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

APPLICATION OF WPX ENERGY PRODUCTION, LLC FOR APPROVAL OF THE RIDGE UNIT, CREATION OF A NEW POOL WITHIN THE UNIT, AND FOR ALLOWANCE OF 330 FOOT SETBACKS FROM THE EXTERIOR OF THE UNIT AREA, SAN JUAN COUNTY, NEW MEXICO.

CASE NO. 15428

AFFIDAVIT

STATE OF NEW MEXICO)) ss. COUNTY OF SANTA FE)

Jordan L. Kessler, attorney in fact and authorized representative of WPX Energy Production LLC the Applicant herein, being first duly sworn, upon oath, states that the abovereferenced Application was provided under the notice letters attached hereto.

SUBSCRIBED AND SWORN to before this 20th day of January 2016 by Jordan L.

Kessler.

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DEFICIAL SEAL ISAMARIE ORTIZ IOTARY PUBLIC-STATE OF NEW MEXICO	
Ay commission expires 011141.19	Notary Public

BEFORE THE OIL CONVERSATION DIVISION Santa Fe, New Mexico Exhibit No. 5 Submitted by: WPX ENERGY PRODUCTION Hearing Date: January 20, 2016



Jordan L. Kessler Associate Phone 505-988-4421 Fax 505-983-6043 JLKessler@hollandhart.com

December 24, 2015

<u>VIA CERTIFIED MAIL</u> <u>RETURN RECEIPT REQUESTED</u>

TO: WORKING INTEREST OWNERS

RE: Application Of WPX Energy Production, LLC For Approval Of The Ridge Unit; Creation Of A New Pool For Horizontal Development Within The Unit Area, And For Allowance Of 330 Foot Setbacks From The Exterior Of The Proposed Unit, San Juan County, New Mexico.

Ladies and Gentlemen:

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This letter is to advise you that WPX Energy Production, LLC has filed the enclosed application with the New Mexico Oil Conservation Division and requested that this matter be scheduled for hearing before an Examiner on January 21, 2016. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Offices located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date.

Parties desiring to appear in this case are required by Division Rule 19.15.4.13 NMAC to file a pre-hearing statement on or before 5 p.m. on the Thursday preceding the scheduled hearing date. The pre-hearing statement must be filed at the Division's Santa Fe office at the above specified address and an additional copy provided to my office. The pre-hearing statement must include: the names of the party and its attorneys; a concise statement of the party's position in the matter; the names of all witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that are to be resolved prior to the hearing.

If you have any questions about this matter, please contact: Chuck Bassett at (539) 573-6575, <u>Chuck.Bassett@wpxenergy.com.</u>

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Jordan L. Kessler ATTORNEY FOR WPX ENERGY PRODUCTION, LLC

Holland & Hart 🗤

110 North Guadalupe Suite 1 Santa Fe, New Mexico 87501 Mailing Address P.O. Box 2208 Santa Fe, NM 87504-2208

Aspen Boulder Carson City Colorado Springs Denver Denver Tech Center Billings Boise Cheyenne Jackson Hole Las Vegas Reno Salt Lake City Santa Fe Washington, D.C. O



Jordan L. Kessler Associate Phone 505-988-4421 Fax 505-983-6043 JLKessler@hollandhart.com

December 24, 2015

<u>VIA CERTIFIED MAIL</u> <u>RETURN RECEIPT REQUESTED</u>

TO: OFFSETTING INTEREST OWNERS

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Ladies and Gentlemen:

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Sincerely. Iordan L. Kessler

