

Release Date:
May 26, 1988

By DRC

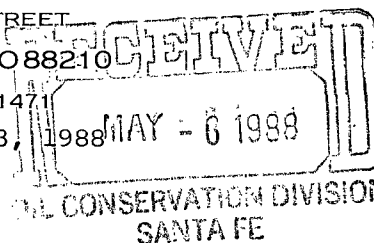
MARTIN YATES, III
1912 - 1985
FRANK W. YATES
1936 - 1986



105 SOUTH FOURTH STREET
ARTESIA, NEW MEXICO 88210

TELEPHONE (505) 748-1471

May 3, 1988



S. P. YATES
CHAIRMAN OF THE BOARD
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EXECUTIVE VICE PRESIDENT
RANDY G. PATTERSON
SECRETARY
DENNIS G. KINSEY
TREASURER

New Mexico Oil Conservation Division
P. O. Box 2088
Santa Fe, NM 87501

ATTENTION: Mr. William LeMay

RE: Benson Deep FS Federal Com #1
1830' FNL and 660' FEL of
Section 4-T19S-R30E
Eddy County, New Mexico

NSL-2529
RULE-104 F(I)
Benson Steam Gas Pool 320 Acres
ded

ELK
Sec 4

Gentlemen:

Yates Petroleum Corporation respectfully requests administrative approval for the non-standard location as provided for under NMOCD Rule 104F.

This well was originally in the Benson Deep Unit, but was deemed an uncommercial producer. Therefore, it was pulled out of the unit and became a non-standard location.

Enclosed please find a copy of the lease map showing the area, a topographic map of the area and a survey plat. The working interest owners and offset operators have been notified of our intentions by certified mail, via a xerox copy of this letter. A copy of the certification is enclosed.

We respectfully ask for your expeditious approval of this application, as this well is completed and ready for production. It cannot be produced until the non-standard location is approved.

If you have any questions concerning this matter, please do not hesitate to contact us.

Thank you.

Very truly yours,

YATES PETROLEUM CORPORATION

Janet Richardson
Landman

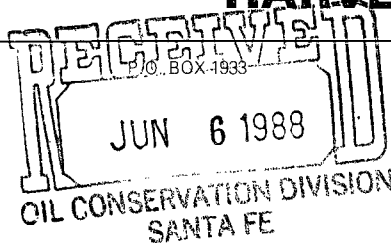
JR:rj
Enclosures

HEYCO

PETROLEUM PRODUCERS



nsL
HARVEY E. YATES COMPANY



ONE SUNWEST CENTRE

505 / 623-6601

FAX 505 / 622-4221

ROSWELL, NEW MEXICO 88202-1933

June 2, 1988

New Mexico Oil Conservation Division
P. O. Box 2088
Santa Fe, New Mexico 87501

Attention: Mr. William LeMay

Re: Non-Standard Location for
Benson Deep FS Fed. Com #1
1830' FNL & 660' FEL of
Sec. 4, T-19S, R-30E
Eddy County, New Mexico
Waiver of Objection

Gentlemen:

Enclosed is one signed original of the waiver of objection for the above captioned non-standard location. By copy of this letter, another original is being transmitted to Yates Petroleum Corporation.

Very truly yours,

Melissa Randle
Joint Interest Coordinator

MVR/dlm
Enclosure

benwaver/NL

xc: Yates Petroleum Corporation (with original signed waiver)
105 S. 4th
Artesia, New Mexico 88210
Attn: Rusty Jernigan

BENSON DEEP FS FEDERAL COM #1
1830' FNL and 660' FEL of
Section 4-T19S-R30E
Eddy County, New Mexico

Offset Operators and Working Interest Owners:

Enron Oil and Gas Company
P. O. Box 2267
Midland, TX 79702
Attn: B. H. Morrison

Texaco, Inc.
Box 3109
Midland, TX 79702
Attn: Alan R. McDaniel

H & S Oil Company
First National Bank Building
Suite 303
Artesia, NM 88210

Harvey E. Yates Company et al
P. O. Box 1933
Roswell, NM 88201
Attn: Mr. Ed Groves

