BEFORE THE

OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION OF APACHE CORPORATION FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO.

CASE NO. 11789

AFFIDAVIT

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

William F. Carr, attorney in fact and authorized representative of Apache Corporation, the Applicant herein, being first duly sworn, upon oath, states that notice has been given to all interested persons entitled to receive notice of this application under Oil Conservation Division rules, and that notice has been given at the addresses shown on Exhibit "A" attached hereto.

William F. Carr

SUBSCRIBED AND SWORN to before me this 28th day of May, 1997.

Notary Public

My Commission Expires:

EXHIBIT A

Wood Oil Company 401 S. Boston, Suite 3100 Tulsa, OK 74103-4001

R.C. (Rocky) Kimball 705 E. Myrtle Wood Court Highlands Ranch, CO 80163

V.S. Holdings (U.S.A.) Post Office Box 22261 Houston, TX 77227-2261

The Imperial Trusts Company of Canada 331 Bay Street
Toronto, Canada

Mary Elizabeth Roelke, as Trustee of the Mary Elizabeth Roelke Trust - 1989 dated 4/24/89 Post Office Box 440 Palm City, FL 34990

Universal Resources Corporation 1331 17th Street, Suite 800 Denver, CO 80202

Roy G. Barton, Jr. c/o Barton Oil Producers Post Office Box 978 Hobbs, NM 88240 Kirby Minerals, LC Post Office Box 47330 Oklahoma City, OK 73157

Jane D. Randolph 2105 Spruce Boulder, CO 80302

Bill R. Snow 320 S. Boston, Suite 1910 Tulsa, OK 74103

Philip R. Snow c/o Bill R. Snow 320 S. Boston, Suite 1910 Tulsa, OK 74103

Claude E. Carter c/o Shelby H. Carter, Jr. 8200 Hickory Creek Drive Austin, TX 78735-1531

Jack Skaggs c/o Ruth T. Skaggs 1709 S. Parkwood Harlingen, TX 78550

Rollins M. Koppel, et ux (Amalie C.) Post Office Box 2878 Harlingen, TX 78551

Paul Balbaud General Delivery Paris France

BEFORE THE OIL CONSERVATION DIVISION

Santa Fe, New Mexico

AFFIDAVIT, Page 2

Case No. <u>11789</u> Exhibit No. <u>4</u>

Submitted by: Apache Corporation

Hearing Date: May 29,1997

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

LAWYERS

MICHAEL B CAMPBELL
WILLIAM F CARR
BRADFORD C BERGE
MARK F SHERIDAN
MICHAEL H FELDEWERT
ANTHONY F MEDEIROS
PAUL R OWEN

JACK M. CAMPBELL
OF COUNSEL

SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: 505) 988-4421
FACSIMILE. (505) 983-6043
E-MAIL COBSDA@IX.netcom.com

May 8, 1997

CERTIFIED MAIL RETURN RECEIPT REQUESTED

TO AFFECTED OWNERS IN SECTION 28, TOWNSHIP 16 SOUTH, RANGE 38 EAST, NMPM, LEA COUNTY, NEW MEXICO

Re: Application of Apache Corporation for Compulsory Pooling, Lea County,

New Mexico

Gentlemen:

This letter is to advise you that Apache Corporation has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of certain mineral interests in all formations developed on 40, 80 or 160-acre spacing from a the surface to the base of the Strawn formation, in and under certain spacing units in the SE/4 of Section 28, Township 16 South, Range 38 East, NMPM, Lea County, New Mexico. Apache Corporation proposes to dedicate the referenced pooled units to its Maltese Falcon "28" Well No. 1 which will be drilled as a wildcat well at a standard location in the SE/4 of said Section 28.

This application has been set for hearing before a Division Examiner on May 29, 1997. You are not required to attend this hearing, but as an owner of an interest that may be subject to pooling, 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 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 APACHE CORPORATION

WFC:mlh

Enc.

