#### **EXHIBIT A**

Mewbourne Oil Company 500 West Texas, Suite 1050 Midland, TX 75711

Sun Company succeeded by ORYX Energy Co. Post Office Box 2880 Dallas, TX 75221-2880

San Benito Bank and Trust Trustee of the Vilas P. Shelton Marital Trust Post Office Drawer 1911 San Benito, TX 78586

Marathon Oil Company Post Office Box 552 Midland, TX 79702

Phillips Petroleum Co. 4001 Penbrook Odessa, TX 79762

Anadarko Petroleum Corporation Box 2497 Midland, TX 79702

Mossman Midwest Post Office Box 597 Roswell, NM 88202

### BEFORE THE OIL CONSERVATION DIVISION

Santa Fe, New Mexico

Case No. <u>11726</u> Exhibit No. <u>5</u>

Submitted by: ARCO Permian a unit of Atlantic Richfield

Hearing Date: March 6, 1997

AFFIDAVIT, Page 2

CAMPBELL, CARR, BERGE & SHERIDAN, P.A.

LAWYERS

MICHAEL B CAMPBELL

WILLIAM F CARR

BRACFORD C BERGE

MARK F SHERIDAN

MICHAEL H FELDEWERT

TANYA M TRUJULLO

PAUL R OWEN

JACK M CAMPBELL

OF COUNSEL

JEFFERSON PLACE
SUITE I - 110 NORTH GUADALUPE
POST OFFICE BOX 2208

SANTA FE, NEW MEXICO 87504-2208
TELEPHONE (505) 988-4421
TELECOPIER (505) 983-6043

January 30, 1997

### CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mewbourne Oil Company 500 West Texas, Suite 1050 Midland, TX 75711

Re:

Application of Arco Permian, a Division of Atlantic Richfield Company, for compulsory pooling, directional drilling and unorthodox well locations, Eddy County, New Mexico

#### Gentlemen:

This letter is to advise you that Arco Permian, a Division of Atlantic Richfield Company has filed the enclosed application with the New Mexico Oil Conservation Division seeking an order approving an unorthodox bottomhole location and the directional drilling of its Mimosa 8 State Com Well No.1 which Arco proposes to directionally drill to the base of the Upper Mississippian formation from an unorthodox surface location 350 feet from the South line and 2003 feet from the West line to an unorthodox bottomhole location in the Morrow formation within 55 feet of a point 404 feet from the South line and 1749 feet from the West line of said Section 8. Arco also requests an order force pooling certain interests in all formations from 3300 feet to the base of the Upper Mississippian formation.

Mewbourne Oil Company January 30, 1997 Page 2

Parties appearing in cases have been requested by the Division (Memorandum 2-90) to file a Prehearing Statement substantially in the form prescribed by the Division. Prehearing statements should be filed by 4:00 o'clock p.m. on the Friday before a scheduled hearing.

Very truly yours,

WILLIAM F. CARR

ATTORNEY FOR ARCO PERMIAN,

A DIVISION OF ATLANTIC RICHFIELD COMPANY

WFC:mlh

Enc.

P 551 044 651
US Postal Service
Receipt for Certified Mail

Mewbourne Oil Company 500 West Texas, Suite 1050 Midland, TX 75711

	Postage	\$
	Certified Fee	
	Special Delivery Fee	
	Restricted Delivery Fee	
April 1995	Return Receipt Showing to Whom & Date Delivered	
April	Return Receipt Showing to Whom. Date, & Addressee's Address	
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Thank you for using Return Receipt Service.

