## 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. 12072

### 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 October 15, 1998, 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 November 5, 1998, 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 2nd day of November, 1998, by W. Thomas Kellahin.

Lynda Kellahin, Notary Public



KELLAHIN AND KELLAHIN

W. THOMAS KELLAHIN\*

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

JASON KELLAHIN (RETIRED 1991)

ATTORNEYS AT LAW EL PATIO BUILDING 117 NORTH GUADALUPE POST OFFICE BOX 2265 SANTA FE, NEW MEXICO 87504-2265 October 13, 1998

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

#### **CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

## 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, an unorthodox surface and subsurface gas well location, Eddy County, New Mexico

On behalf of Nearburg Exploration Company, L.L.C., please find enclosed a copy of its referenced application. This case has been set for hearing on the New Mexico Oil Conservation Division Examiner's docket now scheduled for 8:15 am, Wednesday, November 5, 1998. The hearing will be held at the Division hearing room located at 2040 South Pacheco, Santa Fe, New Mexico.

As party 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, October 30, 1998, with a copy delivered to the undersigned.

<del>ry truly yours</del> W. Thomas Kellahin

SENCER Com Nearburg Exploration Com Poco Mesa Print Poco Mesa Attac November 5, 1998 Write 10/15/98 The delive	in return this ces not umber, ne date	I also wish to receive the following services (for an extra fee): 1.	eipt Service.
3. Article Addressed to: Dale Douglas P.O. Box 10187 Midland, TX 79702	4a. Article N 4b. Service Registere Express Return Ret 7. Date of Do	378 176 SS7   Type Image: Constraint of the second se	for using Return Rec
5. Received By: (Print Name) 6. Signature: (Addressee or Agent) PS Form 3811, December 1994	8. Addressed and fee is	e's Address (Only if requested s paid) Domestic Return Receipt	Thankyou

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3. Article Addressed to: David: H. Arrington Oil & Gas 214 West Texas Ave. Suite: 400 Midland, TX 79701	4a. Article Number   377   176   556     4b. Service Type   Accertified   Accertified     Begistered   Accertified   Begistered     Registered   Accertified   Begistered     Registered   Accertified   Begistered     Registered   Accertified   Begistered     Return Receipt for Merchandise   COD   COD     7. Date of Delivery   Accertified   Accertified
5. Received By: (Print Name) 6. Signature: (Addressee for Agent) 9 9 9 9 9 9 9 9 9 9 9 9 9	8. Addressee's Address (Only if requested and fee is paid) 102595-97-B-0179 Domestic Return Receipt

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