

Case 1613

LAW OFFICES OF
MODRALL, SEYMOUR, SPERLING, ROEHL & HARRIS

SIMMS BUILDING

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ALBUQUERQUE, NEW MEXICO

TELEPHONE CHAPEL 3-4514

JOHN F. SIMMS (1885-1954)

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LELAND S. SEDBERRY
BURNS H. ERREBO
ALLEN C. DEWEY

February 20, 1959

Mr. Oliver Payne, Attorney
New Mexico Oil Conservation Commission
125 Mabry Hall
Capitol Building
Santa Fe, New Mexico

Dear Ollie:

Enclosed is The British-American Oil Producing Company's Application for an unorthodox well location for its Fullerton No. 5 located in San Juan County, New Mexico, which I talked to you about the other day.

In reading the rules I find no requirement that notice be given to offset operators other than that notice given through publication by the Commission. If actual notice is required to be given, however, I would appreciate your telephoning me at my expense.

Very truly yours,

MODRALL, SEYMOUR, SPERLING, ROEHL & HARRIS

Burns

Burns H. Errebo

BHE:mbf
Enclosure

*Docket Mailed
2-25-59
B P*

BEFORE THE OIL CONSERVATION COMMISSION OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE APPLICATION OF THE
BRITISH-AMERICAN OIL PRODUCING COMPANY
FOR APPROVAL OF THE UNORTHODOX LOCATION
OF ITS FULLERTON NO. 5, COMPLETED AS A
DAKOTA GAS WELL, SAN JUAN COUNTY, NEW
MEXICO.

CASE NO. 1613

A P P L I C A T I O N

TO THE HONORABLE OIL CONSERVATION COMMISSION OF THE STATE OF NEW
MEXICO:

COMES NOW The British-American Oil Producing Company,
Applicant herein, and respectfully alleges and states as follows:

1. That it is the owner and operator of an oil and gas
lease covering among other lands the Northeast Quarter of Section
Fifteen, Township Twenty-seven North, Range Eleven West, San Juan
County, New Mexico.

2. That its Fullerton No. 5 Well has been drilled as a
Dakota gas well located at a point on said lease 660 feet from
the North line and 1980 feet from the East line of said Section
Fifteen, as more particularly shown on the plat attached hereto,
made a part hereof, and labeled Exhibit "A".

3. That said well was located in good faith by Applicant
believing said well to be located in accordance with the existing
rules and regulations of this Commission.

4. That Applicant had drilled said well to the Dakota
formation before discovering that said well was not located in
accordance with the rules and regulations of this Commission as
they now exist.

5. That the granting of this Application will not cause
waste nor impair the correlative rights of any party concerned.

WHEREFORE, Applicant prays that this matter be set for
hearing, that notice be given as required by law, and that upon
the evidence adduced at such hearing this Commission issue an
order approving the location of said Fullerton No. 5 Well at the
location herein described.

THE BRITISH-AMERICAN OIL PRODUCING
COMPANY

By: MODRALL, SEYMOUR, SPERLING, ROEHL & HARRIS


By: Burns H. Errebo

Attorney
1200 Simms Building
Post Office Box 466
Albuquerque, New Mexico

OIL CONSERVATION COMMISSION

P. O. BOX 871

SANTA FE, NEW MEXICO

March 12, 1959

**Mr. Burns Errebo
Modrall, Seymour, Sperling, Roehl & Harris
P.O. Box 466
Albuquerque, New Mexico**

Dear Mr. Errebo:

On behalf of your client, British American Oil Producing Company, we enclose two copies of Order R-1351 issued March 11, 1959, by the Oil Conservation Commission in Case 1613, which was heard on March 11th at Santa Fe before an examiner.

Very truly yours,

**A. L. Porter, Jr.
Secretary - Director**

**bp
Encis.**