



April 5, 2000

**EOG Resources, Inc.**  
P.O. Box 2267  
Midland, TX 79702  
(915) 686-3600

CERTIFIED MAIL – RETURN RECEIPT

Working Interest Owners  
(See Addressee List)

RE: Zephyr "33" State Com #1  
900' FSL, 660' FEL  
Section 33-16S-28E  
Eddy County, New Mexico  
Mesa Cuervo Prospect  
E/2 Spacing Unit

Gentlemen:

Following EOG Resources, Inc.'s ("EOG") revised well proposal of March 30, 2000, please be advised that the location has been moved to 900' FSL and 660' FEL of Section 33. Due to a shallow well lying at the 660'-660' location, EOG is forced to move the drilling location to meet regulatory requirements. The drilling of the Zephyr "33" State Com #1 well as a 10,100' Lower Morrow/Chester test remains with the E/2 Section 33-T16S-R28E, Eddy County, New Mexico as the spacing unit.

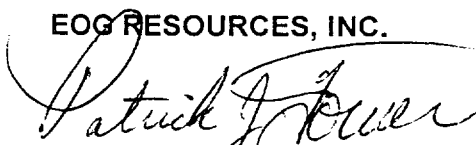
Once again, please find two (2) AFE's for this test. Should you elect to participate, please execute and return one (1) AFE.

As stated before, EOG has a rig scheduled to move to this location within the next few weeks and your immediate attention to this matter will be appreciated. We apologize for any inconvenience these changes may have caused.

Should you have any questions, please feel free to call me at (915) 686-3758.

Sincerely,

**EOG RESOURCES, INC.**



Patrick J. Tower  
Project Landman

Enclosures

U:\t\pj\2000\devon zephyr reloc 2.doc

**energy opportunity growth**

BEFORE THE OIL CONSERVATION DIVISION  
Santa Fe, New Mexico  
Case No. 12398 Exhibit No. 5  
Submitted by:  
**EOG Resources, Inc.**  
Hearing Date: May 4, 2000

Working Interest Owners  
Zephyr "33" State Com #1

June Johnson Cooper  
Personal Representative of Estate of Todd Johnson  
C/o Cooper, Kardaras & Charf  
141 E. Walnut Street  
Pasadena, California 91103  
Attention: Paul Lusby

FAX: 626-795-3839

June Johnson Cooper  
Personal Representative of Estate of Todd Johnson  
C/o David R. Smith  
Suite 107  
555 St. Charles Drive  
Thousand Oaks, California 91360

EOG RESOURCES INC

COMMAND #146

DATE	TIME	TO/FROM	MODE	MIN/SEC	PGS	STATUS
001	4/05 13:41	626 795 3839	EC--S	01"30	004	OK

**FAX**

**EOG RESOURCES, INC.**

P. O. BOX 2267  
4000 N. BIG SPRING ST., SUITE 500  
MIDLAND, TEXAS 79705  
(915) 686-3600

DATE: 4/5/00

NO. PAGES: 3

TO: Paul Lusby  
June Johnson Cooper Personal Rep.

COMPANY: Cooper, Kardaras & Charf

TELE NO: \_\_\_\_\_

FAX NO: 626-795-3839

FROM: Patrick Tower

TELE NO: 915-686-3758

FAX NO: 915-686-3758

**FAX**

**EOG RESOURCES, INC.**

P. O. BOX 2267  
4000 N. BIG SPRING ST., SUITE 500  
MIDLAND, TEXAS 79705  
(915) 686-3600

DATE: 4/5/00

NO. PAGES: 3

TO: Paul Lusby

June Johnson Cooper Personal Rep.

COMPANY: Cooper, Kardaras & Charf

TELE NO: \_\_\_\_\_

FAX NO: 626-795-3839

FROM: Patrick Tower

TELE NO: 915-686-3758

FAX NO: 915 - 686 - 3773

IF PAGES ARE NOT RECEIVED OR IF THERE ARE ANY TRANSMISSION PROBLEMS,  
PLEASE CALL NUMBER LISTED ABOVE.

