

BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE APPLICATION OF
FRANKLIN, ASTON & FAIR, INC., FOR AN
UNORTHODOX OIL WELL LOCATION FOR ITS
McINTYRE FEDERAL NO. 5 A LOCATED 250
FEET FROM THE EAST LINE AND 990 FEET
FROM THE SOUTH LINE OF SECTION 20,
TOWNSHIP 17 SOUTH, RANGE 30 EAST,
N.M.P.M., EDDY COUNTY, NEW MEXICO
IN THE LOCO HILLS ABO POOL.

Case No. 2227

MOTION TO DISMISS

COMES NOW Franklin, Aston & Fair, Inc., and moves the Commission to dismiss its application for an unorthodox oil well location for its McIntyre Federal No. 5 A located 250 feet from the east line and 990 feet from the south line of Section 20, Township 17 south, Range 30 east, and to vacate the hearing on said application which is scheduled for 9:00 a.m., Wednesday, March 22, 1961.

WHEREFORE, the applicant, Franklin, Aston & Fair, Inc., requests that its application for an unorthodox location be dismissed and that the hearing scheduled for 9:00 a.m., March 22, 1961 be vacated.

FRANKLIN, ASTON & FAIR, INC.

By: 

Attorney for Franklin, Aston & Fair, Inc.
Box 977
Roswell, New Mexico

X

TEXAS PACIFIC COAL AND OIL COMPANY

GENERAL OFFICES
FORT WORTH 1
TEXAS

PAGE ONE

PAGE ONE

MR. JAMES T. JENNINGS
ATTORNEY AT LAW
J. P. WHITE BUILDING
ROSWELL, NEW MEXICO

DEAR MR. JENNINGS:

REFERENCE IS MADE TO YOUR CORRESPONDENCE OF MARCH 1, 1961, ADDRESSED TO OUR MIDLAND DIVISION OFFICE, CONCERNING CASE NO. 2227 ON WHICH HEARING HAS BEEN CALLED IN SANTA FE ON MARCH 22, 1961.

THIS COMPANY HAS THOROUGHLY CONSIDERED ALL FACTORS INVOLVED IN YOUR REQUEST FOR WRITTEN CONSENT TO THE PROPOSED UNORTHODOX LOCATION FOR FRANKLIN, ASTON AND FAIR, INC. NO. 5-A McINTYRE-FEDERAL WELL AT A LOCATION 250 FEET FROM OUR LEASE LINE. WE SINCERELY BELIEVE SUCH LOCATION WOULD SERIOUSLY IMPAIR OUR CORRELATIVE RIGHTS INASMUCH AS OUR NO. 1 USA WELL IN SECTION 21 IS LOCATED 660 FEET FROM THE WEST LINE OF OUR LEASE. WE NOTE YOUR NO. 4 McINTYRE-FEDERAL WELL WAS DRILLED ON THE WEST SIDE OF THE PAVED HIGHWAY TRAVERSING

Case file

COPY

TEXAS PACIFIC COAL AND OIL COMPANY

PAGE TWO

GENERAL OFFICES

PAGE TWO

FORT WORTH 1

TEXAS

THE SE $\frac{1}{4}$ OF SECTION 20 AND SHALL INSIST THE NO. 5-A WELL BE BOTTOMED AT A LOCATION AT LEAST 330 FEET FROM YOUR PROPERTY LINE IN COMPLIANCE WITH GOVERNMENTAL SPACING REGULATIONS. FURTHER WE NOTICE IN YOUR APPLICATION TO THE CONSERVATION COMMISSION YOU STATE YOU CANNOT MAKE AN ORTHODOX LOCATION. YOUR PLAT SHOWING A SURVEY OF THE PROPOSED LOCATION INDICATES YOU CAN DRILL YOUR ABO TEST WELL 660 FEET FROM THE SOUTH AND EAST LINES OF YOUR LEASE AND IN THE CENTER OF A 40-ACRE TRACT. THIS WOULD BE AN ORTHODOX LOCATION SINCE THE DISCOVERY WELL DRILLED BY TEXAS PACIFIC COAL AND OIL COMPANY WAS DRILLED AT AN ORTHODOX LOCATION, BEING IN THE CENTER OF A 40-ACRE TRACT AND 660 FEET FROM OUR LEASE LINES AND 660 FEET FROM YOUR LEASE LINE.

TEXAS PACIFIC COAL AND OIL COMPANY

KENNETH L. WEBB

3-13-61 1:30 P Ft. Worth, Texas KIW/jo

TPC&O

EX

cc: R. W. Hines
C. J. Harvey
Ed Riddle

Ambassador Oil Corporation
Attention: Mr. Harry Cooper
Box 9338
Fort Worth, Texas

Franklin, Aston & Fair, Inc.
Box 769
Roswell, New Mexico

New Mexico Oil Conservation Commission
P. O. Box 2045
Hobbs, New Mexico

United States Department of the Interior
Geological Survey
P. O. Drawer DD
Artesia, New Mexico

JAMES T. JENNINGS
ATTORNEY AT LAW
J. P. WHITE BUILDING
ROSWELL, NEW MEXICO
MAIN 2-8432

ROGER L. COPPLE

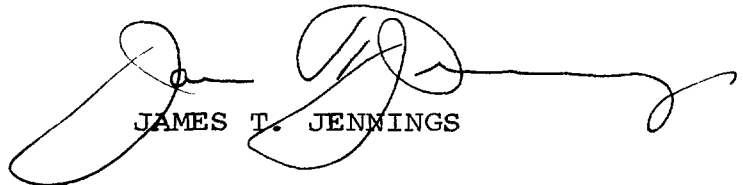
March 20, 1961

Oil Conservation Commission
State Land Office Building
Santa Fe, New Mexico

Gentlemen:

Confirming our telephone conversation of earlier today, this is to advise that Franklin, Aston & Fair, Inc. desires to withdraw its application for an unorthodox location to be located 250 feet from the east line and 990 feet from the south line of Section 20, Township 17 south, Range 30 east, as one of the offset operators is protesting and accordingly, I have prepared and you will find enclosed herewith an appropriate motion.

Yours very truly,


JAMES T. JENNINGS

JTJ/ht
ENC

GOVERNOR
EDWIN L. MECHEM
CHAIRMAN

State of New Mexico
Oil Conservation Commission



P. O. BOX 871
SANTA FE

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

LAND COMMISSIONER
E. S. JOHNNY WALKER
MEMBER

March 28, 1961

Mr. James Jennings
J. P. White Building
Roswell, New Mexico

Re: Case No. 2227
Order No. R-1927
Applicant:
Franklin, Aston & Fair

Dear Sir:

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

Very truly yours,

A handwritten signature in dark ink, appearing to read "A. L. Porter, Jr.", is written over the typed name.

A. L. PORTER, Jr.
Secretary-Director

ir/

Carbon copy of order also sent to:

Hobbs OCC x
Artesia OCC x
Aztec OCC

OTHER