

**DOYLE HARTMAN**

*Oil Operator*

500 NORTH MAIN  
P.O. BOX 10426  
MIDLAND, TEXAS 79702

(915) 684-4011  
(915) 682-7616 FAX

**Via Facsimile (505) 827-8177**

July 2, 1996

Oil Conservation Division  
2040 South Pacheo Street  
Santa Fe, New Mexico 87505

Attn: Michael E. Stogner

Re: Administrative Application for Simultaneous Dedication:  
SW/4 Section 18, T-20-S, R-37-E  
Eumont Gas Pool  
Lea County, New Mexico  
Hobbs Well Nos. 4 and 5 in Units "N" and "K" respectively.

Dear Mr. Stogner:

In reference to our telephone conversation of June 28, 1996, enclosed in this facsimile is an excerpt of the Farnout Agreement by and between Phillips Petroleum Company and Doyle Hartman, as you requested. The excerpt discusses the assignment of the subject 158.44-acre lease upon completion of an Eumont gas well. If you have any further questions or comments please do not hesitate to contact us.

Thank you very much,

DOYLE HARTMAN, Oil Operator



Don Mashburn, Engineer

AGREEMENT

THIS AGREEMENT is made and entered into this 18th day of March, 1996, by and between PHILLIPS PETROLEUM COMPANY, a Delaware corporation, with an operating office at 4001 Penbrook, Odessa, Texas 79762, (hereinafter called "Phillips"), and Doyle Hartman, with an office at 500 North Main, Midland, Texas 79702, (hereinafter called "Second Party"), concerning Phillips' interest in a certain oil and gas lease (or leases) which is briefly described in Exhibit "1" insofar as the same covers the lands described in Exhibit "1" (hereinafter sometimes referred to as the "lease acreage"). Reference is made to said lease (or leases) and to the records thereof for all the terms and conditions thereof.

WITNESSETH:

WHEREAS, Phillips desires to have the lease acreage tested for oil and gas production; and

WHEREAS, Second Party has expressed its willingness to make such test on the terms and conditions hereof;

NOW, THEREFORE, for and in consideration of the premises and the mutual promises and covenants herein contained to be kept and performed by the parties hereto and other good and valuable consideration, the receipt and adequacy of which is hereby confessed and acknowledged, the parties hereto do hereby agree as follows:

**Article I**  
**TEST WELL**

Second Party agrees that on or before September 5th, 1996, it will commence or cause to be commenced the actual drilling of a well for oil and/or gas, hereinafter sometimes referred to as "Test Well", at a location of the Second Party's choice on the lease acreage and that it will thereafter prosecute the drilling of said well with due diligence to a depth sufficient to test the Eumont Gas Pool interval, or to the stratigraphic equivalent of the depth of 3,570 feet as found on the Log for the Britt "B-18" No. 3 Well located 1,980 feet from the South line and 1,980 feet from the East line of Section 18, Township 20 South, Range 37 East, Lea County, New Mexico, whichever is the shallower depth (hereinafter called "Contract Depth"); provided, however, Second Party shall in no event drill deeper than 100 feet below the base of the Queen formation without written approval of Phillips. The Test Well shall be drilled, tested and completed within one

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hundred twenty (120) days from commencement of actual drilling or, if a non-commercial well, shall be properly plugged and abandoned, which shall include the restoration of the premises as nearly as practicable to its original condition within ninety (90) days from the date of drilling rig release including, but not limited to the removal of all leasehold material and debris placed on said premises by Second Party and the plugging and abandonment of the property by filling and leveling the cellar and slush pits. All drilling, testing, equipping, plugging and abandonment, and other operations shall be performed at the sole cost, risk, and expense of Second Party.

## **Article II**

### **SUBSTITUTE TEST WELL**

If, because of encountering impenetrable substances or because of mechanical conditions making further drilling impractical, Second Party should discontinue the drilling of the Test Well before Contract Depth is reached, Second Party shall properly plug and abandon such well and shall have the right to drill a substitute well at a location mutually acceptable to Phillips and Second Party, provided the actual drilling of said substitute well shall be commenced not later than thirty (30) days from cessation of operations on the Test Well. Such substitute well shall be drilled in the manner and to the depth specified herein for the Test Well. If such substitute well is commenced, drilled, and completed and/or plugged and abandoned as herein provided, Second Party shall have complied with this Agreement to the same extent as if the Test Well had been commenced, drilled, and completed or plugged and abandoned in accordance herewith. Each reference herein to the Test Well shall constitute a reference to the substitute well therefor if such a substitute well is timely commenced hereunder.

