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

# APPLICATION OF LANCE OIL & GAS COMPANY, INC. TO AMEND DIVISION ORDER R-11814 FOR COMPULSORY POOLING SAN JUAN COUNTY, NEW MEXICO.

CASE NO. 13360

## CERTIFICATE OF MAILING AND COMPLIANCE WITH ORDER R-8054

STATE OF NEW MEXICO )

#### ) SS.

#### COUNTY OF SANTA FE )

W. Thomas Kellahin, being first duly sworn, hereby certifies that he is an attorney for the Applicant and responsible for notification in this matter and that the notice provisions of Division Rule 1207 (Order R-8054) have been complied with, that Applicant has caused to be conducted a good faith diligent effort to find the correct addresses of all interested parties entitled to receive notice, that on October 13, 2004, he caused to be mailed by certified mail return-receipt requested the attached notice of this hearing and a copy of the application for the above referenced case, at least twenty days prior to the hearing of this case set for November 4, 2004 to the parties shown in said application and as evidenced by the attached copies of return receipt cards and/or receipts of certified mailing, and that pursuant to Division Rule 1207, notice has been given at the correct addresses provided by such the.

Thomas Kellahin

SUBSCRIBED AND SWORN to before me this 2nd day of November 2004, by W. Thomas Kellahin.

Lynda Kellahin, Notary Public My Commission Expires: June 18, 2008



BEFORE THE OIL CONSERVATION DIVISION Case No.13360 Exhibit No.- 2 Submitted By: Lance Gas & Oil Hearing Date: November 4, 2004

# KELLAHIN & KELLAHIN Attorney at Law

#### W. Thomas Kellahin

Recognized Specialist in the Area of Natural Resources-oil and gas law-New Mexico Board of Legal Specialization P.O. Box 2265 Santa Fe, New Mexico 87504 117 North Guadalupe Santa Fe, New Mexico 87501

Telephone 505-982-4285 Facsimile 505-982-2047 kellahin@earthlink.net

October 13, 2004

#### **CERTIFIED MAIL-RETURNED RECEIPT REQUESTED**

# TO: NOTICE OF THE HEARING OF THE FOLLOWING NEW MEXICO OIL CONSERVATION DIVISION CASE:

Re: Application of Lance Oil & Gas Company, Inc. to amend Division Order R-11814 for compulsory pooling, San Juan County, New Mexico

On behalf of Lance Oil & Gas Company, Inc., please find enclosed our application to amend Division Order R-11814 to substitute the F-RPC "21" Well No. 2 (API 30-045-31059) as the Basin Fruitland Coal Gas Pool well to be dedicated to a standard 320-acre gas spacing unit consisting of the W/2 Section 21, T29N, R13W which has been set for hearing on the New Mexico Oil Conservation Division Examiner's docket now scheduled for November 4, 2004. The hearing will be held at the Division hearing room located at 1220 South Saint Francis Drive, Santa Fe, New Mexico, 87505.

You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, we are notifying you of your right to appear at the hearing and participate in this case, including the right to present evidence either in support of or in opposition to the application. Failure to appear at the hearing may preclude you from any involvement in this case at a later date. Pursuant Division Rule 1208.B, parties appearing in cases are required to file a Pre-Hearing Statement with the Division not later than 5:00 PM on Friday, October 29, 2004, with a copy delivered to the undersigned. This statement must include: the names of all witnesses the party will call to testify at the hearing; the approximate time of the party will need to present its case, and identification of any procedural matters that are to be resolved prior the hearing. In addition, the Division will impose a 200% risk charge unless you declare in this Pre-Hearing Statement you intention to oppose it. Please note that the burden of proof as to this issue will be yours.

Verv Thomas Kellahin

US Bank UTA DTD 8/6/66 Iowa City, Iowa 52244-1430

William H. McNutt 5802 Cedarwood Drive Farmington, NM 87402

Forrest & Patricia Elkins PO Box 933 Layton, UT 84041-0933

William R. Amos, TTE 610 W. Animas Farmington, NM 87401 New Mexico State Highway Dept. PO Box 1149 Santa Fe, NM 87504-1149

Dr. William A. Hall 416 N Behrend Ave. Farmington. NM 87401

Richard & Cassandra Elkins 23115 Summers Drive San Antonio, TX 78258 Betty L. Musgrove PO Box 1002 Farmington, NM 87499

Frederick & Laurie Elkins 1050 East 760 North Orem, UT 84097

City of Farmington Attn: Finance 800 Municipal Drive Farmington, NM 87401



| <br>COMPLETE THIS SECTION ON DELIVERY | Be Print Clearly) B. Date of Delivery   | ifferent from item 1?<br>/ address below:   |  |               | 04<br>handise  | /? (Extra Fee)                      | 9356   | 102595-00-M-0952                               | COMPLETE THIS SECTION ON DELIVERY |  |   | test pelow:                                    | soco 2                               |                      | andise  |                                     | 6hE6 h  | 102595-00-M-0952                                    |
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 Addressee 102595-02-M-1540 C. Date of Deliyery °₿ □ D. Is delivery address different from item 1? Tes If YES, enter delivery address below: D No COMPLETE THIS SECTION ON DELIVERY If YES, enter delivery address below: November 4, 2004 4. Restricted Delivery? (Extra Fee) 7002 0510 0003 4614 9424 alved by (Printed Name) Order R-11813 CHANON F Richardson 10/14/04 Domestic Return Receipt Ì à so that we can return the card to you. Attach this card to the back of the mailpiece, Print your name and address on the reverse Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Richard & Cassandra Elkins SENDER: COMPLETE THIS SECTION San Antonio, TX 78258 PS. Form 3811, August 2001 23115 Summers Drive or on the front if space permits. (Transfer from service label) 1. Article Addressed to: 2. Article Number

Frederick & Laurie Elkins 1050 East 760 North November 4, 2004 Orem, UT 84097 Order R-11813 o surrent de mar Richardson 10/14/04 PS/Form 3800 Total Pos Street, Apt. or PO Box I 5 . (Endors City, State, Restric (Endorse. Sent To E000 DYEP 0150 2002

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