GILBERT, WHITE AND GILBERT ATTORNEYS AT LAW SANTA FE, NEW MEXICO

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BEFORE THE OIL CONSERVATION CONCISSION

OF THE STATE OF HEW MEXICO

IN RE MATTER OF THE APPLICATION OF ZAPATA PETROLISM CORPORATION FOR PERMISSION TO COMINELE IN COMMON STORAGE FLUID HYBRIGARDONE PRODUCED FROM ELEVEN WELLS SITUATE ON APPLICANT'S NON-CONTINUOUS MINE STATE LEASES SITUATE IN SECTIONS 20, 26, 28 AND 29, TOWNSHIP 17 SOUTH, RANGE 35 EAST, AND IN SECTIONS 4 AND 5, TOWNSHIP 18 SOUTH, RANGE 35 EAST, LEA COUNTY, NEW MEXICO, AS AN EXCEPTION TO OCC RELE 309.

Case No. 1534

APPLICATION

TO: The Oil Conservation Commission of the State of New Mexico:

Comes now Empata Petroleum Corporation and makes application for an Order granting an exception to OCC Rule 309 permitting Applicant to comingle in common storage fluid hydrocarbons to be produced from eleven of its wells in the Vacuum Pool and in support of said Application respectfully shows:

1. Petitioner is the common owner and operator of the following State Leases situate in Lea County, New Mexico, vix:

| 18 | Identification | | Description | | | | | | Lease Rumber |
|----|----------------|----------------------|-------------|----|--------------|----|------|----|--------------|
| 19 | 1 | minei, | Sec | 28 | T.17 | 8. | R.35 | E. | B-2224 |
| 20 | 2 | sełnył, | Sec | 26 | T-17 | 8. | R.35 | B. | B-2498 |
| 21 | 3 | night, | Sec | 20 | T.17 | 8. | R.35 | E. | в-2388 |
| 22 | li, | winei, | Sec | 29 | T.17 | 8. | R.35 | E. | B-2073 |
| 23 | 5 | netant, | Sec | 29 | T.17 | 8. | R.35 | E. | B-1501 |
| 24 | 6 | meigri, | Sec | 26 | T. 17 | 8. | R.35 | E. | B-1608 |
| 25 | 7 | srieri, | Sec | 26 | T.17 | 8. | R.35 | E. | B-2073 |
| 26 | 8 | sinet, | Sec | 5 | T. 18 | 8. | R.35 | E. | B-2073 |
| 27 | 9 | sv i nvi, | Sec | 4 | T.18 | 8. | R.35 | E. | B-2131 |

Plat showing the location of the subject Leases and the names of the off-set operators is attached hereto as EXHIBIT A and to which reference is hereby

made.

2. That the plan of development contemplates the drilling of a well upon each of the following locations:

That production from said wells is expected to be obtained from the same zone at the approximate depth of 4800 feet. That said development will be undertaken and accomplished by the Applicant as operator thereof.

- 3. That in order to provide adequate lease storage for the production that is anticipated from these locations without duplicating facilities for individual wells, the Petitioner proposes to comingle the production from the separate Leases into common tank batteries as more fully detailed on EXHIBIT B attached hereto and to which reference is hereby made.
- 4. That because of the common interest in and the ownership of the wells upon the basic Leases and the economic savings that can be obtained from such common tanks an Order granting an exception to OCC Rule 309 will be proper in the premises; that Applicant stands ready, willing and agreeable to provide and install such equipment as the Commission may deem necessary to accurately determine the production from each of the aforesaid wells at reasonable times and intervals.

wherefore, applicant prays that this matter be set down for hearing before the Commission or one of its examiners, that due and proper notice be given in accordance with law and that an Order issue upon such terms and conditions as may be just and reasonable in the premises.

ZAPATA PETROLEUM CORPORATION

By GILBERT, WHITE AND GILBERT

One of Its Attorney

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