

BEFORE THE  
OIL CONSERVATION DIVISION  
NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

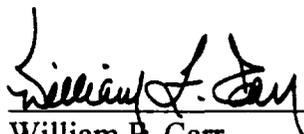
APPLICATION OF YATES PETROLEUM  
CORPORATION FOR COMPULSORY  
POOLING AND AN UNORTHODOX  
WELL LOCATION,  
EDDY COUNTY, NEW MEXICO.

CASE NO. 12081

AFFIDAVIT

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

William F. Carr, attorney in fact and authorized representative of Yates Petroleum 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 4<sup>th</sup> day of November, 1998 by William F. Carr.

  
\_\_\_\_\_  
Notary Public

My Commission Expires:

June 23, 2002

**EXHIBIT A**

Prudential Bache Energy  
Post Office Box 3134  
Covington, LA 70434-3134

Nearburg Exploration, Inc.  
3300 North "A" Street  
Building 2, Suite 120  
Midland, TX 79705

Fina Oil & Chemical Company  
6 Desta Drive, Suite 4400  
Midland, TX 79705

**BEFORE THE  
OIL CONSERVATION DIVISION**  
Santa Fe, New Mexico

Case Nos. 12081 Exhibit No. 2

Submitted by: Yates Petroleum Corporation

Hearing Date: November 5, 1998

CAMPBELL, CARR, BERGE  
& 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  
KATHERINE M. MOSS  
  
JACK M. CAMPBELL  
OF COUNSEL

JEFFERSON PLACE  
SUITE 1110 NORTH GUADALUPE  
POST OFFICE BOX 2208  
SANTA FE, NEW MEXICO 87504-2208  
TELEPHONE (505) 988-4421  
FACSIMILE (505) 983-6043  
E-MAIL ccbsda@ix.netcom.com

October 8, 1998

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Fina Oil & Chemical Company  
6 Desta Drive, Suite 4400  
Midland, TX 79705

Re: *Application of Yates Petroleum Corporation for compulsory pooling and an unorthodox gas well location, Eddy County, New Mexico*

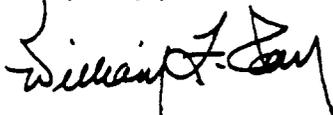
Gentlemen:

This letter is to advise you that Yates Petroleum Corporation has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests in all formations developed on 320-acre spacing including but not limited to the Atoka and Morrow formations, Undesignated Cemetery-Morrow Gas Pool, in the S/2 of Section 13, Township 20 South, Range 24 East, NMPM, Eddy County, New Mexico. Yates proposes to dedicate the referenced pooled units to its existing Hillview AHE Federal Com Well No. 7 which it proposes to recomplate from the Canyon formation at an unorthodox gas well location in the Atoka and Morrow formations 660 feet from the South and West lines of said Section 13.

This application has been set for hearing before a Division Examiner on November 5, 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,



WILLIAM F. CARR  
ATTORNEY FOR YATES PETROLEUM CORPORATION  
Enc.

Is your RETURN ADDRESS completed 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 can return this card to you
- Attach this form to the front of the mailpiece, or on the back if space does not permit
- Write "Return Receipt Requested" on the mailpiece below the article number
- The Return Receipt will show to whom the article was delivered and the date delivered

I also wish to receive the following services (for an extra fee):

- 1.  Addressee's Address
  - 2.  Restricted Delivery
- Consult postmaster for fee.

3. Article Addressed to:

Fina Oil & Chemical Company  
6 Desta Drive, Suite 4400  
Midland, TX 79705

4a. Article Number  
Z211 156 518

- 4b. Service Type
- Registered
  - Express Mail
  - Return Receipt for Merchandise
  - Certified
  - Insured
  - COD

7. Date of Delivery  
10-13-94

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)  
*X Javier Brown*

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1994

102595-98-B-0229

Domestic Return Receipt

Thank you for using Return Receipt Service.

7 211 156 518  
US Postal Service  
**Receipt for Certified Mail**

Fina Oil & Chemical Company  
6 Desta Drive, Suite 4400  
Midland, TX 79705

Postage	\$ 3.2
Certified Fee	1.35
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
<b>TOTAL Postage &amp; Fees</b>	<b>\$ 2.70</b>
Postmark or Date	17994

PS Form 3800, April 1995

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

MICHAEL B. CAMPBELL  
WILLIAM F. CARR  
BRADFORD C. BERGE  
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MICHAEL H. FELDEWERT  
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FACSIMILE: (505) 983-6043  
E-MAIL: ccbspa@ix.netcom.com

October 8, 1998

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3300 North "A" Street  
Building 2, Suite 120  
Midland, TX 79705

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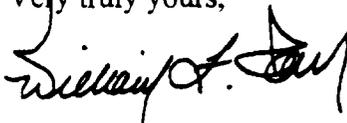
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**SENDER:**

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I also wish to receive the following services (for an extra fee):

1.  Addressee's Address

2.  Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:  
 Nearburg Exploration, Inc.  
 3300 North "A" Street  
 Building 2, Suite 120  
 Midland, TX 79705

4a. Article Number  
 Z 211 156 519

- 4b. Service Type
- Registered  Certified
- Express Mail  Insured
- Return Receipt for Merchandise  COD

5. Received By (Print Name)  
 J. W. Baker

6. Signature: (Addresser or Agent)  
 [Signature]

7. Date of Delivery  
 10-13-98

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1994

102595-98-B-0229

Domestic Return Receipt

Thank you for using Return Receipt Service.

Z 211 156 519  
 US Postal Service  
**Receipt for Certified Mail**  
 Nearburg Exploration, Inc.  
 3300 North "A" Street  
 Building 2, Suite 120  
 Midland, TX 79705

Postage	\$ 32
Certified Fee	1.35
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	10/13/98
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$25.95
Postmark or Date	

PS Form 3800, April 1995

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

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WILLIAM F. CARR  
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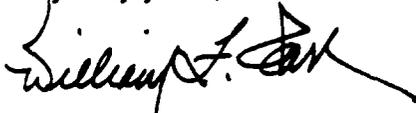
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ATTORNEY FOR YATES PETROLEUM CORPORATION  
Enc.

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

LAWYERS

POST OFFICE BOX 2208

SANTA FE, NEW MEXICO 87504-2208



MOVED, LEFT NO ADDRESS  
 FORWARDING ORDER EXPIRED  
 ATTEMPTED NOT KNOWN  
 UNCLAIMED  REFUSED  
 NO SUCH STREET  
 NO SUCH NUMBER  
 INSUFFICIENT ADDRESS

CERTIFIED

Z 211 156 520

MAIL



0000

Prudential Bache Energy  
Post Office Box 3134  
Covington, LA

U.S. POSTAGE  
SANTA FE, NM  
87504  
OCT 08 1988  
AMOUNT  
\$2.77  
00012942-03

1998  
28 / 1998  
MAY 28 1998

1978  
2ND M  
OCT 10 20

Z 211 156 520

US Postal Service

Receipt for Certified Mail

Prudential Bache Energy  
Post Office Box 3134  
Covington, LA 70434-3134

Postage	\$ 32
Certified Fee	1 35
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	OCT 08 1988
Return Receipt Showing to Whom, Date, & Addressee's Address	731594
TOTAL Postage & Fees	
Postmark or Date	

PS Form 3800, April 1995