## **Article III**

### **ASSIGNMENT**

In the event a well hereunder is drilled to Contract Depth, tested and completed as a commercial producer of oil and/or gas, or properly plugged and abandoned as a dry hole, and such well is located upon any portion of the lease acreage, Phillips, subject to the conditions, exceptions, reservations, covenants and agreements hereinafter set forth shall assign and transfer unto Second Party, without representation or warranty of title, either express or implied, as follows:

- A. If any well is completed as a commercial producer of oil and/or gas, one-hundred percent (100%) of its right, title and interest in and to the oil and gas

lease (or leases) described in Exhibit "1" insofar as said oil and gas lease (or leases) covers and pertains to the oil, gas and casinghead gas, and all rights pertaining thereto in those certain lands specifically described in Exhibit "1" and limited to the depths described therein; or

B. If any well is properly plugged and abandoned as a dry hole, one hundred percent (100%) of its right, title and interest in and to the oil and gas lease (or leases) described in Exhibit "1" insofar as said oil and gas lease (or leases) covers and pertains to the oil, gas and casinghead gas, and all rights pertaining thereto in those certain lands specifically described in Exhibit "1" and limited to the depths described therein; and

C. If the Test Well or substitute Test Well is completed as a commercial producer of oil and/or gas or plugged and abandoned as a dry hole, one hundred percent (100%) of its right, title and interest in the Eumont Gas Pool production from the Phillips Hobbs Federal No. 4 Well located 660 feet from the South line and 1980 feet from the West line of Section 18, Township 20 South, Range 37 East, Lea County, New Mexico, including all associated surface equipment at the wellhead and the use of the wellbore only insofar as such wellbore pertains to the Eumont Gas Pool and production from such interval.

Each assignment hereunder shall be made subject to its proportionate part of all valid and existing overriding royalties, and production payments, and to any encumbrances, including but not limited to easements, rights-of-way, salt water disposal agreements, and any other surface leases and contracts which may appear of record or in place, owned or possessed by Phillips or by its affiliated or subsidiary companies on the lands covered by the oil and gas lease (or leases) described in Exhibit "1". It is expressly understood that all rights not herein specifically described shall be excepted from said assignment and reserved and retained unto Phillips, its successors and assigns. Such assignment also shall be made expressly subject to all of the terms and provisions of this Agreement.

Second Party shall within sixty (60) days from completion of any well provided for herein make a written request for the assignment of acreage so earned, accompanied by a State of New Mexico completion report. It shall be a condition precedent to Phillips' obligation to

**EXHIBIT "1"**

Attached to and made a part of Farmout Agreement dated the 18th day of March, 1996, between Phillips Petroleum Company and Doyle Hartman.

**A. DESCRIPTION OF LEASE ACREAGE**

Township 20 South, Range 37 East  
Section 18: Southwest Quarter (SW/4)  
Lea County, New Mexico

**B. RESTRICTIONS, IF ANY, AS TO DEPTHS, FORMATIONS OR SUBSTANCES**

Limited solely to the Eumont Gas Pool described as that certain interval from the top of the Yates formation being the stratigraphic equivalent of a depth of 2,502 feet to the base of the Queen formation being the stratigraphic equivalent of 3,570 feet as found in the Britt "B-18" No. 3 Well located 1,980 feet from the South line and 1,980 feet from the East line of Section 18, Township 20 South, Range 37 East, Lea County, New Mexico.

