

Case No.

1350

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Application, Transcript,  
Small Exhibits, Etc.

CASE 1350: John J. Eisner application for NS  
gas proration unit, Empire-Pennsylvanian Gas  
Pool, Eddy Co. (Applicant's Well to be drilled  
330' FNE & 990' FEL 29-17S-28E)

Case 1350

Docket Mailed  
11-6-57  
BP

October 30, 1957

New Mexico Oil Conservation Commission  
P.O. Box 871  
Santa Fe, New Mexico

Gentlemen:

John J. Eisner of Abilene, Texas, hereby applies for a non-standard gas proration unit within the boundaries of the Empire-Pennsylvanian Gas Pool. The non-standard gas proration unit applied for is the S/2 SE/4 of Section 20, and the N/2 NE/4 of Section 29, Township 17 South, Range 28 East, NMPM, Eddy County, New Mexico. Applicant proposes to drill a well to test the Pennsylvanian formation, the well to be located 330 feet from the North line and 990 feet from the East line of Section 29, Township 17 South, Range 28 East.

Please place this application for Examiner hearing on the November 20, 1957, docket.

Very truly yours,

HERVEY, DOW & HINKLE

By

Howard C. Bratton  
Howard C. Bratton

HCB:bp

DOCKET: EXAMINER HEARING NOVEMBER 20, 1957

Oil Conservation Commission 9:00 a.m. Mabry Hall, State Capitol, Santa Fe, New Mex.

The following cases will be heard before Elvis A. Utz, Examiner:

CASE 1340:

Application of the Ohio Oil Company for an order authorizing an oil-oil dual completion in the Monument-Blinebry Pool and Monument-Paddock Pool, Lea County, New Mexico. Applicant, in the above-styled cause, seeks an order authorizing it to dually complete its Bertha Barber Well No. 9 located 1980 feet from the North line and 560 feet from the West line of Section 5, Township 20 South, Range 37 East, Lea County, New Mexico, in such a manner that oil may be produced through parallel strings of tubing from the Monument-Blinebry Pool and Monument-Paddock Pool, Lea County, New Mexico.

CASE 1341:

Application of R. Olsen for an order authorizing an oil-oil dual completion in the Tubb Gas Pool and Blinebry Oil Pool in Lea County, New Mexico. Applicant, in the above-styled cause, seeks an order authorizing the dual completion of its Sarkeys Well No. 2, located 660 feet from the North line and 660 feet from the West line of Section 25, Township 21 South, Range 37 East, Lea County, New Mexico, in such a manner that oil may be produced through parallel strings of tubing from the Tubb Gas Pool and Blinebry Oil Pool, Lea County, New Mexico.

CASE 1342:

Application of Shell Oil Company for permission to install centralized automatic production facilities and lease custody transfer system on certain of its leases in the Pearl-Queen Pool area, Lea County, New Mexico, and for permission to produce more than eight wells into common storage and to transport oil from the leases prior to measurement. Applicant, in the above-styled cause, seeks an order authorizing it to install automatic production facilities and lease custody transfer system on twenty-three of its leases in the Pearl-Queen Pool area located in Sections 21, 22, 23, 25, 26, 27, 28, 34, 35, and 36, all in Township 19 South, Range 35 East, and Section 2, Township 20 South, Range 35 East, Lea County, New Mexico, and further authorizing the production of more than eight wells into common storage and permitting the transportation of oil from said leases prior to measurement.

CASE 1343:

Application of Humble Oil and Refining Company for an order authorizing two producing wells on a 640-acre gas proration unit in the Eumont Gas Pool, Lea County, New Mexico. Applicant, in the above-styled cause, seeks an order authorizing two Eumont gas wells on its Eumont Gas Unit No. 1 which comprises Section 4, Township 20 South, Range 37 East, Lea County, New Mexico, said unit is presently dedicated to the applicant's Eumont Gas Unit #1, Well No. 1, located 2310 feet from the South line and 1980 feet from the East line of said Section 4. The proposed additional well is the applicant's Eumont

Gas Unit #1, Well No. 2, located 2180 feet from the South line and 660 feet from the West line of said Section 4. Applicant proposes to limit the production from the No. 2 Well to no more than 50% of the unit allowable.

CASE 1344:

Application of Pan American Petroleum Corporation for a non-standard gas proration unit and an unorthodox gas well location in the Blanco Mesaverde Gas Pool in San Juan County, New Mexico. Applicant, in the above-styled cause, seeks an order establishing a 331-acre non-standard gas proration unit in the Blanco Mesaverde Gas Pool consisting of the S/2 S/2 N/2 and S/2 of Section 18, Township 29 North, Range 9 West, San Juan County, New Mexico, and for an unorthodox gas well location for said unit well at a point 1820 feet from the South line and 1850 feet from the East line of said Section 18.

CASE 1345:

Application of Pan American Petroleum Corporation for a non-standard gas proration unit and an unorthodox gas well location in the Blanco Mesaverde Gas Pool in San Juan County, New Mexico. Applicant, in the above-styled cause, seeks an order establishing a 409-acre non-standard gas proration unit in the Blanco Mesaverde Gas Pool consisting of the N/2 and N/2 S/2 of Section 19, Township 29 North, Range 9 West, San Juan County, New Mexico, and for an unorthodox gas well location for said unit well at a point 1750 feet from the North line and 1750 feet from the East line of said Section 19.

