

MA  
10-25-99

**JAMES BRUCE**

ATTORNEY AT LAW

POST OFFICE BOX 1056  
SANTA FE, NEW MEXICO 87504

3304 CAMINO LISA  
SANTA FE, NEW MEXICO 87501

(505) 982-2043  
(505) 982-2151 (FAX)

RECEIVED  
OCT 25 1999  
CORPORATION DIV

October 20, 1999

Via Fax and U.S. Mail

Mark Ashley  
Oil Conservation Division  
2040 South Pacheco Street  
Santa Fe, New Mexico 87505

Re: Case No. 12236; application of Prairie Sun, Inc.

Dear Mr. Ashley:

I received Mr. Carroll's letter, requesting a two week continuance of the above case because the parties were still negotiating. We spoke about the docket earlier today, and I informed you that the parties had not reached agreement.

Moreover, enclosed is a letter Exxon Corporation recently received from the applicant, stating that it was going forward with the hearing. Based on that letter, Exxon sent a representative to attend the October 21st hearing. Therefore, Exxon objects to the continuance, or in the alternative requests that it be allowed to present any testimony it desires.

I apologize for the lateness of this response to Mr. Carroll's letter, but I have been meeting with other clients all afternoon.

very truly yours,

  
James Bruce  
Attorney for Exxon Corporation

cc. Ernest Carroll (via fax)

**PRAIRIE SUN, INC.**  
**P.O. Box 8280**  
**Roswell, New Mexico 88202**  
**505-822-7355**  
**505-824-2911 Fax**

**October 8, 1999**

**FACSIMILE TRANSMISSION**  
**Original by First Class Mail**

**713-431-1475**

**Exxon USA, Inc.**  
**P.O. Box 4697**  
**Houston, Tx. 77267**

**Attn: Mr. M. P. "Bob" Mathew, Land Dept.**

**RE: Farm Out Agreement or Participation Agreement**  
**Eddy County, New Mexico**  
**T23S-R29E, N.M.P.M.**  
**Section 28: W/2E/2**  
**160 Acres**  
**FAX & CERTIFIED MAIL**

Dear Mr. Mathew:

This letter is follow up with our telephone discussion yesterday when I called your office to discuss your latest offer. I have talked with the Prairie Sun, Inc. and they advised me that they would not be interested in a 75% NRI lease as was previously discussed. I tried to contact you yesterday afternoon but only contacted your voice mail.

Prairie Sun, Inc. has decided that negotiations have not been fruitful in this matter and is having their attorney, Mr. Carroll contact the New Mexico OCD to proceed with the forced pooling order. It appears to them that further delays have been incurred trying to reach a viable agreement with Exxon and past delays have been sufficient.

Sincerely,

H. E. Gene Lee  
Agent

cc:  
Lossee, Carson, Haas, & Carroll  
Prairie Sun, Inc.