

and 1190 feet from the East line (Unit H) of Section 5.

CASE 13006: Continued from March 13, 2003, Examiner Hearing.

Application of Chesapeake Operating, Inc. for compulsory pooling, Lea County, New Mexico. Applicant seeks an order pooling all mineral interests from the surface to the base of the Mississippian formation underlying the W/2 of Section 33, Township 14 South, Range 35 East, forming a standard 320-acre gas spacing and proration unit for any and all formations and/or pools spaced on 320-acre spacing, including but not limited to the Morton-Mississippian Gas Pool. In addition, Applicant requested that in the absence of objection filed with the Division on or before February 14, the Division order provide for a 200% risk factor penalty based upon the presentation of technical data by affidavit. This unit is to be dedicated to its Markham "33" Well No. 1 which has been drilled and completed at a standard well location in Unit A of this section. Also to be considered will be the costs of drilling and completing said well and the allocation of the costs thereof as well as actual operating costs and charges for supervision, designation of applicant as the operator of the well and a charge for risk involved in this well. This unit is located approximately 3 miles northwest of Loving, New Mexico. **IN THE ABSENCE OF OBJECTION THIS MATTER WILL BE TAKEN UNDER ADVISEMENT.**

CASE 13047: Application of Chesapeake Operating, Inc. for compulsory pooling, Lea County, New Mexico. Applicant seeks an order pooling all mineral interests in the Tubb formation underlying the NE/4 of Section 7, Township 20 South, Range 37E, forming a standard 160-acre gas spacing and proration unit for the Tubb formation, including but not limited to the West Monument-Tubb Gas Pool. This unit is to be dedicated to its Bertha J. Barber Well No. 12 that has been drilled and completed at an approved unorthodox well location (Order R-11652-B) in Unit A of this section. Also to be considered will be the costs of drilling and completing said well and the allocation of the costs thereof as well as actual operating costs and charges for supervision, designation of applicant as the operator of the well and a charge for risk involved in this well. This unit is located approximately 3 miles south-southwest of Monument, New Mexico.

CASE 13048: Application of Devon Energy Production Company, L.P. for compulsory pooling, Lea County, New Mexico. Applicant seeks an order pooling all mineral interests from the base of the Morrow formation to the base of the Devonian formation underlying the N/2 of Section 4, Township 23 South, Range 34 East, forming a standard 320-acre gas spacing and proration unit for any and all formations and/or pools spaced on 320-acre spacing, including but not limited to the Antelope Ridge-Devonian Gas Pool. This unit is to be dedicated to its Rio Blanco "4" Federal Well No. 1 to be reentered and deepened to the base of the Devonian formation at a standard well location in Unit F of this section. Also to be considered will be the costs of deepening and completing the well and the allocation of the costs thereof as well as actual operating costs and charges for supervision, designation of applicant as the operator of the well and a charge for risk involved in this well. This unit is located approximately 20 miles southwest of Eunice, New Mexico.

CASE 13014: Continued from March 27, 2003, Examiner Hearing.

Application of Matador E & P Company for compulsory pooling, Lea County, New Mexico. Applicant seeks an order pooling all mineral interests in the Tubb formation underlying the N/2 NE/4 of Section 8, Township 20 South, Range 37 East, forming a standard 80-acre oil spacing and proration unit for any and all formations and/or pools spaced on 80-acre spacing, including but not limited to the Monument-Tubb Pool. In addition, Applicant requests that in the absence of objection filed with the Division on or before March 7, the Division order provide for a 200% risk factor penalty based upon the presentation of technical data by affidavit. This unit is to be dedicated to its Laughlin "8" Well No. 1 to be drilled at a standard well location in Unit A of this section. Also to be considered will be the costs of drilling and completing said well and the allocation of the costs thereof as well as actual operating costs and charges for supervision, designation of

Matador Operating Company as the operator of the well and a charge for risk involved in this well. This unit is located approximately 2 miles south of Monument, New Mexico. **IN THE ABSENCE OF OBJECTION THIS MATTER WILL BE TAKEN UNDER ADVISEMENT.**

CASE 13049: Application of EGL Resources, Inc. for compulsory pooling, Lea County, New Mexico. Applicant seeks an order pooling all mineral interests from the base of the Morrow formation to the base of the Devonian formation, North Bell Lake-Devonian Gas Pool, in the 640-acre spacing and proration unit comprised of Section 4, Township 23 South, Range 34 East. Said unit is to be dedicated to the Rio Blanco "4" Federal Well No. 1 to be re-entered at a standard gas well location 1980 feet from the North and West lines (Unit F) of said Section 4. Also to be considered will be the cost of drilling and completing said 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 charge for risk involved in drilling said well. Said area is located approximately 20 miles southwest of Eunice, New Mexico.

CASE 13022: Continued from March 13, 2003, Examiner Hearing.

Application of Pogo Producing Company for approval of a pilot pressure maintenance project and to qualify the project for the recovered oil tax rate pursuant to the Enhanced Oil Recovery Act, Eddy County, New Mexico. Applicant seeks approval to institute a pilot pressure maintenance project in the Lost Tank-Delaware Pool on State Lease LH-1523, comprising the SE/4 of Section 2, Township 22 South, Range 31 East, by the injection of water into the State "2" Well No. 5, located in Unit P of Section 2. Applicant further seeks to qualify the project for the recovered oil tax rate pursuant to the "New Mexico Enhanced Oil Recovery Act" (Laws 1992, Chapter 38, Sections 1 through 5). The project area is located approximately 28 miles east of Carlsbad, New Mexico.

CASE 13023: Continued from March 13, 2003, Examiner Hearing.

Application of Pogo Producing Company for an exception to Division rules to allow two operators in a single well unit, or in the alternative, for two non-standard gas spacing and proration units, Eddy County, New Mexico. Applicant seeks an order allowing it to operate its proposed State "19" Com. Well No. 2, and allowing Atasca Resources, Inc. to operate its State "19" Com. Well No. 1, both in the McMillan-Morrow Gas Pool. All of Section 19, Township 20 South, Range 27 East, will be dedicated to the two wells. **IN THE ALTERNATIVE**, applicant seeks an order creating two non-standard gas spacing and proration units in the McMillan-Morrow Gas Pool, one comprising the N/2 of Section 19 to be dedicated to the State "19" Com. Well No. 1 located in Unit F of Section 19, and the other comprising the S/2 of Section 19 to be dedicated to the State "19" Com. Well No. 2 to be located in Unit L of Section 19. The unit is located approximately 6 1/2 miles east-southeast of Seven Rivers, New Mexico.

CASE 13050: Application of Doyle Hartman, Oil Operator for simultaneous dedication, an exception to Rule 3 (D) of the Special Rules and Regulations for the Eumont Gas Pool, an unorthodox infill gas well location, and to amend Division Administrative Order NSL-4773 (SD), Lea County, New Mexico. Division Administrative Order NSL-4773 (SD) dated September 4, 2002 authorized Doyle Hartman, Oil Operator to simultaneously dedicate the following six gas wells to a non-standard 320-acre gas spacing unit (approved by Division Order No. R-5448) within the Eumont Gas Pool (76480) comprising the W/2 E/2 and E/2 W/2 of Section 7, Township 20 South, Range 37 East, which is located approximately three (3) miles south-southwest of Monument, New Mexico:

- (i) H. M. Britt Well No. 1 (API No. 30-025-05972), located at a standard gas well location 1980 feet from the North and West lines (Unit F) of Section 7;