CASE 1346:

Application of Pan American Petroleum Corporation for a non-standard gas proration unit and an unorthodox gas well location in the Blanco Mesaverde Gas Pool in San Juan County, New Mexico. Applicant, in the above-styled cause, seeks an order establishing a 408-acre non-standard gas proration unit in the Blanco Mesaverde Gas Pool consisting of the S/2 S/2 of Section 19, and the N/2 of Section 30, Township 29 North, Range 9 West, San Juan County, New Mexico, and for an unorthodox gas well location for said unit well at a point 990 feet from the North line and 1650 feet from the East line of said Section 30.

CASE 1347:

Application of Pan American Petroleum Corporation for approval of a non-standard gas proration unit in the Tubb Gas Pool, Lea County, New Mexico. Applicant, in the above-styled cause, seeks an order establishing a non-standard gas proration unit in the Tubb Gas Pool consisting of the W/2 W/2 of Section 32, Township 22 South, Range 38 East, Lea County, New Mexico, said unit to be dedicated to the applicant's State "S" No. 3 Well located 1980 feet from the North line and 660 feet from the West line of said Section 32.

CASE 1348:

Application of Cities Service Oil Company for approval of two non-standard gas proration units in the Tubb Gas Pool and the Blinebry Gas Pool, Lea County, New Mexico. Applicant, in the above-styled cause, seeks an order establishing a 160-acre non-standard gas

proration unit in the Tubb Gas Pool and Blinebry Gas Pool consisting of the E/2 W/2 of Section 32, Township 22 South, Range 38 East, Lea County, New Mexico, said units to be dedicated to the applicant's dually completed State "P" No. 1 Well located 1980 feet from the North line and 1980 feet from the West line of said Section 32.

CASE 1349:

Application of Continental Oil Company for an order approving a 320-acre non-standard gas proration unit in the Eumont Gas Pool, Lea County, New Mexico. Applicant, in the above-styled cause, seeks an order establishing a 320-acre non-standard gas proration unit in the Eumont Gas Pool consisting of the E/2 of Section 15, Township 21 South, Range 36 East, Lea County, New Mexico, said unit to be dedicated to the applicant's State D-15 No. 8 Well located 660 feet from the South line and 660 feet from the East line of said Section 15.

CASE 1350:

Application of John J. Eisner for a non-standard gas proration unit in the Empire-Pennsylvanian Gas Pool, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks an order establishing a non-standard gas proration unit in the Empire-Pennsylvanian Gas Pool consisting of the S/2 SE/4 of Section 20, and the N/2 NE/4 of Section 29, Township 17 South, Range 28 East, Eddy County, New Mexico, said unit to be dedicated to applicant's well to be drilled at a point 330 feet from the North line and 990 feet from the East line of said Section 29.

CASE 1351:

Application of Amerada Petroleum Corporation for approval of a 240-acre non-standard gas proration unit in the Eumont Gas Pool, Lea County, New Mexico. Applicant, in the above-styled cause, seeks an order establishing a 240-acre non-standard gas proration unit in the Eumont Gas Pool consisting of the SE/4 of Section 34, and the N/2 SW/4 of Section 35, all in Township 20 South, Range 36 East, Lea County, New Mexico, said unit to be dedicated to the applicant's L. W. White No. 1 Well located 660 feet from the South line and 660 feet from the East line of said Section 34.

*Case file*

J. M. HERVEY 1874-1953

HIRAM M. DOW  
CLARENCE E. HINKLE  
W. E. BONDURANT, JR.  
GEORGE H. HUNKER, JR.  
HOWARD C. BRATTON  
S. B. CHRISTY IV

J. PENROD TOLES  
LEWIS C. COX, JR.  
PAUL W. EATON, JR.

LAW OFFICES  
HERVEY, DOW & HINKLE  
FIRST NATIONAL BANK BUILDING  
ROSWELL, NEW MEXICO  
December 19, 1957.

TELEPHONE MAIN 2-6510  
POST OFFICE BOX 547

The New Mexico Oil Conservation Commission,  
Capital Building,  
Santa Fe, New Mexico.

Attention: Mr. Porter.

Re: The Application of John J. Eisner  
for Non-Standard Gas Proration Unit  
in Empire - Pennsylvania Pool, Eddy  
County, New Mexico.  
Case No. 1350  
Our No. 118-42

Gentlemen:

Confirming our telephone conversation of this date,  
it would be appreciated if you would postpone hearing on  
the captioned matter from December 23, 1957, to some date  
at your convenience in February of 1958, and we request  
hearing in February before an Examiner.

All known interested parties have been notified of  
this request for postponement.

Respectfully,

JOHN J. EISNER

By

*S.B. Christy IV*  
S.B. Christy IV,

For Hervey, Dow & Hinkle,  
Box 547,  
Roswell, New Mexico.

Attorneys for Applicant.

SBC/ki

*Law  
file 1350*

MAIN OFFICE 000  
J. M. HERVEY 1874-1953  
HIRAM M. DOW  
CLARENCE E. HINKLE  
W. F. BONDURANT, JR.  
GEORGE H. HUNKER, JR.  
HOWARD C. BRATTON  
S. B. CHRISTY IV  
J. PENROD TOLES  
LEWIS C. COX, JR.  
PAUL W. EATON, JR.

LAW OFFICES  
HERVEY, DOW & HINKLE  
FIRST NATIONAL BANK BUILDING  
ROSWELL, NEW MEXICO  
November 29, 1957.

TELEPHONE MAIN 2-6510  
POST OFFICE Box 547

New Mexico Oil Conservation Commission,  
Capital Building,  
Santa Fe, New Mexico.

