

BEFORE THE

OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION
OF NEARBURG PRODUCING COMPANY
FOR AN UNORTHODOX GAS WELL LOCATION,
EDDY COUNTY, NEW MEXICO.

CASE NO. 10297

AFFIDAVIT

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

| | |
|---------------------------|----------------------|
| BEFORE EXAMINER STOGNER | |
| OIL CONSERVATION DIVISION | |
| <u>NEARBURG</u> | EXHIBIT NO. <u>6</u> |
| CASE NO. <u>10297</u> | |

WILLIAM F. CARR, attorney in fact and authorized representative of Nearburg Producing Company, the Applicant herein, being first duly sworn, upon oath, states that the notice provisions of Rule 1207 of the New Mexico Oil Conservation Division have been complied with, that Applicant has caused to be conducted a good faith diligent effort to find the correct addresses of all interested persons entitled to receive notice as shown by Exhibit "A" attached hereto, and that pursuant to Rule 1207, notice has been given at the correct addresses provided by such rule.

William F. Carr
WILLIAM F. CARR

SUBSCRIBED AND SWORN to before me this 1st day of May, 1991.

Frankel, J. J.
Notary Public

My Commission Expires:

August 19, 1991

EXHIBIT A

Texaco Producing, Inc.
Post Office Box 3109
Midland, Texas 79702

Kerr-McGee Corporation
One Marienfeld Place
Suite 330
Midland, Texas 79701
Attn: Mr. Richard P. Sevier

CAMPBELL & BLACK, P.A.
LAWYERS

JACK M. CAMPBELL
BRUCE D. BLACK
MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
WILLIAM P. SLATTERY
ANNIE-LAURIE COOGAN

JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

April 10, 1991

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Texaco Producing Company
Post Office Box 3109
Midland, Texas 79702

Re: Application of Nearburg Producing Company for an Unorthodox Well
Location, Eddy County, New Mexico

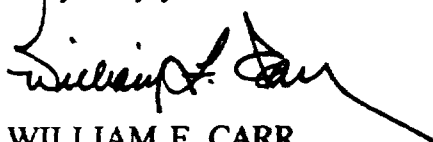
Gentlemen:

This letter is to advise you that Nearburg Producing Company has filed an application with the New Mexico Oil Conservation Division seeking approval of an unorthodox well location for its Forni 15 Well No. 1 to be drilled at an unorthodox location 2500 feet from the North line and 330 feet from the West line of Section 15, Township 22 South, Range 27 East, N.M.P.M., Eddy County, New Mexico. The W/2 of Section 15 will be dedicated to this well.

This application has been set for hearing before a Division Examiner on May 2, 1991. 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 NEARBURG PRODUCING COMPANY
WFC:mlh

P-106 677 860

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

| | |
|---|----|
| Sent to Texaco Producing Company | |
| Street and No. P. O. Box 3109 | |
| P.O., State and ZIP Code Midland, TX 79702 | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt showing to whom and Date Delivered | |
| Return Receipt showing to whom, Date, and Address of Delivery | |
| TOTAL Postage and Fees | \$ |
| Postmark or Date APR 10 1991 | |

PS Form 3800, June 1985

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for rates and check boxes for additional services requested.

1. ☒ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:
Texaco Producing Company
P. O. Box 3109
Midland, TX 79702

4. Article Number
P 106 677 860

Type of Service:
☐ Registered
☒ Certified
☐ Insured
☐ COD
☐ Return Receipt for Merchandise
☐ Express Mail
 Always obtain signature of addressee or agent and DATE DELIVERED.
 8. Addressee's Address (ONLY if requested and fee paid)
 5. Signature Agent
 6. Signature Agent
 7. Date of Delivery
 APR 12 1991

PS Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

CAMPBELL & BLACK, P.A.

LAWYERS

JACK M. CAMPBELL
BRUCE D. BLACK
MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. SERGE
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TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

April 10, 1991

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Kerr-McGee Corporation
One Marienfeld Place
Suite 330
Midland, Texas 79701
Attn: Mr. Richard P. Sevier

Re: Application of Nearburg Producing Company for an Unorthodox Well
Location, Eddy County, New Mexico

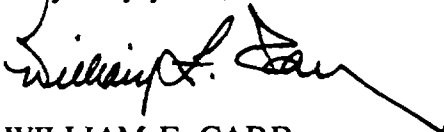
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Very truly yours,



WILLIAM F. CARR
ATTORNEY FOR NEARBURG PRODUCING COMPANY
WFC:mlh

P-106 677 861

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

| | |
|--|------------------------------------|
| Sent to Attn: Richard P. Sevier Kerr-McGee Corporation | |
| Street and No | 330 One Marienfeld Place, Suite |
| P.O., State and ZIP Code Midland, Texas 79701 | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt showing to whom and Date Delivered | |
| Return Receipt showing to whom, Date, and Address of Delivery | |
| TOTAL Postage and Fees | \$ |
| Postmark or Date APR 10 1991 | |

PS Form 3800, June 1985

| | |
|--|---|
| <p>SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.</p> <p>Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this mail from being returned to you. The return receipt fee will provide you the name of the person delivered and the date of delivery. For additional fees the following services are available. Consult postmaster for rates and check boxes for additional service(s) requested.</p> <p>1. <input type="checkbox"/> Show to whom delivered, date, and addressee's address. 2. <input type="checkbox"/> Restricted Delivery (Extra charge)</p> | |
| <p>1. Article Addressed to:</p> <p>Kerr-McGee Corporation One Marienfeld Place, Suite 330 Midland, Texas 79701 Attn: Richard P. Sevier</p> | <p>4. Article Number P 106 677 861</p> |
| <p>5. Signature - Address</p> <p>X <i>Richard P. Sevier</i></p> | <p>Type of Service:</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Insured</p> <p><input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD</p> <p><input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise</p> <p>Always obtain signature of addressee or agent and DATE DELIVERED.</p> |
| <p>6. Signature - Agent</p> <p>X <i>[Signature]</i></p> | <p>8. Addressee's Address (ONLY if requested and fee paid) <i>None available</i></p> |
| <p>7. Date of Delivery</p> <p><i>Apr 10 1991</i></p> | |

PS Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT