APPROVAL--CERTIFICATION--DETERMINATION

Pursuant to the authority vested in the Secretary of the Interior, Section 17(j) of the Minerals Leasing Act of 1920, as amended (74 Stat. 784; 30 U.S.C. 226(j), and delegated to the District Manager, U.S. Bureau of Land Management, I do hereby:

- A. Approve the attached communitization agreement covering, N^{1}_{2} , Section 26, T. 25 N., R. 2 W., N.M.P.M., Rio Arriba County, New Mexico, as to natural gas and associated liquid hydrocarbons producible from the Dakota Formations.
- B. Determine that the Federal lease or leases as to the lands committed to the attached agreement cannot be independently developed and operated in conformity with the well-spacing program established for the field or area in which said lands are located, and that consummation and approval of the agreement will be in the public interest.
- C. Certify and determine that the drilling, producing, rental, minimum royalty and royalty requirements, of the Federal lease or leases committed to said agreement are hereby established, altered, changed, or revoked to conform with the terms and conditions of the agreement.

AUG 02 1983	
Approved:	James W. Thellow
	Far District Manager
Effective: December 1, 1981	
Contract No.: NMA-0013	

BEFORE THE
OIL CONSERVATION COMMISSION
Santa Fe, New Mexico
Case No. 8042 Exhibit No. 11
Submitted by Usa Grange
Hearing Date 8-1-84

COMMUNITIZATION AGREEMENT

Contract No. <u>NMA-00/3</u>

THIS AGREEMENT entered into as of the <u>lst day of December 1981</u>, by and between the parties subscribing, ratifying, or consenting hereto, such parties being hereinafter referred to as "Parties Hereto".

WITNESSETH

WHEREAS, the Act of February 25, 1920 (41 Stat. 437), as amended, and supplemented, authorizes communitization or drilling agreements communitizing or pooling a federal oil and gas lease, or any portion thereof, with other lands, whether or not owned by the United States, when separate tracts under such federal lease cannot be independently developed and operated in conformity with an established well-spacing program for the field or area and such communitization or pooling is determined to be in the public interest; and

WHEREAS, the "Parties Hereto" own working, royalty or other leasehold interests, or operating rights under the oil and gas leases and lands subject to this agreement which cannot be independently developed and operated in conformity with the well-spacing program established for the field or area in which said lands are located; and

WHEREAS, the "Parties Hereto" desire to communitize and pool their respective mineral interests in lands subject to this agreement for the purpose of developing and producing communitized substances in accordance with the terms and conditions of this agreement;

NOW, THEREFORE, in consideration of the premises and the mutual advantages to the "Parties Hereto", it is mutually covenanted and agreed by and between the "Parties Hereto" as follows:

The lands covered by this agreement (hereinafter referred to as "communitized area") are described as follows:

Township 25 North, Range 2 West Section 26: N/2

containing 320.00 acres, more or less, and this agreement shall include the <u>Dakota formation</u> underlying said lands and the <u>natural gas and associated liquid</u> <u>hydrocarbons</u>, hereinafter referred to as "communitized substances", producible from such formation.

- 2. Attached hereto, and made a part of this agreement for all purposes is Exhibit "B" designating the operator of the "communitized area" and showing the acreage, percentage and ownership of oil and gas interests in all lands within the "communitized area", and the authorization, if any, for communitizing or pooling any patented or fee lands within the "communitized area."
- 3. All matters of operation shall be governed by the operator under and pursuant to the terms and provisions of this agreement. A successor operator may be designated by the owners of the working interest in the "communitized area" and four (4) executed copies of a designation of successor operator shall be filed with the Deputy Minerals Manager for Oil and Gas.
- A. Operator shall furnish the Secretary of the Interior, or his authorized representative, with a log and history of any well drilled on the "communitized area", monthly reports of operations, statements of oil and gas sales and royalties, and such other reports as are deemed necessary to compute monthly the royalty due the United

States, as specified in the applicable oil and gas operating regulations.

- as an entirety, with the understanding and agreement between the parties hereto that all "communitized substances" produced therefrom shall be allocated among the leaseholds comprising said area in the proportion that the acreage interest of each leasehold bears to the entire acreage interest committed to this agreement.
- allocated to the individual leases comprising the "communitized area" and the rentals provided for in said leases shall be determined and paid on the basis prescribed in each of the individual leases. Payments of rentals under the terms of leases subject to this agreement shall not be affected by this agreement except as provided for under the terms and provisions of said leases or as may herein be otherwise provided. Except as herein modified and changed, the oil and gas leases subject to this agreement shall remain in full force and effect as originally made and issued.

It is agreed that for any federal lease bearing a sliding or step-scale rate of royalty, such rate shall be determined separately as to production from each communitization agreement to which such lease may be committed, and separately as to any noncommunitized lease production, provided, however, as to leases where the rate of royalty for gas is based on total lease production per day, such rate shall be determined by the sum of all communitized production allocated to such a lease plus any noncommunitized lease production.

- 7. There shall be no obligation on the Lessees to offset any well or wells completed in the same formation as covered by this agreement on separate component tracts into which the "communitized area" is now or may hereafter be divided, nor shall any Lessee be required to measure separately "communitized substances" by reason of the diverse ownership thereof, but the Lessees hereto shall not be released from their obligation to protect said "communitized area" from drainage of "communitized substances" by a well or wells which may be drilled offsetting said area.
- 8. The commencement, completion, continued operation or production of a well or wells for "communitized substances" on the "communitized area" shall be construed and considered as the commencement, completion, continued operation or production on each and all of the lands within the comprising said "communitized area", and operations or production pursuant to this agreement shall be deemed to be operations or production as to each lease committed hereto.
- 9. Production of "communitized substances" and disposal thereof shall be in conformity with allocation, allotments, and quotas made or fixed by any duly authorized person or regulatory body under applicable federal or state statutes. This agreement shall be subject to all applicable federal and state laws or executive orders, rules, and regulations, and no party hereto shall suffer a forfeiture or be liable in damages for failure to comply with any of the provisions of this agreement if such compliance is prevented by, or if such failure results from, compliance with any such laws, orders, rules or regulations.

- 10. This agreement is effective December 1, 1981 upon execution by the necessary parties, notwithstanding the date of execution, and upon approval by the Secretary of the Interior or by his duly authorized representative, and shall remain in force and effect for a period of two (2) years and for so long as "communitized substances" are, or can be, produced from the "communitized area" in paying quantities: Provided that prior to production in paying quantities from the "communitized area" and upon fulfillment of all requirements of the Secretary of the Interior, or his duly authorized representative, with respect to any dry hole or abandoned well, this agreement may be terminated at any time by mutual agreement of the "Parties Hereto." This agreement shall not terminate upon cessation of production if, within sixty (60) days thereafter, reworking or drilling operations on the "communitized area" are commenced and are thereafter conducted with reasonable diligence during the period of nonproduction. The two-year term of this agreement will not in itself serve to extend the term of any federal lease which would otherwise expire during said period.
- 11. The covenants herein shall be construed to be covenants running with the land with respect to the communitized interests of the "Parties Hereto" and their successors in interests until this agreement terminates and any grant, transfer, or conveyance of any such land or interest subject hereto, whether voluntary or not, shall be and hereby is conditioned upon the assumption of all obligations hereunder by the grantee, transferee, or other successor in interest, and as to federal land shall be subject to approval by the Secretary of the Interior.