**C. DESCRIPTION OF OIL AND GAS LEASE (OR LEASES)**

Lease No.: 019005-003  
Date of Lease: May 1, 1956  
Lessor: U.S.A. NM-LC-031621-B  
Lessee: Harry M. Britt  
Covering: The above described lands, among other lands not herein included.  
Recorded: Unrecorded

OIL CONSERVATION COMMISSION

P. O. BOX 871

SANTA FE, NEW MEXICO

December 27, 1954

Phillips Petroleum Company  
Bartlesville, Oklahoma

Attention: Mr. L. E. Fitzjarrald

Administrative Order NSP-66

Gentlemen:

Reference is made to your application for approval of a 160-acre non-standard gas proration unit in the Eumont Gas Pool consisting of the following described acreage:

1/4 Sec. 20 South, Range 37 East, NMPM  
SW/4 of Section 18

It is understood that this unit is to be ascribed to your Hobbs Well No. 4, located 460' from the East and South lines of SW/4 of Section 18, Township 20 South, Range 37 East, NMPM, Lea County, New Mexico.

Inasmuch as you enclosed waivers from the offset operators agreeing to the formation of the proposed unit, it is possible for immediate approval to be granted. Therefore, by authority granted me under provisions of Rule 5, Section (b)-2 of the Special Rules and Regulations of the Eumont Gas Pool, as set forth in Order R-520, you are hereby authorized to operate the above described acreage as a non-standard gas proration unit, with allowable to be assigned thereto in accordance with pool rules, based upon the unit size of 160 acres.

Very truly yours,

W. B. Macey  
Secretary - Director

WBM:jh

cc: Oil Conservation Commission, Hobbs

N. M. Oil & Gas Engineering Comm., Hobbs

C  
O  
P  
Y



NEW MEXICO ENERGY, MINERALS  
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION  
2040 South Pacheco Street  
Santa Fe, New Mexico 87505  
(505) 827-7131

June 24, 1996

Doyle Hartman, Oil Operator  
P.O. Box 10426  
Midland, Texas 79702

Attention: Doyle Hartman

Re: *Administrative Application for Simultaneous Dedication:  
SW/4 equivalent of Section 18, Township 20 South, Range  
37 East, NMPM, Eumont Gas Pool, Lea County, New  
Mexico, Hobbs Well Nos. 4 and 5 in Units "N" and "K",  
respectively.*

Dear Mr. Hartman:

All of our records here in Santa Fe still show Phillips Petroleum Company as operator of the Hobbs Well No. 4 (API No. 30-025-06162) and subject 158.44-acre non-standard gas spacing and proration unit. Please, submit a copy of the "Change of Operator" Form C-104 for the No. 4 well.

Thank you.

Sincerely,

Michael E. Stogner  
Chief Hearing Officer/Engineer

MES/kv

cc: Oil Conservation Division - Hobbs  
U. S. Bureau of Land Management - Carlsbad

**DOYLE HARTMAN**

*Oil Operator*

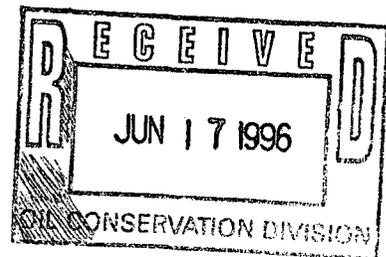
500 NORTH MAIN

P.O. BOX 10426

MIDLAND, TEXAS 79702

(915) 684-4011

(915) 682-7616 FAX



**Via FedEx**

June 14, 1996

Michael Stogner  
Chief Hearing Officer  
New Mexico Oil Conservation Division  
2040 S. Pacheco  
Santa Fe, NM 87505

Re: Application for Simultaneous Dedication  
Hobbs No. 5  
1980' FSL and 1650' FWL (K)  
Section 18, T-20-S, R-37-E  
Lea County, New Mexico  
Eumont Gas Pool  
[Federal Lease LC-031621(B)]

Gentlemen:

We hereby file for administrative approval to simultaneously dedicate our newly proposed Hobbs No. 5 Eumont infill well to the previously approved 160-acre Hobbs non-standard Eumont proration unit consisting of the SW/4 Section 18, T-20-S, R-37-E, Lea County, New Mexico (NSP Order No. 66). The newly proposed Hobbs No. 5 Eumont well is to be drilled at an orthodox location consisting of 1980' FSL and 1650' FWL Section 18. The dually completed and marginal Hobbs No. 4 Eumont well located 660' FSL and 1980' FWL Section 18 is presently dedicated to the subject 160-acre non-standard Eumont proration unit.

