D. A. KIMBELL, President JON H. BEAR, Vice President FRED C. MUTTERA, V.P. - Treasurer

Burk Royalty Co.

800 OIL & GAS BUILDING WICHITA FALLS, TEXAS 76301 Phone (817) 322-5421

March 24, 1980

TOM DARLING, Senior V. P. A. L. AYER, JR., Secretary

RECEIVED

MAR 2 6 1980

O. C. D. ARTESIA, OFFICE

Oil Conservation Division P. O. Box 2088 Santa Fe, New Mexico 87501

Gentlemen:

We are in receipt of a letter dated March 10, 1980 from Nelson Muncy with regard to a 40 acre non-standard unit located as follows: Alto State No. 1, 1980' N & E, K-4321 State, Chaves County, Sec. 1 - T15S - R29E, Unit G.

Burk Royalty Co. as operator of the Double "L" Queen Waterflood Unit, feel that it is our duty to state that if this well is completed as a gas well as indicated, there would be no objection to an unorthodoxed location. However, if this well should start to produce oil, it would indicate to us that the well is in the same reservoir as the Double "L" Queen Unit and we would therefore have to strenuously object to the continued production of the well unless it is included in the Unit.

Sincerely yours,

BURK ROYALTY CO.

Fred M. Lynch

FML/ks

cc: <u>Oil Conservation Division</u> P. O. Drawer DD Artesia, New Mexico 88210

> Working Interest Owners Double "L" Queen Unit Chaves County, New Mexico