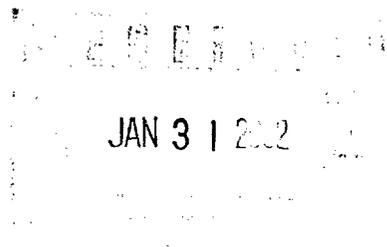


**Mark & Bonnie Caldwell**  
**3528 Shell Street**  
**Midland, Texas 79707**  
**Phone (915)699-6460**



January 29, 2002

Mr. Michael Stogner  
Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87505

*Case 12816*

Re: Compulsory Pooling Hearing

Dear Mr. Stogner,

I received the enclosed 'registered' letter on January 26<sup>th</sup> from Mr. Phil Brewer, Attorney for TMBR/Sharp Drilling, regarding the above subject.

I just wanted the Division to be aware, that contrary to article 3 of the Application for Compulsory Pooling, no one from TMBR/Sharp has ever contacted me regarding a lease, AFE, or operations, etc, nor some of the other mineral owners, that I am familiar with. I feel that this issue should be clarified, prior to the Division issuing a Compulsory Pooling Order.

Thank you for your consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to be "M. Mark Caldwell", written over a horizontal line.

M. Mark Caldwell

Enclosure

cc: Mr. Phil Brewer, Attorney

PEGASUS PLACE  
125 WEST FOURTH STREET  
POST OFFICE BOX 298  
ROSWELL, N.M. 89202-0298

**Phil Brewer**  
ATTORNEY & COUNSELOR

TELEPHONE: 505-625-0298  
FACSIMILE: 505-625-0299  
E-MAIL: pbrewer@pegasusplace.com

TO: Uncommitted Interest Owners in the  
N/2 Section 25, Township 16 South,  
Range 35 East, N.M.P.M., Lea County, New Mexico

FROM: Phil Brewer, Attorney for TMBR/Sharp Drilling, Inc.

DATE: January 25, 2002

RE: Application for Compulsory Pooling

Dear Sir or Madam:

I enclose herewith copy of Application for Compulsory Pooling which has today been filed with the New Mexico Oil Conservation Division and which as been initially set for the February 21, 2002 docket. No case number has as yet been assigned to the Application.

