

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

RECEIVED OCD

APPLICATION OF DEVON ENERGY  
PRODUCTION COMPANY, L.P. FOR  
APPROVAL OF A NON-STANDARD  
GAS SPACING AND PRORATION UNIT,  
UNORTHODOX OIL WELL LOCATIONS,  
AND COMPULSORY POOLING, CHAVES  
COUNTY, NEW MEXICO.

2010 AUG -2 P 4: 29

Case No. 14528

AMENDED APPLICATION

Devon Energy Production Company, L.P. applies for an order: (a) approving a non-standard gas spacing and proration unit in the Mississippian formation comprised of the S½NE¼ and N½SE¼ of Section 7 and the S½NW¼ and N½SW¼ of Section 8, Township 10 South, Range 29 East, N.M.P.M., Chaves County, New Mexico; (b) pooling all mineral interests (i) from the surface to the base of the Morrow formation underlying the SW¼NE¼ of Section 7, (ii) the Mississippian formation underlying the non-standard unit, and (iii) the Siluro-Devonian formation underlying the SW¼NE¼ of Section 7; and (c) approving unorthodox oil well locations, and in support thereof, states:

1. Applicant is an interest owner in the S½NE¼ and N½SE¼ of Section 7 and the S½NW¼ and N½SW¼ of Section 8, and proposes to drill a well thereon.

2. Applicant proposes to drill the Loving 7 Fee Well No. 1 vertically, at a surface location 2500 feet from the north line and 1400 feet from the east line of Section 7, to test the Siluro-Devonian formation at a bottomhole location approximately 2500 feet from the north line and 1280 feet from the east line of Section 7. Applicant will then drill horizontally in the Mississippian formation with an entry point in the Mississippian formation approximately 2500

feet from the north line and 1100 feet from the east line of Section 7, and a terminus 2500 feet from the north line and 1980 feet from the west line of Section 8.

3. Applicant seeks to pool all mineral interests (i) from the surface to the base of the Morrow formation underlying the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 7 to form a standard 40 acre oil spacing and proration unit for any formations and/or pools developed on 40 acre spacing within that vertical extent, (ii) the Mississippian formation underlying the S $\frac{1}{2}$ NE $\frac{1}{4}$  and N $\frac{1}{2}$ SE $\frac{1}{4}$  of Section 7 and the S $\frac{1}{2}$ NW $\frac{1}{4}$  and N $\frac{1}{2}$ SW $\frac{1}{4}$  of Section 8 to form a non-standard 320 acre gas spacing and proration unit (project area), and (iii) the Siluro-Devonian formation underlying the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 7 to form a standard 40 acre oil spacing and proration unit for any formations and/or pools developed on 40 acre spacing within that vertical extent.

4. Applicant further requests approval of an unorthodox oil well location in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 7 from the surface to the base of the Morrow formation, and an unorthodox oil well location in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 7 in the Siluro-Devonian formation, for all oil zones developed on 40 acre spacing.

5. Applicant has in good faith sought to obtain the voluntary joinder of all other mineral interest owners in underlying the S $\frac{1}{2}$ NE $\frac{1}{4}$  and N $\frac{1}{2}$ SE $\frac{1}{4}$  of Section 7 and the S $\frac{1}{2}$ NW $\frac{1}{4}$  and N $\frac{1}{2}$ SW $\frac{1}{4}$  of Section 8 for the purposes set forth herein.

6. Although applicant attempted to obtain voluntary agreements from all mineral interest owners to participate in the drilling of the well or to otherwise commit their interests to the well, certain interest owners have failed or refused to join in dedicating their interests. Therefore, applicant seeks an order pooling all mineral interest owners as set forth above, pursuant to NMSA 1978 §§70-2-17, 18.

7. Approval of the non-standard unit, the pooling of all mineral interests underlying underlying the S $\frac{1}{2}$ NE $\frac{1}{4}$  and N $\frac{1}{2}$ SE $\frac{1}{4}$  of Section 7 and the S $\frac{1}{2}$ NW $\frac{1}{4}$  and N $\frac{1}{2}$ SW $\frac{1}{4}$  of Section 8, and the unorthodox location will prevent the drilling of unnecessary wells, prevent waste, and protect correlative rights.