XX URGENT

   CONFIDENTIAL

   REPLY REQUESTED

**MESSAGE:** Please fax your response as soon as possible. A hard copy will follow by mail.

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired

June Johnson Cooper  
 Personal Representative of Estate of Todd Johnson  
 C/o Cooper, Kardaras & Charf  
 141 E. Walnut Street  
 Pasadena, California 91103  
 Attention: Paul Lusby  
 Certified Mail 7099 3220 0005 7554 9771  
 Zephyr 33 State Com #1

**COMPLETE THIS SECTION ON DELIVERY**

- A. Received by (Please Print Clearly) B. Date of Delivery

Deborah Miller 4/14/00  
 nature Addressed Agent

- delivery address different from item 1? ☐ Yes  
 ES, enter delivery address below: ☐ No

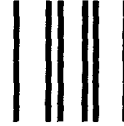
3. Service Type

- ☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number (Copy from service label)

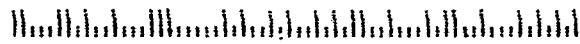
UNITED STATES POSTAL SERVICE



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

EOG RESOURCES, INC.  
Attn: Land Department  
P. O. Box 2267  
Midland, Texas 79702



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.

■ P

St **June Johnson Cooper**

■ A **Personal Representative of Estate of Todd Johnson**

o **C/o David R. Smith**

1. A **Suite 107**

**555 St. Charles Drive**

**Thousand Oaks, California 91360**

**Certified Mail 7099 3220 0095 7554 9788**

**Zephyr 33 State Com #1**

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly)

B. Date of Delivery

ire

☐ Agent

☐ Addressee

ery address different from item 1? ☐ Yes

, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

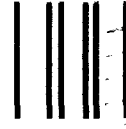
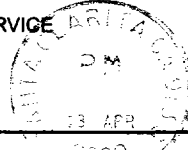
☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

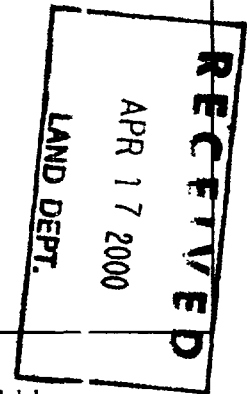
UNITED STATES POSTAL SERVICE



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

EOG RESOURCES, INC.  
Attn: Land Department  
P. O. Box 2267  
Midland, Texas 79702



9702+2267







March 30, 2000

**EOG Resources, Inc.**  
P.O. Box 2267  
Midland, TX 79702  
(915) 686-3600

**CERTIFIED MAIL – RETURN RECEIPT**

Working Interest Owners  
(See Addressee List)

RE: Zephyr "33" State Com #1  
660' FSL, 660' FEL  
Section 33-16S-28E  
Eddy County, New Mexico  
Mesa Cuervo Prospect  
E/2 Spacing Unit

Gentlemen:

Following EOG Resources, Inc.'s ("EOG") well proposal of March 1, 2000, please be advised that the location has been moved to 660' FSL and 660' FEL of this Section 33. The drilling of the Zephyr "33" State Com #1 well as a 10,100' Lower Morrow/Chester test remains with the E/2 Section 33-T16S-R28E, Eddy County, New Mexico as the spacing unit.

Once again, please find two (2) AFE's for this test. Should you elect to participate, please execute and return one (1) AFE. An Operating Agreement will be forwarded upon such election.

EOG has a rig scheduled to move to this location in the very near future. Since rigs are scarce, your immediate attention to this matter will be appreciated. As we have not heard from several of the parties, EOG plans to initiate force pooling in the near future. Our preference however would be to secure a voluntary agreement.

Should you elect not to participate, EOG is willing to consider a mutually agreeable trade. Please call and we will be glad to discuss terms

Should you have any questions, please feel free to call me at (915) 686-3758.

Sincerely,

**EOG RESOURCES, INC.**

A handwritten signature in black ink, reading "Patrick J. Tower".