Philip J. Cooper
825 Nakomis Drive NE
Albuquerque, NM 87123

Lowell Irby
612 North 13th Street
Artesia, NM 88210

William Jabalie
Edward Jabalie, M.D.
8805 Dirk Court
El Paso, TX 79925

Jack Case
P. O. Box 7
Loco Hills, NM 88255

Mobil Producing, Inc.
P. O. Box 633
Midland, TX 79702
Attn: J. K. Trigger

Flag-Redfern Oil Company
Box 11050
Midland, TX 79702
Attn: Bryron H. Greaves

J. Edward Stern, M.D.
Executive Center
4120 Rio Bravo - Suite 215
El Paso, TX 79902

Cibola Energy Corporation
P. O. Box 1668
Albuquerque, NM 87103

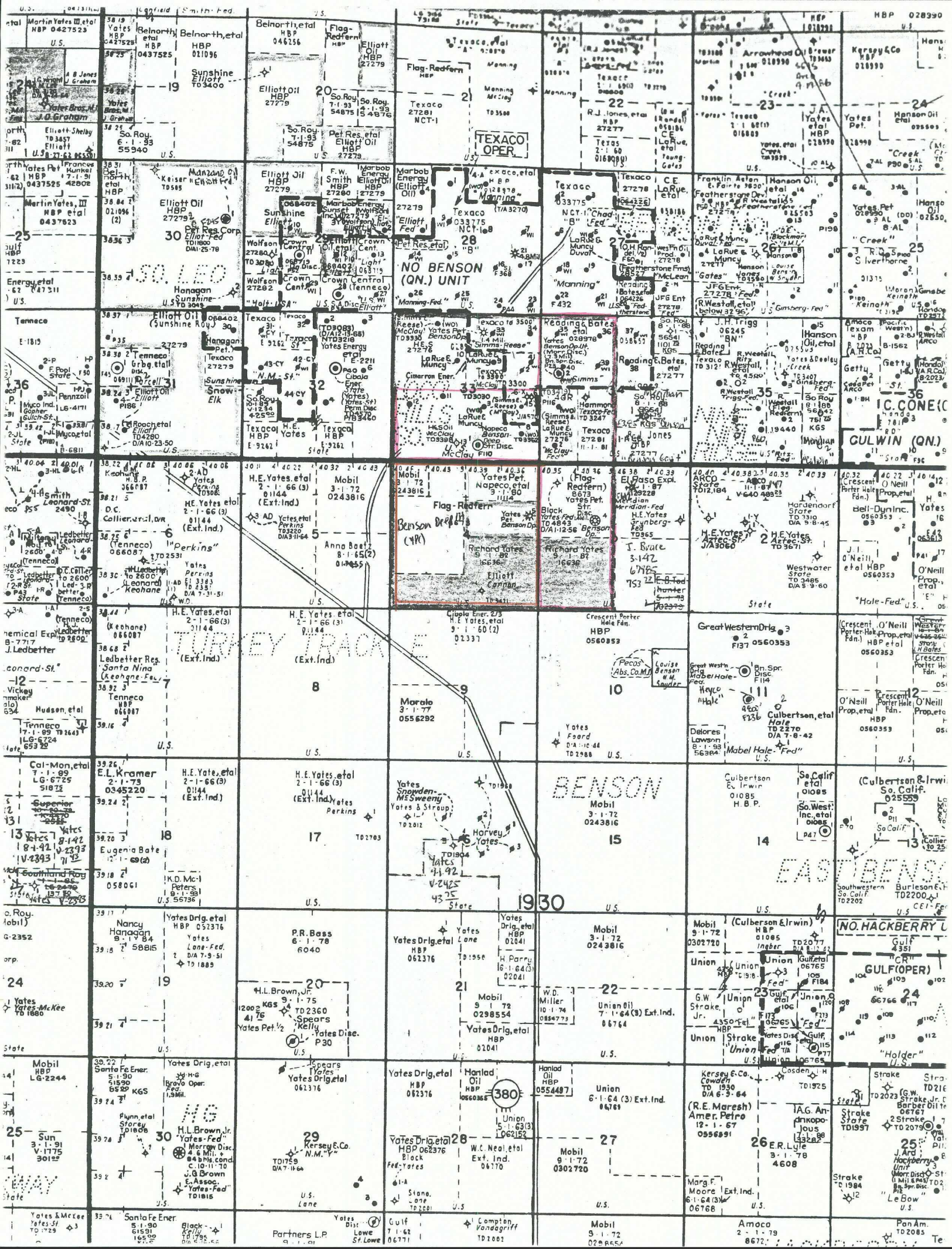
Dick Blenden
P. O. Box 1387
Carlsbad, NM 88220

