# STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

IN THE MATTER OF THE APPLICATION OF CHEVRON USA INC. FOR A NON-STANDARD SPACING AND PRORATION UNIT AND COMPULSORY POOLING, LEA COUNTY, NEW MEXICO.

**CASE NO. 15074** 

IN THE MATTER OF THE APPLICATION
OF ENDURANCE RESOURCES, LLC
FOR COMPULSORYPOOLING AND
NON-STANDARD SPACING AND
PRORATION UNIT, LEA COUNTY, NEW MEXICO.

**CASE NO. 15084** 

**AFFIDAVIT** 

STATE OF NEW MEXICO }
s
COUNTY OF SANTA FE }

AFFIANT, ERNEST L. PADILLA, first being duly sworn on oath states:

Ernest L. Padilla, attorney for Endurances Resources, LLC, the Applicant herein, states that notice of the above-referenced Application was mailed to the interested parties shown on Exhibit "A" attached hereto in accordance with Oil Conservation Division Rules, and that true and correct copies of the notice letter and proof of notice are attached hereto.

ERNEST L. PADILLA

SWORN TO AND SUBCRIBED to before me this  $\frac{17}{100}$  day or

day of February, 2014, by

ERNEST L. PADILLA.

mmission Expires:

Motary Public

OCD Cases# 15074 & 15084 Endurance Resources, LLC February 20, 2014

Ex# 13

# Affidavit of Ernest L. Padilla

# Index of documents

1)	Apache Corporation	off-set operator
2)	<del>-</del>	off-set operator
3)	Chesapeake Investments, LP	off-set operator
4)	Chevron U.S.A. Inc.	off-set operator/non-consent
5)	Devon Energy Production Co., L.P.	off-set operator
6)	Kaiser Francis Oil Co.	off-set operator
ŕ	TLW Investments, L.L.C.	off-set operator
7)		

STREET ADDRESS
1512 S. ST. FRANCIS DRIVE
SANTA FE, NM 87505
MAILING ADDRESS
P.O. BOX 2523
SANTA FE, NEW MEXICO 87504-2523
EMAIL ADDRESS
padiilalaw@qwestoffice.net

TELEPHONE 505-988-7577

FACSIMILE 505-988-7592

January 30, 2014

#### CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Apache Corporation Attn: Dylan Park 303 Veterans Airpark Lane, Suite 3000 Midland, Texas 79705

Re: NMOCD Case#15084; In the Matter of the Application of Endurance Resources, LLC for compulsory pooling and non-standard spacing and proration unit, Lea County, New Mexico

Dear Mr. Park:

This will advise that Endurance Resources, LLC. has filed an Application with the New Mexico Oil Conservation Division. Applicant seeks approval for an order pooling all mineral interests from the surface of the earth to a depth sufficient to test the Bone Springs Formation (Bell Lake Bone Spring, North Pool, No. 5150), non-standard spacing and proration unit, underlying the E/2 of Section 18, Township 23 South, Range 34 East, NMPM, Lea county, New Mexico.

This application will be set for hearing before a Division Examiner on Thursday, February 20, 2014 at 8:15 a.m. at the New Mexico Oil Conservation Division, 1220 South St. Francis Drive, Santa Fe, New Mexico. You are not required to attend this hearing, but as an owner of an interest that may be affected, you may appear and present testimony. Failure to appear at the time and become a party of record will preclude you from challenging these applications at a later time. If you intend to attend the hearing and present testimony or evidence, you must enter your appearance and serve the Division, counsel for the Applicant, and other parties with a pre-hearing statement at least four business days before the scheduled hearing date in accordance with 19.15.4.13(B) NMAC.