Notice of this administrative application and a request for written waiver (as enclosed herewith) has been sent to the operators of all adjacent and diagonal Eumont proration units, which operators are as follows:

- 1) Conoco, Inc.  
10 Desta Drive, Suite 100w  
Midland, TX 79705-4500  
Attn: David W. Twomey, Land Manager

Michael Stogner  
Chief Hearing Officer  
New Mexico Oil Conservation Division  
June 14, 1996  
Page 2

2) John H. Hendrix Corporation  
P.O. Box 3040  
Midland, TX 79702-3040  
Attn: Ronnie Westbrook, Vice President

Yours very truly,

DOYLE HARTMAN, Oil Operator



Doyle Hartman

enclosures (3)

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cc: William J. LeMay  
New Mexico Oil Conservation Division  
2040 S. Pacheco  
Santa Fe, NM 87505

Armando Lopez, Assistant District Manager  
Bureau of Land Management  
1717 W. Second  
Roswell, NM 88201

Richard Manus, Area Manager  
Bureau of Land Management  
620 E. Greene St. (88220)  
P.O. 1778  
Carlsbad, NM 88220-1778

J.S. Welin, Land Director  
Phillips Petroleum Company  
4001 Penbrook  
Odessa, TX 79762

Michael Stogner  
Chief Hearing Officer  
New Mexico Oil Conservation Division  
June 14, 1996  
Page 3

Dennis E. Sledge, Area Manager  
Meridian Oil Inc.  
3300 N. A Street, Building Six  
P.O. Box 51810  
Midland, TX 79710-1810

James A. Davidson  
214 W. Texas, Suite 710  
Midland, TX 79701

DOYLE HARTMAN, Oil Operator  
Carolyn Sebastian, Landman  
Don Mashburn, Engineer  
Steve Hartman, Engineer  
Sheila Potts, Geologist  
Linda Land, Controller