Re: Your Case No. 1350  
Application of John J. Eisner concerning  
Non-Standard Gas Proration Unit in Empire-  
Pennsylvania Pool  
Eddy County, New Mexico.

Gentlemen:

Request is hereby made that the above matter be  
continued from the Examiner's Hearing on December 6 to  
the Examiner's Hearing on December 23, 1957, at 10:00 A.M.

Respectfully,  
HERVEY, DOW & HINKLE

By *S.B. Christy IV*  
S.B. Christy IV.  
Attorneys for John J. Eisner,  
Applicant,  
Box 547,  
Roswell, New Mexico.

SBC/ki

*Case was continued by Examiner to 10:00 A.M. of  
Dec. 23, 1957.*

*Typed Copy of Notice Sent To:  
S.B. Christy  
C. L. Kelly  
Bill Macey*



OIL CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO

Date 11-21-57

CASE 1350

Hearing Date 11-20-57

My recommendations for an order in the above numbered cases are as follows:

This case should be re-adjudicated if it is to  
be heard by another examiner. It was  
continued until the next examiner hearing  
as a matter of record. They may try to  
form a 160 ac. unit.

Chris A. Mc  
Staff Member

OIL CONSERVATION COMMISSION

P. O. BOX 871

SANTA FE, NEW MEXICO

November 13, 1957

Mr. Howard Bratton  
Hervey, Dow & Hinkle  
Box 547  
Roswell, New Mexico

Re: Case 1350

Dear Sir:

It has been called to our attention by Mr. M. L. Armstrong, Supervisor District 2, that the Kersey and Company Delhi No. 4 Well is located 330 feet from the North line and 980 feet from the East line of Section 29, Township 17 South, Range 29 East. It will, of course, be impossible for Mr. Eisner to drill his proposed well to the Empire-Pennsylvanian Gas Pool at this location as stated in the application.

Case 1350 has already been advertised showing the location of the proposed well to be as stated in the application. However, since the application is not for an unorthodox well location but rather for a non-standard gas unit, it is my opinion that it will not be necessary to readvertise the case.

Please amend the subject application to show the change in location of the proposed well. Any location which conforms with the provisions of Rule 104, (d) of the Commission Rules and Regulations would be satisfactory.

If I can be of any further service in this matter, please do not hesitate to call upon me.

Very truly yours,

William J. Cooley  
Commission Attorney

WJC:bp

CC-M. L. Armstrong

C  
O  
P  
Y

GOVERNOR

EDWIN L. MECHEM  
CHAIRMAN

New Mexico

OIL CONSERVATION COMMISSION

LAND COMMISSIONER, MURRAY E. MORGAN  
MEMBER

STATE GEOLOGIST, A.L. PORTER JR.  
SECRETARY DIRECTOR



205 CARPER BUILDING  
ARTESIA, NEW MEXICO

November 6, 1957

Mr. A. L. Porter, Jr.  
P. O. Box 371  
Santa Fe, New Mexico

Dear Pete,

The Examiner Hearing to be held in Santa Fe, on November 20, 1957, Case 1350 John J. Eisner applying for a non-standard gas unit in  $S\frac{1}{2}$  SE $\frac{1}{4}$  S-20, & N $\frac{1}{2}$  NE $\frac{1}{4}$  of S29 in T17S-29E. Proposes to drill this well 330' from the north line and 990' from east line of S-29.

However, Kersey & Company has a well on this location.

Yours very truly,

OIL CONSERVATION COMMISSION

*M L Armstrong*

M. L. Armstrong,  
Supervisor, District No. 2

MLA/jn

*Don't  
take a look at  
this.*

# Memo

From

William J. Cooley

To Fute

8/24

called Sheldon Ward  
this date and told him  
that the Com. considered  
that Order R-391 had  
expired by its provisions  
and that the Empire Penn  
Gas Pool is governed by  
Rule 104 (d). Also told him  
that he would have to  
have a hearing to cross  
section line with proposed  
unit.



**Western Development**  
**Company** *of Delaware*

SENA PLAZA • SANTA FE, NEW MEXICO

**New Mexico Oil Conservation Commission**

**P. O. Box 871**

**Santa Fe, New Mexico**

# Western Development Company of Delaware

SENA PLAZA, SANTA FE, NEW MEXICO  
TELEPHONE 3-5568

November 19, 1957

New Mexico Oil Conservation Commission  
P. O. Box 871  
Santa Fe, New Mexico

Re: Case 1350

Gentlemen:

We would appreciate your entering the attached statement  
in the record of Case 1350 to be heard November 20, 1957.

Very truly yours,

WESTERN DEVELOPMENT COMPANY  
of Delaware

*W B Macey*  
W. B. Macey  
Vice-President

WBM:bh  
Enclosure

# Western Development Company of Delaware

SENA PLAZA, SANTA FE, NEW MEXICO  
TELEPHONE 3-5568

November 19, 1957

New Mexico Oil Conservation Commission  
P. O. Box 871  
Santa Fe, New Mexico

Re: Case No. 1350 - Application of  
John J. Eisner

Gentlemen:

Western Development Company of Delaware is the owner of a small working interest in the SW/4NE/4, Section 29, Township 17 South, Range 28 East, Eddy County, New Mexico. The application of John J. Eisner in the above captioned case requests the approval of a 160 acre non-standard gas proration unit covering the S/2SE/4, Section 20 and the N/2NE/4, Section 29, all in Township 17 South, Range 28 East.