A. J. Losee
P. O. Drawer 239
Artesia, NM 88210

Arlin B. Cooper, M.D.
Medical Center Bldg. - Suite D
1502 Arizona Avenue
El Paso, TX 79910

John H. Johnstone, M.D.
9614 Socorro Road
El Paso, TX 79927

Roy & Helen M. Blackman
1711 Mountain Shadow
Carlsbad, NM 88220



1:25,000
1:25,000
1:25,000

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

HALJAHAI
4 MI. TO N. 1

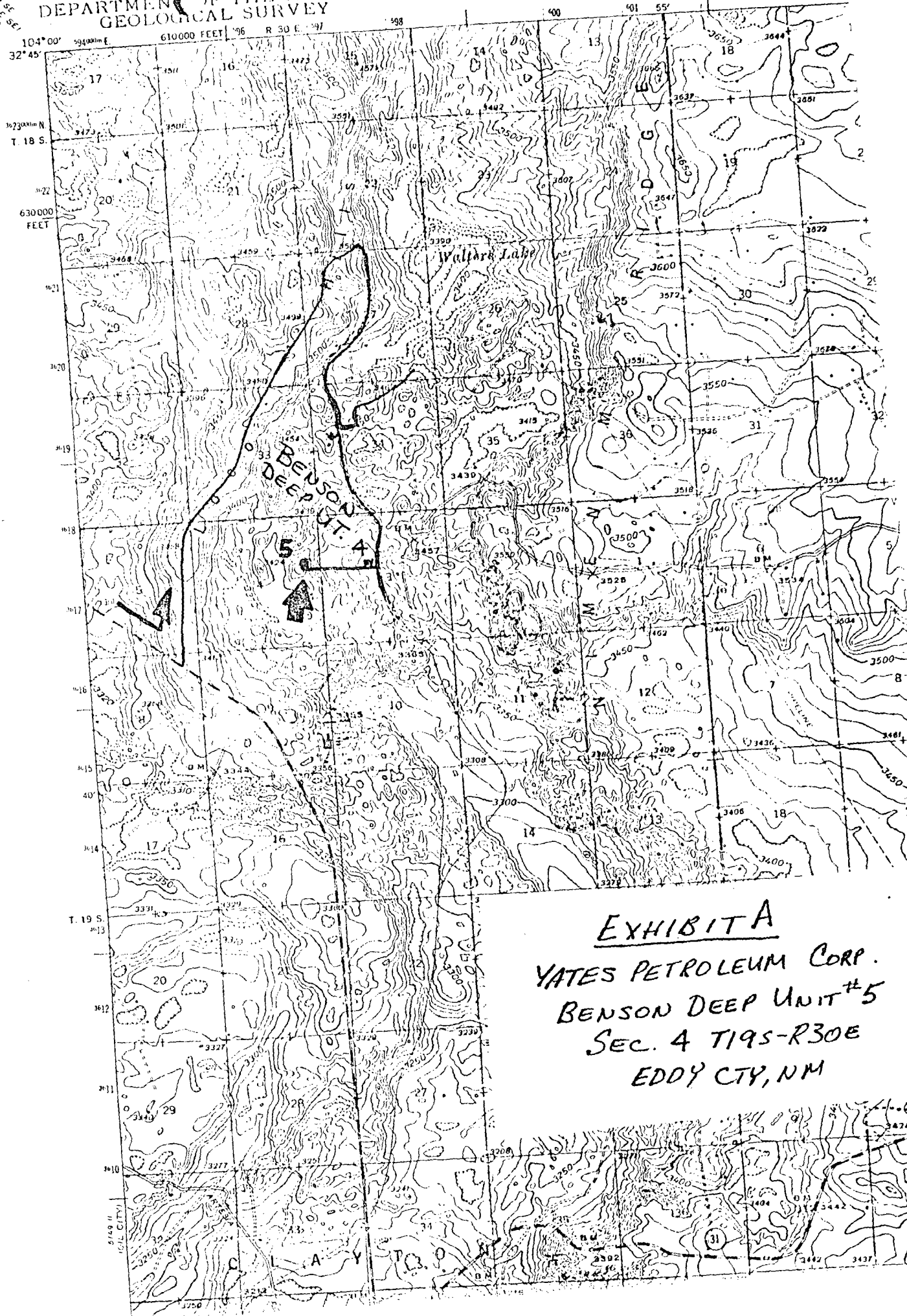


EXHIBIT A
YATES PETROLEUM CORP.
BENSON DEEP UNIT #5
SEC. 4 T19S-R30E
EDDY CTY, NM

NEW MEXICO OIL CONSERVATION COMMISSION
WELL LOCATION AND ACREAGE DEDICATION AT

Form C-102
Supersedes C-128
Effective 1-1-65

All distances must be from the outer boundaries of the Section.

Operator YATES PETROLEUM CORPORATION			Lease Benson Deep Unit			Well No. 5
Unit Letter H	Section 4	Township 19 South	Range 30 East	County Eddy		
Actual Footage Location of Well: 1830 feet from the North line and 660 feet from the East line						
Ground Level Elev. 3419.	Producing Formation Morrow		Pool Under Morrow		Dedicated Acreage: 320 Acres	

1. Outline the acreage dedicated to the subject well by colored pencil or hachure marks on the plat below.
2. If more than one lease is dedicated to the well, outline each and identify the ownership thereof (both as to working interest and royalty).
3. If more than one lease of different ownership is dedicated to the well, have the interests of all owners been consolidated by communitization, unitization, force-pooling, etc?