US Postal Service Receipt for Certified Mail

Wood Oil Company 401 S. Boston, Suite 3100 Tulsa, OK 74103-4001

Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
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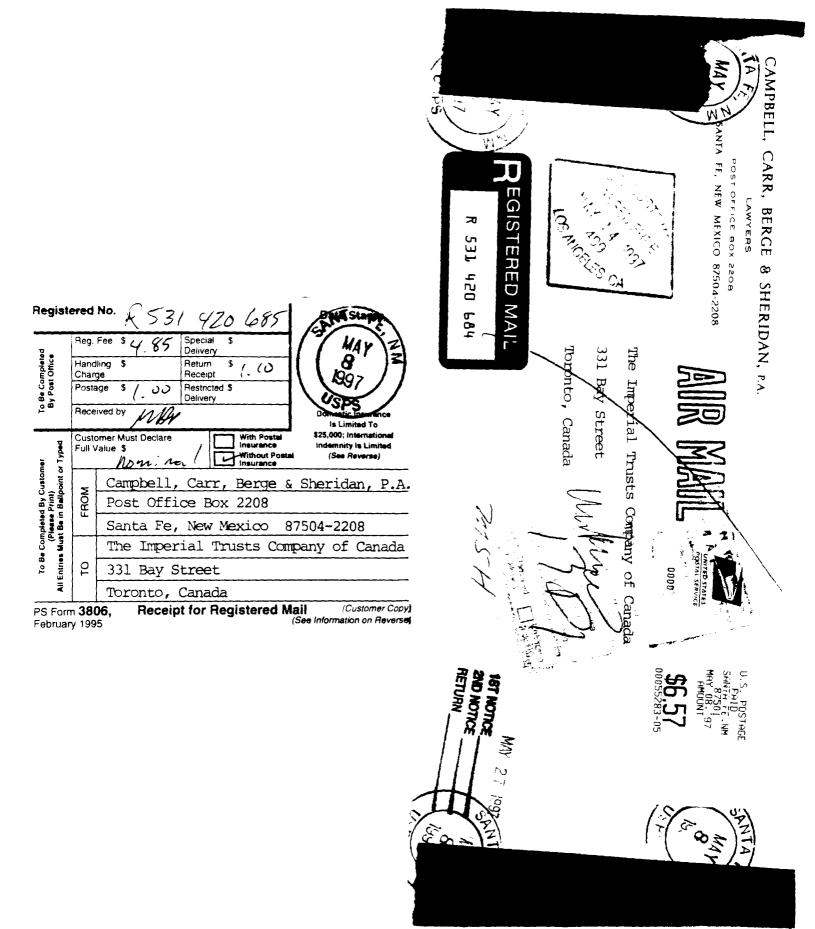
US Postal Service
Receipt for Certified Mail
R.C. (Rocky) Kimball 705 E. Myrtle Wood Court Highlands Ranch, CO 8

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US Postal Service Receipt for Certified Mail

V.S. Holdings (U.S.A.) Post Office Box 22261 Houston, TX 77227-2261

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US Postal Service Receipt for Certified Mail

Mary Elizabeth Roelke, as Trustee of the Mary Elizabeth Roelke Trust - 1989 dated 4/24/89 Post Office Box 440 Palm City, FL 34990

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US Postal Service
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Universal Resources Corporation 1331 17th Street, Suite 800 Denver, CO 80202

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PS Form 3800	МДУ - 8	1997

Universal Resources Corporation 1331 17th Street, Suite 800 Denver, CO 80202 5. Received By: (Print Name) 6. Signature: (Addressee or Agent) 4a. Ancie Number P 551 044 859 4b. Service Type Respirator Registered Repistered Repistered Insure Cob
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■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 can return this card to you.

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US Postal Service
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Roy G. Barton, Jr.
c/o Barton Oil Producers
Post Office Box 978
Hobbs, NM 88240

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Kirby Minerals, LC Post Office Box **5**7330 Oklahoma City, OK 73157

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Jane D. Randolph 2105 Spruce Boulder, CO 80302

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US Postal Service
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Bill R. Snow 320 S. Boston, Suite 1910 Tulsa, OK 74103

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US Postal Service
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Philip R. Snow c/o Bill R. Snow 320 S. Boston, Suite 1910 Tulsa, OK 74103

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US Postal Service
Receipt for Certified Mail

Claude E. Carter c/o Shelby H. Carter, Jr. 8200 Hickory Creek Drive Austin, TX 78735-1531

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US Postal Service
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Jack Skaggs c/o Ruth T. Skaggs 1709 S. Parkwood Harlingen, TX 78550

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Rollins M. Koppel, et ux (Amalie C.) Post Office Box 2878 Harlingen, TX 78551

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