Patrick J. Tower  
Project Landman

Enclosures

U:\t\pjt\2000\devon zephyr reloc.doc

Working Interest Owners  
Zephyr "33" State Com #1

June Johnson Cooper  
Personal Representative of Estate of Todd Johnson  
C/o Cooper, Kardaras & Charf  
141 E. Walnut Street  
Pasadena, California 91103  
Attention: Paul Lusby

FAX: 626-795-3839

June Johnson Cooper  
Personal Representative of Estate of Todd Johnson  
C/o David R. Smith  
Suite 107  
555 St. Charles Drive  
Thousand Oaks, California 91360

EOG MIDLAND DIVISON

COMMAND #211

DATE	TIME	TO/FROM	MODE	MIN/SEC	PGS	STATUS
001	3/30	16:40	626 795 3839	EC--S	01"06 004	OK

**FAX**

**EOG RESOURCES, INC.**

P. O. BOX 2267  
4000 N. BIG SPRING ST., SUITE 500  
MIDLAND, TEXAS 79705  
(915) 686-3600

DATE:	3/30/00	NO. PAGES:	4
TO:	June Johnson Cooper c/o Paul Lusby	COMPANY:	
FROM:	Patrick Tower	TELE NO:	
		FAX NO:	626-795-3839
		TELE NO:	915-686-3758
		FAX NO:	915 - 686 - 3773

IF PAGES ARE NOT RECEIVED OR IF THERE ARE ANY TRANSMISSION PROBLEMS,  
PLEASE CALL NUMBER LISTED ABOVE.

☐ URGENT ☐ CONFIDENTIAL ☐ REPLY REQUESTED

**MESSAGE:** Original to follow by mail.

**FAX**

**EOG RESOURCES, INC.**

**P. O. BOX 2267  
4000 N. BIG SPRING ST., SUITE 500  
MIDLAND, TEXAS 79705  
(915) 686-3600**

DATE: 3/30/00

NO. PAGES: 4

TO: June Johnson Cooper  
c/o Paul Lusby

COMPANY:

TELE NO:

FAX NO: 626-795-3839

FROM: Patrick Tower

TELE NO: 915-686-3758

FAX NO: 915 - 686 - 3773

IF PAGES ARE NOT RECEIVED OR IF THERE ARE ANY TRANSMISSION PROBLEMS,  
PLEASE CALL NUMBER LISTED ABOVE.

   URGENT       CONFIDENTIAL       REPLY REQUESTED

**MESSAGE:** Original to follow by mail.

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.

*Zephur*

I also wish to receive the following services (for an

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

**3. Article Addressed to:**

June Johnson Cooper  
Personal Representative of Estate of Todd Johnson  
C/o Cooper, Kardaras & Chaf  
141 E. Walnut Street  
Pasadena, California 91103  
Attention: Paul Lusby

**4a. Article Number**

*7099 3220 0005*

**Service Type**

- 7554 9658*
- Registered ☒ Certified
  - Express Mail ☐ Insured
  - Return Receipt for Merchandise ☐ COD
  - Mode of Delivery

**5. Received By: (Print Name)**

**6. Signature: (Addressee or Agent)**

**X**

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

**APR 3 2000**

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

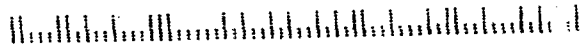


First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Print your name, address, and ZIP Code in this box

EOG Resources, Inc.  
Attn : Land Department PJT  
P. O. Box 2267  
Midland, Texas 79702

**RECEIVED**  
APR 6 2000  
LAND DEPT.



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.
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- 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.