☒ Yes ☐ No If answer is "yes," type of consolidation Unitization

If answer is "no," list the owners and tract descriptions which have actually been consolidated. (Use reverse side of this form if necessary.)

No allowable will be assigned to the well until all interests have been consolidated (by communitization, unitization, forced-pooling, or otherwise) or until a non-standard unit, eliminating such interests, has been approved by the Commission.

		1830'
		660'

CERTIFICATION

I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief.

Gliserio Rodriguez
Name
Gliserio Rodriguez

Position
Regulatory Agent

Company
Yates Petroleum Corporation

Date
9-24-84

DAN R. REDDY
NEW MEXICO
I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same are true and correct to the best of my knowledge and belief.
REGISTERED PROFESSIONAL ENGINEER
5412

Date Surveyed
September 18, 1984

Registered Professional Engineer and/or Land Surveyor

Dan R. Reddy
Certificate No.

0 330 660 990 1320 1650 1980 2310 2640 2000 1500 1000 500 0

NM PE&LS NO. 5412

NSL

MARTIN YATES, III
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May 3, 1988

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Eddy County, New Mexico

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W A I V E R

As a working interest owner and/or offset operator, Harvey E. Yates Company et al, has no objections to the non-standard location for the captioned well.

Name

Title

Date

A. J. Deans

Ex. V. P.