Very truly yours,

ÆRNÉST L. PADILLA

ELP:jbg

מפטן אאר מפפס	U.S. Postal Service TIMINAL RECE CERTIFIED MAIL RECE (Domestic Mail Only; No Insurance Cove For delivery Information visit our website at water of the Company of the Compa	erage Provided)
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ttem 4 if Restricted Delivery is desired.  □ Print your name and address on the reverse so that we can return the card to you.  □ Attach this card to the back of the mailpiece; or on the front-if space permits.  1. Article Addressed to  1. Article Addressed to  Apache Corporation Attn: Dylan Park 303 Veterans Airpark Lane, Suite 3000 Midland, Texas 79705  3. Service Type □ Certified Mail □ Express Mail □ Registered □ Return Receipt for Merchandise □ Insured Mail □ C.O.D.  4. Restricted Delivery? (Extra Fee) □ Yes  2. Article Number (Transfer from service label)  7 □ 1.2 □ 4.7 □ □ □ □ 1.5 □ 4.4 □ 2.2 □ 1.5 □ 4.5 □ 4.5 □		SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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STREET ADDRESS
1512 S. ST. FRANCIS DRIVE
SANTA FE, NM 87505
MAILING ADDRESS
P.O. BOX 2523
SANTA FE, NEW MEXICO 87504-2523
EMAIL ADDRESS
padillalaw@gwestoffice.net

FACSIMILE 505-988-7592

**TELEPHONE** 505-988-7577

January 30, 2014

#### CERTIFIED MAIL/RETURN RECEIPT REQUESTED

BTA Oil Producers, LLC Willis Price Land Manager 104 South Pecos Midland, Texas 79701

Re: NMOCD Case#15084; In the Matter of the Application of Endurance Resources, LLC for compulsory pooling and non-standard spacing and proration unit, Lea County, New Mexico

11017 112000

Dear Mr. Price:

This will advise that Endurance Resources, LLC. has filed an Application with the New Mexico Oil Conservation Division. Applicant seeks approval for an order pooling all mineral interests from the surface of the earth to a depth sufficient to test the Bone Springs Formation (Bell Lake Bone Spring, North Pool, No. 5150), non-standard spacing and proration unit, underlying the E/2 of Section 18, Township 23 South, Range 34 East, NMPM, Lea county, New Mexico.

This application will be set for hearing before a Division Examiner on Thursday, February 20, 2014 at 8:15 a.m. at the New Mexico Oil Conservation Division, 1220 South St. Francis Drive, Santa Fe, New Mexico. You are not required to attend this hearing, but as an owner of an interest that may be affected, you may appear and present testimony. Failure to appear at the time and become a party of record will preclude you from challenging these applications at a later time. If you intend to attend the hearing and present testimony or evidence, you must enter your appearance and serve the Division, counsel for the Applicant, and other parties with a pre-hearing statement at least four business days before the scheduled hearing date in accordance with 19.15.4.13(B) NMAC.

very truly yours

FRATEST L. PADILLA

ELP:jbg

U.S. Postal Service™ CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) 5944 48 3.70 0007 Certified Fee **Postmark** Return Receipt Fee (Endorsement Required) Here Restricted Delivery Fee (Endorsement Required) 0470 BTA Oil-Producers, LLC 7012 Willis Price
Stroet, Apt. No. 04 South Pecos
City, State, AMMIland, Texas 79701 PS Form 3800, August 2006

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  Print your name and address on the reverse so that we can return the card to you.  Attach this card to the back of the mailpiece, or on the front if space permits:	A. Signature  X
1. Article Addressed to:  BTA Oil Producers, LLC  Willis Price  104 South Pecos	D. Is delivery address different from Item 1? ☐ Yes ' If YES; enter delivery address below: ☐ No
Midland, Texas 79701	3. Service Type  Certified Mail Registered Return Receipt for Merchandise C.O.D.  4. Restricted Delivery? (Extra Fee)
2. Article Number (Transfer from service label)	
PS Form 3811, February 2004   Domestic Retu	urn Recelpt 102595-02-M-1540

STREET ADDRESS

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MAILING ADDRESS
P.O. BOX 2523
SANTA FE, NEW MEXICO 87504-2523
EMAIL ADDRESS
padillalaw@qwestoffice.net

