

RAILROAD COMMISSION OF TEXAS
OFFICE OF GENERAL COUNSEL
OIL & GAS SECTION

OIL & GAS DOCKET NO. 02-0216535	§	APPLICATION OF MERRIMAC ENERGY CORP.
	§	FOR FORMATION OF A POOLED UNIT
	§	PURSUANT TO THE MINERAL INTEREST
	§	POOLING ACT, HORADAM (2200 MIOCENE)
	§	FIELD, VICTORIA COUNTY, TEXAS.

ORDER OF DISMISSAL

The Commission finds that after statutory notice the captioned proceeding was heard by the examiners who have circulated a Proposal for Decision containing Findings of Fact and Conclusions of Law. Having been duly submitted to the Railroad Commission of Texas at conference held in its offices in Austin, Texas, those Findings of Fact and Conclusions of Law are hereby adopted and made a part hereof by reference. Further, the Commission adopts the following additional Finding of Fact:

7. The reservoir designated as the Horadam (2200 Miocene) Field underlies the Horadam Bros., Henry Heinrich, and Hogan Leases.
 - a. 50.98% of the reservoir volume is contained within the boundaries of the Horadam Bros. Lease operated by Henry Horadam.
 - b. 49.02% of the reservoir volume is contained within the boundaries of the Henry Heinrich and Hogan Leases which are operated by Merrimac Energy Corporation.

It is accordingly **ORDERED** that the application of Merrimac Energy Corp., docketed as Oil & Gas Docket No. 02-0216535, for formation of a pooled unit in the Horadam (2200 Miocene) Field be, and the same is hereby, dismissed for lack of jurisdiction.

Each exception to the examiners' proposal for decision not expressly granted herein is overruled. All requested findings of fact and conclusions of law which are not expressly adopted herein are denied. All pending motions and requests for relief not previously granted or granted herein are denied.

It is further **ORDERED** by the Commission that this order shall not be final and effective until 20 days after it is actually mailed to the parties by the Commission; provided that if a motion for rehearing is filed by any party at interest within such 20-day period, this order shall not become final until such motion is overruled, or if rehearing is granted, this order shall be subject to further action by the Commission. Pursuant to TEX. GOV'T CODE § 2001.146(e) the time allotted for Commission action on a motion for rehearing in this case prior to its being overruled by operation of law, is hereby extended

until 90 days from the date the order is served on the parties.

Done this 25th day of November, 1997, in Austin, Texas.

RAILROAD COMMISSION OF TEXAS


CHAIRMAN


COMMISSIONER


COMMISSIONER


ATTEST
SECRETARY