# Adjacent and Diagonal Eumont Operators

Hobbs No. 5 Eumont Well

Hobbs Proration Unit

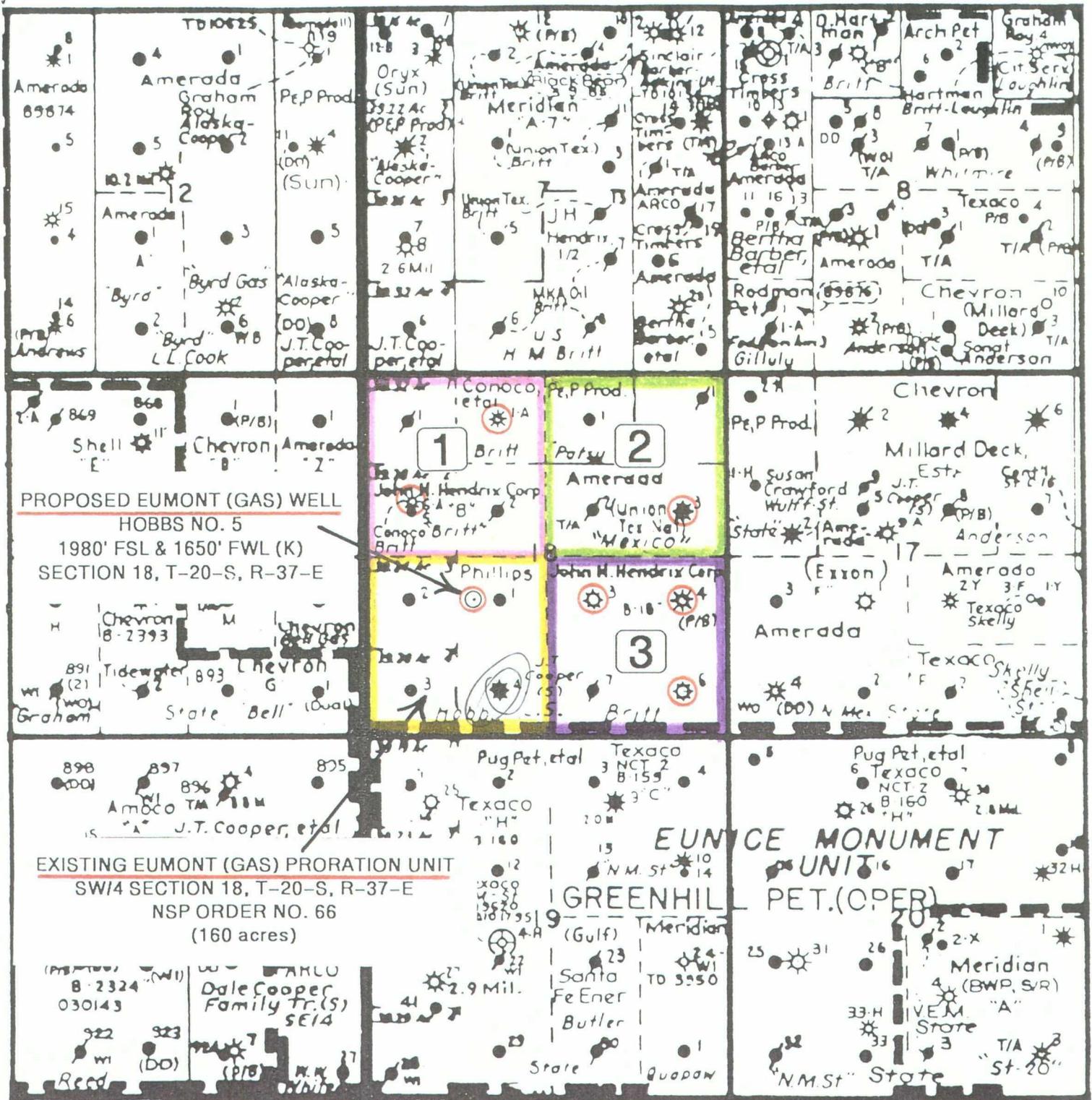
SW/4 Section 18, T-20-S, R-37-E

Lea County, New Mexico

NSP Order No. 66

(160 acres)

<u>Tract</u>	<u>Color Code</u>	<u>Operator</u>	<u>Eumont P.U. Description</u>	<u>Eumont Producer</u>	<u>Well No.</u>	<u>Well Location</u>
1	Pink	Conoco, Inc.	NW/4 Section 18 T-20-S, R-37-E NSP Order No. 283 (160 acres)	Britt "A-18"	1 6	C-18-20S-37E E-18-20S-37E
2	Green	John H. Hendrix Corporation	NE/4 Section 18 T-20-S, R-37-E NSP Order No. 83 (160 acres)	Mexico	3	H-18-20S-37E
3	Purple	John H. Hendrix Corporation	SE/4 Section 18 T-20-S, R-37-E (160 acres)	Britt "B-18"	3 4 6	J-18-20S-37E I-18-20S-37E P-18-20S-37E



ACREAGE OWNERSHIP PLAT  
 T-20-S, R-36-E and R-37-E  
 LEA COUNTY, NEW MEXICO  
 Scale: 1" = 2000'

**DOYLE HARTMAN**

*Oil Operator*

500 NORTH MAIN

P.O. BOX 10426

MIDLAND, TEXAS 79702

(915) 684-4011

(915) 682-7616 FAX

June 14, 1996

**ADJACENT AND DIAGONAL EUMONT OPERATORS**

**Hobbs No. 5**

**1980' FSL and 1650' FWL (K)**

**Section 18, T-20-S, R-37-E**

**Lea County, New Mexico**

**Emont Gas Pool**

**[Federal Lease LC-031621(B)]**

**Re: Simultaneous Dedication Application Waiver Request**

Gentlemen:

Reference is made to our herein proposed administrative application to the NMOCD for permission to simultaneously dedicate our proposed Hobbs No. 5 Eumont well, along with the currently existing Hobbs No. 4 Eumont well, to the previously approved 160-acre Hobbs Eumont proration unit consisting of the SW/4 Section 18, T-20-S, R-37-E, Lea County, New Mexico (NSP Order No. 66). The proposed Hobbs No. 5 Eumont well is to be drilled at an orthodox Eumont location consisting of 1980' FSL and 1650' FWL Section 18, T-20-S, R-37-E. The Hobbs No. 4 Eumont well is located 660' FSL and 1980' FWL Section 18, T-20-S, R-37-E.

