

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

**APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION FOR
AN ORDER REQUIRING FI-RO CORP. TO PLUG SIX WELLS AND
ORDERING A FORFEITURE OF APPLICABLE FINANCIAL ASSURANCE IN
EVENT OF OPERAOR'S NON-COMPLIANCE; EDDY COUNTY, NEW
MEXICO.**

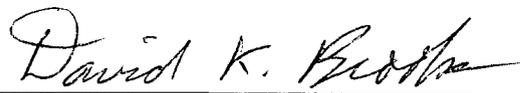
CASE NO. 13657

AFFIDAVIT OF NOTICE

I, David K. Brooks, Assistant General Counsel of the Energy, Minerals and Natural Resources Department of the State of New Mexico, and counsel of record for the Oil Conservation Division in this case, hereby state that notice of the hearing of this case on March 2, 2006 has been provided to the respondents, Southeastern Petroleum, Inc. and Underwriters Indemnity Company, as follows:

1. On February 3, 2006 the OCD mailed the notification letter attached as Exhibit A to this affidavit by certified mail, return receipt requested, to respondent Fi-Ro Corporation at the address shown on Exhibit A. The division has no valid address for respondent in its files. The address on Exhibit A is the address of Fi-Ro Corporation's registered agent in New Mexico. Exhibit B to this affidavit is a copy of the receipt for certified mail and return receipt evidencing the mailing of Exhibit A. The division has received neither a return receipt nor returned mail from the United States Postal Service with respect to this mailing.
2. On February 7, 2006, the OCD caused a notice of this hearing to be published in the Artesia Daily Press, a newspaper of general circulation in Eddy County, New Mexico. Exhibit C hereto is a copy of the publisher's affidavit evidencing this publication.

Further affiant sayeth not.



David K. Brooks

Subscribed and sworn to before me this 1st day of March, 2006.



Notary Public *Dorothy Phillips*
My commission expires 4/2, 2007.

SEAL

Case No. 13657
March 2, 2006
Exhibit 10



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON
Governor
Joanna Prukop
Cabinet Secretary

Mark E. Fesmire, P.E.
Director
Oil Conservation Division

January 31, 2006

Fi-Ro Corporation
c/o Beth McDonald
2370A North Grand
Roswell, NM 88202

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Re: Case No. 13657: Application of the New Mexico Oil Conservation Division for an Order Requiring Fi-Ro Corporation to Plug Six Wells; Eddy County, New Mexico

Ladies and Gentlemen:

You are hereby notified that the New Mexico Oil Conservation Division has filed the referenced Application (copy enclosed), seeking an Order requiring you to properly plug and abandon six wells in Eddys County, New Mexico, identified in said application.

A hearing on this application will take place before a Division hearing examiner on Thursday, March 2, 2006, at 8:15 a.m., in Porter Hall, First Floor, 1220 South St. Francis Drive in Santa Fe, New Mexico. At that hearing you will have an opportunity to show cause why an order should not be entered as requested in the Application.

Inquiries concerning this application may be directed to the undersigned in the Santa Fe office of the Division at (505)-476-3450.

Very truly yours,

David K. Brooks
Assistant General Counsel

cc: Tim Gum, District Supervisor

*Exhibit A to
Affidavit of Notice
Case No. 13657*

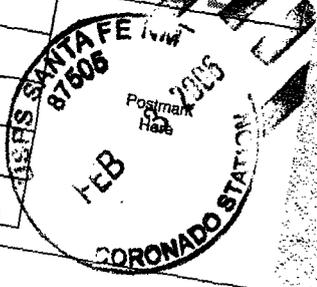
7002 3150 0004 4924 1172

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$	
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees		\$ 4.67



Sent To
Fi-Ro Corporation
 Street, Apt. No.
 or PO Box No. **PO Beth McDonald**
9370A North Grand
 City, State, ZIP+4[®]
Roswell, NM 88202