If approved, this application would impair the correlative rights of the working interest owners in the S/2NE/4, Section 29, because it would eliminate the possibility of these interest owners forming a proration unit which would be of sufficient size to warrant the drilling of a well to the producing zone in the Empire Pennsylvanian gas pool. To date Mr. Eisner has made no effort to form a 160 acre proration unit covering the NE/4 of Section 29.

Since the applicant has not made diligent effort to form a standard proration unit in the area which would protect the correlative rights of all the working interest owners, we urgently request the Commission to deny the application in this case.

Very truly yours,

WESTERN DEVELOPMENT COMPANY  
of Delaware

*W B Macey*  
W. B. Macey  
Vice-President

WBM:bh

BEFORE THE OIL CONSERVATION COMMISSION  
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE HEARING  
CALLED BY THE OIL CONSERVATION  
COMMISSION OF NEW MEXICO FOR  
THE PURPOSE OF CONSIDERING:

CASE NO. 601  
Order No. R-391

THE MATTER OF THE APPLICATION OF  
STANOLIND OIL AND GAS COMPANY FOR  
A TEMPORARY ORDER ESTABLISHING  
UNIFORM 320-ACRE SPACING PATTERN  
AND 320-ACRE PRORATION UNITS IN THE  
COMMON SOURCE OF SUPPLY DISCOVERED  
IN STANOLIND'S STATE 'AB', WELL NO. 1,  
NW/4 SE/4 SECTION 29, TOWNSHIP 17 SOUTH,  
RANGE 28 EAST, NMPM, EDDY COUNTY, NEW  
MEXICO.

TEMPORARY ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at 9 o'clock a.m. on October 28, 1953, at Santa Fe, New Mexico, before the Oil Conservation Commission of New Mexico, hereinafter referred to as the "Commission."

NOW, on this 25th day of November, 1953, the Commission, a quorum being present, having considered the testimony adduced and exhibits received at said hearing, and being fully advised in the premises,

FINDS:

(1) That due public notice having been given as required by law, the Commission has jurisdiction of this cause and the subject matter thereof.

(2) That a common source of supply of gas was discovered by the Stanolind Oil and Gas Company's No. 1, State 'AB', located 1980 feet from the South and east lines of Section 29, Township 17 South, Range 28 East, NMPM, Eddy County, New Mexico; the well being completed at a plugged-back depth of 10,270 feet through casing perforations 10,102 to 10,127 in a basal Pennsylvanian sand, the well having an initial open-flow potential of 30 million cubic feet of gas per day.

(3) That geological and engineering data now available to the Commission indicate that one well will apparently drain 320 acres, and that this common source of supply should be developed on 320-acre proration units for a period of 18 months from date of entry of this order, or until five wells shall have been completed, whichever date is sooner.

(4) That the common source of supply discovered by the aforementioned well should be designated as the Empire-Pennsylvanian Gas Pool, and should cover the following described area in Eddy County, New Mexico:



Township 17 South, Range 28 East, NMPM  
S/2 Section 19, S/2 Section 20,  
S/2 Section 21, S/2 Section 22,  
all Sections 27 through 34, incl.

Township 18 South, Range 28 East, NMPM  
N/2 Section 3, N/2 Section 4,  
N/2 Section 5, N/2 Section 6

(5) That certain rules should be adopted to adequately protect freshwater zones in the area, and the shallow oil-producing horizons now productive in the Empire, Red Lake and Artesia Pools.

(6) That operators in the pool should submit certain geological and engineering data upon completion of each well in the pool.

IT IS THEREFORE ORDERED:

That the application of Stanolind Oil and Gas Company be, and the same hereby is in part approved, as follows:

(1) That a new pool be, and the same hereby is created, designated for gas production, denominated the Empire-Pennsylvanian Pool, Eddy County, New Mexico, and described as follows:

Township 17 South, Range 28 East, NMPM  
S/2 Section 19, S/2 Section 20,  
S/2 Section 21, S/2 Section 22,  
all Sections 27 thru 34, incl.

Township 18 South, Range 28 East, NMPM  
N/2 Section 3, N/2 Section 4,  
N/2 Section 5, N/2 Section 6

(2) That effective on the date of this order, the following rules and regulations shall apply to wells hereafter drilled, completed or recompleted in the Empire-Pennsylvanian Gas Pool, defined herein, in addition to the Commission's applicable rules, regulations and orders heretofore or hereafter adopted to the extent not in conflict herewith:

SPECIAL POOL RULES  
EMPIRE-PENNSYLVANIAN GAS POOL

SECTION A. No well shall be drilled or completed or recompleted, and no Notice of Intention to Drill or drilling permit shall be approved, unless,

- (a) Such well be located on a designated drilling unit of not less than 320 acres of land, more or less, according to legal subdivision of the United States Land Surveys, in which unit all the interests are consolidated by pooling agreement or otherwise and on which no other well is completed, or approved for completion, in the pool;

- (b) Such drilling unit be in the shape of a rectangle except for normal variations in legal subdivisions of the United States Land Surveys, the north half, south half, east half or west half of each section of land constituting a drilling unit;
- (c) Such well shall be located 990 feet from the outer boundary of either the northwest or southeast quarter of the section, subject to variation of 200 feet for topographic conditions. Further tolerance shall be allowed by the Commission only in cases of extremely rough terrain, where compliance would necessarily increase drilling costs.

SECTION B.

