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March 27, 1990

HAND-DELIVERED

William J. LeMay, Director
Oil Conservation Division
New Mexico Department of Energy,
Minerals and Natural Resources
State Land Office Building
Santa Fe, New Mexico 87503

RECEIVED
MAR 27 1990
OIL CONSERVATION DIVISION

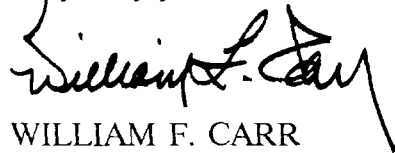
9959

Re: In the Matter of the Application of Nearburg Producing Company for
Compulsory Pooling, Lea County, New Mexico

Dear Mr. LeMay:

Enclosed in triplicate is the application of Nearburg Producing Company in the above-referenced case. Nearburg Producing Company respectfully requests that this matter be placed on the docket for the April 18, 1990 Examiner hearings.

Very truly yours,


WILLIAM F. CARR

WFC:mlh

Enclosures

cc w/enclosures: Mr. Mark K. Nearburg
Vice-President
Nearburg Producing Company
401 E. Illinois, Suite 300
Midland, Texas 79701

Mr. Bob Shelton, Land Manager
Nearburg Producing Company
401 E. Illinois, Suite 300
Midland, Texas 79701

BEFORE THE
OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION
OF NEARBURG PRODUCING COMPANY
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.

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MAR 27 1990

CASE NO. 9769

OIL CONSERVATION DIVISION

APPLICATION

COMES NOW NEARBURG PRODUCING COMPANY, by and through its undersigned attorneys, and as provided by Section 70-2-17, N.M.S.A. (1978), hereby makes application to the Oil Conservation Division for an Order pooling all of the mineral interests in the Strawn formation in and under the E/2 NW/4 of Section 17, Township 16 South, Range 37 East, N.M.P.M., Lea County, New Mexico, and in support thereof would show the Division:

1. Applicant owns approximately 66% of the working interest in and under the E/2 NW/4 of Section 17, and Applicant has the right to drill thereon.
2. Applicant proposes to dedicate the above-referenced pooled unit to a well to be drilled at a standard location in the NE/4 NW/4 of said Section 17, to a depth sufficient to test all formations to the base of the Strawn formation.
3. Applicant has sought and obtained either voluntary agreement for pooling or farmout from all other interest owners in the E/2 NW/4 of said Section 17, except for the working interest owners set forth on Exhibit A to this application.


4. Said pooling of interests will avoid the drilling of unnecessary wells, will prevent waste and will protect correlative rights.

5. In order to permit the Applicant to obtain its just and fair share of the oil and gas underlying the subject lands, the mineral interests should be pooled, and Applicant should be designated the operator of the well to be drilled.

WHEREFORE, Applicant prays that this application be set for hearing before a duly appointed Examiner of the Oil Conservation Division on April 18, 1990, and that after notice and hearing as required by law, the Division enter its order pooling the lands, including provisions for Applicant to recover its costs of drilling, equipping and completing the well, its costs of supervision while drilling and after completion, including overhead charges, and imposing a risk factor for the risk assumed by the Applicant in drilling, completing and equipping the well, and making such other and further provisions as may be proper in the premises.

Respectfully submitted,

CAMPBELL & BLACK, P.A.

By: 

WILLIAM F. CARR
Post Office Box 2208
Santa Fe, New Mexico 87504
Telephone: (505) 988-4421

