2, 1993

Carol J. Garcia
 Strata Production Company
 P. O. Drawer 1030
 Roswell, NM 88202-1030



RE: Nash Unit #20
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 Sec. 18, T-23-S, R-30-E, NMPM
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IMC Fertilizer, Inc. submits this letter in lieu of the forms requested.

Sincerely,

Dan Morehouse

Dan Morehouse
 Supt. Mine Engineering

DM:tah

cc: Dick Manus Walt Thayer
 Leslie Cone William Caulkins
 Charlie High Tony Herrell

STRATTON & CAVIN, P.A.

ATTORNEYS & COUNSELORS AT LAW

320 GOLD AVENUE, S.W.

SUITE 1200

P. O. BOX 1216

ALBUQUERQUE, NEW MEXICO 87102-1216

TELEPHONE (505) 243-5400

FACSIMILE (505) 243-1700

HAROLD D. STRATTON, JR.
SEALY H. CAVIN, JR.
WILLIAM "BO" FRAZIER
*NEW MEXICO BOARD OF LEGAL SPECIALIZATION
RECOGNIZED SPECIALIST IN THE AREA OF
NATURAL RESOURCES OIL AND GAS LAW

TO: COMPANY: New Mexico Department of Energy, Minerals and Natural Resources

ATTENTION: William J. LeMay, Director

FAX #: (505) 827-5741

SUBJECT: Readvertisement of Case No. 10936 -- Application of Strata Production Company for an Unorthodox Well Location, Eddy County, New Mexico

FROM: Sealy H. Cavin, Jr.

DATE: March 21, 1994

NUMBER OF PAGES, INCLUDING COVER SHEET: Three (3) Pages

MESSAGE: _____

IMPORTANT

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS CONFIDENTIAL AND INTENDED SOLELY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, COPYING, OR UNAUTHORIZED USE OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE NOTIFY THE SENDER IMMEDIATELY BY TELEPHONE, AND RETURN THE FACSIMILE TO THE SENDER AT THE ABOVE ADDRESS VIA THE UNITED STATES POSTAL SERVICE. THANK YOU.

STRATTON & CAVIN, P.A.

ATTORNEYS & COUNSELORS AT LAW

320 GOLD AVENUE, S.W.

SUITE 1200

P. O. BOX 1216

ALBUQUERQUE, NEW MEXICO 87103-1216

TELEPHONE (505) 243-5400

FACSIMILE (505) 243-1700

HAROLD D. STRATTON, JR.
SEALY H. CAVIN, JR.*
WILLIAM "BO" FRAZIER

*NEW MEXICO BOARD OF LEGAL SPECIALIZATION
RECOGNIZED SPECIALIST IN THE AREA OF
NATURAL RESOURCES - OIL AND GAS LAW

March 21, 1994

VIA FACSIMILE TRANSMISSION TO 505/827-5741 AND REGULAR MAIL

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

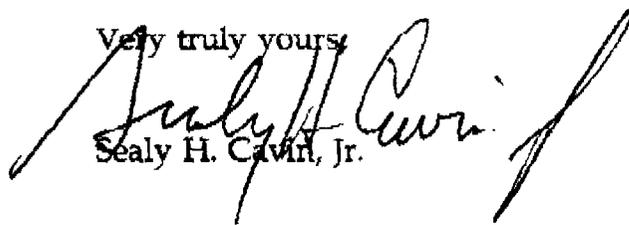
**Re: Readvertisement of Case No. 10936 – Application of Strata Production
Company for an Unorthodox Well Location, Eddy County, New Mexico**

Dear Mr. LeMay:

Enclosed is a copy of a legal advertisement in the above-referenced matter. Strata
Production Company respectfully requests that this matter be readvertised and placed
on the docket for the April 14, 1994 Examiner hearings.

If you have any questions, please call. Thank you.

Very truly yours,



Sealy H. Cavin, Jr.

SHC/skc

Enclosure

cc: Kim Allison, Landman

CASE 10936: (Readvertised)

Application of Strata Production Company for an unorthodox oil well location, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks approval for an unorthodox oil well location to be drilled to test the second Bone Springs Sand 1,230 feet from the North line and 1,350 feet from the West line (Unit C) of Section 18, Township 23 South, Range 30 East. The NE/4 NW/4 of Section 18 is to be dedicated to said well forming a standard 40-acre oil spacing and proration unit. Said unit is located approximately 10 miles west by north of Loving, New Mexico.

STRATTON & CAVIN, P.A.