#### CAMPBELL, CARR, BERGE 8 SHERIDAN, P.A.

LAWYERS

MICHAEL B CAMPBELL

WILL AM F CARR

BRADFORD C BERGE

MARK F SCERIDAN

MICHAEL H FELDEWERT

TANYA M TRULLLO

PAUL R OWEN

JACK M CAMPBELL

OF COUNSEL

SANTA FE, NEW MEXICO 87504-2208
TELEPHONE (505) 988-4421
TELECOPIER (505) 983-6043

January 30, 1997

### CERTIFIED MAIL RETURN RECEIPT REQUESTED

Sun Company succeeded by ORYX Energy Co. Post Office Box 2880 Dallas, TX 75221-2880

Re: Application of Arco Permian, a Division of Atlantic Richfield Company, for compulsory pooling, directional drilling and unorthodox well locations, Eddy County, New Mexico

#### Gentlemen:

This letter is to advise you that Arco Permian, a Division of Atlantic Richfield Company has filed the enclosed application with the New Mexico Oil Conservation Division seeking an order approving an unorthodox bottomhole location and the directional drilling of its Mimosa 8 State Com Well No.1 which Arco proposes to directionally drill to the base of the Upper Mississippian formation from an unorthodox surface location 350 feet from the South line and 2003 feet from the West line to an unorthodox bottomhole location in the Morrow formation within 55 feet of a point 404 feet from the South line and 1749 feet from the West line of said Section 8. Arco also requests an order force pooling certain interests in all formations from 3300 feet to the base of the Upper Mississippian formation.

Sun Company succeeded by ORYX Energy Co. January 30, 1997 Page 2

Parties appearing in cases have been requested by the Division (Memorandum 2-90) to file a Prehearing Statement substantially in the form prescribed by the Division. Prehearing statements should be filed by 4:00 o'clock p.m. on the Friday before a scheduled hearing.

Very truly yours,

WILLIAM F. CARR

ATTORNEY FOR ARCO PERMIAN,

A DIVISION OF ATLANTIC RICHFIELD COMPANY

WFC:mlh

Enc.

US Postal Service
Receipt for Certified Mail

Sun Company succeeded by ORYX Energy Co. Post Office Box 2880

Postage \$

Certified Fee
Special Delivery Fee
Restricted Delivery Fee
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Thank you for using Return Receipt Service.

CAMPBELL, CARR, BERGE & SHERIDAN, P.A.

LAWYERS

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WILL AM F CARR
BRADFORD C BERGE
MARK F SHERIDAN
MICHAEL M FELDEWERT
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PAUL R OWEN
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OF COUNSEL

JEFFERSON PLACE
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POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
FELEPHONE (505) 988-4421
TELECOPIER (505) 983-6043

January 30, 1997

### CERTIFIED MAIL RETURN RECEIPT REQUESTED

San Benito Bank and Trust Trustee of the Vilas P. Shelton Marital Trust Post Office Drawer 1911 San Benito, TX 78586

Re:

Application of Arco Permian, a Division of Atlantic Richfield Company, for compulsory pooling, directional drilling and unorthodox well locations, Eddy County, New Mexico

#### Gentlemen:

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San Benito Bank and Trust Trustee of the Vilas P. Shelton Marital Trust January 30, 1997 Page 2

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Janya Luzilloge WILLIAM F. CARR

ATTORNEY FOR ARCO PERMIAN,

A DIVISION OF ATLANTIC RICHFIELD COMPANY

WFC:mlh

Enc.

# US Postal Service Receipt for Certified Mail

San Benito Bank and Trust Trustee of the Vilas P. Shelton Marital Trust Post Office Drawer 1911 San Benito, TX 78586

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April 1995	Return Receipt Showing to Whom & Date Delivered	
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#### CAMPBELL, CARR, BERGE

& SHERIDAN, P.A.

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SANTA FE. NEW MEXICO 87504-2208
TELEPHONE (505) 988-4421
TELECOPIER (505) 983-6043

January 30, 1997

### CERTIFIED MAIL RETURN RECEIPT REQUESTED

Marathon Oil Company Post Office Box 552 Midland, TX 79702

Re:

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ATTORNEY FOR ARCO PERMIAN,

A DIVISION OF ATLANTIC RICHFIELD COMPANY

WFC:mlh

Enc.

