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

APPLICATION OF MARBOB ENERGY CORPORATION FOR SPECIAL RULES, EDDY COUNTY, NEW MEXICO.

CASE NO. 14419

AFFIDAVIT

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

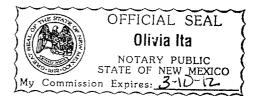
Ocean Munds-Dry, attorney in fact and authorized representative of Marbob Energy

Corporation, 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.

SUBCRIBED AND SWORN to before me this <u>3rd</u> day of <u>February 2010</u> by Ocean Munds-Dry.

My Commission Expires: 3-10-12

Notary Public



BEFORE THE OIL CONSERVATION DIVISION Santa Fe, New Mexico Case No.'s 14419 & 14420 (Consolidated) Exhibit No. 2 Submitted by: <u>MARBOB ENERGY CORPORATION</u> Hearing Date: <u>February 4, 2010</u>





Marbob Energy Corporation Application for Special Pool Rules Southeast Willow Lake-Bone Spring Pool <u>Exhibit A</u>

COG Operating LLC 550 W. Texas Suite 1300 Midland, Texas 79701

•

Devon Energy Production Co., LP PO Box 1678 Oklahoma City, Oklahoma 73101-1678

OGX Resources PO Box 2064 Midland, Texas 79702

XTO Energy, Inc. 810 Houston Street Suite 2000 Fort Worth, Texas 76102-6298



Ocean Munds-Dry omundsdry@hollandhart.com

December 30, 2009

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

AFFECTED INTEREST OWNERS

Re: Application for Special Pool Rules for the Southeast Willow Lake Bone Spring Pool, Eddy County, New Mexico.

Ladies and Gentlemen:

This letter is to advise you that Marbob Energy Corporation has filed the enclosed application with the New Mexico Oil Conservation Division seeking special rules and regulations for the Southeast Willow Lake Bone Spring Pool, including a limiting gas:oil ratio of 5000 cubic feet of gas for each barrel of oil produced.

This application has been set for hearing before a Division Examiner at 8:15 a.m. on February 4, 2010. 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 appearing in cases are required by Division Rule 1208.B to file a Pre-hearing Statement four days in advance of a scheduled hearing. This statement must be filed at the Division's Santa Fe office at the above specified address and should include: the names of the parties and their attorneys; a concise statement of the case; 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.

Sincerely,

Ocean Munds-

Ocean Munds-Dry for Holland & Hart LLP

Holland & Hart up

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

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

Aspen Billings Boise Boulder Cheyenne Colorado Springs Denver Denver Tech Center Jackson Hole Salt Lake City Santa Fe Washington, D.C. 🧿

Affidavit of Publication

NO.

20973

PUBLISHER

STATE OF NEW MEXICO

County of Eddy:

GARY D. SCOTT

sworn, says: That he is the

___ being duly

of The

2010

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

January 5, 2010

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 Consecutive week/days on the same

day as follows:

First Publication

Second Publication

Third Publication

Fourth Publication

. _ . . .

Fifth Publication

Subscribed and sworn to before me this

5 Day January OFFICIAL SEAL Jo Morgan NOTARY PUBLIC-STATE OF NEW MEXICO My commission expires:

Copy of Publication:

NOTICE OF PUBLICATION STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVI-

SION SANTA FE, NEW MEXICO

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 February 4, 2010, in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint 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 January