- 12. It is agreed between the "Parties Hereto" that the
 Secretary of the Interior, or his duly authorized
 representative, shall have the right of supervision over
 all operations within the "communitized area" to the
 same extent and degree as provided in the oil and gas
 leases under which the United States of America is
 Lessor and in the applicable oil and gas regulations of
 the Department of the Interior.
- 13. This agreement shall be binding upon the "Parties Hereto" and shall extend to and be binding upon their respective heirs, executors, administrators, successors, and assigns.
- 14. This agreement may be executed in any number of counterparts, no one of which needs to be executed by all parties, or may be ratified or consented to by separate instrument, in writing, specifically referring hereto, and shall be binding upon all parties who have executed such a counterpart, ratification or consent hereto with the same force and effect as if all parties had signed the same document.
- 15. Nondiscrimination: In connection with the performance of work under this agreement, the operator agrees to comply with all of the provisions of Section 202(1) to (7) inclusive, of Executive Order 11246 (30 F.R. 12319), as amended, which are hereby incorporated by reference in this agreement.

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	Corinne P. Varner
ATTEST: Amis & Half	1ST NATIONAL BANK OF CHICAGO, TRUSTEE UNDER WILL OF MARY LOU JEWETT
Date 8-23-82	By Wice President
Date	ESTATE OF GOLDIE MILLIKEN
	Ву
Date	William A. Varner
Date	
	Mary P. Varner
Date	Thomas A. Varner
Date	On the last the same of the sa
	Carolyn T. Varner

(Acknowledgments follow)



910 23 1980

DANK OF UNICAGE
DANK OF UNICAGE
DAILAS, TEXAS

Date	
	Kenneth C. Baily
Date	Patricia C. Baily
Date	
	Norman D. Bradley
Date	James B. Varner
Date	
	Corinne P. Varner
ATTEST:	1ST NATIONAL BANK OF CHICAGO, TRUSTEE UNDER WILL OF MARY LOU JEWETT
Date	Rv
Date (luguel 23, 1982	ESTATE OF GOLDIE MILLIKEN BY Sylvin M. Blain By W. B. Estate Meyer off
Date	William A. Varner
Date	Mary P. Varner
Date	
4	Thomas A. Varner
Date	Carolyn T. Varner
	Caroryn 1. varuer

(Acknowledgments follow)

County of Nomical)) SS.)	(Corporation)	
personally appear <u>Button R.</u> known who, being by me duly s	worn, did that the Corporate d sealed in the corporate dectors. Said	Seal of said Corporation and the ehalf of said Corporation by	· -
IN WITNESS WHEREOF, I have seal this \(\) day of \(\)		t my hand and affixed my official 1982 .	1
A. OBJA	0 6	Jenda J. Jim	
SEAL		BRENDA J. TIGGS Commission Expires: 4/24/85	,
And the state of t	1	Jan 19 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
///STATE OF)) SS.	(Individual)	
County of	_)		
- -	y act and dee	e that executed the same d for the uses and purposes ther	
seal this day of			al ,
			al .
	Not	19	al .
seal this day of	Not My Commi	ary Public	al
SEAL STATE OF County of BEFORE ME, a Notary Public	Not My Commi) SS. ic in and for	ary Public ssion Expires: (Individuals) said county and state, did	al
SEAL STATE OF County of BEFORE ME, a Notary Public personally appear and known to be the identical foregoing instrument and acknown ack	Note My Commi) SS. ic in and for describe nowledged to re	ary Public ssion Expires: (Individuals) said county and state, did	ne n and
SEAL STATE OF County of BEFORE ME, a Notary Public personally appear and known to be the identical foregoing instrument and ackras free and voluntary a forth.	Note My Commi) SS. ic in and for describe nowledged to react and deed for the committed of the committ	ary Public ssion Expires: (Individuals) said county and state, did d in and who executed the withing that executed the same for the uses and purposes thereing the same for the uses and purposes the uses and purposes the same for the uses and purposes the same for the uses and purposes the uses and purposes the same for the uses and purposes	ne n and n set
SEAL STATE OF County of BEFORE ME, a Notary Public personally appear and known to be the identical foregoing instrument and ackras free and voluntary a forth. IN WITNESS WHEREOF, I have	Note My Commit) SS. ic in and for	ary Public ssion Expires: (Individuals) said county and state, did d in and who executed the withing that executed the same for the uses and purposes thereing the same for the uses and purposes the uses and purposes the same for the uses and purposes the same for the uses and purposes the uses and purposes the same for the uses and purposes	ne n and n set

STATE OF)	SS. (Corporation)
County of)	
	in and for said county and state, did, to me personally orn, did that thatis the
known who, being by me duly swe of	orn, did that thatis the
said instrument was signed and authority of its Board of Direction	he Corporate Seal of said Corporation and that sealed in behalf of said Corporation by ctors. Saido be the free act and deed of said
IN WITNESS WHEREOF, I have seal this day of	hereunto set my hand and affixed my official
٠,	Notary Public
SEAL	My Commission Expires:
STATE OF 144 /	
County of Salt Sale	SS. (Individual)
known to be the identical Moregoing instrument and acknows free and voluntary set forth County Seal this Commence of the County Seal this County Se	in and for said county and state, did MAN A described in and who executed the within and wledged to me that M executed the same act and deed for the uses and purposes therein hereunto set my hand and affixed my official Management Motary Public My Commission Expires: //- 20 5/
	SS. (Individuals) in and for said county and state, did
personally appearand	, to me
known to be the identical foregoing instrument and ackno	described in and who executed the within and wledged to me that executed the same and deed for the uses and purposes therein set
IN WITNESS WHEREOF, I have seal this day of	hereunto set my hand and affixed my official, 19
	Notary Public
SEAL	My Commission Expires:

STATE OF	<u> </u>	•	-
County of) SS)	•	(Corporation)
personally appear		and for said county	, to me personally
known who, being b	y me duly sworn of	, did that that	is the
and that the seal said instrument wa authority of its B	affixed is the s signed and se	Corporate Seal of sa aled in behalf of sa	id Corporation and that id Corporation by
STATE OF NEW	MEXICO)		
COUNTY OF SAI	(NAUL P		
The foregoing day of attorney-in-fact	ng instrument August on Gehalf of D	was acknowledged b , 1952 by Tommy Dugan Production Con	efore me this Roberts, as
FRAM NOTAR	CIAL SEAL NCES PERRIN - RY PUBLIC - NEW MEXIC Bond Filed with Secretar mmission Expires	co Frances (e ry of state of ary Public 15-85	nun
personally appear known to be the id foregoing instrume	enticalnt and acknowle	aged to me that	and state, did, to me executed the within and executed the same ses and purposes therein
IN WITNESS WHE			nd affixed my official
SEAL		Notary Public	•
		My Commission Expir	es:
Cm m Cm			
STATE OF	,) SS	G. (Ind	ividuals)
County of			
	-	n and for said county	
200			, to me o executed the within and
foregoing instrume	ent and acknowle	eaged to me that	
		ereunto set my hand a	nd affixed my official
		Notary Public	
SEAL	e ²	My Commission Expir	es:

			(Corporation)
County of)*		
BEFORE ME, a Notary Publ personally appear			
personally appear known who, being by me duly	sworn, did	that that	is the
and that the seal affixed is said instrument was signed a authority of its Board of D: acknowledged said instrument Corporation	s the Corpor and sealed i irectors. S	n behalf of sa aid	id Corporation by
IN WITNESS WHEREOF, I ha	ave hereunto	set my hand a	nd affixed my official
seal this day of		19	d allived my official
		Notary Public	
SEAL		My Commission	Expires:
		·	
STATE OF Tenneylvania)	· · · · · · · · · · · · · · · · · · ·	
STATE OF <u>Pennsylvania</u> County of <u>Grene</u>) SS.)		(Individual)
personally appear <u>Anne</u> known to be the identical of foregoing instrument and act as <u>her</u> free and volunts set forth.	M. M. descri knowledged t	Unovich bed in and who o me that Sh	executed the within and executed the same
IN WITNESS WHEREOF, I has seal this	ave hereunto chi	, 19 <u>82</u> .	nd affixed my official O'Rouske
SEAL		. -	40 4 00
	My Co	mmission Expir	es: <u>/0-4-82</u>
STATE OF County of)) ss.	(Ind	ividuals)
BEFORE ME, a Notary Pub		_	and state, did
<pre>known to be the identical</pre>		ibed in and wh	, to me
foregoing instrument and ac as free and voluntary forth.	knowledged t	o me that	executed the same
IN WITNESS WHEREOF, I has seal this day of			nd affixed my official
		Notary Public	
SEAL		MOLELY PUBLIC	
•	My Co	mmission Expir	es:

) SS	(Corporation)
County of)	
BEFORE ME, a Notary Public in personally appear	and for said county and state, did , to me personally a, did that thatis the
known who, being by me duly sworr of	
and that the seal affixed is the	Corporate Seal of said Corporation and that ealed in behalf of said Corporation by ors. Said
Corporation	
IN WITNESS WHEREOF, I have be seal this day of	ereunto set my hand and affixed my official
. CENT	Notary Public
SEAL	My Commission Expires:
STATE OF Chio) SS County of Franklin)	(Individual)
County of tranktin)	*
personally appear (kinding) known to be the identical foregoing instrument and acknowle	n and for said county and state, did N. Homelton, to me described in and who executed the within and edged to me that She executed the same et and deed for the uses and purposes therein
IN WITNESS WHEREOF, I have he	ereunto set my hand and affixed my official
seal this <u>26</u> day of <u>May</u>	unt , 19 8 Z.
	tha Kerolin
SEAL	Notary Public MARERSTON
	My Commission Expires 17 1910, STATE OF CERO
	- Commence Delocia 17, 1564
STATE OF)	
) SS County of)	(Individuals)
	n and for said county and state, did
personally appearand	
foregoing instrument and acknowle	
IN WITNESS WHEREOF, I have he seal this day of	ereunto set my hand and affixed my official, 19
	Notary Public
SEAL	- ·
	My Commission Expires:

) SS.	(Corporation)
County of	_)	
personally appear known who, being by me duly	ic in and sworn, did of	for said county and state, did, to me personally that thatis the,
and that the seal affixed is	the Corpo	rate Seal of said Corporation and that in behalf of said Corporation by Said
corporación		
IN WITNESS WHEREOF, I has seal this day of	ve hereunt	o set my hand and affixed my official
		Notary Public
SEAL		My Commission Expires:
STATE OF County of	_)) ss.	(Individual)
	'	·
personally appear known to be the identical foregoing instrument and ack	descr nowledged	for said county and state, did, to me ibed in and who executed the within and to me that executed the same deed for the uses and purposes therein
IN WITNESS WHEREOF, I has seal this day of		o set my hand and affixed my official
SEAL		Notary Public
	МУ	Commission Expires:
,		
County of SAN DIEGO)) ss.)	(Individuals)
personally appear Thomas	J. Hamilto	
foregoing instrument and act	aeso nowledged	, to me cribed in and who executed the within and to me that they executed the same sed for the uses and purposes therein set
IN WITNESS WHEREOF, I has seal this <u>25th</u> day of		o set my hand and affixed my official, 19 82
	Be	Notary Public Usmatrong
BARBARA A ARMSTRONG NOTARY PUBLIC CALIFORNIA PRINCIPAL OFFICE IN SAN DIEGO COUNTY My Commission Expires Aug. 27, 1982	Му	Commission Expires: August 27, 1982

- 11 -

STATE OF)		
County of)	SS.	(Corporation)
BEFORE ME, a Notary Public personally appear		thatis the
known who, being by me duly sw of		
	the Corporate S I sealed in bel ectors. Said	Seal of said Corporation and that half of said Corporation by
		my hand and affixed my official
seal this day of	,]	.9
	Notai	ry Public
SEAL	·	
	My CC	ommission Expires:
STATE OF)		•
County of	SS.	(Individual)
foregoing instrument and acknowledge	described : owledged to me	in and who executed the within and that executed the same for the uses and purposes therein
IN WITNESS WHEREOF, I have seal this day of		my hand and affixed my official
SEAL	Notai	ry Public
	My Commiss	sion Expires:
STATE OF PA	SS.	(Individuals)
County of OKEENE		(2
personally appear <u>faul</u> T	in and for sa	aid county and state, did
foregoing instrument and acknowledge	owledged to me	in and who executed the within and that they executed the same the uses and purposes therein set
IN WITNESS WHEREOF, I have seal this left day of	Vember,:	my hand and affixed my official 1982. Lower Public Try Public Tr
SEAL		CHRISTE V. HANEY, Notary Public Franklin Township, Greene County, Pa. Sion Expires: My Commission Expires August 19, 1985