If you are agreeable to granting a written waiver for our herein proposed administrative application, we respectfully request that you indicate such approval by signing in the space provided below and promptly returning one executed copy of this letter to us in the self-addressed stamped envelope enclosed herewith.

Yours very truly,

DOYLE HARTMAN, Oil Operator



Doyle Hartman

Adjacent and Diagonal Eumont Operators  
June 14, 1996  
Page 2

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enclosure (1)

**APPROVAL IS HEREBY GRANTED**

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Signature

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Company Name

---

Date

Adjacent and Diagonal Eumont Operators  
June 14, 1996  
Page 3

ADJACENT AND DIAGONAL EUMONT OPERATORS  
Waiver Request/Simultaneous Dedication  
Hobbs No. 5  
1980' FSL and 1650' FWL (K)  
Section 18, T-20-S, R-37-E  
Lea County, New Mexico  
Eumont Gas Pool

David W. Twomey, Land Manager  
Conoco, Inc.  
10 Desta Drive, Suite 100w  
Midland, TX 79705-4500

Ronnie Westbrook, Vice President  
John H. Hendrix Corporation  
P.O. Box 3040  
Midland, TX 79702-3040

**DOYLE HARTMAN**

*Oil Operator*

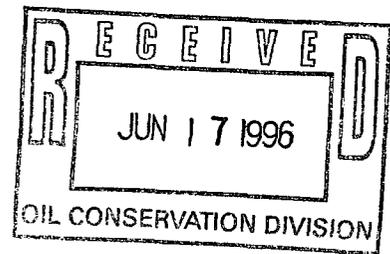
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**Via FedEx**

June 14, 1996

Michael Stogner  
Chief Hearing Officer  
New Mexico Oil Conservation Division  
2040 S. Pacheco  
Santa Fe, NM 87505

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Attn: David W. Twomey, Land Manager

Michael Stogner  
Chief Hearing Officer  
New Mexico Oil Conservation Division  
June 14, 1996  
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Attn: Ronnie Westbrook, Vice President

Yours very truly,

DOYLE HARTMAN, Oil Operator



Doyle Hartman

enclosures (3)

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cc: William J. LeMay  
New Mexico Oil Conservation Division  
2040 S. Pacheco  
Santa Fe, NM 87505

Armando Lopez, Assistant District Manager  
Bureau of Land Management  
1717 W. Second  
Roswell, NM 88201

