Examiner Hearing – February 5, 2004 Docket No. 04-04 Page 2 of 4

CASE 13185: Continued from January 22, 2004, Examiner Hearing.

Application of Devon Energy Production Company, L.P. for special pool rules and regulations for the Northeast Red Lake Glorieta-Yeso Pool and cancellation of overproduction, Eddy County, New Mexico. Applicant seeks the promulgation of Special Rules and Regulations for the Northeast Red Lake Glorieta-Yeso Pool, including provisions for a special depth bracket allowable of 300 barrels of oil per day and a gas:oil ratio of 4000 cubic feet of gas for each barrel of oil produced. Applicant also requests cancellation of overproduction from the NE/4 SW/4 of Section 35, Township 17 South, Range 27 East, which contains applicant's Logan 35 Fed. Well No. 5 and Logan 35 Fed. Well No. 6. The pool is centered approximately 9 miles east-northeast of Atoka, New Mexico.

CASE 13211: Application of Nadel and Gussman Permian, L.L.C. 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 17, Township 23 South, Range 28 East, to form a standard 320-acre gas spacing and proration unit for any and all formations and/or pools developed on 320-acre spacing within that vertical extent, including but not limited to the Undesignated Loving-Upper Pennsylvanian Gas Pool, North Loving-Strawn Gas Pool, North Loving-Atoka Gas Pool, and North Loving-Morrow Gas Pool. The unit is to be dedicated to applicant's Romalus Fee Well No. 1, to be drilled at an orthodox location in the NW/4 NW/4 of Section 17. 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 unit is located approximately 1½ miles north-northwest of Loving, New Mexico.

CASE 13212: Application of Nadel and Gussman Permian, L.L.C. 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 E/2 of Section 31, Township 22 South, Range 28 East, to form a standard 320-acre gas spacing and proration unit for any and all formations and/or pools developed on 320-acre spacing within that vertical extent, including but not limited to the Undesignated North Loving-Atoka Gas Pool, Undesignated Dublin Ranch-Morrow Gas Pool, and Undesignated North Loving-Morrow Gas Pool. The unit is to be dedicated to applicant's Hannibal Fed. Well No. 1, to be drilled at an orthodox gas well location in the NW/4 SE/4 of Section 31. 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 unit is located approximately 2½ miles east of Otis, New Mexico.

CASE 13213: Application of Samson Resources Company for compulsory pooling, Lea County, New Mexico. Applicant seeks an order pooling all mineral interests from the surface to the base of the Morrow formation underlying the following acreage in Section 8, Township 21 South, Range 35 East, and in the following manner: The S/2 to form a standard 320-acre gas spacing and proration unit for any and all formations and/or pools developed on 320-acre spacing within that vertical extent, including the Undesignated North Grama Ridge-Wolfcamp Gas Pool and Undesignated Osudo-Morrow Gas Pool; and the SE/4 to form a standard 160-acre gas spacing and proration unit for any and all formations and/or pools developed on 160-acre spacing within that vertical extent, including the Undesignated North San Simon-Yates Associated Pool, Undesignated Wilson-Wolfcamp Gas Pool, and Undesignated South Osudo-Wolfcamp Gas Pool. The units will be dedicated to applicant's Dilly Bar "8" State Well No. 1, to be drilled at an orthodox location in the SW/4 SE/4 (Unit O) of Section 8. 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 7½ miles west-southwest of Oil Center, New Mexico.

CASE 13203: Continued from January 8, 2004, Examiner Hearing.

Application of John R. Stearns d/b/a Stearns for an Unorthodox Gas Well Location, Lea County, New Mexico. Applicant seeks an exception to Division Rule 104.C (2) (a) for the existing State "16" Well No. 1-Y (API No. 30-025-34070) to be recompleted into the Undesignated West Sawyer-Morrow Gas Pool (97103) at an unorthodox deep gas well location 330 feet from the South line and 940 feet from the East line (Unit P) of Section 16, Township 9 South, Range 37 East. The E/2 of Section 16 is to be dedicated to this well in order to form a standard 320-acre stand-up gas spacing unit for the Morrow formation. This unit is located approximately 11 miles east by north of Crossroads, New Mexico