Proration Units: The proration unit shall consist of 320 acres or a legal United States Land Office Survey half-section, and the approximate 320 acre unit shall follow the usual legal subdivision of the General Land Office Section Surveys.

- (a) The pooling of properties of parts thereof shall be permitted, and if not agreed upon may be required in any case when and to the extent that the smallness or shape of a separately owned tract would, under the enforcement of the uniform spacing plan of proration units, otherwise deprive or tend to deprive the owner of such tract of the opportunity to recover his just and equitable share of the natural gas in the pool; provided that the owner of any tract that is smaller than the drilling unit establishment for the field shall not be deprived of the right to drill on and produce from such tract if same can be done without waste; but in such case the allowable production from such tract, as compared with the allowable production therefrom if such tract were a full unit, shall be in the ratio of such tract to the area of a full unit of 320 acres.

SECTION C.

Casing and Cementing Program.

- (a) Surface Pipe:

The surface pipe shall be set through all shallow potable water-bearing beds, and a sufficient amount of cement shall be used to circulate the cement behind the pipe to the bottom of the cellar.

- (b) Intermediate String:

The intermediate string of casing shall be set through the shallow oil-producing beds in the area, and in no event shall be set higher than the top of the San Andres formation and a sufficient amount of cement used to circulate the cement to the base of the surface casing.

BEFORE THE  
OIL CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO  
December 23, 1957

TRANSCRIPT OF HEARING

CASE NO. 1350

BEFORE THE  
OIL CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO  
December 23, 1957

IN THE MATTER OF:

Application of John J. Eisner for a non-standard gas proration unit in the Empire-Pennsylvanian Gas Pool, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks an order establishing a non-standard gas proration unit in the Empire-Pennsylvanian Gas Pool consisting of the S/2 SE/4 of Section 20, and the N/2 NE/4 of Section 29, Township 17 South, Range 28 East, Eddy County, New Mexico, said unit to be dedicated to applicant's well to be drilled in the N/2 NE/4 of said Section 29.

CASE NO.  
1350

BEFORE:

MR. ELVIS A. UTZ, EXAMINER.

TRANSCRIPT OF HEARING

Mr. Utz: The meeting will come to order. The only case on the docket this morning is Case 1350, application of John J. Eisner for a non-standard gas proration unit in the Empire-Pennsylvanian Gas Pool consisting of the S/2 SE/4 Section 20, and the N/2 NE/4 Section 29, Township 17 South, Range 28 East, NMPM, Eddy County, New Mexico. This case was continued to this date at the November 20th, 1957, hearing. We now have a request from S. B. Christy, IV, attorney for applicant, to again continue this case. However, due to the uncertainty as to when the next examiner hearing will be, we have contacted Mr. Christy and have his permission to dismiss this case without prejudice and to allow the applicant to make a new application when and if he desires to do so. If there is no objection Case 1350 is hereby dismissed without prejudice. Hearing is adjourned.

STATE OF NEW MEXICO )  
: ss  
COUNTY OF SANTA FE )

I, Bobby Postlewaite, do hereby certify that the foregoing and attached Transcript of Hearing before the New Mexico Oil Conservation Commission is a true and correct record to the best of my knowledge, skill and ability.

Bobby Postlewaite

I do hereby certify that the foregoing is  
a complete and correct record of the proceedings in  
the hearing of Case No. 1350, heard by me on Dec. 23, 1957.

\_\_\_\_\_, Examiner  
New Mexico Oil Conservation Commission

I do hereby certify that the foregoing is  
a complete record of the proceedings in  
the Examiner hearing of Case No. 1350,  
heard by me on Dec. 23, 1957.

Theresa A. [Signature], Examiner  
New Mexico Oil Conservation Commission

BEFORE THE  
OIL CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO  
November 20, 1957

IN THE MATTER OF  
CASE NO. 1350

TRANSCRIPT OF PROCEEDINGS

DEARNLEY - MEIER & ASSOCIATES  
INCORPORATED  
GENERAL LAW REPORTERS  
ALBUQUERQUE - SANTA FE  
3-6691 2-2211

BEFORE THE  
OIL CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO  
November 20, 1957

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IN THE MATTER OF:

Application of John J. Eisner for a  
non-standard gas proration unit in the  
Empire-Pennsylvanian Gas Pool, Eddy  
County, New Mexico. Applicant, in  
the above-styled cause, seeks an  
order establishing a non-standard  
gas proration unit in the Empire-  
Pennsylvanian Gas Pool consisting  
of the S/2 SE/4 of Section 20, and  
the N/2 NE/4 of Section 29, Town-  
ship 17 South, Range 28 East, Eddy  
County, New Mexico, said unit to be  
dedicated to applicant's well to be  
drilled at a point 330 feet from the  
North line and 990 feet from the East  
line of said Section 29.

CASE NO.  
1350

-----  
BEFORE:

Elvis A. Utz, Examiner.

TRANSCRIPT OF HEARING

MR. UTZ: Next case on the docket will be Case 1350.

MR. COOLEY: Application of John J. Eisner for a non-standard  
gas proration unit in the Empire-Pennsylvanian Gas Pool, Eddy Co-  
unty, New Mexico.

MR. CHRISTY: I am Sims Christy of Harvov, Dow and Hinkle,  
for the applicant, John Eisner.

Since filing the application, Mr. Examiner, it has come to our  
attention that the well location stated in the application of 330  
feet from the North line and 990 feet from the East line of Section

24, falls exactly on an old abandoned well known as the Kelse and Company, Delhi No. 4. We would therefore ask to amend the application and move the proposed location approximately 25 feet to the North, in conformity with the 104-D Rule. I do not believe that it would take a re-advertisement to do that.