25, 2010. 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

All named parties and persons

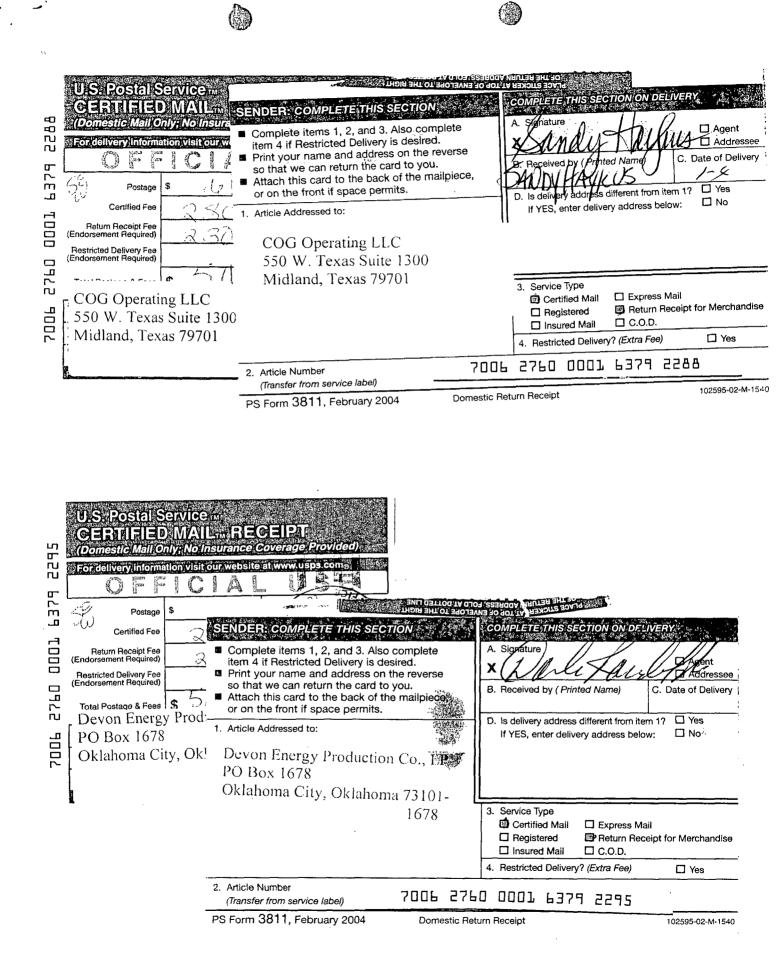
having any right, title, interest or claim in the following cases and notice to the public.

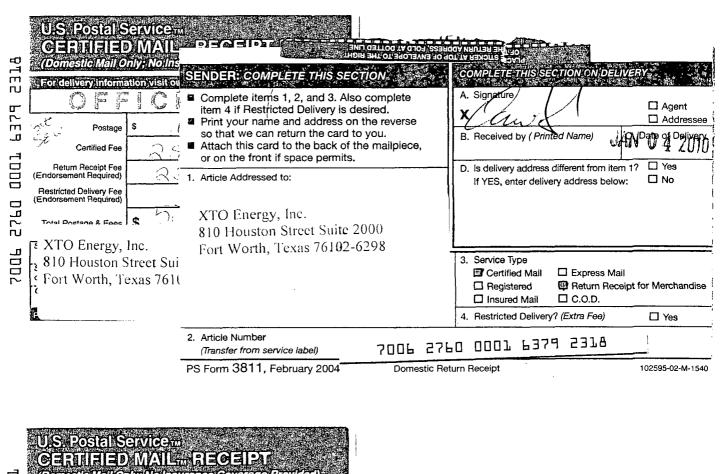
NOTE: All land descriptions herein refers to the New Mexico: Principal, Meridian whether or not so stated. CASE NO. 14419

Application of Marbob Energy Corporation for special rules, Eddy County, New Mexico. Applicant seeks an order establishing special rules and regulations for the Southeast Willow Lake-Bone Spring Pool, including a limiting gasoil ratio of 5000 cubic feet of gas for each barrel of oil produced. The pool covers parts of Sections 8, 9, 10, 16 and 21 in Township 25 South, Range 29 East NMPM: The pool is located approximately 7 miles southeast of Malaga, New Mexico... Given under the Seal of the State of New Mexico Oil Conservation Division at Santa Fe; New Mexico on this 4th day of January 2010. STATE OF NEW MEXICO OIL CONSERVATION DIVI-SION Mark E.

