Examiner Hearing - March 17, 2005 Docket No. 09-05 Page 3 of 13

CASE 13447: Application Of Myco Industries, Inc. For Compulsory Pooling, Eddy County, New Mexico. Applicant seeks an order pooling all mineral interests from the surface to the base of the Morrow formation under the following acreage in Section 34, Township 21 South, Range 27 East: the S/2 to form a standard 320-acre gas spacing and proration unit for all formations or pools spaced on 320 acres within this vertical extent, which presently include but are not necessarily limited to the East Carlsbad-Wolfcamp, Undesignated LaHuerta-Strawn, Undesignated Tansil Dam Atoka, and Undesignated Carlsbad-Morrow East Gas Pools; the SE/4 to form a standard 160-acre spacing and proration unit for all formations or pools spaced on 160 acres within this vertical extent, which presently includes but is not necessarily limited to the Wildcat Bone Spring; and the SW/4 SE/4 (Unit O) to form a standard 40-acre spacing and proration unit for all formations or pools spaced on 40 acres within this vertical extent. These spacing and proration units are to be dedicated to the SKOR 34 Fed Com Well No. 1 located 660 feet from the South line and 1800 feet from the East line of Section 34, which Myco proposes to drill at a standard location in the Morrow formation. Also to be considered will the cost of drilling and completing said well and the allocation of the cost thereof, the actual operating costs and charges for supervision, designation of applicant as operator of the well and a charge for risk involved in drilling said well. Said area is located approximately 5 miles east of Carlsbad, New Mexico.

CASE 13448: Application Of Myco Industries, Inc. For Compulsory Pooling, Eddy County, New Mexico. Applicant seeks an order pooling all mineral interests from the surface to the base of the Morrow formation in the N/2 of Section 32, Township 21 South, Range 28 East, in order to form a standard 320-acre gas spacing and proration unit for all formations or pools spaced on 320 acres within this vertical extent, which presently include but are not necessarily limited to the Undesignated East Carlsbad-Wolfcamp, Undesignated East Carlsbad-Strawn, and the Undesignated East Carlsbad-Morrow Gas Pools. This spacing and proration unit is to be dedicated to the Throckmorton 32 State Com Well No. 1 to be drilled at a standard location 1980 feet from the North line and 660 feet from the East line of Section 32 in order to test the Morrow formation. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof, the actual operating costs and charges for supervision, designation of applicant as operator of the well and a charge for risk involved in drilling said well. Said area is located approximately 5 miles east of Carlsbad, New Mexico.

CASE 13421: Continued from February 17, 2005, Examiner Hearing

Application of Mewbourne Oil Company for compulsory pooling, Eddy County, New Mexico. Applicant seeks an order pooling all mineral interests in all formations from the surface to the base of the Morrow in the E/2 of Section 23, Township 23 South, Range 26 East, in the following described spacing and proration units: the E/2 to form a standard 320-acre spacing and proration unit for all formations developed on 320-acre spacing within that vertical extent which includes but is not necessarily limited to the South Carlsbad-Morrow Gas Pool, the Undesignated North Black River-Atoka Gas Pool, the Undesignated Frontier Hills-Strawn Gas Pool, the Undesignated South Carlsbad-Canyon Gas Pool, the Undesignated South Carlsbad-Upper Pennsylvanian Gas Pool, and the Undesignated South Yarrow-Bone Spring Gas Pool; the SE/4 to form a standard spacing and proration unit for all formations developed on 160-acre spacing within that vertical extent; and the SE/4 SE/4 to form a standard spacing and proration unit for all formations developed on 40-acre spacing within that vertical extent which includes but is not limited to the Undesignated Dark Canyon-Delaware Pool. Said units are to be dedicated to applicant's proposed Black River Federal Com Well No. 1 to be drilled and completed at a standard gas well location 660 feet from the South and East lines (Unit P) of said Section 23. Also to be considered will be the cost of drilling and completing said well, the allocation of the cost thereof, actual operating costs and charges for supervision, the designation of Mewbourne Oil Company as operator of the well, and a charge for risk involved in drilling said well. Said area is located approximately 3 miles south of the Carlsbad Municipal Airport, Carlsbad, New Mexico.

CASE 13449: Application of Chi Energy, Inc. for compulsory pooling, Eddy County, New Mexico. Applicant seeks an order pooling all mineral interests from the surface to the base of the Morrow formation underlying the N/2 of Section 25, Township 19 South, Range 29 East, to form a standard 320-acre gas spacing and proration unit for any and all formations developed on 320-acre spacing within that vertical extent, including the Undesignated Turkey Track-Atoka Gas Pool and the Undesignated Turkey Track-Morrow Gas Pool. The unit is to be dedicated to the proposed Peacekeeper State Com. Well No. 1, to be drilled at an orthodox location in the NE/4 NE/4 (Unit A) of Section 25. Also to be considered will be the cost of drilling and completing the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of Chi Operating, Inc. as operator of the well, and a 200% charge for the risk involved in drilling and completing the well. The unit is located approximately 13 miles south-southwest of Loco Hills, New Mexico.