

BEFORE THE OIL CONSERVATION DIVISION
OF THE STATE OF NEW MEXICO

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IN THE MATTER OF THE APPLICATION)
OF BCO, INC. FOR AN ORDER DEDICATING)
ADDITIONAL ACREAGE AND FORMING A)
NON-STANDARD SPACING AND PRORATION)
UNIT FOR STATE J NO. 1 WELL, SEC. 16,)
T23N, R7W, NMPM, RIO ARRIBA COUNTY,)
NEW MEXICO.)

OIL CONSERVATION DIVISION

CASE NO. 9396

APPLICATION FOR HEARING DE NOVO

COMES NOW the Applicant, BCO, INC., by and through its attorneys, Jones, Snead, Wertheim, Rodriguez & Wentworth, P.A., and pursuant to Rule 1220 of the Oil Conservation Division, requests that the above-captioned case be heard de novo before the Commission, and as grounds therefor states:

1. On July 8, 1988, Order No. R-8694 was entered by the Division pursuant to a hearing held before examiner Michael E. Stogner.

2. In Order No. R-8694, the Division denied the Application of BCO, INC. seeking a modification of the standard 40 acre spacing requirements for its State "J" Well No. 1, located in the NE/4 NE/4 of Section 16, T23N, R7W, NMPM, Rio Arriba County, New Mexico. By its Application, BCO, INC. sought the dedication of an additional 40 acres (NW/4 NW/4) to the standard 40 acre unit, thereby forming a non-standard 80

acre oil spacing and proration unit consisting of the N/2 NE/4 of Section 16, and making such order retroactive to the date of first production, October 13, 1987. The Application was not opposed by any offset operator or other interest owner.

3. BCO, INC. is a party adversely affected by Order No. R-8694, and pursuant to Rule 1220 of the Oil Conservation Division, BCO, INC. elects to exercise its right to have this case heard de novo before the Oil Conservation Commission.

4. This application has been filed with the Division within thirty (30) days of the date of Order No. R-8694 as required by Rule 1220.

WHEREFORE, BCO, INC. requests that this case be set for hearing de novo before the Oil Conservation Commission.

Respectfully submitted,

JONES, SNEAD, WERTHEIM, RODRIGUEZ
& WENTWORTH, P.A.
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