TELEPHONE MAILIN 505-988-7577 P.O. T SANTA FE, NEW FACSIMILE 505-988-7592

January 30, 2014

#### CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Chesapeake Investments, LP Attn: Jennie Lambert P.O. Box 18756 Oklahoma City, OK 73154

Re: NMOCD Case#15084; In the Matter of the Application of Endurance Resources, LLC

for compulsory pooling and non-standard spacing and proration unit, Lea County,

New Mexico

Dear Ms. Lambert:

This will advise that Endurance Resources, LLC. has filed an Application with the New Mexico Oil Conservation Division. Applicant seeks approval for an order pooling all mineral interests from the surface of the earth to a depth sufficient to test the Bone Springs Formation (Bell Lake Bone Spring, North Pool, No. 5150), non-standard spacing and proration unit, underlying the E/2 of Section 18, Township 23 South, Range 34 East, NMPM, Lea county, New Mexico.

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Very truly yours,

ERNEST L. PADILLA

ELP:jbg

U.S. Postal Service The CERTIFIED MAIL TO RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) 0213 11465 7,70 Certified Fee 1.000 Postmark Return Receipt Fee (Endorsement Required) Here Restricted Delivery Fee (Endorsement Required) 0470 Total Postage & Fees \$ Chesapeake Investments, LP Attn: Jennie Lambert Street, Apt. No. P. O. Box 18756 or PO Box No. or PU Box No. City, Siaio, ZIP, Okłahoma City; OK-73154 PS Form 3800, August 2006

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailplece, or on the front if space permits.</li> <li>1: Article Addressed to:</li> <li>Chesapeake Investments, LP Attn: Jennie Lambert P.O. Bex 18756</li> </ul>	A. Signature  X
Oklahama City, OK 73154	3. Service Type  ☐ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D.  4. Restricted Delivery? (Extra Fee) ☐ 'Yes
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STREET ADDRESS
1512 S. ST. FRANCIS DRIVE
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MAILING ADDRESS
P.O. BOX 2523
SANTA FE, NEW MEXICO 87504-2523
EMAIL ADDRESS
padillalaw@gwestoffice.net

FACSIMILE 505-988-7592

TELEPHONE 505-988-7577

January 16, 2014

#### CERTIFIED MAIL/RETURN RECEIPT REOUESTED

Chevron U.S.A. Inc. Attn: Jason Levine 1400 Smith Street Houston, TX 77002

Re: NMOCD Case#15084; In the Matter of the Application of Endurance Resources, LLC for compulsory pooling and non-standard spacing and proration unit, Lea County,

New Mexico

Dear Mr. Levine:

This will advise that Endurance Resources, LLC. has filed an Application with the New Mexico Oil Conservation Division. Applicant seeks approval for an order pooling all mineral interests from the surface of the earth to a depth sufficient to test the Bone Springs Formation (Bell Lake Bone Spring, North Pool, No. 5150), non-standard spacing and proration unit, underlying the E/2 of Section 18, Township 23 South, Range 34 East, NMPM, Lea county, New Mexico.

This application will be set for hearing before a Division Examiner on Thursday, February 6, 2014 at 8:15 a.m. at the New Mexico Oil Conservation Division, 1220 South St. Francis Drive, Santa Fe, New Mexico. You are not required to attend this hearing, but as an owner of an interest that may be affected, you may appear and present testimony. Failure to appear at the time and become a party of record will preclude you from challenging these applications at a later time. If you intend to attend the hearing and present testimony or evidence, you must enter your appearance and serve the Division, counsel for the Applicant, and other parties with a pre-hearing statement at least four business days before the scheduled hearing date in accordance with 19.15.4.13(B) NMAC.