PS Form 3800, June 2002

See Reverse for Instructions

Exhibit B to
Affidavit of Notice
Case No 13657

OIK
Ed

Affidavit of Publication

NO. 19147

Copy of

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

STATE OF NEW MEXICO

County of Eddy:

Gary D. Scott being duly

sworn, says: That he is the Publisher of The

Artesia Daily Press, a daily newspaper of general circulation, published in English at Artesia, said county and county and state, and that the here to attached

Legal Notice

was published in a regular and entire issue of the said Artesia Daily Press, a daily newspaper duly qualified for that purpose within the meaning of Chapter 167 of the 1937 Session Laws of the state of New Mexico for

1 Consecutiv week/days on the same

day as follows:

First Publication February 7 2006

Second Publication

Third Publication

Fourth Publication



Subscribed and sworn to before me this

7th Day February 2006



Notary Public, Eddy County, New Mexico

My Commission expires September 23, 2007

\$175.97

The State of New Mexico through its Oil Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on March 2, 2006, in the Oil Conservation Division Hearing Room at 1220 South St. Francis Drive, Santa Fe, New Mexico, before an examiner duly appointed for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-659-1779 by February 20, 2006. Public documents, including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

STATE OF NEW MEXICO TO:

All named parties and persons having any right, title, interest or claim in the following cases and notice to the public.

(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.)

CASE 13657: Application of the New Mexico Oil Conservation Division for an Order Requiring FI-Ro Corporation to Plug Six Wells, Eddy County, New Mexico.

The Applicant seeks an order requiring FI-Ro Corp. to plug the following wells:

Well Name
API No.
Location

Eddy 35 State No. 1
30-015-23044
1980 FNL, 1980

Exhibit C
to Affidavit of
Notice
Case No 13657

day as follows:

First Publication February 7 2006

Second Publication _____

Third Publication _____

Fourth Publication _____

Subscribed and sworn to before me this

7th Day February 2006

Barbara Ann Coons

 Notary Public, Eddy County, New Mexico

My Commission expires September 23, 2007

Please contact the
Davidson if a summary
or other type of accessi-
ble form is needed.

**STATE OF NEW
MEXICO TO:**

**All named parties and
persons having any
right, title, interest
or claim in the follow-
ing cases and notice to
the public.**

(NOTE: All land descrip-
tions herein refer to the
New Mexico Principal
Meridian whether or not
so stated.)

**CASE 13657: Applica-
tion of the New Mexico
Oil Conservation Divi-
sion for an Order Re-
quiring Fi-Ro Corpora-
tion to Plug Six Wells,
Eddy County, New Mex-
ico.**

The Applicant seeks an
order requiring Fi-Ro
Corp. to plug the follow-
ing wells:

- | Well Name | API No. | Location |
|-----------------------|--------------|----------------|
| Eddy 35 State No. 1 | 30-015-23044 | 1980 FNL, 1980 |
| F | E | L |
| G-35-18S-24E | | |
| Fo Fo No. 1 | 30-015-22866 | 2310 FNL, 990 |
| F | W | L |
| E-32-19S-27E | | |
| Fo Fo No. 2 | 30-015-22867 | 1650 FNL, 1650 |
| F | W | L |
| F-32-19S-27E | | |
| Fo Fo No. 3 | 30-015-22868 | 1650 FNL, 990 |
| F | W | L |
| E-32-19S-27E | | |
| Tidewater State No. 1 | 30-015-04656 | 2310 FNL, 1650 |
| F | E | L |
| G-36-19S-30E | | |
| Tidewater State No. 2 | 30-015-04655 | 1650 FSL, 1650 |
| F | E | L |
| J-36-19S-30E | | |

Given under the Seal of
the State of New Mexico
Oil Conservation Com-
mission at Santa Fe,
New Mexico on this 2nd
day of February, 2006.

**STATE OF NEW
MEXICO
OIL CONSERVATION
DIVISION**

**Mark E. Fesmire, P. E.
Division Director**

S E A L
Published in the Artesia
Daily Press, Artesia,
N.M. February 7, 2006.