Richard Manus, Area Manager  
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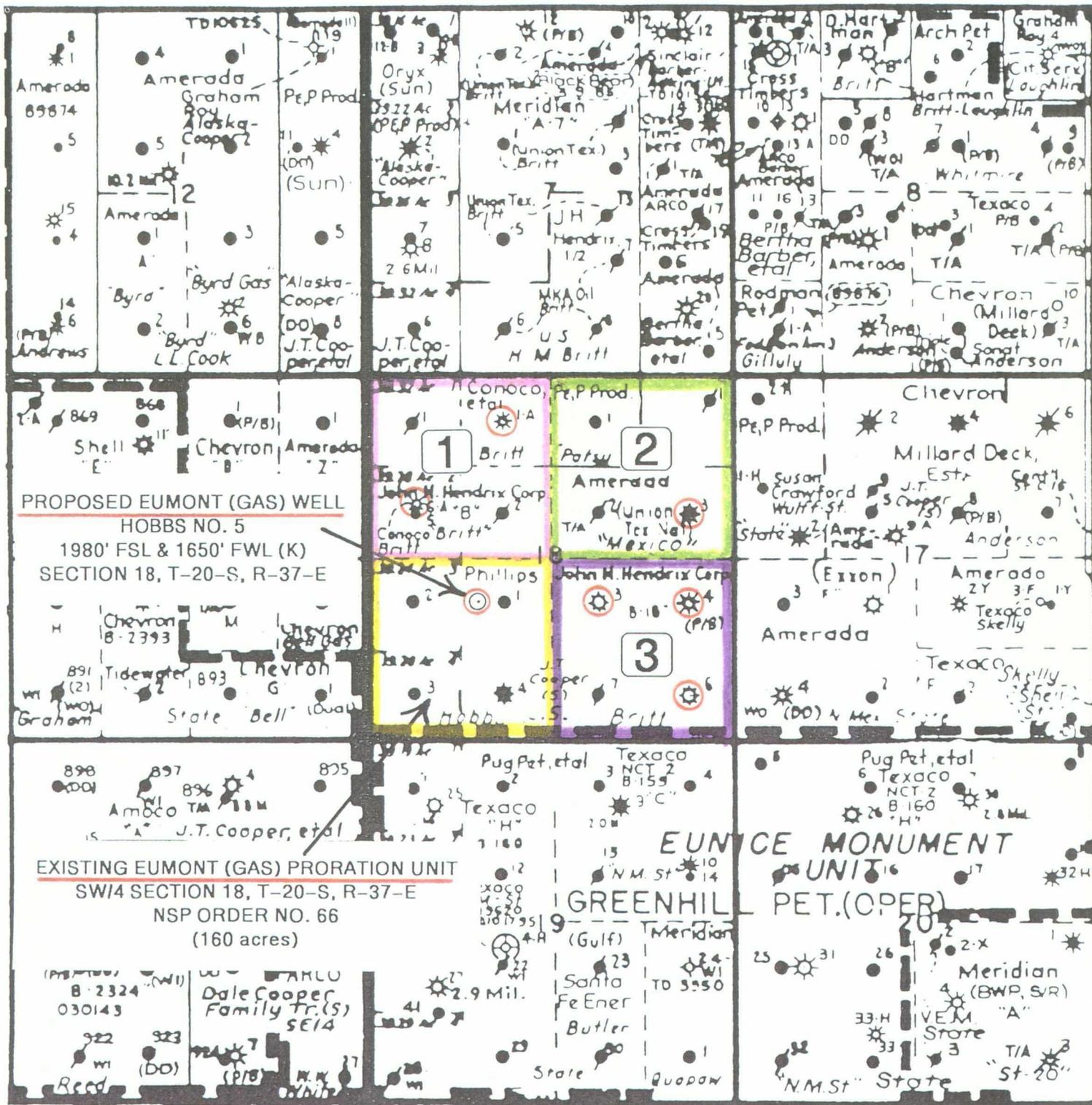
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# Adjacent and Diagonal Eumont Operators

Hobbs No. 5 Eumont Well  
 Hobbs Proration Unit  
 SW/4 Section 18, T-20-S, R-37-E  
 Lea County, New Mexico  
 NSP Order No. 66  
 (160 acres)

<u>Tract</u>	<u>Color Code</u>	<u>Operator</u>	<u>Eumont P.U. Description</u>	<u>Eumont Producer</u>	<u>Well No.</u>	<u>Well Location</u>
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ACREAGE OWNERSHIP PLAT  
 T-20-S, R-36-E and R-37-E  
 LEA COUNTY, NEW MEXICO  
 Scale: 1" = 2000'

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*Oil Operator*

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(915) 682-7616 FAX

June 14, 1996

**ADJACENT AND DIAGONAL EUMONT OPERATORS**

**Hobbs No. 5**

**1980' FSL and 1650' FWL (K)**

**Section 18, T-20-S, R-37-E**

**Lea County, New Mexico**

**Emont Gas Pool**

**[Federal Lease LC-031621(B)]**

**Re: Simultaneous Dedication Application Waiver Request**

Gentlemen:

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Yours very truly,

DOYLE HARTMAN, Oil Operator



Doyle Hartman

Adjacent and Diagonal Eumont Operators  
June 14, 1996  
Page 2

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enclosure (1)

**APPROVAL IS HEREBY GRANTED**

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Signature

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Company Name

---

Date

Adjacent and Diagonal Eumont Operators  
June 14, 1996  
Page 3

ADJACENT AND DIAGONAL EUMONT OPERATORS

Waiver Request/Simultaneous Dedication

Hobbs No. 5

1980' FSL and 1650' FWL (K)

Section 18, T-20-S, R-37-E

Lea County, New Mexico

Eumont Gas Pool

David W. Twomey, Land Manager  
Conoco, Inc.  
10 Desta Drive, Suite 100w  
Midland, TX 79705-4500

