



March 20, 2008

### HAND-DELIVERED

Mark E. Fesmire, P. E.
Director
Oil Conservation Division
New Mexico Department of Energy,
Minerals and Natural Resources
1220 South Saint Francis Drive
Santa Fe, New Mexico 87505

Re: Application of Myco Industries, Inc. for Administrative Approval of the Simultaneous Dedication of the S/2 of Section 33, Township 15 South, Range 25 East, N.M.P.M., Chaves County, New Mexico to its proposed Milo 33 Fee Well No. 2H and the existing Milo 33 Fee Well No. 1H.

#### Dear Mr. Fesmire:

Myco Industries, Inc. ("Myco") is the operator of a standard 320-acre spacing unit comprised of the S/2 of Section 33, Township 15 South, Range 25 East, N.M.P.M., Chaves County, New Mexico. This spacing unit is dedicated to Myco's Milo 33 Fee Well No. 1H which has been horizontally drilled and produces from the Wolfcamp formation.

Myco seeks administrative approval of the simultaneous dedication of this standard 320-acre gas spacing unit to the following two horizontal gas wells:

- A. the existing Milo 33 Fee Well No. 1H (API No. 30-005-63849) horizontally drilled from a surface location 710 feet from the South line and 186 feet from the East line of Section 32, Township 15 South, Range 25 East to an end point or bottom hole location 710 feet from the South line and 660 feet from the East line of said Section 33; and
- B. the proposed Milo 33 Fee Well No. 2H (API No. 30-005-63910) to be horizontally drilled from a surface location 1930 feet from the South line and 236 feet from the East line of said Section 32 to a proposed end point or bottomhole location 1930 feet from the South line and 660 feet from the East line of said Section 33.



Both the penetration point and the bottomhole location for the Milo 33 Fee Well No. 1H are at a standard location in the Wolfcamp formation pursuant to Division Rules 104.C (2) (a) and 111.A (7). Myco now intends to horizontally drill and complete its proposed Milo 33 Fee Well No. 2H to be drilled to the targeted subsurface end-point or bottomhole location 1930 feet from the South line and 660 feet from the East line (Unit I) of Section 33. Myco proposes to drill this well in compliance with the set-back requirements of Division Rules 104.C(2)(b) and 111.A(7) for deep gas wells in southeast New Mexico.

Attached hereto as **Exhibit A** is a copy of Division Form C-102 for this well that shows the proposed surface and bottomhole location of the well.

**Exhibit B** is a map of offset operators around the spacing unit in Section 33. **Exhibit C** is a list of affected parties as defined by Division Rules. Myco is also the working interest owner in the S/2 of Section 32 and ownership is common. As required by Rule 1210, a copy of this application (with attachments) has been sent to those affected parties in accordance with Rule 1207(A)(5) and they have been advised that if they have an objection to this application it must be filed in writing with the Division's Santa Fe office within twenty days from the date this notice was sent.

The simultaneous dedication of the S/2 of said Section 33 to the Milo 33 Fee Well Nos. 1H and 2H will afford Myco the opportunity to efficiently produce the Wolfcamp formation under this spacing unit. Myco's's proposed simultaneous dedication of these wells does not exceed the number of wells allowed by Division Rule for this spacing unit.

Your attention to this application is appreciated.

Sincerely,

Ocean Munds-Dry

Attorney for Myco Industries, Inc.

Enclosures

State of Ne ĽĠ MAR - 5 2007 DISTRICT I OCD - ARTERIA MA Form C-102 \* IA # DISTRICT II riote Matriet Office OIL CONSERVATIO Mate Louis - 4 Coptes 1220 SOUTH ST. FRANCIS DR. Per Learn - S Contra DISTRICT III Santa Fe, New Mexico 87505 1000 No B ... INL 87418 DISTRICT IV WELL LOCATION AND ACREAGE DEDICATION PLAT (1) AMENDED REPORT API Number 96086 Wildcar: Wolfcam Woll Humber Property Code MILO 33 FEE 2H OCRES No. Elevation MYCO INDUSTRIES, INC. 3468 Surface Location UL or lot No. Lot Ma Post from the North/South line Post from the Seat/Fest Mas County 32 25-E 1930 SOUTH ١ 15-S 236 **EAST** CHAVES Bottom Hole Location if Different From Surface UL or had No. Led Ma Post from the Herth/South Has ot from the Sant/Fort Man Countr 33 15-S 25-E 1930 SOUTH 660 **EAST** CHAVES Delicated Acres Joint or tatill 320 NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION OPERATOR CERTIFICATION decret interest in the land proposed better half lead to dell this will at this last to a contract with an SCALE - 1"=2000" 72 77 35.7007 SHARI SURVEYOR CERTIFICATION PROJECT AREA 896':44 PP PRODUCING AREA 3 JANUARY... 22,... 2007 Surveyor REV. 2/72/07 AR GEODETIC COORDINATES BOTTOM HOLE LOCATION PENETRATION POINT NAD 27 NME



