

**STATE OF NEW MEXICO  
DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES  
OIL CONSERVATION DIVISION**

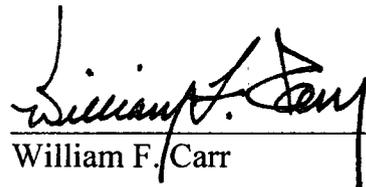
**APPLICATION OF BTA OIL PRODUCERS  
FOR AN EXCEPTION TO DIVISION RULE  
104.C(2)(c), LEA COUNTY, NEW MEXICO.**

**CASE NO. 13442**

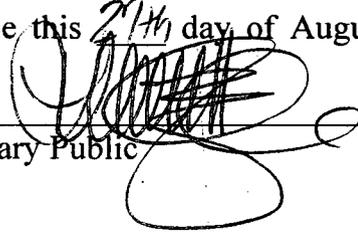
**AFFIDAVIT**

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

William F. Carr, attorney in fact and authorized representative of BTA Oil Producers, the Applicant herein, being first duly sworn, upon oath, states that notice of the above-referenced Application was mailed to the interested parties shown on Exhibit "A" attached hereto in accordance with Oil Conservation Division Rules, and that true and correct copies of the notice letter and proof of notice are attached hereto.

  
\_\_\_\_\_  
William F. Carr

SUBSCRIBED AND SWORN to before me this 27<sup>th</sup> day of August 2004 by  
William F. Carr  
 OFFICIAL SEAL  
LISAMARIE ORTIZ  
NOTARY PUBLIC-STATE OF NEW MEXICO  
My commission expires 01/14/07

  
\_\_\_\_\_  
Notary Public

My Commission Expires: 01/14/07



August 26, 2004

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**Samson Resources Company  
Samson Plaza  
Two West Second Street  
Tulsa, Oklahoma 74103-3103Re: Application of BTA Oil Producers for an Exception to Division Rule 104.C(2)(c), Lea County,  
New Mexico.

Ladies and Gentlemen:

This letter is to advise you that BTA Oil Producers has filed the enclosed application with the New Mexico Oil Conservation Division seeking an exception to Division Rule 104.C(2)(c) to allow two operators in all formations developed on 320-acre spacing in the W/2 of Section 26, Township 22 South, Range 34 East NMPM. BTA proposes to re-enter and plug back its 8817 JV-P Ojo Chiso Well No. 3 located in Unit M at a standard gas well location 990 feet from the South and West lines of said Section 26 from the Morrow formation to the Atoka formation, Undesignated Antelope Ridge-Atoka Gas Pool. This spacing unit will be simultaneously dedicated in the Atoka formation to the BTA well and the Samson Resources Ojo Chiso Federal Well No. 1 located in Unit C at a standard location 990 from the North and 2310 feet from the West line of the Section.

This application has been set for hearing before a Division Examiner on September 16, 2004 at Porter Hall in the Division's Santa Fe offices. 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 are required by Division Rule 1208.B to file a Pre-Hearing Statement with the Oil Conservation Division's Santa Fe office located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505, three days in advance of a scheduled hearing. This statement must include: the names of the parties and their attorneys; a concise statement of the case; the names of all witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that are to be resolved prior to the hearing.

Very truly yours,

William F. Carr  
Attorney for BTA Oil Producers

U.S. Postal Service  
**CERTIFIED MAIL RECEIPT**  
 (Domestic Mail Only. No Insurance Coverage)

|   |                |
|---|----------------|
| <b>OFFICIAL</b>                                   |                |
| Postage   | \$ .60         |
| Certified Fee                                     | 2.30           |
| Return Receipt Fee<br>(Endorsement Required)      | 1.75           |
| Restricted Delivery Fee<br>(Endorsement Required) |                |
| <b>Total Postage &amp; Fees</b>                   | <b>\$ 4.65</b> |