ATTORNEYS FOR NEARBURG
PRODUCING COMPANY

EXHIBIT A

Foran Oil Company Suite 158, Pecan Creek 8340 Meadow Road Dallas, Texas 75231	10.00 net acres 12.50% WI
Dorothy Mae Wright, as Conservator of the Estate of Lenora Etheridge (M.I.) 6227 Camino Corta San Diego, California 92120	3.175 net acres 3.90% WI
Dorothy Mae Wright, Trustee of the Estate of Willie Mae Coalson Living Trust (M.I.) 6227 Camino Corta San Diego, California 92120	.625 net acres .78% WI
Dorothy Mae Wright, Separate Property (M.I.) 6227 Camino Corta San Diego, California 92120	.10417 net acres .13% WI
Roy G. Barton, Jr., Trustee of the Roy G. Barton and Opal G. Barton Revocable Trust Agreement dated 1/2/82 (M.I.) Post Office Box 978 Hobbs, New Mexico 88241	1.6598 net acres 2.07% WI
Nitram Enterprises, Inc. Post Office Box 3341 Midland, Texas 79702	1.5 net acres 1.88% WI
Rebel Oil Company 303 W. Wall, Suite 1600 Midland, Texas 79701	1.25 net acres 1.56% WI
Terra Resources, Inc. 10 Desta Drive, Suite 500 Midland, Texas 79705	1.21761 net acres 1.52% WI

Felmont Oil Corporation (M.I.) 1221 Lamar, Suite 1600 Houston, Texas 77010	6.0 net acres 7.50% WI
Margaret Anne Miller Carrico (M.I.) 3055 S. Coat Drive Pebble Beach, California 03953	.039 net acres .05% WI
Ronald J. Byers (M.I.) 400 W. 15th Street Austin, Texas 78701	.3125 net acres .39% WI
E.B. White, Jr. (M.I.) Post Office Box 2052 Midland, Texas 79702	.15625 net acres .20% WI
Harry A. Miller, Jr. (M.I.) 914 Bedford Drive Midland, Texas 79701	.078125 net acres .10% WI
Harry A. Miller III (M.I.) 1402 Foxwood Cove Austin, Texas 78704	.039 net acres .05% WI
Adolph Schweizer (M.I.) (Address Unknown)	.28 net acres .35% WI
Ann Fox (M.I.) (Address Unknown)	.28 net acres .35% WI

BEFORE THE
OIL CONSERVATION DIVISION
NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION
OF NEARBURG PRODUCING COMPANY
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.

RECEIVED

MAR 27 1990

CASE NO. 9909

OIL CONSERVATION DIVISION

APPLICATION

COMES NOW NEARBURG PRODUCING COMPANY, by and through its undersigned attorneys, and as provided by Section 70-2-17, N.M.S.A. (1978), hereby makes application to the Oil Conservation Division for an Order pooling all of the mineral interests in the Strawn formation in and under the E/2 NW/4 of Section 17, Township 16 South, Range 37 East, N.M.P.M., Lea County, New Mexico, and in support thereof would show the Division:

1. Applicant owns approximately 66% of the working interest in and under the E/2 NW/4 of Section 17, and Applicant has the right to drill thereon.
2. Applicant proposes to dedicate the above-referenced pooled unit to a well to be drilled at a standard location in the NE/4 NW/4 of said Section 17, to a depth sufficient to test all formations to the base of the Strawn formation.
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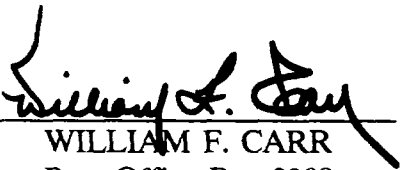
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WHEREFORE, Applicant prays that this application be set for hearing before a duly appointed Examiner of the Oil Conservation Division on April 18, 1990, and that after notice and hearing as required by law, the Division enter its order pooling the lands, including provisions for Applicant to recover its costs of drilling, equipping and completing the well, its costs of supervision while drilling and after completion, including overhead charges, and imposing a risk factor for the risk assumed by the Applicant in drilling, completing and equipping the well, and making such other and further provisions as may be proper in the premises.

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IN THE MATTER OF THE APPLICATION
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FOR COMPULSORY POOLING,
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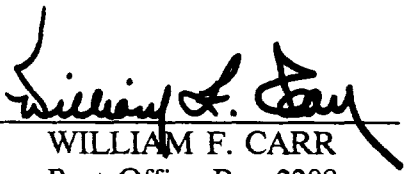
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