**WHEREFORE**, applicant requests that, after notice and hearing, the Division enter its order:

- A. Approving a non-standard gas spacing and proration unit (project area) in the Mississippian formation comprised of underlying the S $\frac{1}{2}$ NE $\frac{1}{4}$  and N $\frac{1}{2}$ SE $\frac{1}{4}$  of Section 7 and the S $\frac{1}{2}$ NW $\frac{1}{4}$  and N $\frac{1}{2}$ SW $\frac{1}{4}$  of Section 8;
- B. Pooling all mineral interests (i) from the surface to the base of the Morrow formation underlying the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 7, (ii) the Mississippian formation underlying the S $\frac{1}{2}$ NE $\frac{1}{4}$  and N $\frac{1}{2}$ SE $\frac{1}{4}$  of Section 7 and the S $\frac{1}{2}$ NW $\frac{1}{4}$  and N $\frac{1}{2}$ SW $\frac{1}{4}$  of Section 8, and (iii) the Siluro-Devonian formation underlying the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 7;
- C. Approving the unorthodox oil well locations;
- D. Designating applicant as operator of the well;
- E. Considering the cost of drilling and completing the well, and allocating the cost among the well's working interest owners;
- F. Approving actual operating charges and costs charged for supervision, together with a provision adjusting the rates pursuant to the COPAS accounting procedure; and
- G. Setting a 200% charge for the risk involved in drilling and completing the well in the event a working interest owner elects not to participate in the well.

Respectfully submitted,

A handwritten signature in cursive script, reading "James Bruce", written over a horizontal line.

James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

Attorney for Devon Energy Production  
Company, L.P.

JAMES BRUCE  
ATTORNEY AT LAW

POST OFFICE BOX 1056  
SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213  
SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone)  
(505) 660-6612 (Cell)  
(505) 982-2151 (Fax)

[jamesbruc@aol.com](mailto:jamesbruc@aol.com)

RECEIVED OCD  
2010 AUG -2 P 4:29

August 2, 2010

Case #528 -

Florence :

Amended documents enclosed.

James

PROPOSED ADVERTISEMENT

***Case No. 14528: (continued and readvertised)***

***Application of Devon Energy Production Company, L.P. for a non-standard gas spacing and proration unit, an unorthodox oil well locations, and compulsory pooling, Chaves County, New Mexico.*** Devon Energy Production Company, L.P. seeks an order approving a 320-acre non-standard gas spacing and proration unit (project area) in the Mississippian formation comprised of the S/2NE/4 and N/2SE/4 of Section 7 and the S/2NW/4 and N/2SW/4 of Section 8, Township 10 South, Range 29 East, NMPM. Applicant further seeks the pooling of all mineral interests (i) from the surface to the base of the Morrow formation underlying the SW/4NE/4 of Section 7 to form a standard 40 acre oil spacing and proration unit for any formations and/or pools developed on 40 acre spacing within that vertical extent, (ii) in the Mississippian formation underlying the non-standard 320 acre unit (project area), and (iii) in the Siluro-Devonian formation underlying the SE/4NE/4 of Section 7 to form a standard 40 acre oil spacing and proration unit for any formations and/or pools developed on 40 acre spacing within that vertical extent. The units are to be dedicated to the Loving 7 Fee Well No. 1, to be drilled vertically at an unorthodox surface location 2500 feet from the north line and 1400 feet from the east line of Section 7, to test the Siluro-Devonian formation at a bottomhole location approximately 2500 feet from the north line and 1280 feet from the east line of Section 7, and then drilled horizontally in the Mississippian formation with an entry point in the Mississippian formation approximately 2500 feet from the north line and 1100 feet from the east line of Section 7, and a terminus 2500 feet from the north line and 1980 feet from the west line of Section 8. Applicant also seeks approval of the unorthodox oil well locations in the SW/4NE/4 and SE/4NE/4 of Section 7. 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 applicant as operator of the well, and a 200% charge for the risk involved in drilling and completing the well. The units are located approximately 18 miles west-northwest of Caprock, New Mexico.

RECEIVED OGD  
2010 AUG - 2 P 4: 29