

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

CASE NO. 11951
Order No. R-11039

APPLICATION OF NEARBURG EXPLORATION COMPANY, L.L.C. FOR AN UNORTHODOX
GAS WELL LOCATION, EDDY COUNTY, NEW MEXICO.

ORDER OF THE DIVISION

BY THE DIVISION:

This case came on for hearing at 8:15 a.m. on March 19, 1998, at Santa Fe, New Mexico, before Examiner Michael E. Stogner.

NOW, on this 26th day of August, 1998, the Division Director, having considered the record and the recommendations of the Examiner,

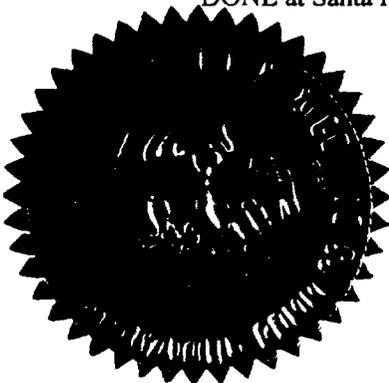
FINDS THAT:

- (1) Due public notice has been given and the Division has jurisdiction of this case and its subject matter.
- (2) The applicant, Nearburg Exploration Company, L.L.C. ("Nearburg"), seeks authorization for an unorthodox gas well location in the South Carlsbad-Morrow Gas Pool for its proposed Dark Canyon "22" Com. Well No. 1, to be drilled 990 feet from the North line and 1650 feet from the West line (Unit C) of Section 22, Township 23 South, Range 26 East, NMPM, Eddy County, New Mexico. The N/2 of Section 22 is a standard 320-acre gas spacing and proration unit for this pool and is to be dedicated to the well.
- (3) On February 26, 1998, Nearburg filed this same application with the Division for administrative approval pursuant to Division General Rule 104.F(2) and Rule 2(d) of the "General Rules for the Prorated Gas Pools of New Mexico/Special Rules and Regulations for the South Carlsbad-Morrow Gas Pool," adopted by Division Order No. R-8170, as amended.
- (4) By Administrative Order NSL-3979, dated March 18, 1998, the Division approved the administrative application, thereby making this case unnecessary.
- (5) Furthermore, the applicant, at the time of the hearing, requested this matter be dismissed.
- (6) Dismissal of this case should therefore be granted.

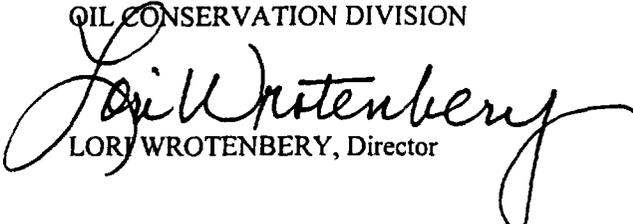
IT IS THEREFORE ORDERED THAT:

Case No. 11951 is hereby dismissed.

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



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LORI WROTENBERY, Director