



**EXHIBIT A**

Brandon Troxell, Shane Troxell, Trey Troxell,  
and Jed Troxell  
c/o Mildred Burke  
1121 Krista Court  
Ridgecrest, CA 93555-3005



J. SCOTT HALL  
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Email: shall@montand.com  
Reply To: Santa Fe Office  
www.montand.com

January 12, 2010

Brandon Troxell, Shane Troxell, Trey Troxell  
and Jed Troxell  
c/o Mildred Burke  
1121 Krista Court  
Ridgecrest, CA 93555-3005

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

**Re: NMOCD Case No. 14424: Application of Energen Resources Corporation for Compulsory Pooling, Rio Arriba County, New Mexico**

Dear Sir or Madam:

This will advise that Energen Resources Corporation ("Energen") has filed an Application with the New Mexico Oil Conservation Division for an order for the compulsory pooling of all interests in the Fruitland Coal formation underlying irregular Section 9, Township 32 North, Range 4 West, NMPM, Rio Arriba County, New Mexico, forming a 273.12 acre spacing and proration unit to be dedicated to the Carracas 9 B well No. 16-H. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of Energen Resources Corporation as operator and a charge for risk involved in drilling the well. A copy of the Application is enclosed.

This application will be set for hearing before a Division Examiner on February 4, 2010, 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 that time and become a party of record will preclude you from challenging this application 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

**REPLY TO:**

325 Paseo de Peralta  
Santa Fe, New Mexico 87501  
Telephone (505) 982-3873 • Fax (505) 982-4289

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with a pre-hearing statement at least four business days before the scheduled hearing date in accordance with Division Rule 19.15.4.13.

Very truly yours,

MONTGOMERY & ANDREWS, P.A.

A handwritten signature in black ink, appearing to read "J. Scott Hall". The signature is written in a cursive style with a horizontal line above the "i" in "Hall".

J. Scott Hall

JSH:kw  
Enclosure

cc: Dave Poage

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

IN THE MATTER OF THE APPLICATION  
OF ENERGEN RESOURCES CORPORATION  
FOR COMPULSORY POOLING,  
RIO ARRIBA COUNTY, NEW MEXICO

CASE NO. \_\_\_\_\_

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APPLICATION

ENERGEN RESOURCES CORPORATION by its undersigned attorneys, Montgomery and Andrews, P.A., (J. Scott Hall) hereby makes application pursuant to NMSA 1978 Section 70-2-17 (1995) for an order pooling all interests in the Fruitland Coal formation, Basin-Fruitland Coal Gas Pool, underlying all of irregular Section 9, Township 32 North, Range 4 West, NMPM, Rio Arriba County, New Mexico, to form a 273.12-acre  $\pm$  spacing and proration unit. Applicant would show the Division:

1. Applicant owns certain working interests in and under Section 9 and has the right to drill thereon.
2. Applicant proposes to dedicate the above-referenced pooled unit to its Carracas 9 B Well No. 16-H drilled to a depth sufficient to test the Fruitland Coal Formation, Basin-Fruitland Coal Gas Pool (71629), underlying Section 9. Pursuant to the provisions of Order No. R-13119, the well will be directionally drilled from an unorthodox surface location 2043 feet from the South line and 220 feet from the West line in Section 9, penetrating the Fruitland Coal formation at a point 1,400 feet from the South line and 760 feet from the West line of Section 9, with a standard bottom hole location 1,400 feet from the South line and 760' from the East line of Section 9, Township 32 North, Range 4 West, NMPM, Rio Arriba County, New Mexico.

3. Applicant has been unable to obtain leases or voluntary agreement for pooling or farmout from certain other interest owners in the above-referenced formation underlying Section 9.

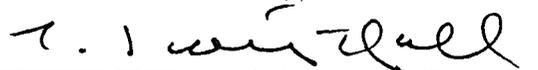
5. In order to permit the Applicant to obtain its just and fair share of the oil and gas underlying the subject lands, the mineral interests should be pooled and Applicant should be designated operator of the well.

6. The pooling of interests and approval of the unorthodox well location will afford the Applicant the opportunity to produce its just and equitable share of hydrocarbons underlying the spacing unit, will avoid the drilling of unnecessary wells, will prevent waste and will protect correlative rights.

WHEREFORE Applicant requests that this Application be set for hearing before a duly appointed examiner of the Oil Conservation Division on February 4, 2010 and that after notice and hearing as required by law, the Division enter its Order approving the unorthodox well location and pooling the lands, including provisions for Applicant to recover its costs of drilling, equipping and completing the well, its costs of supervision while drilling and after completion, including overhead charges and providing for adjustments to such rates in accordance with accepted COPAS accounting procedures, and imposing a 200% risk factor for the risk assumed by the Applicant in drilling, completing and equipping the well, and making such other and further provisions as maybe proper in the premises.

MONTGOMERY & ANDREWS, P.A.

By:



J. Scott Hall  
Attorneys for Energen Resources Corporation  
Post Office Box 2307  
Santa Fe, New Mexico 87504-2307  
(505) 982-3873

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<p>1. Article Addressed to:  <i>Brandon, Shane, Trey &amp; Jed Troxell</i>  <i>c/o Mildred Burke</i>  <i>1121 Krista Ct</i>  <i>Ridgecrest, CA 93555</i></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No          If YES, enter delivery address below:</p> <p>E. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
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<p>Sent To <i>Brandon, Shane, Trey &amp; Jed Troxell</i></p> <p>Street, Apt. No., or PO Box No. <i>c/o Mildred Burke, 1121 Krista</i></p> <p>City, State, ZIP+4 <i>Ridgecrest, CA 93555-3005</i></p>	
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