*Zeph*

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:**

June Johnson Cooper  
Personal Representative of Estate of Todd Johnson  
C/o David R. Smith  
Suite 107  
555 St. Charles Drive  
Thousand Oaks, California 91360

**4a. Article Number**

*7099 32200005*

**4b. Service Type**

*7554 9665*

- ☐ Registered ☒ Certified  
☐ Express Mail ☐ Insured  
☐ Return Receipt for Merchandise ☐ COD

**Date of Delivery**

*4-5-00*

**5. Received By: (Print Name)**

**6. Signature: (Addressee or Agent)**

*X Karen Jones*

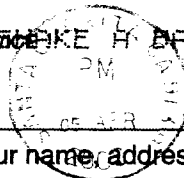
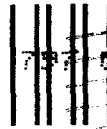
**8. Addressee's Address (Only if requested and fee is paid)**

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service

UNITED STATES POSTAL SERVICE



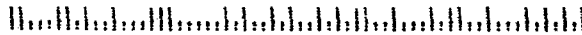
797-04711/00

First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

EOG Resources, Inc.  
Attn : Land Department PJT  
P. O. Box 2267  
Midland, Texas 79702

**RECEIVED**  
APR 11 2000  
LAND DEPT.







March 1, 2000

**EOG Resources, Inc.**  
P.O. Box 2267  
Midland, TX 79702  
(915) 686-3600

**CERTIFIED MAIL – RETURN RECEIPT**

Working Interest Owners  
(See Addressee List)

RE: Zephyr "33" State Com #1  
990' FSL, 1980' FEL  
Section 33-16S-28E  
Eddy County, New Mexico  
Mesa Cuervo Prospect  
E/2 Spacing Unit

Gentlemen:

EOG Resources, Inc. proposes the drilling of the Zephyr "33" State Com #1 as a 10,100' Lower Morrow/Chester test at the referenced location in Section 33-T16S-R28E, Eddy County, New Mexico with the E/2 as the spacing unit.

In this regard please find two (2) AFE's for this test. Should you elect to participate, please execute and return one (1) AFE. An Operating Agreement will be forwarded upon such election.

Should you elect not to participate, EOG is willing to consider a mutually agreeable trade. Please call and we will be glad to discuss terms

Should you have any questions, please feel free to call me at (915) 686-3758.

Sincerely,

**EOG RESOURCES, INC.**  
  
Patrick J. Tower  
Project Landman

Enclosures  
U:\t\pjt\2000\devon zephyr rev.doc

Working Interest Owners  
Zephyr "33" State Com #1

June Johnson Cooper  
Personal Representative of Estate of Todd Johnson  
C/o Cooper, Kardaras & Charf  
141 E. Walnut Street  
Pasadena, California 91103  
Attention: Paul Lusby

June Johnson Cooper  
Personal Representative of Estate of Todd Johnson  
C/o David R. Smith  
Suite 107  
555 St. Charles Drive  
Thousand Oaks, California 91360

**FAX**

**EOG RESOURCES, INC.**

P. O. BOX 2267  
4000 N. BIG SPRING ST., SUITE 500  
MIDLAND, TEXAS 79705  
(915) 686-3600

DATE: 3/2/00

NO. PAGES: 3

TO: Paul Lusby

COMPANY: \_\_\_\_\_

TELE NO: \_\_\_\_\_

FAX NO: 626-795-3839

FROM: Patrick Tower

TELE NO: 915-686-3758

FAX NO: 915 - 686 - 3773

IF PAGES ARE NOT RECEIVED OR IF THERE ARE ANY TRANSMISSION PROBLEMS,  
PLEASE CALL NUMBER LISTED ABOVE.

☐ URGENT    ☐ CONFIDENTIAL    ☐ REPLY REQUESTED

**MESSAGE:** June Johnson Cooper

Personal Representative of Estate of Todd Johnson

EOG RESOURCES INC

COMMAND #220

DATE	TIME	TO/FROM	MODE	MIN/SEC	PGS	STATUS
001	3/02 09:13	626 795 3839	EC--S	01'09	004	OK

FAX

EOG RESOURCES, INC.