Mark E. Fesmire, P.E. Director Published in the Artesia Daily Press, Artesia, NM. January 5, 2010 Legal No. 20973

Notary Public/Eddy County, New Mexico





0001 6379 2301	(Domestic Mail Only Fordelivery Informatic D F F Postage Certified Fee Return Receipt Fee (Endorsement Required)	MAIL:::RECEIPT Noinsurance Coverage Provided) nvisitiour website at www.usps.com CIALUSE 	COMPLETE THIS SECTION ON DELIVERY
7006 2760 0	Restricted Delivery Fee (Endorsement Required)	 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: 	A. Signature A. Signature A. Signature A. Signature A. Signature A. Signature A. Agent Addressee B. Beceived by (Printed Name) C. Date of Delivery IEVE JAN IN ATOM D. Is delivery address different from item 1? Yes if YES, enter delivery address below: No
	<u>.</u>	OGX Resources PO Box 2064 Midland, Texas 79702	3. Service Type Image: Certified Mail Express Mail Registered Image: Receipt for Merchandise Insured Mail C.O.D. 4. Restricted Delivery? (Extra Fee) Yes
		2. Article Number (Transfer from service label) 7006	4. Restricted Delivery? (Extra Fee) Pes 2760 0001 6379 2301
		PS Form 3811, February 2004 Domestic F	Return Receipt 102595-02-M-1540

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

APPLICATION OF MARBOB ENERGY CORPORATION FOR SPECIAL RULES, EDDY COUNTY, NEW MEXICO.

CASE NO. 14420

AFFIDAVIT

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

1

Ocean Munds-Dry, attorney in fact and authorized representative of Marbob Energy

Corporation, 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.

Ocean Munds-Dry

3rd SUBCRIBED AND SWORN to before me this day of February 2010 Ocean Munds-Dry.

My Commission Expires: 3-10-12

Notary



BEFORE THE OIL CONSERVATION DIVISION Santa Fe, New Mexico Case No.'s 14419 & 14420 (Consolidated) Exhibit No. 2 Submitted by: MARBOB ENERGY CORPORATION Hearing Date: February 4, 2010





Marbob Energy Corporation Application for Special Pool Rules East Pierce Crossing Bone Spring Pool <u>Exhibit A</u>

BOPCo., L.P. 6 Desta Drive, Suite 3700 Midland, Texas 79702

COG Operating LLC 550 W. Texas Suite 1300 Midland, Texas 79701

Chesapeake Operating, Inc. PO Box 18496 Oklahoma City, Oklahoma 73154-0496

Devon Energy Production Co., LP PO Box 1678 Oklahoma City, Oklahoma 73101-1678

Kaiser-Francis Oil Co. 6733 S. Yale Tulsa, Oklahoma 74136

OGX Resources PO Box 2064 Midland, Texas 79702

OXY USA Inc. PO Box 27570 Houston, Texas 77227-7570

OXY USA WTP Limited Partnership PO Box 50250 Midland, Texas 797110-0250

Yates Petroleum Corporation 105 South Fourth Street Artesia, New Mexico 88210





Ocean Munds-Dry omundsdry@hollandhart.com

December 30, 2009

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

AFFECTED INTEREST OWNERS

Re: Application for Special Pool Rules for the East Pierce Crossing Bone Spring Pool, Eddy County, New Mexico.

Ladies and Gentlemen:

This letter is to advise you that Marbob Energy Corporation has filed the enclosed application with the New Mexico Oil Conservation Division seeking special rules and regulations for the East Pierce Crossing Bone Spring Pool, including a limiting gas:oil ratio of 5000 cubic feet of gas for each barrel of oil produced.

This application has been set for hearing before a Division Examiner at 8:15 a.m. on February 4, 2010. 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 appearing in cases are required by Division Rule 1208.B to file a Pre-hearing Statement four days in advance of a scheduled hearing. This statement must be filed at the Division's Santa Fe office at the above specified address and should include: the names of the parties and their attorneys; a concise statement of the case; 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.

