

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

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION
COMPLIANCE AND ENFORCEMENT BUREAU FOR A COMPLIANCE ORDER
AGAINST WESTBROOK OIL CORP, FOR WELLS OPERATED IN LEA
COUNTY, NEW MEXICO

CASE NO 15652

AFFIDAVIT OF SERVICE

In accordance with 19 15 4 9 and 19 15 4 12 NMAC I hereby certify that notice of the March 30 2017 hearing in the above captioned case was mailed to the following party(ies) by certified mail return receipt requested at least 20 days prior to the hearing date with a copy of the application

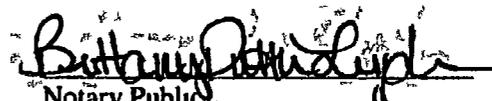
Westbrook Oil Corporation
P O Box 2264
Hobbs NM 88241
VIA CERTIFIED MAIL RETURN RECEIPT 7012 0470 0000 0881 0372

A copy of this notice is attached as *Exhibit 3 A* to this affidavit The notice was also published in 'The Lovington Leader' a newspaper of general circulation in Lea County An affidavit of publication is provided in *Exhibit 3 B*



Keith W Herrmann

SUBSCRIBED AND SWORN before me on this 29 day of March 2017



Notary Public

My Commission Expires
12/13/2018



Case 15652
Exhibit 3

Exhibit 3 A – Direct Notice to Operator

**Case 15652
Exhibit 3**

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

Ken McQueen
Cabinet Secretary Designate

Matthias Sayer
Deputy Cabinet Secretary

David Catanach Division Director
Oil Conservation Division



March 3, 2017

Westbrook Oil Corporation
P O Box 2264
Hobbs, NM 88241

 **FILE COPY**

VIA CERTIFIED MAIL, RETURN RECEIPT 7012 0470 0000 0881 0372

Re OCD Case No 15652 for a Compliance Order against Westbrook Oil Corporation

Dear Operator

Pursuant to the notice provisions contained in 19 15 4 NMAC, you are hereby notified that at 8 15 AM on March 30, 2017, the New Mexico Oil Conservation Division (OCD) will hold a hearing in front of a Division Examiner seeking an order determining that Westbrook Oil Corporation (Operator) (1) is out of compliance with OCD rules 19 15 8 NMAC and NMSA 1978, §§ 70 2-12(B)(1) and 70-2 14 (2) requiring Operator to return to compliance with 19 15 8 NMAC, and (3) in the event of non compliance finding the Operator in violation of a Division order for each day after the deadline established in the sought order to obtain acceptable financial assurance The hearing will be held in Porter Hall at 1220 South St Francis Dr , Santa Fe New Mexico

Please review 19 15 4 NMAC to see applicable rules for division hearings A person entitled to notice may enter an appearance at any time by filing a written notice of appearance with the division or the commission clerk, as applicable, or, subject to the provisions in Subsection C of 19 15 4 10 NMAC by oral appearance on the record at the hearing A party who has not entered an appearance at least one business day prior to the pre-hearing statement filing date provided in Paragraph (1) of Subsection B of 19 15 4 13 NMAC shall not be allowed to present technical evidence at the hearing unless the commission chairman or the division examiner for good cause, otherwise directs

March 3 2017

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If you have any questions regarding the hearing process, please contact me at (505) 476 3463 or keith.herrmann@state.nm.us

Sincerely



Keith Herrmann
Attorney for the New Mexico Oil Conservation Division
Compliance and Enforcement Bureau

Encl OCD Case No 15652 Compliance and Enforcement Bureau Application for Hearing

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

For delivery information visit our website at www.usps.com.®

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To **Westbrook Oil Corporation**
P.O. Box 2264
 Street, Apt. No. or PO Box No. **Hobbs, NM 88241**
 City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