ATTORNEYS & COUNSELORS AT LAW

320 GOLD AVENUE, S.W.

SUITE 1200

P. O. BOX 1210

ALBUQUERQUE, NEW MEXICO 87103-1210

HAROLD D. STRATTON, JR.
SEALY H. CAVIN, JR.*
WILLIAM "BO" FRAZIER

TELEPHONE (505) 243-5400
FACSIMILE (505) 243-1700

NEW MEXICO BOARD OF LEGAL ORGANIZATION
RECOGNIZED SPECIALIST IN THE AREA OF
NATURAL RESOURCES - OIL AND GAS LAW

March 9, 1994

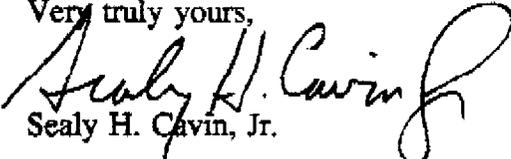
VIA FACSIMILE TRANSMISSION TO 505/827-5741 AND REGULAR MAIL

Mr. William J. LeMay
Oil Conservation Division
State Land Office Building
310 Old Santa Fe Trail - Room 206
Santa Fe, New Mexico 87105

Re: Pre-Hearing Statement for Application of Strata Production Company for an Unorthodox Well Location, Eddy County, New Mexico -- Case No. 10936

Dear Mr. LeMay:

On behalf of Strata Production Company, applicants in the above-described case, I am enclosing triplicate originals of the Pre-Hearing Statement which is filed in connection with the above-referenced case scheduled for public hearing before a Division Examiner on the Docket for Thursday, March 17, 1994.

Very truly yours,

Sealy H. Cavin, Jr.

SHC/skc

Enclosures

- cc: Mark B. Murphy (w/encl.)
President, Strata Production Company
- Kim Allison (w/encl.)
Landman, Strata Production Company
- Jo McInerney (w/encl.)
Landman, Strata Production Company
- Steve Mitchell (w/encl.)
Geologist, Scott Exploration Inc.
- Bruce Stubbs (w/encl.)
Petroleum Engineer, Pecos Petroleum Engineering, Inc.

**STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION**

IN THE MATTER OF THE HEARING CALLED BY THE
OIL CONSERVATION DIVISION FOR THE PURPOSE
OF CONSIDERING:

CASE NO. 10936

APPLICATION OF STRATA PRODUCTION COMPANY
FOR AN UNORTHODOX OIL WELL LOCATION,
EDDY COUNTY, NEW MEXICO.

PRE-HEARING STATEMENT

This pre-hearing statement is submitted by Applicant as required by the Oil Conservation Division.

APPEARANCES OF PARTIES

APPLICANT

Strata Production Company
Attn: Mark B. Murphy, President
200 West First Street
Roswell Petroleum Building, #700
Roswell, New Mexico 88201

ATTORNEY

Stratton & Cavin, P.A.
Sealy H. Cavin, Jr.
Post Office Box 1216
Albuquerque, New Mexico 87103-1216
Telephone: (505) 243-5400

OPPOSITION OR OTHER PARTY

ATTORNEY

Applicant is not aware of any opposition as of March 9, 1994.

STATEMENT OF CASE

APPLICANT

Strata Production Company seeks an Order Approving an Unorthodox Oil Well location to be drilled to a depth sufficient to test the Delaware formation, at a location 1230 feet from the north line and 1350 feet from the west line of Section 18, Township 23 South, Range 30 East, NMPM, Eddy County, New Mexico. The reasons for the unorthodox location include surface topography, a high pressure gas pipeline, potash restrictions, and geologic considerations.

OPPOSITION OR OTHER PARTY

Applicant does not anticipate any opposition to the Application.

PROPOSED EVIDENCE

APPLICANT

<u>WITNESS</u>	<u>EST. TIME</u>	<u>EXHIBITS</u>
Kim Allison Landman	15 minutes	Land plat, ownership, and notice.
Steve Mitchell Geologist	15 minutes	Geologic information regarding the application for and justification of an unorthodox well location request.

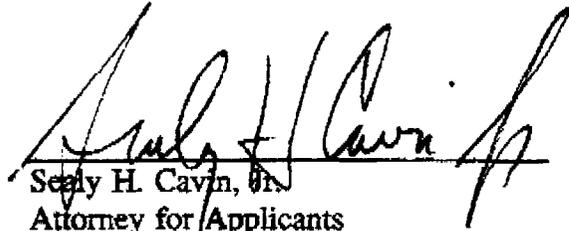
OPPOSITION

<u>WITNESS</u>	<u>EST. TIME</u>	<u>EXHIBITS</u>
----------------	------------------	-----------------

Applicant does not anticipate any opposition at the hearing.

PROCEDURAL MATTERS

Applicant is not aware of any procedural matters which need to be addressed prior to the hearing.



Sealy H. Cavin, Jr.

Attorney for Applicants

Stratton & Cavin, P.A.

Post Office Box 1216

Albuquerque, New Mexico 87103-1216

Telephone: (505) 243-5400