



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

March 1, 2005

Mr. David Catanach
Oil Conservation Division Hearing Officer
Energy, Minerals and Natural Resources Department
1220 South St. Francis Drive
Santa Fe, NM 87505

Via hand delivery

Re: Advanced Exploration, Inc., case number 13413

Dear Mr. Catanach,

When the hearing in the above compliance case was heard on February 17, 2005, we had not yet received an affidavit of publication from the Lovington Daily Leader. At that time, you decided to hold the case open until the publication issue could be resolved. Attached is a copy of the affidavit of publication, received today, showing publication of the notice of hearing in the Lovington Daily Leader on January 28, 2005.


Gail MacQuesten
Assistant General Counsel

2005 FEB 29 PM 1 46

Affidavit of Publication

RECEIVED

FEB 28 2005

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

Oil Conservation Division
1220 S. Saint Francis Drive
Santa Fe, NM 87505

O.K.
fd

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 13413: ✓
Application of the New Mexico Oil Conservation Division for a Compliance Order Against Advanced Exploration Inc. The Applicant seeks an order requiring Advanced Exploration Inc. to bring one well into compliance with 19.15.4.201 NMAC by a date certain and, in the event of non-compliance, assessing a civil penalty, authorizing the Division to plug said well and forfeit the applicable plugging security, and for such other relief as the Director deems appropriate. The affected well is the War Deck #001, API 30-025-30626, Unit Letter B, Section 33, Township 21S, Range 35E located approximately 10 miles west of Eunice in Lea County, New Mexico.

Given under the Seal of the State of New Mexico Oil Conservation Commission at Santa Fe, New Mexico on this 26th day of January 2005.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

Mark E. Fesmire, P. E.
Division Director

SEAL

Published in the Lovington Daily Leader January 28, 2005.

LEGAL NOTICE
NOTICE OF HEARING

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

The State of New Mexico through its Oil Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on February 17, 2005, in the Oil Conservation Division Hearing Room at 1220 South St. Francis Drive, Santa Fe, New Mexico, before an examiner duly appointed 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 February 7, 2005. 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

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

Legal Notice

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 January 28, 2005 and ending with the issue of January 28, 2005.

And that the cost of publishing said notice is the sum of \$ 47.96 which sum has been (Paid) as Court Costs.

Joyce Clemens

Subscribed and sworn to before me this 24th day of February 2005

Debbie Schilling
Debbie Schilling

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