260 1890 0000 0470 0881 0372

SENDER: COMPLETE THIS SECTION

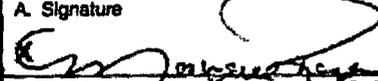
- Complete items 1, 2, and 3
- Print your name and address on the reverse so that we can return the card to you
- Attach this card to the back of the mailpiece or on the front if space permits

1 Article Addressed to
Westbrook Oil Corporation
P.O. Box 2264
Hobbs, NM 88241

9590 9401 0184 5234 5086 C1

2 Article Number (Transfer from service label)
7012 0470 0000 0881 0372

COMPLETE THIS SECTION ON DELIVERY

A. Signature  Agent Addressee

B Received by (Printed Name) **Margaret R. ...** C Date of Delivery

D Is delivery address different from item 1? Yes No
 If YES enter delivery address below:



- 3 Service Type
- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Restricted Delivery | |

Exhibit 3 B – Affidavit of Publication

**Case 15652
Exhibit 3**

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 Manager of THE LOVINGTON LEADER, a thrice a week 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 LEADER and not in any supplement thereof, for one (1) day(s), beginning with the issue of March 7, 2017 and ending with the issue of March 7, 2017.

And that the cost of publishing said notice is the sum of \$ 105.84 which sum has been (Paid) as Court Costs.

Joyce Clemens
Joyce Clemens, Advertising Manager
Subscribed and sworn to before me this 10th day of March, 2017.

Gina Fort
Gina Fort
Notary Public, Lea County, New Mexico
My Commission Expires June 30, 2018



**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 March 30, 2017, 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 505-478-3458 or through the New Mexico Relay Network, 1-800-855-1779 by March 20, 2017. 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. A party who plans on using projection equipment at a hearing must contact Florene Davidson seven (7) business days prior to the hearing requesting the use of the projection equipment. Wireless Internet is available; however, the party must provide its own laptop computer.

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 Meridia whether or not so stated.)

Case No. 15848: Application of The New Mexico Oil Conservation Division Compliance and Enforcement Bureau for a Compliance Order against Jam Oil LLC, for Wells Operated in Chaves and Lea Counties, New Mexico. The New Mexico Oil Conservation Division Compliance and Enforcement Bureau, ("Bureau" through its undersigned attorney, hereby files this application with the Oil Conservation Division ("OCD or Division") pursuant to the provisions of NMSA 1977 §70-2-12 for a compliance order (1) determining operator Jam Oil, LLC ("Operator") is out of compliance with 19.15.8 NMAC and NMSA 1978, §§ 70-2-12(B)(1) and 70-2-14; (2) requiring Operator to return to compliance with 19.15.8 NMAC; and (3) in the event of non-compliance, finding the Operator in violation of a Division order for each day after the deadline established in the sought order to obtain acceptable financial assurance.

Case No. 15652: Application of The New Mexico Oil Conservation Division Compliance and Enforcement Bureau for a Compliance Order against Westbrook Oil Corp, for Wells Operated in Lea County, New Mexico. The New Mexico Oil Conservation Division Compliance and Enforcement Bureau, ("Bureau" through its undersigned attorney, hereby files this application with the Oil Conservation Division ("OCD or Division") pursuant to the provisions of NMSA 1977 §70-2-12 for a compliance order (1) determining operator Westbrook Oil Corp ("Operator") is out of compliance with 19.15.8 NMAC and NMSA 1978, §§ 70-2-12(B)(1) and 70-2-14; (2) requiring Operator to return to compliance with 19.15 NMAC; and (3) in the event of non-compliance, finding the Operator in violation of a Division order for each day after the deadline established in the sought order to obtain acceptable financial assurance.

Given under the Seal of the State of New Mexico Oil Conservation Commission Santa Fe, New Mexico on this 3rd day of March, 2017.

**STATE OF NEW MEXICO
OIL CONSERVATION DIVISION
David R. Catanach
Director, Oil Conservation Division
S E A L**

Published in the Lovington Leader March 7, 2017

2017 MAR 19 10:12
RECEIVED