Secondly, as to the balance of the matters asked in the application, we would ask the Commission to postpone hearing on it until the next Examiner's meeting in December of 1957. During that time an attempt, an earnest attempt will be made to form a proration unit consisting of the Northeast Quarter of Section 29, if that can be done, if the application will be amended; if it cannot, we would like to have our present application heard in December of 1957.

MR. COOLEY: One moment, please. Mr. Christy, there seems to be no end to the problems with regard to this case. If you move the well 25 feet North, then it would be a non-standard and an unorthodox location, provided you dedicate the Northeast Quarter. I assume that moving the well is contingent upon failure of efforts to communitize?

MR. CHRISTY: That is correct. If we obtain a communitization agreement, as to the Northeast Quarter of Section 29, we will ask for a new location to the South in Section 29, without hearing, as I understand it.

MR. COOLEY: Any well location within the Northeast Quarter that would be in conformity with 104-D would be satisfactory.



MR. CHRISTY: That is correct, but I ask for the amendment, 25 feet north, on the ground that I may not be able to communitize to 29. I would like to hold that question until the next meeting in December.

MR. UTZ: Is there objection to the continuance of this case until the next Examiner's hearing in December? If there are no objections, it will be so continued.

MR. CHRISTY: Thank you.

5

C E R T I F I C A T E

STATE OF NEW MEXICO )  
                              : ss  
COUNTY OF BERNALILLO )

I, J. A. TRUJILLO, Notary Public in and for the County of Bernalillo, State of New Mexico, do hereby certify that the foregoing and attached Transcript of Hearing before the New Mexico Oil Conservation Commission was reported by me in Stenotype and reduced to typewritten transcript by me and/or under my personal supervision; the same is a true and correct record to the best of my knowledge, skill and ability.

WITNESS my Hand and Seal, this, the 28th day of December, 1957, in the City of Albuquerque, County of Bernalillo, State of New Mexico.

*J. A. Trujillo*  
\_\_\_\_\_  
Notary Public

My Commission Expires:

October 5, 1960.

I do hereby certify that the foregoing is  
a complete and correct transcript of the proceedings in  
the hearing held at the City of Albuquerque, New Mexico, on  
the 28th day of December, 1957.  
*Charles R. Meier*  
\_\_\_\_\_  
Chairman  
New Mexico Oil Conservation Commission

BEFORE THE OIL CONSERVATION COMMISSION  
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE HEARING  
CALLED BY THE OIL CONSERVATION  
COMMISSION OF THE STATE OF NEW  
MEXICO FOR THE PURPOSE OF  
CONSIDERING:

CASE NO. 1350  
Order No. R-1108

APPLICATION OF JOHN J. EISNER FOR  
A NON-STANDARD GAS PRORATION UNIT  
IN THE EMPIRE-PENNSYLVANIAN GAS  
POOL, EDDY COUNTY, NEW MEXICO.

ORDER OF DISMISSAL

BY THE COMMISSION:

This cause came on for hearing at 9 o'clock a.m., on November 20, 1957, and again on December 6, 1957 and December 23, 1957, at Santa Fe, New Mexico, before Elvis A. Utz, Examiner duly appointed by the New Mexico Oil Conservation Commission, hereinafter referred to as the "Commission," in accordance with Rule 1214 of the Commission Rules and Regulations.

NOW, on this 15<sup>th</sup> day of January, 1958, the Commission, a quorum being present, having considered the application, the evidence adduced and the recommendations of the Examiner, Elvis A. Utz, and being fully advised in the premises,

FINDS:

(1) That due public notice having been given as required by law, the Commission has jurisdiction of this cause and the subject matter thereof.

(2) That the applicant has requested that the subject case be dismissed.

IT IS THEREFORE ORDERED:

That Case No. 1350 be and the same is hereby dismissed.

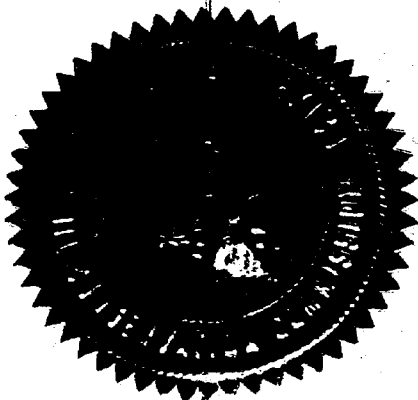
DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.

STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION

*E. L. Mechem*  
EDWIN L. MECHEM, Chairman

*M. E. Morgan*  
MURRAY E. MORGAN, Member

*A. L. Porter, Jr.*  
A. L. PORTER, Jr., Member & Secretary



OIL CONSERVATION COMMISSION  
P. O. BOX 871  
SANTA FE, NEW MEXICO

January 16, 1958

Mr. S. B. Christy, IV  
Hervey, Dow & Hinkle  
P.O. Box 547  
Roswell, New Mexico

Dear Mr. Christy:

On behalf of your clients, John J. Eisner and Felmont Oil Corporation, we enclose two copies of Order R-1108 and Order R-1109 issued January 15, 1958, by the Oil Conservation Commission in Cases 1350 and 1367, respectively.

Very truly yours,

A. L. Porter, Jr.  
Secretary - Director

bp  
Encls.

