

GOVERNOR
JOHN BURROUGHS
CHAIRMAN

State of New Mexico
Oil Conservation Commission

LAND COMMISSIONER
MURRAY E. MORGAN
MEMBER

STATE GEOLOGIST
A. L. PORTER, JR.
SECRETARY DIRECTOR

P. O. BOX 871
SANTA FE

February 22, 1961

Mr. Sim Christy
Hervey, Dow & Hinkle
Box 10
Roswell, New Mexico

Re: Case No. 2180
Order No. R-1883
Applicant:
Great Western Drlg. Co.

Dear Sir:

Enclosed herewith are two copies of the above-referenced Commission order recently entered in the subject case.

Very truly yours,

A. L. PORTER, Jr.,
Secretary-Director

ir/

Carbon copy of order also sent to:

Hobbs OCC x
Artesia OCC
Aztec OCC

Other

EXHIBIT "C"

A F F I D A V I T

C. H. McHugh, of lawful age, being first duly sworn, upon his oath deposes and says that he is General Production Superintendent for Great Western Drilling Company and that on February 27, 1961, Great Western Drilling Company commenced reworking operations on the Crutchfield #1 well located 990' from the East line and 2970' from the South line of Section 32, T-19-S, R-37-E, NMPM, Lea County, New Mexico.

C. H. McHugh
C. H. McHugh

SUBSCRIBED AND SWORN TO BEFORE ME this 28 day of February, A.D. 1961.

L. M. A. [Signature]
Notary Public

STATE OF TEXAS)
)
COUNTY OF MIDLAND)

The foregoing instrument was acknowledged before me this 28 day of February, 1961, by C. H. McHugh.

My Commission Expires 6-1-61

L. M. A. [Signature]
Notary Public in and for Midland
County, Texas.

**BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO**

**IN THE MATTER OF THE HEARING
CALLED BY THE OIL CONSERVATION
COMMISSION OF NEW MEXICO FOR
THE PURPOSE OF CONSIDERING:**

**CASE No. 2180
Order No. R-1883**

**APPLICATION OF GREAT WESTERN DRILLING
COMPANY FOR AN ORDER FORCE-POOLING ALL
MINERAL INTERESTS IN A 40-ACRE OIL PRO-
RATION UNIT IN THE HUMONT GAS POOL,
LEA COUNTY, NEW MEXICO.**

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at 9 o'clock a.m. on February 8, 1961, at Santa Fe, New Mexico, before Daniel S. Nutter, Examiner duly appointed by the Oil Conservation Commission of New Mexico, hereinafter referred to as the "Commission," in accordance with Rule 1214 of the Commission Rules and Regulations.

NOW, on this 22nd day of February, 1961, the Commission, a quorum being present, having considered the application, the evidence adduced, and the recommendations of the Examiner, Daniel S. Nutter, and being fully advised in the premises,

FINDS:

(1) That due public notice having been given as required by law, the Commission has jurisdiction of this cause and the subject matter thereof.

(2) That the applicant, Great Western Drilling Company, seeks an order force-pooling all mineral interests in the SE/4 NE/4 of Section 32, Township 19 South, Range 37 East, NMPM, Lea County, New Mexico, in order to form a standard 40-acre oil proration unit in the Humont Gas Pool.

(3) That the applicant has attempted to secure the consent of all interested parties therein to the formation of the above-described oil proration unit.

(4) That inasmuch as the applicant, after diligent effort, has been unable to secure the consent of all interested parties to the formation of the above-described 40-acre oil proration unit, all mineral interests therein should be force-pooled.

(5) That denial of the subject application would deprive, or tend to deprive, the interested parties in the said 40-acre

-2-

CASE No. 2180
Order No. R-1883

tract of the opportunity to recover their just and equitable share of the hydrocarbons in the Eumont Gas Pool.

IT IS THEREFORE ORDERED:

That the interests of all persons having the right to drill for, produce, or share in the production of hydrocarbons from the Eumont Gas Pool underlying the SE/4 NE/4 of Section 32, Township 19 South, Range 37 East, NMPM, Lea County, New Mexico, are hereby force-pooled to form a 40-acre oil proration unit comprising all of said acreage.

PROVIDED HOWEVER, That the proportionate share of the cost of the remedial work on said well which is to be paid out of production by each non-consenting working interest owner shall be 110 per cent of the same proportion to the total costs that his acreage bears to the total acreage in the pooled unit.

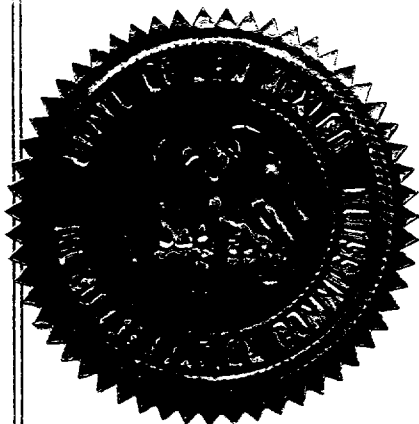
PROVIDED FURTHER, That the share of the remedial work, as determined above, which is to be paid by the mineral interest owners shall be withheld only from the working interests' share (7/8) of the revenues derived from the sale of the hydrocarbons produced from the well on the pooled unit. Royalty payments are not to be affected by the withholding of any funds for the purpose of paying out a proportionate share of the cost of remedial work.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.

STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION



EDWIN L. MECHEM, Chairman


E. S. WALKER, Member
A. L. PORTER, Jr., Member & Secretary

esr/