5-11-88

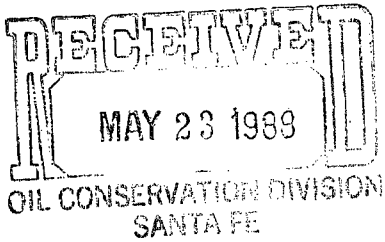
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nsL- 2529

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W A I V E R

As a working interest owner and/or offset operator, John H. Johnstone, M.D., has no objections to the non-standard location for the captioned well.

Name

Date

John H. Johnstone
May 18, 1988

NSL- 2529

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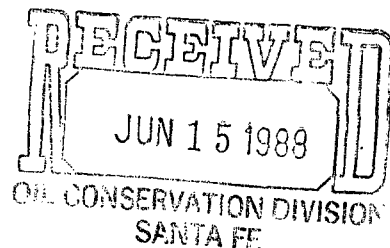
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W A I V E R

As a working interest owner and/or offset operator, Philip J. Cooper, has no objections to the non-standard location for the captioned well.

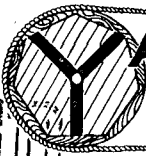

Name
JUNE 11, 1988
Date



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FRANK W. YATES
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RECEIVED

MAY 16 1988



**YATES
PETROLEUM
CORPORATION**

105 SOUTH FOURTH STREET
ARTESIA, NEW MEXICO 88210
DIVISION TELEPHONE (505) 748-1471

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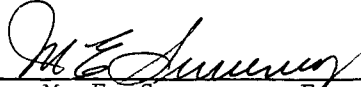
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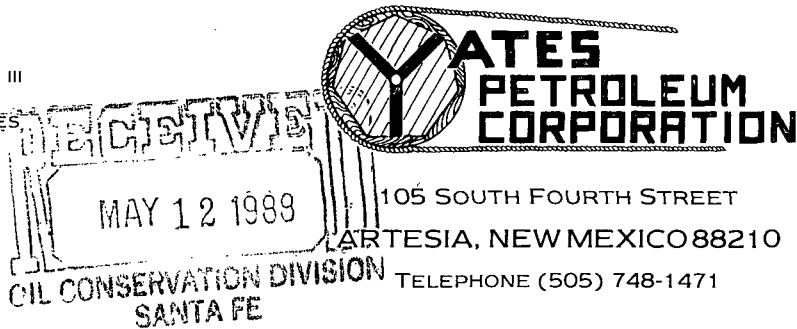
W A I V E R

As a working interest owner and/or offset operator, Mobil Producing, Inc., has no objections to the non-standard location for the captioned well.


Name M. E. Sweeney - Env. & Reg. Manager
Mobil Exploration & Producing U.S. Inc.
as Agent for
Mobil Producing Texas & New Mexico Inc.
Title

Date 5/11/88

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W A I V E R

As a working interest owner and/or offset operator, A. J. Losee, has no objections to the non-standard location for the captioned well.

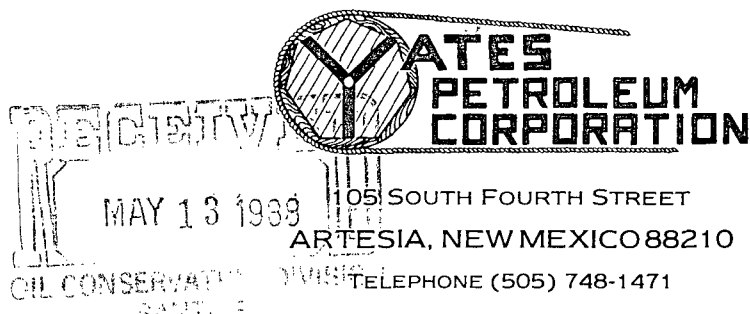
Name

A J Losee

Date

5/9/88

MARTIN YATES, III
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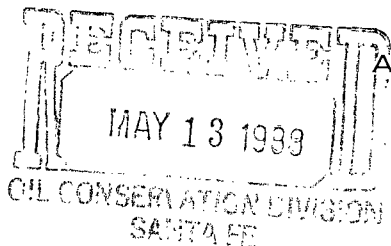
As a working interest owner and/or offset operator, William Jabalie and Edward Jabalie, M.D., has no objections to the non-standard location for the captioned well.