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# END OF ROLL

34

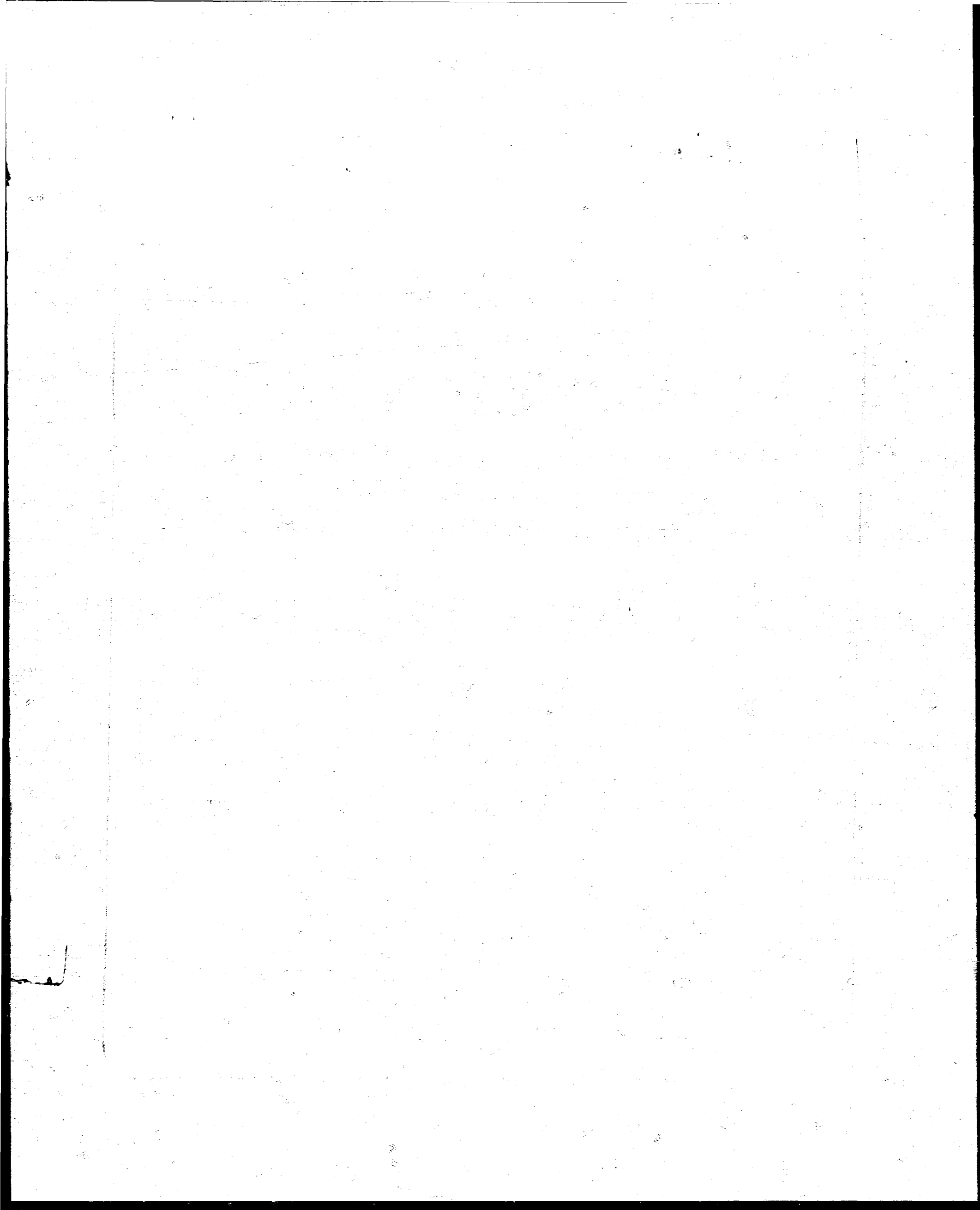
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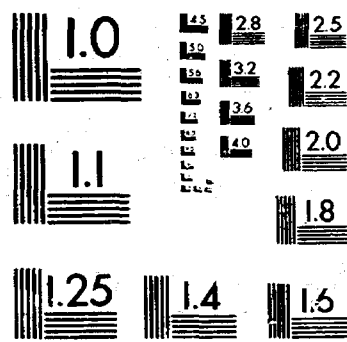
DOCUMENT TYPE Case Record File

DATE OF FILMING 5 Nov. 84

CAMERA OPERATOR Thomas ~~Reynolds~~

ENDING DOCUMENT Case 1350 (Part B Follows)





MICROCOPY RESOLUTION TEST CHART  
NATIONAL BUREAU OF STANDARDS  
STANDARD REFERENCE MATERIAL 1010a  
(ANSI and ISO TEST CHART No. 2)

STATEMENT OF DOCUMENT CERTIFICATION

All microphotographics images of documents following this certificate are of authorized documents in the possession of this Agency. These documents are routinely microfilmed as a necessary operation in the generation of an inviolate document file.

R. David Ortiz  
SUPERVISOR

STATE OF NEW MEXICO     )  
                                  )     SS.  
COUNTY OF VALENCIA     )

Sworn and Subscribed to me, A Notary Public,

This 1st day of December, 19 93

Lydia Aragon  
NOTARY PUBLIC

MY COMMISSION EXPIRES: 10-2-86

CERTIFICATE OF AUTHENTICITY

THIS IS TO CERTIFY that the microphotographs appearing on this Roll of Film are accurate and complete reproductions of the records of the, oil Conservation div. as delivered in the regular course of business for Micro Filming.