Sincerely,

Cean Munds. Dr.

Ocean Munds-Dry for Holland & Hart LLP

Holland & Hart LLP

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

Aspen Billings Boise Boulder Cheyenne Colorado Springs Denver Denver Tech Center Jackson Hole Salt Lake City Santa Fe Washington, D.C. 🧿

Affidavit of Publication

NO.

20974

STATE OF NEW MEXICO

County of Eddy:

GARY D. SCOTT

sworn, says: That he is the

PUBLISHER of The

being duly

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 Consecutive week/days on the same

day as follows:

First Publication January 5, 2010 Second Publication **Third Publication** Fourth Publication Fifth Publication Subscribed and sworn to before me this 5 Day January 2010 **OFFICIAL SEAL** Jo Morgan NOTARY PUBLIC-STATE OF NEW MEXICO My commission expires: oran Notary Public, Eddy County, New Mexico

Copy of Publication:

NOTICE OF PUBLICATION STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVI-SION SANTA FE, NEW MEXICO

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 February 4, 2010, in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint for the hearing. If you are an individual with a disability who is in need of a reader amplifier gualified 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 January 25, 2010. Public documents including the agenda and minutes, can be provided in a 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.

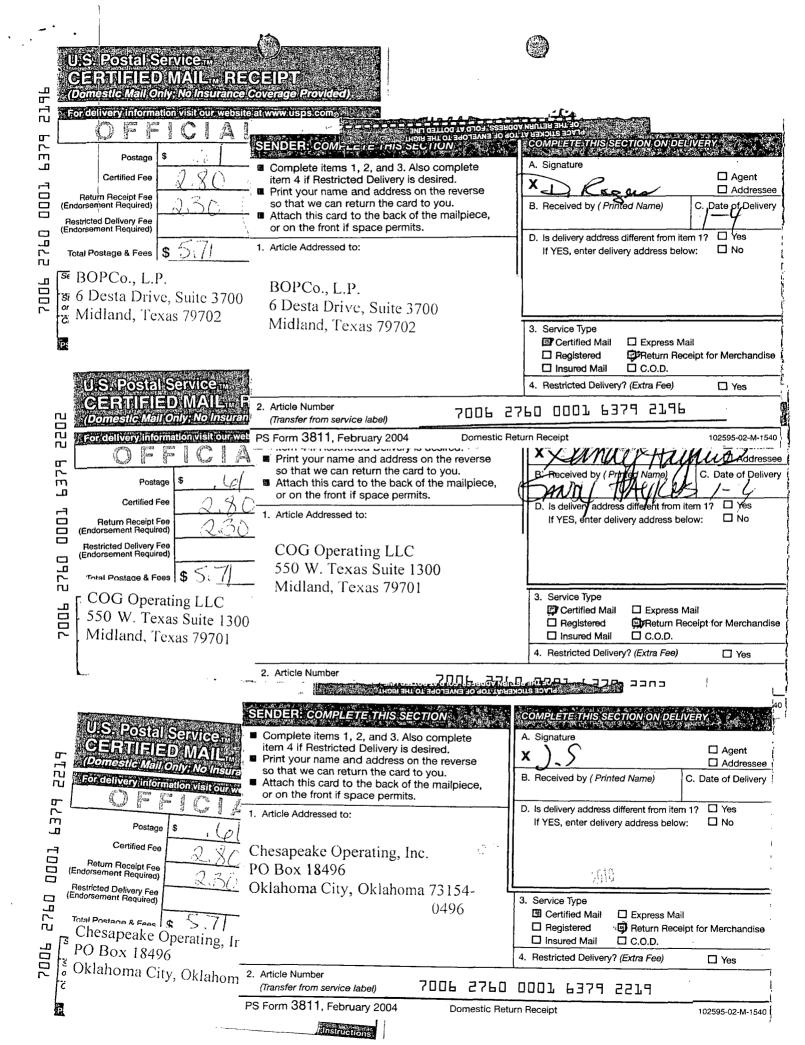
CASE NO. 14420: Application of Marbob Energy Corporation for special rules, Eddy County, New Mexico. Applicant seeks an order establishing special rules and regulations, for the East Pierce Crossing Bone Spring Pool, including a limiting gasoil ratio of