Edward Jabalie M.D.
Name
William Jabalie
Name
09 May 1988
Date

MARTIN YATES, III
1912 - 1985
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105 SOUTH FOURTH STREET
ARTESIA, NEW MEXICO 88210
TELEPHONE (505) 748-1471

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W A I V E R

As a working interest owner and/or offset operator, J. Edward Stern, M.D., has no objections to the non-standard location for the captioned well.

J. Edward Stern M.D.
Name

May 9, 1988
Date

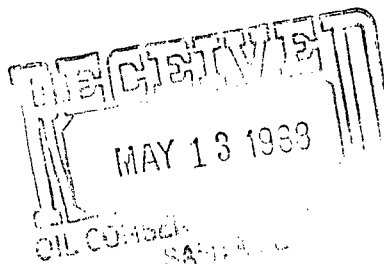
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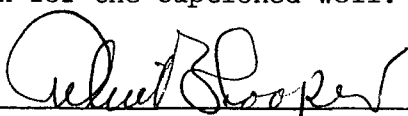
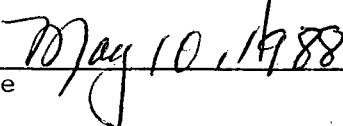
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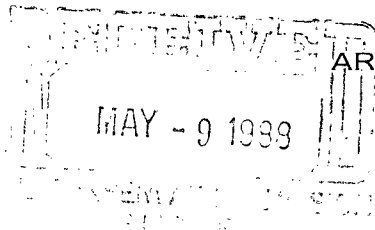
As a working interest owner and/or offset operator, Arlin B. Cooper, M.D., has no objections to the non-standard location for the captioned well.


Name

Date

MARTIN YATES, III
1912 - 1985
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W A I V E R

As a working interest owner and/or offset operator, H & S Oil Company, has no objections to the non-standard location for the captioned well.

H & S Oil Co
Name *R. L. Heinisch*
Partner
Title
Date *5/6/88*

MARTIN YATES, III
1912 - 1985
FRANK W. YATES
1936 - 1986

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MAY - 9 1988
OIL CONSERVATION DIVISION
SANTA FE



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W A I V E R

As a working interest owner and/or offset operator, Jack Case, has no objections to the non-standard location for the captioned well.

Name

Date

Jack Case
5-6-88

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W A I V E R

As a working interest owner and/or offset operator, Cibola Energy Corporation, has no objections to the non-standard location for the captioned well.

Name

Title

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W A I V E R

As a working interest owner and/or offset operator, Flag Redfern Oil Company, has no objections to the non-standard location for the captioned well.

Name

Title

Date

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SECRETARY
DENNIS G. KINSEY
TREASURER

May 3, 1988

RE: Non-Standard Location for
Benson Deep FS Federal Com #1
1830' FNL and 660' FEL of
Section 4-T19S-R30E
Eddy County, New Mexico

Please sign and return one (1) copy to Yates Petroleum Corporation, 105 South Fourth Street, Artesia, New Mexico 88210, to the attention of Rusty Jernigan, and one (1) copy to the New Mexico Oil Conservation Division, P. O. Box 2088, Santa Fe, New Mexico 87501, to the attention of Mr. William LeMay, if you have no objections to the proposed non-standard location listed above. A xerox copy of a letter to Mr. William LeMay is attached to tell you of our intentions.

W A I V E R

As a working interest owner and/or offset operator, Enron Oil and Gas Company, has no objections to the non-standard location for the captioned well.

Name

Title

Date

MARTIN YATES, III
1912 - 1985
FRANK W. YATES
1936 - 1986



105 SOUTH FOURTH STREET
ARTESIA, NEW MEXICO 88210
TELEPHONE (505) 748-1471

S. P. YATES
CHAIRMAN OF THE BOARD
JOHN A. YATES
PRESIDENT
PEYTON YATES
EXECUTIVE VICE PRESIDENT
RANDY G. PATTERSON
SECRETARY
DENNIS G. KINSEY
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W A I V E R

As a working interest owner and/or offset operator, Texaco, Inc., has no objections to the non-standard location for the captioned well.