- 11 -

) SS	. (Corporation)
County of)	
BEFORE ME, a Notary Public in personally appear	and for said county and state, did, to me personally
known who, being by me duly sworn of	, did that thatis the
and that the seal affixed is the	
· ·	
IN WITNESS WHEREOF, I have he seal this day of	reunto set my hand and affixed my official
	Notary Public
SEAL	
	My Commission Expires:
STATE OF Pomon look me	
STATE OF <u>fennsylvana</u>) SS County of <u>allegheny</u>)	. (Individual)
BEFORE ME, a Notary Public in	and for said county and state, did
known to be the identical person	$f \not\models f \not\models$
	dged to me that hc executed the same t and deed for the uses and purposes therein
IN WITNESS WHEREOF, I have he seal this 3rd day of Septem	reunto set my hand and affixed my official
County, P. Modary Public Allogheny County, P.	Notary Public Notary Public
	My Commission Expires: 2/10/86
	The Committee of the parties of the
STATE OF)	
County of) SS	. (Individuals)
BEFORE ME, a Notary Public in personally appear	and for said county and state, did
foregoing instrument and acknowle	_described in and who executed the within and deed to me thatexecuted the same nd deed for the uses and purposes therein set
IN WITNESS WHEREOF, I have he seal this day of	reunto set my hand and affixed my official, 19
	Notary Public
SEAL	My Commission Expires.

	ss.	. *	(Corporation)
County of)			
BEFORE ME, a Notary Public personally appear	٠.		, to me personally
known who, being by me duly swo of	orn, did	that that	is the
and that the seal affixed is the said instrument was signed and authority of its Board of Direct acknowledged said instrument to Corporation	sealed	in behalf of sa	id Corporation by
IN WITNESS WHEREOF, I have seal this day of			nd affixed my official
		Notary Public	
SEAL		My Commission	Expires:
STATE OF (Sklahama)		·	
County of Julsa)	SS.		(Individual)
BEFORE ME, a Notary Public personally appear	desc: vledged act and	ribed in and who to me that Ohe dideed for the u	, to me executed the within and executed the same ses and purposes therein
IN WITNESS WHEREOF, I have seal this South day of June	hereun	to set my hand a $\frac{1989}{}$.	nd affixed my official
		arel alm	with
: SEAL		Notary Public	
, 50AD	My	Commission Expir	es March 25/1985
STATE OF) County of)	SS.	(Ind	ividuals)
BEFORE ME, a Notary Public personally appearand		· · · · · · · · · · · · · · · · · · ·	
known to be the identical foregoing instrument and acknown as free and voluntary act forth.	√leàged	to me that	o executed the within and executed the same
IN WITNESS WHEREOF, I have seal this day of		=	no affixeo my official
CDAT		Notary Public	
SEAL	My	Commission Expir	es:

STATE OF	_)		
County of) SS. _)	(Corporation)
BEFORE ME, a Notary Publ personally appear known who, being by me duly	sworn, d	aid that thatis	, to me personally the
and that the seal affixed is said instrument was signed a authority of its Board of Di acknowledged said instrument Corporation.	nd seale rectors.	ed in behalf of said Said	Corporation by
IN WITNESS WHEREOF, I has seal this day of			affixed my official
		Notary Public	
SEAL		My Commission Ex	pires:
	,		
County of Mmangalia	ss.		Individual)
BEFORE ME, a Notary Publipersonally appear M. W. Known to be the identical foregoing instrument and ack as free and voluntaset forth.	nowledge	ticts by Alli P. scribed the and who e	<u>Simily Executive</u> , to me executed the within and executed the same
IN WITNESS WHEREOF, I has seal this day of	ve herei	into set my hand and	affixed my official
		Notary/Public	Muly_
SEAL	M	${\mathcal U}$ Commission Expires	: July 8, 1987
STATE OF)	CINDY L.	
County of) SS. _)	(Indiv	iduals)
BEFORE ME, a Notary Publ personally appear		nd for said county a	
known to be the identical foregoing instrument and ack as free and voluntary forth.	nowledge	ed to me that e	executed the same
IN WITNESS WHEREOF, I has seal this day of		-	affixed my official
	_	Notary Public	
SEAL	My	y Commission Expires	· 3 :

) ss	•	(Corporation)
County of)		
BEFORE ME, a Notary Public in personally appear known who, being by me duly sworn		
known who, being by me duly sworn of	, did that that	is the
and that the seal affixed is the said instrument was signed and se authority of its Board of Directo acknowledged said instrument to b Corporation	aled in behalf of sars. Said	id Corporation by
IN WITNESS WHEREOF, I have he seal this day of	=	nd affixed my official
CDA*	Notary Public	
SEAL	My Commission	Expires:
STATE OP)) SS	•	(Individual)
County of)		·
BEFORE ME, a Notary Public in personally appear known to be the identical	-	, to me
foregoing instrument and acknowle as free and voluntary ac set forth.	dged to me that	executed the same
IN WITNESS WHEREOF, I have he seal this day of	reunto set my hand a	nd affixed my official
	· · · · · · · · · · · · · · · · · · ·	
	Notary Public	
SEAL	My Commission Expir	es•
	.,	***************************************
STATE OF Oklahoma) SS	. (Ind	ividuals)
County of Tolsa		·
BEFORE ME, a Notary Public in personally appear <u>Ceraldine</u>		
known to be the identical person foregoing instrument and acknowle as her free and voluntary act a forth.	eaged to me that She	<u>executed</u> the same
IN WITNESS WHEREOF, I have he seal this 13 day of Jenton		end affixed my official
•	Philip a Jang	rl
SEAL	No Complete Date	es: <u>September 7, 1983</u>
	my Commission Expli	es: Jeplember 1, 19183

The foregoing instrument was acknowledged before me this 4th day of January , 1983, by L. R. Woodard Attorney-in-Fact for GULF OIL CORPORATION, a Pennsylvania corporation, on behalf of said corporation. My Commission Expires: July 30, 1984 Larson Notary Public In and for the State of Texas Notary Public SEAL My Commission Expires: STATE OF (Individual) County of BEFORE ME, a Notary Public in and for said county and state, did personally appear known to be the identical described in and who executed the within and foregoing instrument and acknowledged to me that _____ executed the same as ____ free and voluntary act and deed for the uses and purposes therein IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this _____ day of ___ _____, 19____. Notary Public SEAL My Commission Expires: STATE OF (Individuals) BEFORE ME, a Notary Public in and for said county and state, did personally appear known to be the identical described in and who executed the within and foregoing instrument and acknowledged to me that executed the same as free and voluntary act and deed for the uses and purposes therein set IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this _____, 19_____, Notary Public SEAL

THE STATE OF TEXAS

COUNTY OF MIDLAND

My Commission Expires:

STATE OF	SS.	(Corporation)
County of)		(Corporation)
BEFORE ME, a Notary Public personally appear	in and for said county	and state, did , to me personally
personally appear known who, being by me duly swood of	rn, did that that	is the
and that the seal affixed is the said instrument was signed and authority of its Board of Direct acknowledged said instrument to Corporation.	e Corporate Seal of sa sealed in behalf of sa tors. Said	id Corporation by
IN WITNESS WHEREOF, I have been this day of		nd affixed my official
	·	· · · · · · · · · · · · · · · · · · ·
SEAL	Notary Public	
	My Commission	Expires:
	ss.	(Individual)
County of Tulsa)	·	<i>,</i>
BEFORE ME, a Notary Public personally appear And known to be the identical person foregoing instrument and acknown as All free and voluntary set forth.	described in and who ledged to me that	executed the within and executed the same
IN WITNESS WHEREOF, I have seal this	hereunto set my hand a	,
SEAL	My Commission Expir	es:
	•	
STATE OF) County of)	SS. (Ind	ividuals)
BEFORE ME, a Notary Public personally appear		
known to be the identical foregoing instrument and acknow as free and voluntary act forth.	ledged to me that	executed the same
IN WITNESS WHEREOF, I have seal this day of		nd affixed my official
•	Notary Public	
SEAL	New Commission Design	

STATE OF Kansas	SS.	(Corporation)
County of Leavenworth		
BEFORE ME, a Notary Public personally appear Ronal A known who, being by me duly swo I Trust Officer of and that the seal affixed is the said instrument was signed and authority of its Board of Direct acknowledged said instrument to Corporation	Parker orn, did that the did the corporate Second in behaltors. Said K	nat he is the Vice-President National Bank 1 Trust Con, al of said Corporation and that If of said Corporation by one of A. Barker
- Califolia	hereunto set m	y hand and affixed my official 82.
SEAL MY APPOINTMENT EXPIRES 4-17-85	-	Public mission Expires: Apr. 17, 1985
STATE OF KAREE	SS.	(Individual)
County of)		·
foregoing instrument and acknow	described in	, to me and who executed the within and
IN WITNESS WHEREOF, I have seal this day of		y hand and affixed my official
		Public
SEAL		on Expires:
STATE OF) County of)	ss.	(Individuals)
BEFORE ME, a Notary Public personally appear		
<pre>and known to be the identical foregoing instrument and acknown</pre>	described i	n and who executed the within and
IN WITNESS WHEREOF, I have seal this day of		ny hand and affixed my official

My Commission Expires:

) SS	Corporation)
County of)	
	n and for said county and state, did , to me personally
known who, being by me duly swort	, to me personally is the
and that the seal affixed is the said instrument was signed and seauthority of its Board of Director acknowledged said instrument to a Corporation	Corporate Seal of said Corporation and that ealed in behalf of said Corporation by ors. Said
IN WITNESS WHEREOF, I have he seal this day of	ereunto set my hand and affixed my official
	Notary Public
SEAL	My Commission Expires:
Te .	
STATE OF <u>mosspehuse</u>) S. County of <u>m. Ldlesed</u>)	S. (Individual)
personally appear	n and for said county and state, did A M. Lodge , to me described in and who executed the within and edged to me that My executed the same ct and deed for the uses and purposes therein
IN WITNESS WHEREOF, I have he seal this Jay and day of	ereunto set my hand and affixed my official
	Suland A Maris
SEAL	My Commission Expires May 14, 1987 My Commission Expires:
STATE OF)	
County of)	S. (Individuals)
personally appear	
known to be the identical foregoing instrument and acknowl	
IN WITNESS WHEREOF, I have h seal this day of	ereunto set my hand and affixed my official, 19
	Notary Public
SEAL	My Commission Expires:

STATE OF	_)	
County of) SS. _)	(Corporation)
	sworn, did that	thatis the
	nd sealed in beh rectors. Said _	
IN WITNESS WHEREOF, I has seal this day of		my hand and affixed my official

SEAL	Notar	y Public
	му со	mmission Expires:
••		-
STATE OF	_)	
County of) SS.	(Individual)
		·
		id county and state, did , to me
foregoing instrument and ack	nowledged to me	n and who executed the within and that executed the same for the uses and purposes therein
IN WITNESS WHEREOF, I has seal this day of		my hand and affixed my official
	. *	
SEAL	Notar	y Public
-5.2	My Commiss	ion Expires:
D		
County of Carepac	_)) ss. _)	(Individuals)
personally appear deuner and Norgan de known to be the identical	LP. MilliKe up MilliK described	n and who executed the within and
foregoing instrument and ack as The of free and voluntary forth.		the uses and purposes therein set
IN WITNESS WHEREOF, I has seal this 23 day of	August, 1	my hand and affixed my official
•		y Public
SEAL		sion Expires: Fullower do 1983

	ss.	.*	(Corporation)
County of)			
BEFORE ME, a Notary Public personally appear known who, being by me duly swo	rn,	did that tha	county and state, did, to me personally tis the
and that the seal affixed is th	- C	orporate Seal	of said Corporation and that
said instrument was signed and authority of its Board of Direc acknowledged said instrument to	sea: tor:	led in behalf s. Said	of said Corporation by
Corporation	De	the free act	and deed of Salu
IN WITNESS WHEREOF, I have seal this day of			hand and affixed my official
SEAL		Notary P	ublic
		My Commi	ssion Expires:
STATE OF	ss.		(Individual)
County of)		,	(1.101710001)
BEFORE ME, a Notary Public personally appear			
known to be the identical foregoing instrument and acknow	de	escribed in a	nd who executed the within and
as free and voluntary set forth.	act	and deed for	the uses and purposes therein
set forth.			
IN WITNESS WHEREOF, I have seal this day of		_	hand and affixed my official
		,	· · · · · · · · · · · · · · · · · · ·
	-	Notary P	ublic
SEAL			•
	1	My Commission	Expires:
OTATE OF DENNEYIVANIA			
STATE OF PENNSYLVANIA)	ss.		(Individuals)
County of GREENE			
BEFORE ME, a Notary Public personally appear A. CARL WAI	KEI	R and SUZANI	E CRAWFORD WALKER, by
xand A. CARL WALKER, her atto known to be the identicalperson			
foregoing instrument and acknow as their free and voluntary act forth.	led	ged to me tha	t they executed the same
IN WITNESS WHEREOF, I have seal this 24th day of Augus			hand and affixed my official
		Notary P	uet D. German
SEAL		du Commination	Expires: May 28, 1984
	ı	my COmmission	Explies:

- 11 -

STATE OF)	
County of)	SS. (Corporation)
	in and for said county and state, did, to me personally orn, did that thatis the
•	
and that the seal affixed is the said instrument was signed and authority of its Board of Direct	ne Corporate Seal of said Corporation and that sealed in behalf of said Corporation by ctors. Said
Corporación	
IN WITNESS WHEREOF, I have seal this day of	hereunto set my hand and affixed my official, 19
•	
SEAL	Notary Public
SEAD	My Commission Expires:
STATE OF)	
County of)	SS. (Individual)
	in and for said county and state, did , to me
known to be the identical	described in and who executed the within and
	wledged to me that executed the same act and deed for the uses and purposes therein
set forth.	act and deed for the uses and purposes therein
IN WITNESS WHEREOF, I have seal this day of	hereunto set my hand and affixed my official
	·
	Notary Public
SEAL	My Commission Expires:
COMMONWEALTH OF PENNSYLVAN	IA
XXXXXX)	
County of GREENE)	SS. (Individuals)
BEFORE ME, a Notary Public personally appear WILLIAM Nand BONNIE BAILY	in and for said county and state, did 1. BAILY , to me
known to be the identical pers	SONSiescribed in and who executed the within and
	wledged to me that theyexecuted the same t and deed for the uses and purposes therein set
seal this 21st day of Sep	hereunto set my hand and affixed my official otember , 19 <u>82</u> .
	Ginda M. Hamilton
SEAL	• · · · · · · · · · · · · · · · · · · ·
	My Commission Expires: May 10, 1984

County of	(Corporation)
BEFORE ME, a Notary Public i	in and for said county and state, did , to me personally
known who, being by me duly swor	n, did that thatis the
and that the seal affixed is the said instrument was signed and s authority of its Board of Direct	e Corporate Seal of said Corporation and that sealed in behalf of said Corporation by
IN WITNESS WHEREOF, I have be seal this day of	nereunto set my hand and affixed my official
•	
	Notary Public
SEAL	My Commission Expires:
STATE OF	SS. (Individual)
County of)	SS. (Individual)
personally appear known to be the identical foregoing instrument and acknow.	in and for said county and state, did
IN WITNESS WHEREOF, I have it seal this day of	hereunto set my hand and affixed my official
SEAL	Notary Public
	My Commission Expires:
STATE OF Pennsylvania) County of Greene)	SS. (Individuals)
personally appear Kenneth C.	
foregoing instrument and acknow	Wife, to me
IN WITNESS WHEREOF, I have seal this <u>30th</u> day of <u>Aug</u>	hereunto set my hand and affixed my official ust 1982.
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SEAL	My Commission Expires. April / 1985

STATE OF	SS. (Corporation)
County of)	(Corporation)
	orn, did that thatis the
known who, being by me duly sw	
and that the seal affixed is to said instrument was signed and authority of its Board of Direction	the Corporate Seal of said Corporation and that sealed in behalf of said Corporation by ectors. Said
Corporation	to be the free act and deed of said
IN WITNESS WHEREOF, I have seal this day of	e hereunto set my hand and affixed my official, 19
	·
SEAL	Notary Public
SEAD	My Commission Expires:
STATE OF Florida	
County of Broward	SS. (Individual)
personally appear Norman known to be the identical cole foregoing instrument and acknowledges to the cole of the c	in and for said county and state, did D. Brackey, to me Son described in and who executed the within and owledged to me that he executed the same and deed for the uses and purposes therein
IN WITNESS WHEREOF, I have seal this <u>25</u> day of	hereunto set my hand and affixed my official by ost, 1982.
SEAL	Notary Public NOTARY PUBLIC STATE OF FLORIDA
· · · · · · · · · · · · · · · · · · ·	My Commission Expires: MY COMMISSION EXPIRES APR 9 1986 FONDED THRU GENERAL TIME, UNDERFOR
STATE OF County of) SS. (Individuals)
• :	c in and for said county and state, did
known to be the identical foregoing instrument and acknowledge to the control of	described in and who executed the within and owledged to me that executed the same of and deed for the uses and purposes therein set
IN WITNESS WHEREOF, I have seal this day of	e hereunto set my hand and affixed my official, 19
	Notary Public
SEAL	My Commission Expires:

STATE OF lefar)	a an an emphasizement	
County of Oallas	SS.	(Corporation)
	in and f	or said county and state, did
personally appear H. Tho Vice known who, being by me duly sw	mas DeWee President	, to me personally
known who, being by me duly sw	orn, did	that that is the rest National Bank of Chicago.
and that the seal affixed is t said instrument was signed and	he Corpor sealed i	ate Seal of said Corporation and that n behalf of said Corporation by
authority of its Board of Dire acknowledged said instrument t	ctors. S	aid H. Thomas DeWees
Corporation	o be the	riee act and deed or said
IN WITNESS WHEREOF, I have seal this 3 d day of Que		set my hand and affixed my official
	O Del	ra Arm Grante
SEAL		Notary Public $\begin{pmatrix} 0 \\ 0 \\ 0 \end{pmatrix}$
CEAU		My Commission Expires: 2-28-84
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County of)		(Individual)
personally appear		or said county and state, did , to me
		bed in and who executed the within and
		o me that executed the same deed for the uses and purposes therein
IN WITNESS WHEREOF, I have seal this day of		set my hand and affixed my official , 19 .
· 1		Notary Public
SEAL		•
	My Co	mmission Expires:
אייביייב (פיינייביים)		
·	SS.	(Individuals)
County of)		
BEFORE ME, a Notary Public personally appear		or said county and state, did
		, to me ibed in and who executed the within and
foregoing instrument and ackno	wledged t	cibed in and who executed the within and come that executed the same and for the uses and purposes therein set
IN WITNESS WHEREOF, I have seal this day of		set my hand and affixed my official
SEAL		Notary Public
- C-27-M	му Со	mmission Expires:

) ss	•	(Corporation)
County of)		
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known who, being by me duly sworn of	, did that that	is the
and that the seal affixed is the said instrument was signed and se authority of its Board of Directo acknowledged said instrument to b Corporation	Corporate Seal of sai aled in behalf of sai rs. Said	id Corporation by
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	Notary Public	
SEAL	My Commission I	Expires:
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STATE OF)		•
) SS County of)	•	(Individual)
BEFORE ME, a Notary Public in personally appear known to be the identical foregoing instrument and acknowle as free and voluntary ac set forth.	described in and who dged to me that	executed the within and executed the same
IN WITNESS WHEREOF, I have he seal this day of		
SEAL	Notary Public	
	My Commission Expire	es:
STATE OF Pennsylvania) SS	. (Ind:	ividuals)
County of loveeue)		· · · · · · · · · · · · · · · · · · ·
BEFORE ME, a Notary Public in personally appear <u>Requesty</u> P. and <u>W. Beottraw Way Che</u> known to be the identical of the foregoing instrument and acknowle as <u>Their</u> free and voluntary act a forth.	millikey Atty-iu-te described in and who dged to me that They	, to me executed the within and executed the same
IN WITNESS WHEREOF, I have he seal this 33 day of 40	reunto set my hand an 2057, 1982.	nd affixed my official
	Notary Public	(c)amee)
SEAL	My Commission Fynire	= 5 For your 20. 1983

OF

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EXHIBIT "A"

Plat of Communitized Area covering:

Township 25 North, Range 2 West Rio Arriba County, New Mexico Section 26: N/2

Dakota formation

40.00 Gulf 0il Corporation Tract 3 USA-SF-079332	80.00 Northwest Pipeline 75% Dugan 25% Tract 2	Nor tío	120.00 thwest Explora- n Company act 1 • Gavilan #1
40.00 Northwest Exploration Tract 4		40.00 El Paso Natural Gas et al Tract 5 USA-SF-079333	

EXHIBIT "B"

To Communitization Agreement dated December 1, 1981, embracing N/2 Section 26, Township 25 North, Range 2 West, Rio Arriba County, New Mexico, Dakota formation.

