

BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE APPLICATION OF)
R. OLSEN OIL COMPANY FOR A COMPULSORY)
POOLING ORDER AS TO GAS ONLY WITHIN)
THE JUSTIS GAS POOL UNDER THE NE $\frac{1}{4}$ OF)
SECTION 23, TOWNSHIP 25 SOUTH, RANGE)
37 EAST, N.M.P.M., LEA COUNTY, NEW)
MEXICO.)

No. 1265

APPLICATION

COMES NOW Applicant, R. Olsen Oil Company, and states to the Commission:

1. Applicant is the operator, and the owner of an interest, underlying the NE $\frac{1}{4}$ of Section 23, Township 25 South, Range 37 East, N.M.P.M., Lea County, New Mexico, in the Justis Gas Pool. Heretofore, as of August 1, 1955, all owners of working interests underlying the captioned land within the Justis Gas Pool have entered into a Communitization Agreement, and all owners of royalty interests, including the United States of America, except Sam D. Wimberley, have ratified and approved the said Agreement.

2. Sam D. Wimberley owns a .015625 royalty interest under the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 23.

3. Applicant has, since November 17, 1955, on many occasions, undertaken to establish contact with the said Sam D. Wimberley and has submitted to him copies of the Communitization Agreement and a Form of Consent and Ratification, but Applicant has been unable to receive any response to its attempted contacts or inquiries.

4. The royalty interest of Sam D. Wimberley will not be adversely affected by the compulsory pooling of his royalties.

5. In order to protect the correlative rights of the Applicant and avoid the drilling of unnecessary wells, it is necessary that

the royalty interest of Sam D. Wimberley be pooled with other interests and that the production attributable to such interest be allocated in the proportion its acreage bears to the total acreage in the communitized area.

WHEREFORE, Applicant requests that the Commission enter its Order pooling the royalty interest of Sam D. Wimberley with other interests under the captioned tract and providing that the production attributable to this interest shall be allocated in the proportion that its acreage bears to the total acreage in the communitized area.

Respectfully submitted,

R. OLSEN OIL COMPANY

By: 

Campbell & Russell
P. O. Box 721
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Attorneys for Applicant

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CERTIFICATE

COMES NOW Jack M. Campbell, attorney for Applicant, and certifies to the Oil Conservation Commission of the State of New Mexico that on the 23rd day of May 1957 he mailed a copy of the Application in this case to Mr. Sam D. Wimberley, 1940 Ella Street, Selma, California, which is the last known address of Mr. Wimberley.



Jack M. Campbell
For: CAMPBELL & RUSSELL
Attorneys for Applicant