



# NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

**BILL RICHARDSON**

Governor

**Joanna Prukop**

Cabinet Secretary

**Lori Wrotenbery**

Director

**Oil Conservation Division**

April 29, 2003

Marks and Garner Production Ltd. Co.  
P.O. Box 70  
Lovington, NM 88260

**Re: Case No. 12757 (Reopened); Application of the New Mexico Oil Conservation Division for an Order Shutting In Wells, Canceling Allowables and Assessing Civil Penalties against Marks and Garner Production Ltd. Co. for Failure to Comply with an Order to Plug Certain Wells, Eddy and Lea Counties, New Mexico.**

Gentlemen:

Inasmuch as you have apparently failed to comply with the order of the Oil Conservation Commission (Order No. R-11753-A, entered in this Case on July 19, 2002) to properly plug five specified wells, the Division has filed the attached application seeking to shut in all of your remaining wells located on State or private land and seeking additional penalties.

A hearing on this application will be held before a Division hearing examiner in Porter Hall, 1st Floor, 1220 South Saint Francis Drive in Santa Fe, New Mexico 87505, on Thursday, May 22, 2003 at 8:15 a.m. At that hearing, should you choose to attend, you will have an opportunity to show cause why your wells should not be shut in as the Division has requested.

Very truly yours,

David K. Brooks  
Assistant General Counsel

cc. Tim Gum, OCD Artesia

**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:

**Marks and Garner Production  
Ltd. Co.  
P. O. Box 70  
Lovington, NM 88260**

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  Addressee  
*X [Signature]*

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

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

MAY 37 2003

OIL CONSERVATION

3. Service Type:  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number

(Transfer from service label)

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PS Form 3811, August 2001

Domestic Return Receipt

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OLD 12757

**U.S. Postal Service  
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 (Domestic Mail Only; No Insurance Coverage Provided)

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 2125 5217  
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Postage	\$	
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Restricted Delivery Fee (Endorsement Required)		
<b>Total Postage &amp; Fees</b>	\$	

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 SANTA FE NM 87505

Sent To  
**Marks and Garner Production Ltd. Co.**  
 Street, Apt. No.:  
**P.O. Box 70**  
 City, State, ZIP+4:  
**Lovington, New Mexico 88260**

PS Form 3800, January 2001 See Reverse for Instructions