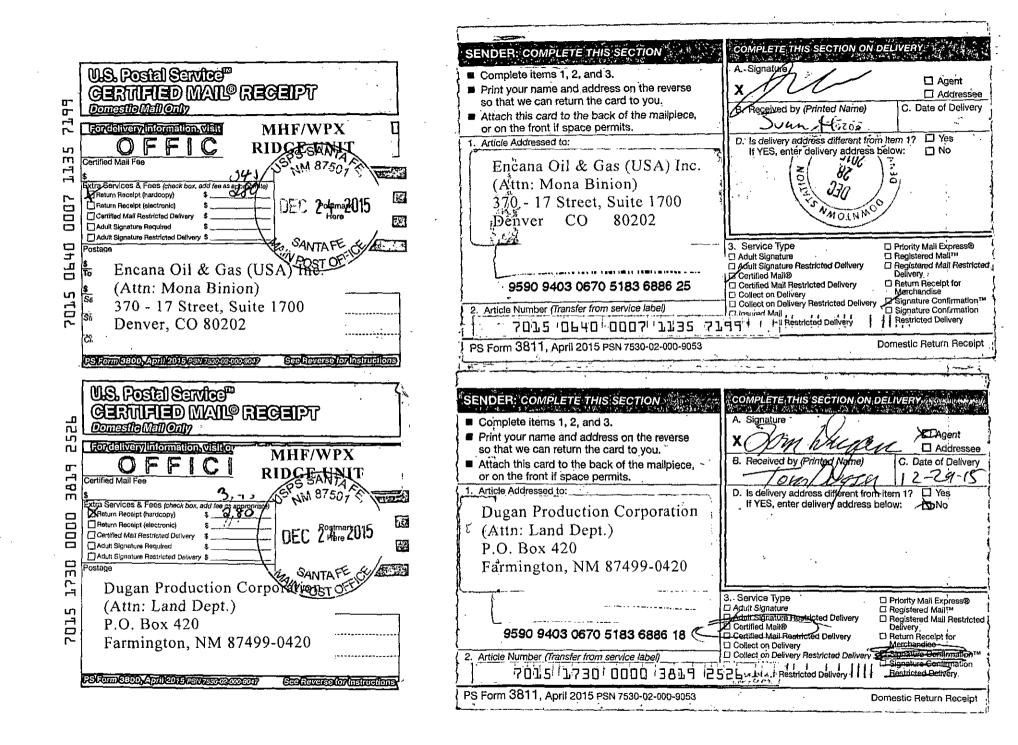
ATTORNEY FOR WPX ENERGY PRODUCTION, LLC

Holland & Hart LLP

Phone [505] 988-4421 Fax [505] 983-6043 www.hollandhart.com

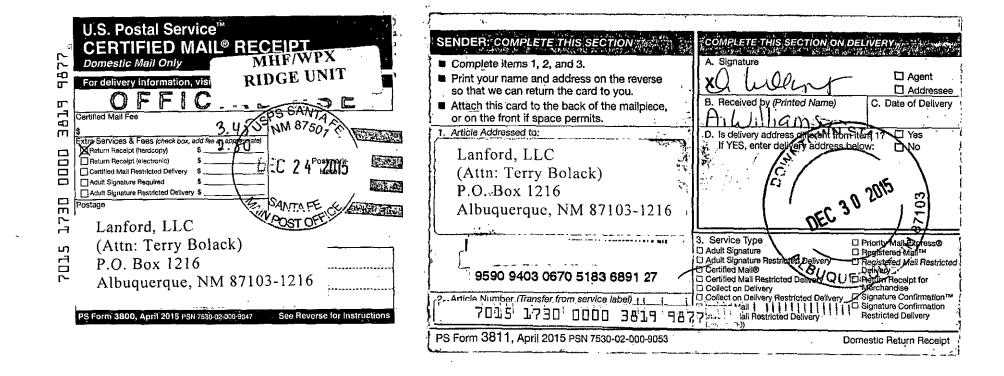
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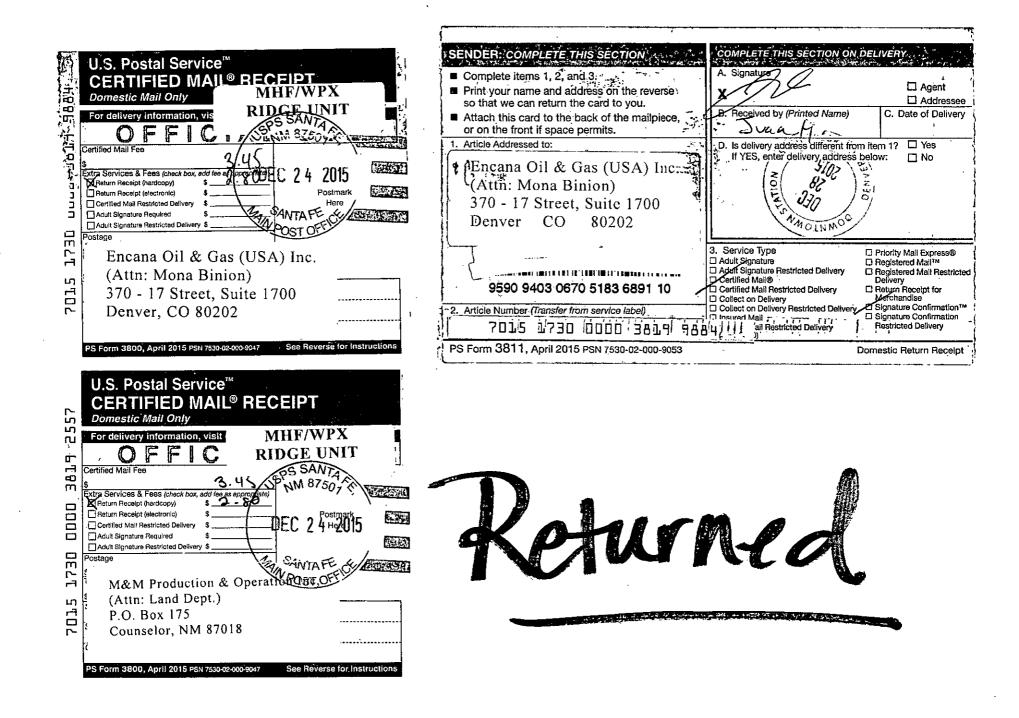
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