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Marathon Oil Company Post Office Box 552 Midland, TX 79702

	Post <b>age</b>	\$
	Certified Fee	
	Special Delivery Fee	
	Restricted Delivery Fee	
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			SENDED:

CAMPBELL, CARR, BERGE & SHERIDAN, P.A.

LAWYERS

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†ELEPHONE (505) 988-4421

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January 30, 1997

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Phillips Petroleum Co. 4001 Penbrook Odessa, TX 79762

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Phillips Petroleum Co. January 30, 1997 Page 2

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WILLIAM F. CARR

ATTORNEY FOR ARCO PERMIAN,

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A DIVISION OF ATLANTIC RICHFIELD COMPANY

WFC:mlh

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Phillips Petroleum Co. 4001 Penbrook Odessa, TX 79762

	Postage	\$
	Certified Fee	
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1995	Return Receipt Showing to Whom & Date Delivered	
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# CAMPBELL, CARR, BERGE & SHERIDAN, P.A.

LAWYERS

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January 30, 1997

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Anadarko Petroleum Corporation Box 2497 Midland, TX 79702

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Anadarko Petroleum Corporation January 30, 1997 Page 2

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WILLIAM F. CARR

ATTORNEY FOR ARCO PERMIAN,

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WFC:mlh

Enc.

P 551 044 656
US Postal Service
Receipt for Certified Mail

Anadarko Petroleum Corporation Box 2497 Midland, TX 79702

	Postage	\$
	Certified Fee	
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April 1995	Return Receipt Showing to Whom & Date Delivered	
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PS Form 3811, December 1994	6. Signature: (Addressee by Agent)	5. Received By: (Print Name)	Alldiging, I V 1/1/07	M: Hand TY 70707	Box 2497	Anadarko Petroleum Corporation		3. Article Addressed to:	e The Hellum Hecelor will show to writting attract was sensored and the sensored delivered.	permit. wWrite "Return Receipt Requested" on the mailplece below the article number.	card to you.  wattach this form to the front of the mailpiece, or on the back if space does not	SENDER:  "Complete items it and/or 2 for additional services.  "Complete items 3, its, and 4b.  "Print your name and address on the reverse of this form so that we can return this	
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is your <u>RETURN ADDRESS</u> completed on the reverse side?

CAMPBELL, CARR, BERGE & SHERIDAN, P.A.

LAWYERS

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ATTORNEY FOR ARCO PERMIAN,

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	Domestic Return Receipt		PS Form <b>3811</b> , December 1994	ł
			* Margar & Barbowi	<b>s</b> yo
•			6. Signature: (Addressee or Agent)	ur
The	paid)	and fee is paid)	MARCHARET DACKOUL	RE
nk	8. Addressee's Address (Only If requested	8. Addressee	5. Received By: (Print Name)	W
you	2///77			BN
ı to	livery /	7. Date of Delivery		AD
e u	Return Receipt for Marchandise  COD	☐ Return Reco	Roswell, NM 88202	DR
sin	Asii     Insured	☐ Express Mail	Post Office Box 597	ESS
g Ro	d 55 Centified	☐ Registered	Mossman Midwest	<u> </u>
etu	ype ,	4b. Service Type		ens,
m A	P 551 044 657	P 55		olete
lec	rnber	4a. Article Number	3. Article Addressed to:	ed (
eip	Consult postmaster for fee.		delivered	on 1
t Se	2.  Restricted Delivery	d the date	Write "Return Receipt Requested" on the malipiece below the article number. The Return Receipt will show to whom the article was delivered and the date	he r
rvic	<ol> <li>Addressee's Address</li> </ol>	a does not	Attach this form to the front of the matiplece, or on the back if space does not permit.	***
●.	extra fee):	_	■Print your name and address on the reverse of this form so that we can return this card to you.	<b>180</b>
	following services (for an		<ul> <li>Complete items 1 and/or 2 for additional services.</li> <li>Complete items 3, 4s, and 4b.</li> </ul>	sid
Ī			SENDER:	•?