**Sent To**  
 Samson Resources Company  
 Samson Plaza  
 Two West Second Street  
 Tulsa, Oklahoma 74103-31



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Samson Resources Company  
 Samson Plaza  
 Two West Second Street  
 Tulsa, Oklahoma 74103-3103

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) G Clark      B. Date of Delivery 8-31

C. Signature Gregory Clark       Agent  
 Addressee

D. Is delivery address different from item 1?  Yes  
 If 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

Postnet Number (Copy from) 7001 1140 0002 5602 5613

# Affidavit of Publication

STATE OF NEW MEXICO )  
 ) ss.  
COUNTY OF LEA )

Joyce Clemens being first duly sworn on oath deposes and says that she is Advertising Director of THE LOVINGTON DAILY LEADER, a daily newspaper of general paid circulation published in the English language at Lovington, Lea County, New Mexico; that said newspaper has been so published in such county continuously and uninterruptedly for a period in excess of Twenty-six (26) consecutive weeks next prior to the first publication of the notice hereto attached as hereinafter shown; and that said newspaper is in all things duly qualified to publish legal notices within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico.

That the notice which is hereto attached, entitled

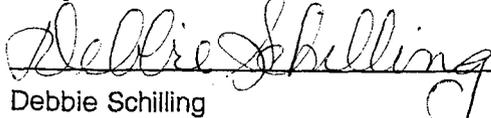
Notice Of Publication

was published in a regular and entire issue of THE LOVINGTON DAILY LEADER and not in any supplement thereof, for one (1) day, beginning with the issue of August 29, 2004 and ending with the issue of August 29, 2004.

And that the cost of publishing said notice is the sum of \$ 60.24 which sum has been (Paid) as Court Costs.



Subscribed and sworn to before me this 13th day of September 2004.



Debbie Schilling  
Notary Public, Lea County, New Mexico  
My Commission Expires June 22, 2006

LEGAL NOTICE  
NOTICE OF  
PUBLICATION  
  
STATE OF  
NEW MEXICO  
ENERGY, MINERALS  
AND NATURAL  
RESOURCES DEPART-  
MENT  
OIL CONSERVATION  
DIVISION  
SANTA FE,  
NEW MEXICO

The State of New Mexico through its Oil Conservation Division hereby gives notice pur-

suant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on September 16, 2004, in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact: Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-659-1779 by September 6, 2004. Public documents including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

STATE OF NEW MEXICO  
TO:

All named parties and persons having any right, title, interest or claim in the following cases and notice to the public.

(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.)

CASE 13442:

Application of BTA Oil Producers for an Exception to Division Rule 104.C(2)(c), Lea County New Mexico. Applicant in the above-styled cause seeks an order granting an exception to Division Rule 104.C(2)(c) to allow two operators in all formations developed on 320-acre spacing in the W/2 of Section 26, Township 22 South, Range 34 East, NMPM, to form a standard 320-acre gas spacing and proration unit in the Undesignated Antelope Ridge-Atoka Gas Pool and any other pool in this spacing unit developed on 320-acre spacing. Applicant proposes to re-enter and plug back its 8817 JV-P Ojo Chiso Federal Well No. 3 located in Unit M at a standard gas well location 990 feet from the South and West

lines of said Section from the Morrow format to the Atoka format. Applicant seeks authority to simultaneously dedicate the W/2 of Section in the Atoka formation its 8817 JV-P Ojo Chiso Federal Well No. 3 and the Samson Resource Company Ojo Chiso Federal Well No. 1 located in Unit C at a location 90 feet from the North 1/4 and 2310 feet from the West line of said Section. This spacing unit is located approximately 20 miles west-southwest of Eunice New Mexico.

Given under the Seal of the State of New Mexico Oil Conservation Commission at Santa Fe New Mexico on this 25 day of August 2004.

STATE OF  
NEW MEXICO  
OIL CONSERVATION  
DIVISION

Mark E. Fesmire, P.I.  
Division Director

Published in the Lovington Daily Leader August 29, 2004.