P. O. BOX 2267  
4000 N. BIG SPRING ST., SUITE 500  
MIDLAND, TEXAS 79705  
(915) 686-3600

DATE: 3/2/00

NO. PAGES: 3

TO: Paul Lusby

COMPANY:

TELE NO:

FAX NO: 626-795-3839

FROM: Patrick Tower

TELE NO: 915-686-3758

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:**

June Johnson Cooper  
Personal Rep of Est of Todd Johnson  
c/o Cooper, Kardaras & Charf  
Attn: Paul Lusby  
141 E. Walnut  
Pasadena, California 91103

**4a. Article Number**

Z 558 112 847

**4b. Service Type**

- |                                                         |                                               |
|---------------------------------------------------------|-----------------------------------------------|
| <input type="checkbox"/> Registered                     | <input checked="" type="checkbox"/> Certified |
| <input type="checkbox"/> Express Mail                   | <input type="checkbox"/> Insured              |
| <input type="checkbox"/> Return Receipt for Merchandise | <input type="checkbox"/> COD                  |

**7. Date of Delivery**

3/6/00

**5. Received By: (Print Name)**

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

**6. Signature: (Addressee or Agent)**

X

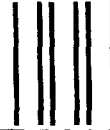
*Delores M. Miller*

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

**RECEIVED**

• Print your name, address, and Zip Code in this box •

MAR 10 2000

LAND DEPT.

Enron Oil & Gas Company  
Patrick J. Tower  
P. O. Box 2267  
Midland, Texas 79702

*Zephyr "33" ST. Corn #1*



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.

*Zephyr 33 ST Com #1*

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:  
June Johnson Cooper  
Personal Rep of Todd Johnson  
c/o David R. Smith  
Suite 107  
555 St. Charles Drive  
Thousand Oaks, California 91369

4a. Article Number  
Z558112848

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

5. Date of Delivery  
*3-6-00*

5. Received By: (Print Name)

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

6. Signature (Addressee or Agent)  
*X [Signature]*

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



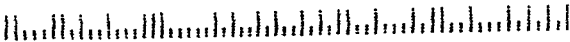
First-Class Mail  
Postage & Fees Paid  
JSPS  
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

Zeph

Enron Oil & Gas Company  
Patrick J. Tower  
P. O. Box 2267  
Midland, Texas 79702

**RECEIVED**  
MAR 1 2000  
LAND DEPT.







**Enron Oil & Gas  
Company**

P.O. Box 2267  
Midland, TX 79702  
(915) 686-3600

September 13, 1999

BY FACSIMILE AND CERTIFIED  
RETURN RECEIPT MAIL

June Johnson  
C/o Cooper, Kardaras, & Chaff  
141 E. Walnut Street  
Pasadena, California 91103  
Attention: Mr. Paul Lusby

Re: Well Proposal  
Amtrak State Com. No. 1  
660' FSL & 660' FEL  
Section 4-17S-28E  
Eddy County, New Mexico

Dear Mr. Lusby:

Following Enron Oil & Gas Company's (now EOG Resources, Inc.) ("EOG") well proposal of August 27, 1999, please be advised that due to a playa lake, the location has been moved to 660' FSL and 660' FEL of this Section 4. The drilling of this Amtrak State Com. No. 1 well as a 10,200' Morrow test remains with the E/2 Section 4-T17S-R28E, Eddy County New Mexico as the proposed spacing unit. Although this is considered a Lower Morrow test, this total depth actually bottoms the well in the top of the Mississippian Chester formation.

In this regard please find (2) copies of EOG's AFE for this test. Should you elect to participate, please execute and return one (1) AFE. An Operating Agreement will be forwarded upon such election.

Should you elect not to participate, EOG would be willing to enter into a mutually agreeable trade for the drilling of this well.

Also, as you are likely aware, Chi Energy, Inc. has proposed a similar well albeit at a location in the SW/4 and with the S/2 of this Section 4 as the spacing unit. Today EOG received a compulsory pooling application for their location and spacing unit. Although EOG would prefer to enter into mutual trades, EOG is forced to file its own compulsory pooling hearing to protect its interests. Even though your company will soon receive this application, EOG is still hopeful of entering into voluntary agreements.

Should you have any questions, feel free to call me at (915) 686-3758.

Sincerely,

EOG RESOURCES, INC., formerly  
ENRON OIL & GAS COMPANY

Patrick J. Tower  
Project Landman

Attachment