5000 cubic feet of gas for each barrel of oil produced. The pool covers parts of Sections 9, 10, 11, 12, 13, 14, 15, 22, 23, 25, 26, 27 and 36 in Township 24 South; Range 29 East NMPM; Section 1 in Township 25; South, Range 29 East NMPM; and

Section 6 in Township 25 South, Range 30 East NMPM: The pool is located approximately 8 miles southeast of Malaga, New Mexico. Given under the Seal of the State of New Mexico Oil Conservation Division at Santa Fe, New Mexico on this 4th day of January 2010. STATE OF NEW MEXICO OIL CONSERVATION DIVI-SION

Mark E. Fesmire, P.E., Director Published in the Artesia Daily Press, Artesia, NM January 5, 2010.

Legal 20974



U.S. Postal Savicena CERTIFIED MALLor R		
LD (Domestic Mail Only: No Insuran NU Eoz delivery information visit our web	C INT GALLOGIV GTO-1 SS 380 HPDIS AND C SACTOR AND A CONTRACT OF A SENDER: COMPLETE THIS SECTION	OV NEILER 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. 	A. Signature X. B. Received by (<i>Printed Name</i>) C. Date of Deliver
Certified Fee 2.50 Return Receipt Fee 2.50 (Endorsement Required)	Attach this card to the back of the mailpiece, or on the front if space permits.	D. Is delivery address different from item 1? Yes
Restricted Delivery Fee (Endorsement Required)	 Article Addressed to: Devon Energy Production Co., LP PO Box 1678 	If YES, enter delivery address below:
Devon Energy Production	Oklahoma City, Oklahoma 73101-	1:3 1
Oklahoma City, Oklahom	ni 1078	3. Service Type 3. Certified Mail Express Mail Registered Insured Mail C.O.D.
		4. Restricted Deliverv? (Extra Fee) Yes
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照 <i>MODIfiesticMattOnly:Nothsurant</i> 있 Fordelivervintometionvisitiourwest	 item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you 	A. Signature
Postage \$, (c)	 Attach this card to the back of the mailpiece, or on the front if space permits. Article Addressed to: 	B. Received by (Printed Name) C. Date of Delive D. Is delivery address different from item 1? Yes
Certified Fee 2.80 Return Receipt Fee 2.80 (Endorsement Required) 2.30 Restricted Delivery Fee (Endorsement Required)	Kaiser-Francis Oil Co. 6733 S. Yale	If YES, enter delivery address below:
Total Postage & Fees	Tulsa, Oklahoma 74136	3. Service Type
Kaiser-Francis Oil Co. 6733 S. Yale		Certified Mail Express Mail Registered Receipt for Merchandis Insured Mail C.O.D.
Tulsa, Oklahoma 74136	2. Article Number	4. Restricted Delivery? (Extra Fee)
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US Postal Servicem	SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
CERTIFIED MAIL MRE <i>Domestic Mail Only, No Insurance</i> Cordelivery Information visit our websit	 item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. 	A. Signature X Juce Jack in Dagent B. Received by (Printed Name) C., Date of Delivi
	 Attach this card to the back of the mailpiece, or on the front if space permits. 1. Article Addressed to: 	D. is delivery address different from item 1? U Yes
Certified Fee	- OGX Resources	If YES, enter delivery address below:
(Endorsement Required) (Endorsement Required) Restricted Delivery Fee (Endorsement Required)	 PO Box 2064 Midland, Texas 79702 	
OGX Resources		3. Service Type Gertified Mail
Midland, Texas 79702	2. Article Number 7006	4. Restricted Delivery? (Extra Fee) □ Yes 2760 0001 6379 2240 1
	0044 -	eturn Receipt 102595-02-M-15