OPERATOR OF COMMUNITIZED AREA:

Northwest Exploration Company

TRACT NO. 1

Lease Date: April 1, 1981

Lease Term: 5 years

Lessor: USA NM-43758

Present Lessee: Northwest Exploration Company

Description of Land Committed:

Township 25 North, Range 2 West Section 26: N/2 NE/4, SE/4 NE/4

No. of Acres: 120.00

Pooling Clause: None

Royalty Rate: Sliding Scale

Name and Percent ORRI Owner: None

Name and Percent Working Interest Owner: Northwest Exploration Company 100%

TRACT NO 2

Lease Date: April 1, 1948

Lease Term: Five Years (HBP)

Lessor: USA NM-01385 (formerly SF-079333)

Present Lessee: Northwest Pipeline Corporation 75%

Dugan Production Corporation 25%

Description of Land Committed:

Township 25 North, Range 2 West Section 26: E/2 NW/4

Section 20: E/2 NW/

Number of Acres: 80.00

Pooling Clause: None

Royalty Rate: 12.5%

Name and Percent ORRI Owners:

Below Base of Mesaverde Burdening only Northwest Pipeline Corporation's interest

San Juan Gas Corporation

2.25%

All Depths Burdening only Northwest Pipeline Corporation's interest

L. W. Wickes Agent Corporation

1.00%

Cyprus Mines Corporation

.50%

Name and Percent Working Interest Owners:

Northwest Pipeline Corporation Dugan Production Corporation 75% 25%

TRACT NO. 3

Lease Date:

April 1, 1948

Lease Term:

Five Years (HBP)

Lessor:

USA SF-079332

Lessee:

Gulf Oil Corporation

Description of Land Committed:

Township 25 North, Range 2 West

Section 26: NW/4 NW/4

Number of Acres:

40.00

Pooling Clause:

None

Royalty Rate:

12.5%

Name and Percent ORRI Owners:

Gulf Oil Corporation

6.25%

(convertible at Payout to a 50% working interest)

Milton Oil Corporation

2 %

Name and Percent Working Interest Owner: Northwest Exploration Company 100%

TRACT NO. 4

A. Lease Date:

April 15, 1981

Lease Term:

Three Years

Lessor:

Pauline D. Lewis Jackson dealing in her sole and separate

estate

Lessee:

Northwest Exploration Company

Description of Land Committed:

Township 25 North, Range 2 West Section 26: SW/4 NW/4 only as to those formations lying below the Mesaverde Formation

No. of acres: 40.00

Pooling Clause:

Lessee is hereby granted the right and power to pool or combine the acreage covered by this lease, or any portion thereof, with other land, lease or leases in the vicinity thereof at any time and from time to time, whether before or after production, when in Lessee's judgment it is necessary or advisable to do so for the prevention of waste and the conservation and greatest ultimate recovery of oil or gas. Such pooling shall be into a unit or units not exceeding in area the acreage prescribed or required in any Federal or State law, order, rule or regulation for the drilling or operation of one well, or for obtaining the maximum allowable production from one well, or 80 acres each for the production of oil, or 640 acres each for the production of gas, whichever is the larger, plus a tolerance over the maximum area of 80 acres for the production of oil or 640 acres for the production of gas, to include additional acreage in any irregular governmental subdivision or lot or portion thereof. Such pooling shall be effected by Lessee's executing and filing in the office where this lease is recorded an instrument identifying and describing the pooled acreage. The production of pooled substances and development and operation on any portion of a unit so pooled, including the commencement, drilling, completion and operation of a well thereon, shall be considered and construed, and shall have the same effect, except for the payment of royalty, as production, development and operation on the leased premises under the terms of this lease. The royalties herein provided shall accrue and be paid to Lessor on pooled substances produced from any unit in the proportion but only in the proportion, that Lessor's acreage interest in the land covered hereby and placed in the unit bears to the total acreage in the land placed in such unit.

Royalty Rate: 12.5%

Name and Percent ORRI Owner: None

Name and Percent Working Interest Owner: Northwest Exploration Company 100%

and

B. Lease Date: April 20, 1981

Lease Term: Three Years

Lessor: Lloyd J. Ingram, Jr., dealing in his sole and separate

estate

Lessee: Northwest Exploration Company

Description of Land Committed:

Township 25 North, Range 2 West Section 26: SW/4 NW/4

only as to those formations lying below the Mesaverde Formation

Number of Acres:

40.00

Pooling Clause:

See A. above

Royalty Rate:

12.5%

Name and Percent ORRI Owners: None

Name and Percent Working Interest Owner: Northwest Exploration Company

100%

TRACT NO. 5

April 1, 1948 Lease Date:

5 years (HBP) Lease Term:

Lessor:

USA SE-079333

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Description of Land Committed:

Township 25 North, Range 2 West Section 26: SW/4 NE/4

No. of Acres:

40.00

Pooling Clause:

None

Royalty Rate:

12.5%

Name and Percent ORRI Owners:

	•	
A.	Annie Mary White	2.5% of 8/8ths
B.	Leavenworth National Bank	
	and Trust Company	1.25% of 8/8ths
c.	Gleneita M. Dodge	1.25% of 8/8ths
D.	Kenneth P. Milliken	
	Margaret Jane Milliken	2.5% of 1.5969%
E.	A. Carl Walker	
	Suzanne Crawford Walker	2.5% of 3.9922%
F.	William M. Baily	
	Bonnie Baily	2.5% of 1.3308%

G.	Kenneth C. Baily			
	Patricia C. Baily	2.5%	οf	1.3308%
H.	Norman D. Bradley	2.5%	of	1.3306%
I.	James B. Varner			
•	Corinne P. Varner	2,5%	of	.0499%
J.	lst National Bank of			
	Chicago, Trustee under Will			
	of Mary Lou Jewett	2.5%	of	2.6616%
K.	Estate of Goldie Milliken	2.5%	of	5.3228%
L.	William A. Varner			
	Mary P. Varner	2.5%	of	.0499%
М.	Thomas A. Varner			
	Carolyn T. Varner	2.5%	of	.0499%