Very truly yours,

ERNEST L. PADILLA

ELP:jbg

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, 7 5.0 7	Street, Apt. No. 400 Stor PO Box No. 400 Stor	ason Levine mith Street n, TX 77002	See Reverse for Instructions	

1. Article Addressed to:  Chevron UESTA, Inc. Attn: Jason Levine 1400 Smith Street Houston, TX 77002  3. Service Type Certified Mail Express Mail Registered Receipt for Merchandis Insured Mail C.O.D. 4. Restricted Delivery? (Extra Fee)  2. Article Number (Transfer from item 1? Yes If YES, enter delivery address below: No  Service Type Certified Mail Express Mail Registered Receipt for Merchandis Insured Mail C.O.D. 4. Restricted Delivery? (Extra Fee) Yes	Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  Print your name and address on the reverse so that we can return the cond to your	Signature  Signature  Agent  Addressee  Received by (Printed Name)  C. Date of Delivery;
2: Article Number (Transfer from Service labe 7012 0470 0001 5944 (0175	1. Article Addressed to:  Chevron USSA, Inc. Attn: Jason Levine 1400 Smith Street	If YES, enter delivery address below:  No  Service Type Certified Mail Registered Receipt for Merchandise
	2: Artičle Number	OL 5944/OU7H
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STREET ADDRESS
1512 S. ST. FRANCIS DRIVE
SANTA FE, NM 87505
MAILING ADDRESS
P.O. BOX 2523
SANTA FE, NEW MEXICO 87504-2523
EMAIL ADDRESS

padillalaw@qwestoffice.net

FACSIMILE 505-988-7592

TELEPHONE 505-988-7577

January 16, 2014

#### CERTIFIED MAIL/RETURN RECEIPT REOUESTED

Devon Energy Production Company, L.P. Attn: Kathy Blick
333 West Sheridan Avenue
Oklahoma City, OK 73102

Re: NMOCD Case#15084; In the Matter of the Application of Endurance Resources, LLC

for compulsory pooling and non-standard spacing and proration unit, Lea County,

New Mexico

Dear Ms. Blick:

This will advise that Endurance Resources, LLC. has filed an Application with the New Mexico Oil Conservation Division. Applicant seeks approval for an order pooling all mineral interests from the surface of the earth to a depth sufficient to test the Bone Springs Formation (Bell Lake Bone Spring, North Pool, No. 5150), non-standard spacing and proration unit, underlying the E/2 of Section 18, Township 23 South, Range 34 East, NMPM, Lea county, New Mexico.

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Very truly yours,

ÆRNEST L. PADILLA

ELP:jbg

U.S. Postal Service CERTIFIED MAILTH RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided) 0163 5944 Postage 3.10 0007 Certified Fee Return Receipt Fee (Endorsement Required) Postmark 2.55 Here Restricted Delivery Fee (Endorsement Required) Total Postage & Fees \$ 4.0.

Devon Energy Production Co. LP 7012 Street Apt. No.: 333 West Sheridan Avenue city, state, zir-Oklahoma City, OK 73102 PS Form 3800. August 2006 See Reverse for Instruction

	COMPLETE THIS SECTION ON DELIVEDY
■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  ■ Print your name and address on the reverse so that we can return the card to you.  ■ Attach this card to the back of the mailpiece, or on the front if space permits.  1. Article Addressed to:  Devon Energy Production Co. LP  Attn: Kathy Blick	A. Signature  X  CFU  D. Agent  Addressee  B. Received by (Printed Name)  D. Is delivery address different from Name 170  Yes  If YES, enter delivery address below:  No
333 West Sheridan Avenue Oklahoma City, OK 73102	3. Service Type  Certified Mail Registered Return Receipt for Merchandise Cinsured Mail C:O.D.
2. Article Numbér 7012 0470 (fransfer from service label)	4. Restricted Delivery? (Extra Fee)
PS Form 3811, February 2004	urn Receipt 102595-02-M-1540

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1512 S. ST. FRANCIS DRIVE
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P.O. BOX 2523
SANTA FE, NEW MEXICO 87504-2523
EMAIL ADDRESS
padillalaw@gwestoffice.net

TELEPHONE 505-988-7577

FACSIMILE 505-988-7592

January 16, 2014

#### CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Kaiser Francis Oil Co. Attn: Wayne Fields 6733 South Yale Avenue Tulsa, OK 74136

