

BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE APPLICATION
OF JOHN P. CUSACK FOR AN ORDER
GRANTING PERMISSION TO RECOVER
BACK ALLOWABLES.

CASE NO. _____

APPLICATION

Comes now, John P. Cusack, an individual operating in the State of New Mexico, and in particular, Hobbs, New Mexico, and respectively shows to the Oil Conservation Commission of the State of New Mexico:

1. That your petitioner owns oil and gas producing property located in the Hobbs Pool, Lea County, New Mexico.

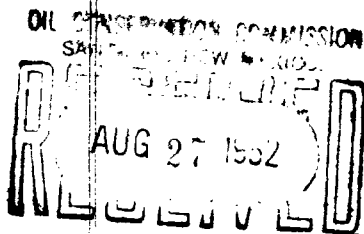
2. That during the month of May, through no fault of your petitioner there happened a national oil refinery strike and that because of said strike your petitioner was not allowed to run through the pipe lines the oil allocated by this commission to be run by him.

3. That at the same time and same place other oil and gas producers in the Hobbs Pool, not affected by the strike ran 100% of their allowables thereby reducing and draining the reservoir of oil rightfully belonging to your petitioner and his royalty holders.

WHEREFORE, your petitioner respectfully requests that this commission consider means and methods by which the back allowables lost through the result of strike action may be made up equitably for the benefit of your applicant and other applicants similarly situated in conformity with the pro ration laws of the State of New Mexico.

Respectfully submitted,

John P. Cusack
Agent for John P. Cusack



BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE APPLICATION
OF JOHN P. CUSACK FOR AN ORDER
GRANTING PERMISSION TO RECOVER
BACK ALLOWABLES

CASE No. 404

AMENDED APPLICATION

Comes now, John P. Cusack, an individual operating in the State of New Mexico, and in particular, Hobbs, New Mexico, and respectively shows to the Oil Conservation Commission of the State of New Mexico:

1. That your petitioner owns oil and gas producing property located in the Hobbs Pool, Lea County, New Mexico, more specifically described as follows:

- (a) The NE $\frac{1}{4}$ of Section 3 Township 19 South, Range 38 East, commonly referred to as the Byers lease.
- (b) The NE $\frac{1}{4}$ of Section 28 Township 18 South, Range 38 East, commonly referred to as the Moon lease, A and B.
- (c) The E $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 34 Township 18 South, Range 38 East, commonly referred to as the Turner B lease.

2. That during the month of May, through no fault of your petitioner there happened a national oil refinery strike and that because of said strike your petitioner was not allowed to run through the pipe lines the oil allocated by this commission to be run by him.

3. That at the same time and same place other oil and gas producers in the Hobbs Pool, not affected by the strike ran 100% of their allowables thereby reducing and draining the reservoir of oil rightfully belonging to your petitioner and his royalty holders.

WHEREFORE, your petitioner respectfully requests that this commission consider means and methods by which the back allowables

1 lost through the result of strike action may be made up equitably
2 for the benefit of your applicant and other applicants similarly
3 situated in conformity with the pro ration laws of the State
4 of New Mexico.

5
6 Respectfully submitted,

7 John P. Cusack Jr.
8 Agent for John P. Cusack
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE APPLICATION
OF JOHN P. CUSACK FOR AN ORDER
GRANTING PERMISSION TO RECOVER
BACK ALLOWABLES.

CASE NO. _____

APPLICATION

Comes now, John P. Cusack, and individual operating in the State of New Mexico, and in particular, Hobbs, New Mexico, and respectively shows to the Oil Conservation Commission of the State of New Mexico:

1. That your petitioner owns oil and gas producing property located in the Hobbs Pool, Lea County, New Mexico.
2. That during the month of May, through no fault of your petitioner there happened a national oil refinery strike and that because of said strike your petitioner was not allowed to run through the pipe lines the oil allocated by this commission to be run by him.
3. That at the same time and same place other oil and gas producers in the Hobbs Pool, not affected by the strike ran 100% of their allowables thereby reducing and draining the reservoir of oil rightfully belonging to your petitioner and his royalty holders.

WHEREFORE, your petitioner respectfully requests that this commission consider means and methods by which the back allowables lost through the result of strike action may be made up equitably for the benefit of your applicant and other applicants similarly situated in conformity with the pro ration laws of the State of New Mexico.