Name and Percent Working Interest Owners:

Northwest Pipeline Corporation	60.0780%
Northwest Exploration Company	19.0462%
Anne K. Milinovich	3.9922%
Albert J. Blair	
Sylvia M. Blair	2.6616%
Ardis N. Hamilton	1.3306%
Thomas J. Hamilton	
Emmie S. Hamilton	2.6616%
Paul T. Puglia	
Elaine Puglia	1.3306%
Jerry K. Debolt	.1996%
Zelda Ludman	3.3267%
Helen S. Conrad	.0499%
John H. Trotter	
Nellie P. Trotter	1.3308%
Geraldine Sanger	3.9922%

$\underline{\mathtt{R}}\ \underline{\mathtt{E}}\ \underline{\mathtt{C}}\ \underline{\mathtt{A}}\ \underline{\mathtt{P}}\ \underline{\mathtt{I}}\ \underline{\mathtt{T}}\ \underline{\mathtt{U}}\ \underline{\mathtt{L}}\ \underline{\mathtt{A}}\ \underline{\mathtt{T}}\ \underline{\mathtt{I}}\ \underline{\mathtt{O}}\ \underline{\mathtt{N}}$

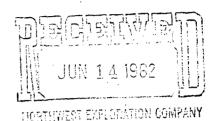
Tract No.	No. of acres committed	Percentage of interest in communitized area
1	120.00	37.50%
2	80.00	25.00%
3	40.00	12.50%
4	40.00	12.50%
5	<u>40.00</u> 320.00	12.50% 100.00%

BEFORE THE OIL CONSERVATION COMMISSION OF THE STATE OF NEW MEXICO 99

IN THE MATTER OF THE HEARING CALLED BY THE OIL CONSERVATION COMMISSION OF NEW MEXICO FOR THE PURPOSE OF CONSIDERING:

CASE No. 2095 Order No. R-1670-C

APPLICATION OF THE OIL CONSERVATION COMMISSION ON ITS OWN MOTION TO CONSIDER PRORATING THE GAS PRODUCTION FROM THE DAKOTA PRODUCING INTERVAL, SAN JUAN AND RIO ARRIBA COUNTIES, NEW MEXICO.



DENVER COLORADO

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at 9 o'clock a.m. on October 13, 1960, at Farmington, New Mexico, before the Oil Conservation Commission of New Mexico, hereinafter referred to as the "Commission."

NOW, on this 4th day of November, 1960, the Commission, a quorum being present, having considered the testimony presented and the exhibits received at said hearing, and being fully advised in the premises,

FINDS:

- (1) That due public notice having been given as required by law, the Commission has jurisdiction of this cause and the subject matter thereof.
- (2) That by Order Nos. R-1287 and R-1287-A, the Commission created and defined the Dakota (gas) Producing Interval, San Juan and Rio Arriba Counties, New Mexico.
- (3) That the producing capacity of the wells in the Dakota Producing Interval is in excess of the market demand for gas from said common source of supply, and that for the purpose of preventing waste and protecting correlative rights, appropriate procedures should be adopted to provide a method of allocating gas among proration units in the area encompassed by the Dakota Producing Interval, commencing February 1, 1961.
- (4) That since the evidence presented established that there is a general correlation between the deliverabilities of the gas wells in the Dakota Producing Interval and the recoverable gas in place under the tracts dedicated to the wells, the gas allocation formula for the pool should be based on seventy-five (75) percent acreage times deliverability plus twenty-five (25) percent acreage. Such a formula will protect correlative rights and will, insofar as

13-CASE No. 2095 Order No. R-1670-C

Special Rules and Regulations for the Basin-Dakota Gas Pool hereinafter set forth, in which event the Special Rules shall apply.

(5) That Special Rules and Regulations for the Basin-Dakota Gas Pool be and the same are hereby promulgated as hereinafter set forth.

SPECIAL RULES AND REGULATIONS FOR THE BASIN-DAKOTA GAS POOL

A. WELL LOCATION AND ACREAGE REQUIREMENTS

RULE 2: That all wells drilled to or completed in the Basin-Dakota Gas Pool shall be located no nearer than 790 feet to the boundary line of the proration unit and shall be located no nearer than 130 feet to a governmental quarter-quarter section line or subdivision inner boundary line.

In the event any such well is completed as an oil well at a location nearer than 330 feet to a governmental quarter-quarter section line, said well shall not be produced unless and until such time as the unorthodox oil well location has been approved by the Commission after notice and hearing.

RULE 3: The Secretary-Director of the Commission shall have authority to grant an exception to Rule 2 without notice and hearing where an application therefor has been filed in due form and the Secretary-Director determines that good cause exists for granting such exception.

Applicants shall furnish all offset operators and all operators within the section in which the subject well is located a copy of the application to the Commission, and applicant shall include with his application a list of names and addresses of all such operators, together with a stipulation that proper notice has been given said operators at the addresses given. The Secretary-Director of the Commission shall wait at least 20 days before approving any such unorthodox location, and may approve such unorthodox location only in the absence of objection from any offset operator or any operator within the section in which the well is located. In the event such an operator objects to the unorthodox location, the Commission shall consider the matter only after proper notice and hearing.

RULE 5(A): A standard gas proration unit in the Basin-Dakota Gas Pool shall be 320 acres.

RULE 5(B): The Secretary-Director of the Commission shall have authority to grant an exception to Rule 5(A) without notice and hearing where an application has been filed in due form and

-5-CABE No. 2095 Order No. R-1670-C

The horizontal limits of the Basin-Dakota Gas Pool shall be San Juan and Rio Arriba Counties, New Mexico, with the exception of the Barker-Creek-Dakota Gas Pool and the Ute Dome-Dakota Gas Pool together with any extensions thereof.

IT IS FURTHER ORDERED:

That the foregoing Special Rules and Regulations shall have no application in any area which is now or may hereafter be classified by the Commission as an oil pool in the Dakota formation.

IT IS FURTHER ORDERED:

That all purchasers of gas in the Basin-Dakota Gas Pool shall file preliminary nominations for the purchase of gas from said pool during the initial six-month period commencing February 1, 1961, said nominations to be filed with the Santa Fe office of the Commission on or before December 9, 1960.

IT IS FURTHER ORDERED:

That a case is hereby docketed for the Regular Commission Hearing in June, 1961, at which time the Commission will consider the necessity or desirability for establishing a maximum and minimum per well allowable in the Basin-Dakota Gas Pool.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.

STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION
JOHN BURROUGHS, Chairman

MURRAY E. MORGAN, Member

A. L. PORTER, Jr., Member & Secretary

SEAL