Johnny Martinez  
CAMERA OPERATOR



STATEMENT OF DOCUMENT CERTIFICATION

All microphotographics images of documents following this certificate are of authorized documents in the possession of this Agency. These documents are routinely microfilmed as a necessary operation in the generation of an inviolate document file.

R. David Ortiz  
SUPERVISOR

STATE OF NEW MEXICO     )  
                                  )     SS.  
COUNTY OF VALENCIA     )

Sworn and Subscribed to me, A Notary Public,

This 1st day of December, 19 93

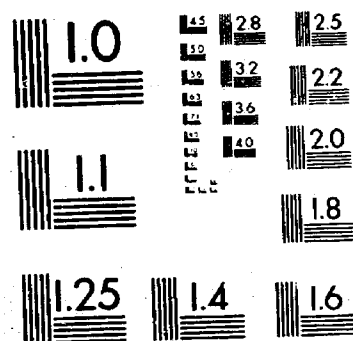
Lyndee Aragon  
NOTARY PUBLIC

MY COMMISSION EXPIRES: 10-2-96

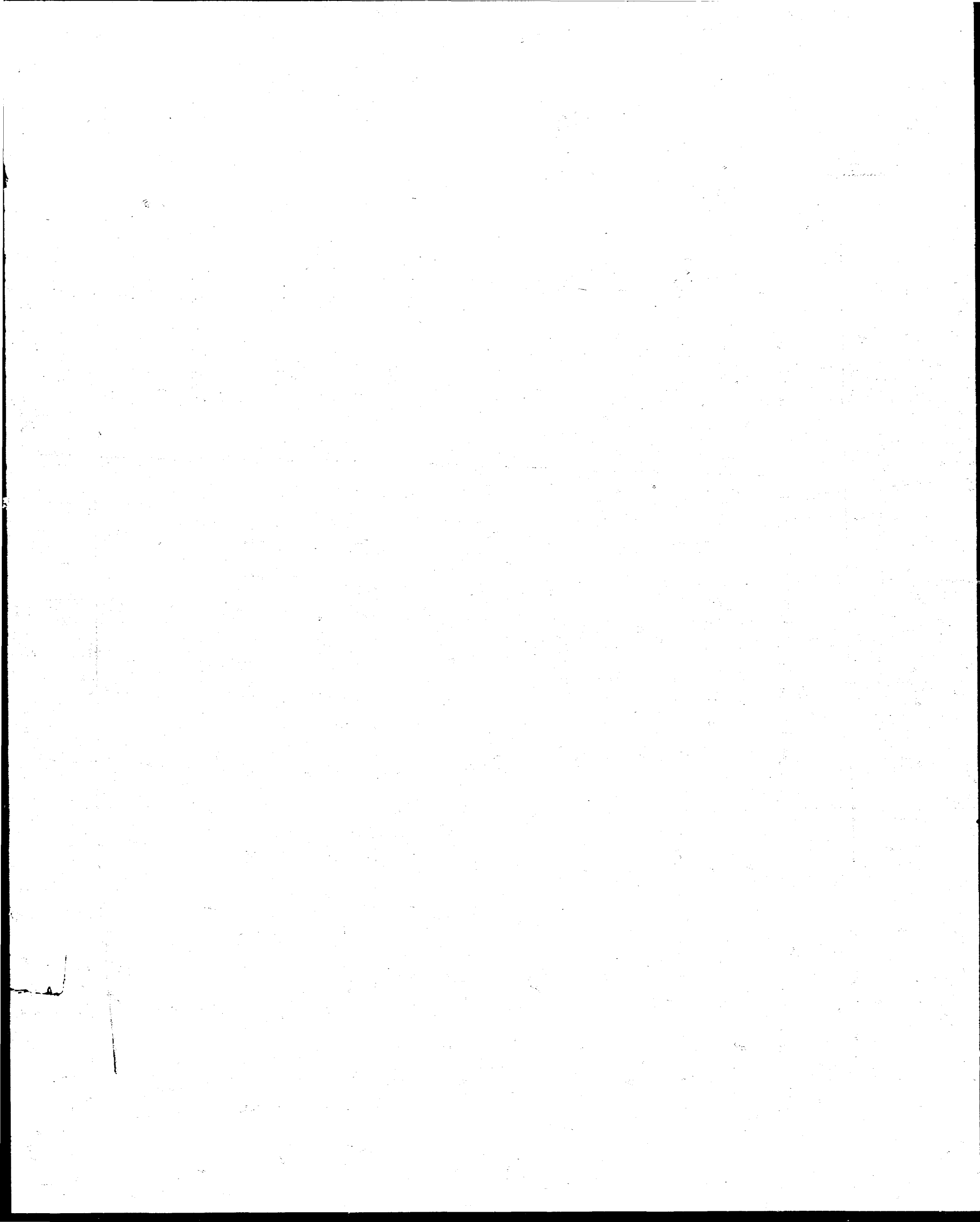
CERTIFICATE OF AUTHENTICITY

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Thomas J. Torres  
CAMERA OPERATOR



**MICROCOPY RESOLUTION TEST CHART**  
NATIONAL BUREAU OF STANDARDS  
STANDARD REFERENCE MATERIAL 1010a  
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# START OF ROLL

34 Part B  
ROLL NUMBER

DOCUMENT TYPE CASE Record Files

DATE OF FILMING 5 Nov 84

CAMERA OPERATOR Thomas Le Tasse

BEGINNING DOCUMENT CASE 1351