Respectfully submitted,

/s/ John P. Cusack, Jr.
Agent for John P. Cusack

J. C. White
ROUGH DRAFT - October 21, 1952

FINDS:

(1) That the Commission on the _____ day of April (?), 1952, issued Proration Order No. ____ allocating to the more than 200 wells in the Hobbs Pool _____ BOPD for the month of May, 1952.

(2) That a refinery (?) strike was in effect which affected market demand and certain oil purchasing and transportation companies imposed "pipe line proration"; among these were those to whose facilities the Petitioner's wells were connected, pro rata with others so connected.

(3) That the alternative proportion submitted by the Petitioner to cut back allowables for wells in the Hobbs Pool, which, during the May, 1952 refinery strike, ran 100 % of allowable for that month, was not within the call of the hearing.

(4) That the Petitioner has failed to establish upon the facts and the law that he is entitled to make up by increased allowables his under-production for May, 1952, the result of pipe line proration without adversely affecting the reservoir.

IT IS THEREFORE ORDERED:

THAT the amended petition filed herein be and the same is hereby dismissed.

Charles:

will you edit and return?

RS

10/27

NOTICE OF PUBLICATION
STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION
SANTA FE - NEW MEXICO

The State of New Mexico by its Oil Conservation Commission hereby gives notice pursuant to law and the rules and regulations of said Commission promulgated thereunder of the following public hearings to be held at 9 o'clock a.m. on September 16, 1952, at Mabry Hall, State Capitol, in the City of Santa Fe, New Mexico.

STATE OF NEW MEXICO TO:

All named parties and persons
having any right, title, interest
or claim in the following cases,
and notice to the public.

CASE 404:

In the matter of the application of John P. Cusack for an order granting permission to recover back allowable from the Byers Lease in the NE/4 Section 3, Twp. 19 South, Rge. 36 East; the Moon ('A' and 'B') Lease, NE/4 Section 28, Twp. 18 South, Rge. 36 East; and the Turner 'B' Lease, S/2 of SE/4 Section 34, Twp. 18 South, Rge. 36 East, said leases being in the Hobbs Pool, Lea County, New Mexico, and presently being operated by Samedan Oil Corporation.

CASE 405:

In the matter of the application of Tide Water Associated Oil Company for permission to dually complete its State 'A' No. 4 Well, Eunice Pool, NE/4 NE/4 Sect. 8, Twp. 21 South, Rge. 36 East, NMPM, Lea County, New Mexico, in such manner as to permit production of oil from the Grayburg-San Andres formation and gas from the Yates-Seven Rivers gas zone.

CASE 406:

In the matter of the application of the Oil Conservation Commission upon its own motion for an order for the extension of existing pools or the creation of new pools in Eddy and Lea Counties, New Mexico, and giving notice to all persons and parties interested in the subject matter thereof to appear and show cause why such extensions and creations should not be made.

(a) Create a new oil pool to be known as the West Malaga Pool for Delaware production to include:

Twp. 24 S, Rge. 27 E, NMPM,
Eddy County, New Mexico
SW/4 Section 15;
SE/4 Section 16;
NE/4 Section 21;
NW/4 Section 22

and such other contiguous lands as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(b) Extend the Malaga Pool to include:

Twp. 24 S, Rge. 28 E, NMPM,
Eddy County, New Mexico
SE/4 Section 13

Twp. 24 S, Rge. 29 E, NMPM,
Eddy County, New Mexico
W/2 Section 18

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(c) Extend the Artesia Pool to include:

Twp. 18 S, Rge. 27 E, NMPM,
Eddy County, New Mexico
NE/4 Section 35;
W/2 Section 36

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(d) Extend the Santo Nino Pool to include:

Twp. 19 S, Rge. 29 E, NMPM,
Eddy County, New Mexico
SE/4 Section 2;
SW/4 Section 1

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(e) Extend the Skaggs Pool to include:

Twp. 20 S, Rge. 37 E, NMPM,
Lea County, New Mexico
N/2 Section 13

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(f) Extend the Saunders Pool to include:

Twp. 14 S, Rge. 33 E, NMPM,
Lea County, New Mexico
SW/4 Section 11;
W/2 Section 14;
W/2 Section 23;
W/2 Section 26

Twp. 15 S, Rge. 33 E, NMPM,
Lea County, New Mexico
NE/4 Section 9

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(g) Extend the Maljamar Pool to include:

Twp. 17 S, Rge. 33 E, NMPM,
Lea County, New Mexico
N/2 Section 20

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

(h) Extend the Teague Pool to include:

Twp. 23 S, Rge. 37 E, NMPM,
Lea County, New Mexico
E/2 Section 34;
W/2 Section 35

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

- (i) Extend the Tulk-Wolfcamp Pool to include:

Twp. 15 S, Rge. 32 E, NMPM,
Lea County, New Mexico
All Sections 2, 3, 4 and
E/2 Section 5

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

- (j) Extend the Eighty-Four Draw Pool to include:

Twp. 21 S, Rge. 38 E, NMPM,
Lea County, New Mexico
NW/4 Section 9

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

- (k) Extend the Denton Pool to include:

Twp. 14 S, Rge. 37 E, NMPM,
Lea County, New Mexico
W/2 Section 25;
all Section 26;
E/2 Section 27

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

- (l) Extend the Gladiola Pool to include:

Twp. 12 S, Rge. 38 E, NMPM,
Lea County, New Mexico
SW/4 Section 18;
NW/4 Section 19

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony and recommendations adduced at said hearing.

- (m) Extend the East Lovington-Pennsylvanian Pool to include:

Twp. 16 S, Rge. 37 E, NMPM,
Lea County, New Mexico
S/2 Section 20;
all Section 29;
N/2 Section 32

and such other lands contiguous to said pool as may properly be included therein as supported by proper testimony adduced at said hearing.

CASE 390: (Readvertised)

In the matter of the application of the Oil Conservation Commission upon its own motion for an order (a) exempting the following pools from the requirements of Rules 301 of the Oil Conservation Commission's Rules and Regulations pertaining to the filing of Form C-116, Gas-Oil Ratio Test, and from the requirements of Rule 506 (Paragraph d) pertaining to gas-oil ratio limitations:

Acme, Aid, Anderson, Artesia, Barber, Benson, Black River, Barton, Caprock, Cedar Hills, Chisum-San Andres, Dougherty, Dayton, South Drinkard, Dublin-Devonian, Empire, Forest, Fren, Garrett, Getty, Grayburg-Jackson, Grayburg-Kelly, Halfway, Henshaw, High Lonsome, Leo, Leonard, Loco Hills, Loco Hills-Jensen, Lusk, West Lusk, North Lynch, East Maljamar, McMillan, McMillan-Seven Rivers, Millman, Nadine, New Hope, Nichols, P.C.A., Pearsall, Premier, Red Lake, Robinson, Russell, Sante Mine, San Simon, Sawyer, Shugart, North Shugart, Square Lake, Teas, Turkey Track, East Turkey Track, West Turkey Track, Turkey Track-Seven Rivers, Watkins, Watkins-Grayburg, North Wilson, Young, and such other oil pools in Eddy, Lea, Chaves and Roosevelt Counties which may be included herein as supported by proper testimony and recommendations adduced at said hearing; and

(b) exempting the following pools from the requirements of Rule 506 (Paragraph d) pertaining to gas-oil ratio limitations: Baish, Cooper-Jal, South Eunice, Hardy, Lynch, Maljamar-Paddock, Penrose-Shelly, Rhodes, Wilson, West Wilson, and such other oil pools in Eddy, Lea, Chaves and Roosevelt Counties which may be included herein as supported by proper testimony and recommendations adduced at said hearing.

CASE 407:

In the matter of the application of the Oil Conservation Commission upon its own motion for an order extending Section 'G', Oil Proration and Allocation, to provide for the addition of Rule 508, Establishment of Temporary Eighty-Acre Proration Units, said proposed rule to provide as follows:

1. Temporary 80-acre proration units are hereby established for wildcat wells, as defined in Rule 104-a, completed as oil wells with a pool depth range of 10,000 feet or more, determined in accordance with Rule 505-a;
2. After the effective date of this order, no owner of a producing well completed as a wildcat with a pool depth range of 10,000 feet or more shall be required to drill more than one well to each 80 acres in order to secure his proportionate part of the production;
3. Upon the completion of five wells to the same producing formation within a radius of two miles of a wildcat well, the burden shall be on the operator to show by competent evidence that one well will efficiently and economically drain the 80 acres assigned to the well;

and such other provisions as may properly be included therein as supported by proper testimony and evidence adduced at said hearing.

GIVEN under the seal of the Oil Conservation Commission of New Mexico at Santa Fe, New Mexico, this 29th day of August, 1952.

STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION

R. R. Spurrier, Secretary

S E A L