Name

Title

Date

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1912 - 1985
FRANK W. YATES
1936 - 1986



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W A I V E R

As a working interest owner and/or offset operator, Lowell Irby, has no objections to the non-standard location for the captioned well.

Name

Date

MARTIN YATES, III
1912 - 1985
FRANK W. YATES
1936 - 1986



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W A I V E R

As a working interest owner and/or offset operator, Roy and Helen M. Blackman, has no objections to the non-standard location for the captioned well.

Name

Name

Date

MARTIN YATES, III
1912 - 1985
FRANK W. YATES
1936 - 1986



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W A I V E R

As a working interest owner and/or offset operator, Dick Blenden, has no objections to the non-standard location for the captioned well.

Name

Date

P 728 600 191

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Roy & Helen M. Blackman	
Street and No. 1711 Mountain Shadow	
P.O., State and ZIP Code Carlsbad, NM 88220	
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 192

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to John H. Johnstone, M.D.	
Street and No. 9614 Socorro Road	
P.O., State and ZIP Code El Paso, TX 79927	
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 193

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Arlin B. Cooper, M.D.	
Street and No. Medical Center Bldg. - Suite D	
City and Zip Code El Paso, TX 79910	
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 194

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to A. J. Losee	
Street and No. P. O. Drawer 239	
P.O. State and ZIP Code Artesia, NM 88210	
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 195

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Dick Blenden	
Street and No. P. O. Box 1387	
P.O., State and ZIP Code Carlsbad, NM 88220	
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 196

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Cibola Energy Corporation	
Street and No. P. O. Box 1668	
P.O., State and ZIP Code Albuquerque, NM 87103	
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 722 600 197

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	
J. Edward Stern, M.D.	
Executive Center	
4120 Rio Bravo Suite 215	
P.O., State and ZIP Code	
El Paso, TX 79902	
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	
May 5, 1988	
Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 198

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	
Flag-Redfern Oil Company	
Street and No.	
P. O. Box 11050	
P.O. State and ZIP Code	
Midland, TX 79702	
Name	
Mr. Byron H. Greaves	
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	
May 5, 1988	
Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 200

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Jack Case	
Street and No. P. O. Box 7	
P.O., State and ZIP Code Loco Hills, NM 88255	
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 201

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to William Jabalie Edward Jabalie, M. D.	
Street and No. 8805 Dirk Court	
P.O., State and ZIP Code El Paso, TX 79925	
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 202

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Lowell Irby	
Street and No. 612 North 13th Street	
P.O., State and ZIP Code Artesia, NM 88210	
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 203

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Philip J. Cooper	
Street and No. 825 Nakomis Drive NE	
P.O., State and ZIP Code Albuquerque, NM 87123	
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 204

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Harvey E. Yates Company et al	
Street and No. P. O. Box 1933	
P.O., State and ZIP Code Roswell, NM 88201	
Postage Ed Groves	\$
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 205

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to H & S Oil Company	
First National Bank Building Suite 303	
P.O. State and ZIP Code Artesia, NM 88210	
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 206

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Texaco, Inc.	
Street and No. Box 3109	
P.O., State and ZIP Code Midland, TX 79702	
Pay to the order of Alan R. McDaniel	S
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	S
Postmark or Date May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 207

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Enron Oil and Gas Company	
Street and No. P. O. Box 2267	
P.O., State and ZIP Code Midland, TX 79702	
Postage H. Morrison	\$
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 May 5, 1988 Benson Deep FS - NSL	

PS Form 3800, June 1985

P 728 600 208

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to NMOCD	
Street and No. P. O. Box 2088	
P.O., State and ZIP Code Santa Fe, NM 87501	
Postage William LeMay \$	
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 May 5, 1988 Benson Deep FS - NSL	

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