Ronnie Westbrook, Vice President  
John H. Hendrix Corporation  
P.O. Box 3040  
Midland, TX 79702-3040

CMD :  
OG6IWCM

ONGARD  
INQUIRE WELL COMPLETIONS

06/24/96 15:01:26  
OGOMES -EME4

API Well No : 30 25 6162 Eff Date : 01-01-1900 WC Status : A  
Pool Idn : 76480 EUMONT;YATES-7 RVRs-QUEEN (PRO GAS)  
OGRID Idn : 17643 PHILLIPS PETROLEUM CO  
Prop Idn : 9103 HOBBS

Well No : 004  
GL Elevation: 3546

	U/L	Sec	Township	Range	North/South	East/West	Prop/Act (P/A)
B.H. Locn	: N	18	20S	37E	FTG 660 F S	FTG 1980 F W	A

Lot Identifier:  
Dedicated Acre: 160.00  
Lease Type : F  
Type of consolidation (Comm, Unit, Forced Pooling - C/U/F/O) :

PF01 HELP      PF02                      PF03 EXIT      PF04 GoTo      PF05                      PF06  
PF07              PF08                      PF09              PF10 NEXT-WC   PF11 HISTORY   PF12 NXTREC

Sec : 18 Twp : 20S Rng : 37E Section Type : NORMAL

3 39.24	K 40.00	J 40.00	I 40.00
Federal owned A	Federal owned A	Federal owned A	Federal owned A
4 39.20	N 40.00	O 40.00	P 40.00
Federal owned A	Federal owned A	Federal owned	Federal owned A

PF01 HELP    PF02            PF03 EXIT    PF04 GoTo    PF05            PF06  
PF07 BKWD   PF08 FWD      PF09 PRINT   PF10 SDIV     PF11            PF12

1  
79.24  
79.20  

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158.44

OGRID Identifier : 17643 PHILLIPS PETROLEUM CO  
 Prop Identifier : 9103 HOBBS  
 API Well Identifier : 30 25 6162 Well No : 004  
 Surface Locn - UL : N Sec : 18 Twp : 20S Range : 37E Lot Idn :  
 Multiple comp (S/M/C) : S TVD Depth (Feet) : 3865 MVD Depth (Feet) : 3865  
 Spud Date : 05-21-1939 P/A Date :  
 Casing/Linear Record:

S Size (inches)	Grade Weight (lb/ft)	Depth(ft) Top-Liner	Depth(ft) Bot-Liner	Hole Size (inches)	Cement (Sacks)	TOC (feet)	Code
13.000	35.0	0.0	254.0	15.750	300		C
9.625	36.0	0.0	1079.0	12.250	300		C
7.000	24.0	0.0	3738.0	8.750	400		C

E0009: Enter data to modify record

PF01 HELP      PF02                  PF03 EXIT      PF04 GoTo      PF05                  PF06 CONFIRM  
 PF07              PF08                  PF09 COMMENT PF10 TLOG      PF11                  PF12

CMD :  
OG6IWCM

ONGARD  
INQUIRE WELL COMPLETIONS

06/24/96 15:00:49  
OGOMES -EME4

API Well No : 30 25 6162 Eff Date : 01-01-1900 WC Status : A  
Pool Idn : 23000 EUNICE MONUMENT;GRAYBURG-SAN ANDRES  
OGRID Idn : 17643 PHILLIPS PETROLEUM CO  
Prop Idn : 9103 HOBBS

Well No : 004  
GL Elevation: 3546

	U/L	Sec	Township	Range	North/South	East/West	Prop/Act (P/A)
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B.H. Locn	: N	18	20S	37E	FTG 660 F S	FTG 1980 F W	A

Lot Identifier:

Dedicated Acre: 40.00

Lease Type : F

Type of consolidation (Comm, Unit, Forced Pooling - C/U/F/O) :

M0025: Enter PF keys to scroll

PF01 HELP	PF02	PF03 EXIT	PF04 GoTo	PF05	PF06
PF07	PF08	PF09	PF10 NEXT-WC	PF11 HISTORY	PF12 NXTREC