Re: NMOCD Case#15084; In the Matter of the Application of Endurance Resources, LLC for compulsory pooling and non-standard spacing and proration unit, Lea County,

New Mexico

Dear Mr. Fields:

This will advise that Endurance Resources, LLC. has filed an Application with the New Mexico Oil Conservation Division. Applicant seeks approval for an order pooling all mineral interests from the surface of the earth to a depth sufficient to test the Bone Springs Formation (Bell Lake Bone Spring, North Pool, No. 5150), non-standard spacing and proration unit, underlying the E/2 of Section 18, Township 23 South, Range 34 East, NMPM, Lea county, New Mexico.

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Very truly yours,

ERNEST L. PADILLA

ELP:jbg

므	U.S. Postal Service <sub>TM</sub> CERTIFIED MAIL <sub>TM</sub> RECEIPT (Domestic Mail Only; No Insurance Coverage	Provided)
.t.	For delivery information visit our website at www.us	S E
70 000 S94	Return Receipt Fee (Endorsement Required)  Restricted Delivery Fee (Endorsement Required)	Postmark Here
240 <b>2</b> 102	Total Postage & Fees \$ Sont To Kaiser Francis Oil Co.  Attn: Wayne Fields.  Street, Apt. No.: 6733 South Yale Avenue City, State, ZIP+4Tulsa, OK 74136  PS Form 3800. August 2005 See Reve	rse for instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	A. Stemature  X
1. Article Addressed to:  Kaiser Francis Oil Co.  Attn: Wayne Fields 6733 South Yale Avenue	D. Is delivery address different from item 1?
Tulsa, OK 74136	3. Service Type  ☐ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D:
·	4. Restricted Delivery? (Extra Fee)
2. Article Number (Transfer from Service Jabel)	470/100001/5744 0170/
PS Form 3811, February 2004 Domestic Re	turn Receipt. 102595,02-M-1540

STREET ADDRESS
1512 S. ST. FRANCIS DRIVE
SANTA FE, NM 87505
MAILING ADDRESS
P.O. BOX 2523
SANTA FE, NEW MEXICO 87504-2523
EMAIL ADDRESS
padillalaw@qwestoffice.net

FACSIMILE 505-988-7592

January 30, 2014

#### CERTIFIED MAIL/RETURN RECEIPT REOUESTED

TLW Investments, L.L.C. Attn: Mr. Tim Hadjik 1001 Fannin, Suite 2020 Houston, TX 77002

Re:

TELEPHONE

505-988-7577

NMOCD Case#15084; In the Matter of the Application of Endurance Resources, LLC for compulsory pooling and non-standard spacing and proration unit, Lea County, New Mexico

Dear Mr. Hadjik:

This will advise that Endurance Resources, LLC. has filed an Application with the New Mexico Oil Conservation Division. Applicant seeks approval for an order pooling all mineral interests from the surface of the earth to a depth sufficient to test the Bone Springs Formation (Bell Lake Bone Spring, North Pool, No. 5150), non-standard spacing and proration unit, underlying the E/2 of Section 18, Township 23 South, Range 34 East, NMPM, Lea county, New Mexico.

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Very truly yours.

ERNEST L. PADILLA

ELP:jbg

U.S. Postal Service Total Postage & Fees \$ 6,44
Sent To TLW Investments, L.L.C.  Street Act No. Attn: Mr. Tim Hadiik or PO Box No. 1001 Fannin, Suite 2020  City, State, 217 Houston, TX 77002  PS Form 3800. August 2006  See Reverse for Instructions

or on the front if space permits.  1. Article Addressed to:  TLW Investments, L.L.C. Attn: Mr. Tim Hadjik 1001 Fannin, Suite 2020 Houston, TX 77002  3. Service Type Certified Mail. Registered Refurn Receipt for Merchandis Insured Mail. Restricted Delivery? (Extra Fee) Yes
2. 'Artičle Number, 7012 0470 0001 5944 0244 70 10001 7012 0244 102595-02-M-15