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SURFACE HOLE LOCATION

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OIL CONSERVATION DIVISI 1220 SOUTH ST. FRANCIS DR. Santa Fe, New Mexico 87505

DISTRICT III
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DISTRICT II

OIL CONSERVATION DIVISION 1220 SOUTH ST. FRANCIS DR. Santa Fe, New Mexico 87505

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DISTRICT III

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OIL CONSERVATION 1220 SOUTH ST. FRANCIS DR. Santa Fe, New Mexico 87505

DISTRICT III 1000 Me Branca M., Anton, 186 87440

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Form C-102 Revised October 12, 2006 Appropriate District Office State Lense - 4 Copies

DISTRICT II

DISTRICT III 1000 Me Brane M., Aston, Mi 67410 OIL CONSERVATION DIVISI 1220 SOUTH ST. FRANCIS DR. Santa Fe, New Mexico 87505

DISTRICT IV WELL LOCATION AND ACREAGE DEDICATION PLAT C AMENDED REPORT 1200 S. SC. PROPER DR. SMITS PR. 198 STORE Fool Code API Number 96086 Wolfcama Property Code Tell Hamber MILO 33 FEB 2H Operator House OCRED No. Devetica MYCO INDUSTRIES, INC. 3468

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NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION

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# **OFFSETS IN SECTION 33**

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March 20, 2007

# CERTIFIED MAIL RETURN RECEIPT REQUESTED

#### AFFECTED INTEREST OWNERS

Re: Application of Myco Industries, Inc., for simultaneous dedication, Chaves County, New Mexico.

#### Ladies and Gentlemen:

This letter is to advise you that Myco Industries, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division seeking the simultaneous dedication of the proposed Milo 33 Fee Well No. 2H to be drilled from a surface location 1930 feet from the South line and 236 feet from the East line in Section 32, Township 15 South, Range 25 East and a bottomhole location 1930 feet from the South line and 660 feet from the East line of Section 33, Township 15 South, Range 25 East and the existing Milo 33 Fee Well No. 1H drilled from a surface location 710 feet from the South line and 186 feet from the East line of Section 32 and a bottomhole location 710 feet from the South line and 660 feet from the East line of Section 33 to the S/2 of Section 33, Township 15 South, Range 25 East, NMPM, Chaves County, New Mexico.

As an owner of an interest that may be affected by the proposed well, you may object to this application. Objections must be filed in writing within twenty days from this date at the Division's Santa Fe office that is located at 1220 South Saint Francis Drive, Santa Fe, New Mexico. 87505. If no objection is received within this twenty-day period, this application for an unorthodox well location may be approved.

Very truly yours,

Ocean Munds-Dry

ATTORNEY FOR MYCO INDUSTRIES, INC.

Enclosures

## Exhibit C

Application of Myco Industries, Inc.
Simultaneous Dedication of
S/2 of Section 33, Township 15 South, Range 25 East, NMPM
Chaves County, New Mexico

EOG Resources, Inc. Post Office Box 2267 Midland, Texas 79702

Parallell Petroleum Corp. Post Office Box 10587 Midland, Texas 79702

Capstone Oil & Gas Company P.O. Box 10187 Midland, Texas 79702

DATE IN	SUSPENSE	ENGNEER	LOGGEDIN	TYPE	APP NO

ABOVE THIS LINE FOR DIVISION USE ONLY

# **NEW MEXICO OIL CONSERVATION DIVISION**

- Engineering Bureau -1220 South St. Francis Drive, Santa Fe, NM 87505



MAR 2 4 2008 OCD-ARTESIA

		ADMINISTRATI	VE APPLICA	TION CHECKLIST	
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_	Note	: Statement must be comple	eted by an individual with r	managerial and/or supervisory cap	pacity.
<u>)ce</u>	an Munds-	Dry Ocean	Mund- Bry	attorney	3-20-08  Date
rini	t or Type Name	Signature	J	Omundadry@ho e-mail Address	