#### BEFORE THE

#### OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION OF GRUY PETROLEUM MANAGEMENT CO. FOR AN UNORTHODOX WELL LOCATION AND SIMULTANEOUS DEDICATION, LEA COUNTY, NEW MEXICO.

CASE NO. 12015

#### **AFFIDAVIT**

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

William F. Carr, authorized representative of Gruy Energy Management Co., the Applicant herein, being first duly sworn, upon oath, states that in accordance with the notice provisions of Division rules, the Applicant has attempted to find the correct addresses of all interested persons entitled to receive notice of this application 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 Zpd day of September, 1998 by William F. Carr.

Notary Public

My Commission Expires:

#### **EXHIBIT A**

Armstrong Energy Corporation Post Office Box 1973 Roswell, NM 88202

Texaco Exploration and Production Inc. Post Office Box 3109 Midland, TX 79702

Altura Energy, Ltd. Post Office Box 4294 Houston, TX 77210-4294

Sun Operating Limited Partnership Post Office Box 840638 Dallas, TX 75284

### BEFORE THE OIL CONSERVATION DIVISION

Santa Fe, New Mexico

Case Nos. <u>12015 and 12017</u> Exhibit Nos. <u>5</u>

Submitted by: Gruy Petroleum Management Co.

Hearing Date: September 3, 1998

AFFIDAVIT, Page 2

### CAMPBELL, CARR, BERGE & SHERIDAN, PA.

\_AWYERS

MICHAEL B CAMPBELL
WILL AM F CARR
BRADFORD C BERGE
MARK F SHERIDAN
MICHAEL H FELDEWERT
ANTHONY F MEDEIROS
PAUL R OWEN
KATHERINE M MOSS
JACK M CAMPBELL

OF COUNSEL

JEFFERSON PLACE
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POST OFFICE BOX 220B

SANTA FE, NEW MEXICO 87504-2208
TELEPHONE (505) 988-4421
FACSIMILE (505) 983-6043
E-MAIL CODSPA@IX NECOM COM

July 16, 1998

### CERTIFIED MAIL RETURN RECEIPT REOUESTED

TO AFFECTED PARTIES IN SECTION 4, TOWNSHIP 26 SOUTH, RANGE 37 EAST, NMPM, LEA COUNTY, NEW MEXICO

Re: Application of Gruy Petroleum Management Co., for an unorthodox well location and simultaneous dedication, Lea County, New Mexico

#### Gentlemen:

This letter is to advise you that Gruy Petroleum Management Co., has filed the enclosed application with the New Mexico Oil Conservation Division seeking an exception to the provisions of Oil Conservation Division General Rule 104 C (2) (a) for its Rhodes Federal Unit Well 43 to be drilled at an unorthodox well location 2310 feet from the South line and 990 feet from the West line of Section 4, Township 26 South, Range 37 East, NMPM, Lea County, New Mexico. Gruy also seek approval for authorization to simultaneously dedicate the SW/4 of said Section 4 to the Rhodes Federal Unit Well Nos. 41, 43 and 415.

This application has been set for hearing before a Division Examiner on August 6, 1998. 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 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,

Paul R. Owen

ATTORNEY FOR GRUY PETROLEUM

MANAGEMENT CO.

Enc.

cc: Zeno Farris

## Z 211 156 298 US Postal Service Receipt for Certified Mail

Armstrong Energy Corporation Post Office Box 1973 Roswell, NM 88202

	Postage	\$ .55
	Certified Fee	1.35
	Special Delivery Fee	
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### US Postal Service Receipt for Certified Mail

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Sun Operating Limited Partnership Post Office Box 840638 Dallas, TX 75284

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