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

APPLICATION OF NEARBURG EXPLORATION COMPANY, L.L.C. FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.

**CASE NO. 11684** 

## CERTIFICATE OF MAILING AND COMPLIANCE WITH ORDER R-8054

STATE OF NEW MEXICO )

( ) SS.

( ) COUNTY OF SANTA FE )

W. Thomas Kellahin, being first duly sworn, hereby certifies that he is an attorney for the Applicant and responsible for notification in this matter and that the notice provisions of Division Rule 1207 (Order R-8054) have been complied with, that Applicant has caused to be conducted a good faith diligent effort to find the correct addresses of all interested parties entitled to receive notice, that on December 16, 1996, he caused to be mailed by certified mail return-receipt requested the attached notice of this hearing and a copy of the application for the above referenced case, at least twenty days prior to the hearing of this case set for January 23, 1997, to the parties shown in said application and as evidenced by the attached copies of return receipt cards and/or receipts of certified mailing, and that pursuant to Division Rule 1207, notice has been given at the correct addresses provided by such rule.

W. Thomas Kellahin

SUBSCRIBED AND SWORN to before me this 22nd day of January 1997, by W.

OFFICIAL SEAL Lyndh Kollahin Normerusik Sinde or wew mexico

Thomas Kellahin.

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BEFORE THE
OIL CONSERVATION DIVISION
Case No. 11684 Exhibit No. 4

Submitted By:

Nearburg Exploration Company Hearing Date: January 23, 1997

Lynda Kellahin, Notary Public

My Commission Expires: June 14, 2000

## KELLAHIN AND KELLAHIN

ATTORNEYS AT LAW
EL PATIO BUILDING
117 NORTH GUADALUPE
POST OFFICE BOX 2255

\*NEW MEXICO BOARD OF LEGAL SPECIALIZATION RECOGNIZED SPECIALIST IN THE AREA OF NATURAL RESOURCES-OIL AND GAS LAW

JASON KELLAHIN (RETIRED 1991)

W. THOMAS KELLAHIN\*

SANTA FE. NEW MEXICO 87504-2265

December 18, 1996

TELEPHONE (505) 982-4285 TELEFAX (505) 982-2047

TO: ALL INTERESTED PARTIES ENTITLED TO NOTICE OF THE HEARING OF THE FOLLOWING NEW MEXICO OIL CONSERVATION DIVISION CASE:

Re: Application of Nearburg Exploration Company, L. L. C. for Compulsory Pooling, Eddy County, New Mexico

On behalf of Nearburg Exploration Company, L.L.C., please find enclosed our application for an compulsory pooling for its Hummer "4" State Com Well No. 1 which has been set for hearing on the New Mexico Oil Conservation Division Examiner's docket now scheduled for January 9, 1997. The hearing will be held at the Division hearing room located in Santa Fe. New Mexico.

As an interest owner who may be affected by this application, we are notifying you of your right to appear at the hearing and participate in this case, including the right to present evidence either in support of or in opposition to the application. Failure to appear at the hearing may preclude you from any involvement in this case at a later date.

Pursuant to the Division's Memorandum 2-90, you are further notified that if you desire to appear in this case, then you are requested to file a Pre-Hearing Statement with the Division not later than 4:00 PM on Friday, January 3, 1997, with a copy delivered to the undersigned.

W. Thomas Kellahin

cc: BY CERTIFIED MAIL-RETURN RECEIPT REQUESTED to all parties listed in application

## EXHIBIT "A"

OXY USA, Inc.
P. O. Box 50250
Midland, Texas 79710
Attn: Kent Woolley

Atlantic Richfield Company P. O. Box 1610 Midland, Texas 79702

Exxon Corporation P. O. Box 1600 Midland, Texas 79702

Marathon Oil Company P. O. Box 552 Midland, Texas 79702-0552

Mewbourne Oil Company 500 West Texas, Suite 1050 Midland, Texas 79701

on the reverse side?	SENDER:  Complete items 1 and/or 2 for additional services.  Complete items 3, 4a, and 4b.  Print your name and address on the reverse of this form so that we card to you.  Attach this form to the front of the mailpiece, or on the back if space permit.  Write 'Return Receipt Requested' on the mailpiece below the article the strength of the strength of the way delivered and delivered.	l also wish to receive the following services (for an extra fee):  1.  Addressee's Address 2.  Restricted Delivery Consult postmaster for fee.		celpt Service.	
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	Exxon Corporation P.O. Box 1600 Midland, TX 79702	1 332 4/1300 E			Ξ:
		4b. Service Type			etu
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your	6. Signature: (Addressee or Agent)				.
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PS Form <b>3811,</b> December 1994	5. Received By: (Print Name)  6. Signature: (Addressee or Agent)  X	Atlantic Richfield Company P.O. Box 1610 Midland, TX 79702	SE learburg Exploration Clanuary 9, 1996 Clearburg Exploration Cle	. j.	8 -	3. Article Addressed to:  Mewbourne Oil Company 500 West Texas, Suite 1050  Midland, TX 79701	**Complete it January 9, 1996 **Print your Nearburg Exploration and to you Attach this! January 9, 1996 **Write 'Return 12/16/96 **The Return 12/16/96
Domestic Return Receipt	Addressee's Address (Only if requested and fee is paid)	4a. Article Number  4b. Service Type  4b. Service Type  4c. Certified Reservice Rail  5c. Reservice Type  4c. Certified Reservice Rail  6c. Reservice Rail  6c. Reservice Rail  7c. Date of Delivery	I also wish to receive the following services (for an extra fee):  e does not  1.  Addressee's Address e number. 2.  Restricted Delivery d the date  Consult postmaster for fee.	Domestic Return Receipt	Addresse's Address (Only if requested and fee is paid)	4a. Article Number  4b. Service Type  Characteristic Registered  Characteri	following services (for an extra fee):  1. \( \sum \) Addressee's Address  2. \( \sum \) Restricted Delivery  Consult postmaster for fee.
— PS Form <b>3811,</b> December 1994		3. Article Addressed to:    Post		PS Form 3811, December 1994	5. Received By: (Print Name)  R 6. Signature: (Addressee or Agent)  Y	<u> </u>	*Comple Jan Tary 9, 1996  *Printy Nearburg Exploration card to Nearburg Exploration  *Villacht January 9, 1996  *Wite Ref 12/16/96  delivere.
Domesiic i isionii i icoch	8. Addressee's Address (Only if requested and fee is paid)	4d. Animate Mariner  4d. Service Type  4b. Service Type    Registered   Express Mail   Express Mail   Return Receipt for Merchandise   COD  7. Date of Delivery 2 0 1996	I also wish to receive the following services (for an extra fee):  1. Addressee's Addresse dand the date Consult postmaster for fee.	Domestic Return Receipt	8. Addressee's Address (Only if requested and fee is paid)	4a. Article Number  ( )	following services (for an extra fee):  1. Addressee's Address ber 2. Aestricted Delivery falo.  Consult postmaster for fee



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