

Affidavit of Publication

NO. 18968

STATE OF NEW MEXICO

County of Eddy:

Gary D. Scott being duly

sworn, says: That he is the Publisher of The Artesia Daily Press, a daily newspaper of general circulation, published in English at Artesia, said county and county and state, and that the here to attached

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was published in a regular and entire issue of the said Artesia Daily Press, a daily newspaper duly qualified for that purpose within the meaning of Chapter 167 of the 1937 Session Laws of the state of New Mexico for 1 consecutive week/days on the same

day as follows:

First Publication August 7 2005

Second Publication _____

Third Publication _____

Fourth Publication _____

Subscribed and sworn to before me this

9th Day August 2005

Barbara Ann Boon
Notary Public, Eddy County, New Mexico

My Commission expires September :23, 2007

NOTICE OF PUBLICATION STATE OF NEW MEXICO ENERGY,

Copy of Publication:

LEGAL NOTICE

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 August 25, 2005, 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 August 15, 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 acces-

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sible 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 13541: In The Matter Of The Application Of Bass Enterprises Production Company For Compulsory Pooling, Eddy County, New Mexico.

Applicant in the above-styled cause seeks an order pooling all mineral interests from the surface to the base of the Morrow formation in the N/2 of Section 32, Township 21 South, Range 28 East, NMPM, Eddy County, New Mexico, in order to form a standard 320-acre gas spacing and proration unit for all formations or pools spaced on 320 acres within this vertical extent, which presently include but are not necessarily limited to the Undesignated East Carlsbad-Wolfcamp, Undesignated East Carlsbad-Strawn, and the

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Undesignated East Carlsbad-Morrow Gas Pools. This spacing and proration unit is to be dedicated to the Big Eddy Unit Well No. 149 to be drilled at a standard location 1980 feet from the North line and 660 feet from the East line of Section 32 in order to test the Morrow formation. Also to be considered will the cost of drilling and completion of said well and the allocation of the cost thereof, the actual operating cost and charges for super vision, designation of applicant as operator of the well and charge for risk involved in drilling said well. Said area is located approximately miles east of Carlsbad New Mexico. Given under the Seal of the State of New Mexico. O Conservation Commission at Santa Fe New Mexico on this 4th day of August 2005.

STATE OF NEW MEXICO OIL CONSERVATION DIVISION Mark E. Fesmire, P.E., Director

Published in the Artesia Daily Press Artesia, N.M. August 7, 2005.

Legal-1894



August 1, 2005

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

TO: AFFECTED INTEREST OWNERS

Re: Application of Bass Enterprises Production Company for compulsory pooling, Eddy County, New Mexico.

Ladies and Gentlemen:

This letter is to advise you that Bass Enterprises Production Company has filed the enclosed application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interests from the surface to the base of the Morrow formation in certain spacing and proration units in the N/2 of Section 32, Township 21 South, Range 28 East, N.M.P.M., Eddy County, New Mexico. Said pooled units are to be dedicated to the Bass Enterprises Production Company's Big Eddy Unit Well No. 149 to be drilled at a standard well location 1980 feet from the North line and 660 feet from the East line to a depth sufficient to test the Morrow. The well will be at a standard location in all formations.

This application has been set for hearing before a Division Examiner on August 25, 2005. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Offices 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, 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 four days in advance of a scheduled hearing. This statement must be filed at the Division's Santa Fe office at the above specified address and should 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,

Ocean Munds-Dry
ATTORNEY FOR BASS ENTERPRISES
PRODUCTION COMPANY