BEFORE THE

OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION OF NEARBURG PRODUCING COMPANY FOR AN UNORTHODOX GAS WELL LOCATION, LEA COUNTY, NEW MEXICO.

CASE NO. 9668

AFFIDAVIT

STATE OF NEW MEXICO)
()) ss
(COUNTY OF SANTA FE)

J. SCOTT HALL, attorney in fact and authorized representative of Nearburg Producing Company, the Applicant herein, being first duly sworn, upon oath, states that the notice provisions of Rule 1207 of the New Mexico Oil Conservation Division have been complied with, that Applicant has caused to be conducted a good faith diligent effort to find the correct addresses of all interested persons entitled to receive notice as shown by Exhibit "A" attached hereto, and that pursuant to Rule 1207, notice has been given at the correct addresses provided by such rule.

J. SCOTT HALL

SUBSCRIBED AND SWORN to before me this 974 day of May, 1989.

Barbara ann Hart Notary Public

My Commission Expires: March 29, 1992

BEFORE EXAMINER STOGNER
OIL CONSERVATION DIVISION

NEARBURG EXHEIT NO. 6

CASE NO. <u>9668</u>

EXHIBIT A

Charles G. Gillespie, Jr. Box 8 Midland, Texas 79702

Conoco Inc. Post Office Box 1959 Midland, Texas 79702

Mesa Petroleum Company Post Office Box 2009 Amarillo, Texas 79189

Pennzoil Company Post Office Box 1828 Midland, Texas 79702

LAWYERS

JACK M. CAMPBELL
BRUCE D. BLACK
MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
J. SCOTT HALL
JOHN H. BEMIS
WILLIAM P. SLATTERY
MARTE D. LIGHTSTONE
PATRICIA A. MATTHEWS

JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208

SANTA FE. NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

April 20, 1989

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Charles B. Gillespie, Jr. Box 8
Midland, Texas 79702

Re: Application of Nearburg Producing Company for an Unorthodox Well Location, Lea County, New Mexico

Dear Mr. Gillespie:

This letter is to advise you that Nearburg Producing Company has filed an application with the New Mexico Oil Conservation Division seeking approval of an unorthodox well location for its Mary Ann 12C #1 Well to be drilled at a point 990 feet from the North line and 1500 feet from the West line of Section 12, Township 17 South, Range 37 East, N.M.P.M., Lea County, New Mexico. Nearburg Producing Company also seeks approval of the well's unorthodox location in the Strawn formation, Northeast Lovington Penn Pool.

This application has been set for hearing before a Division Examiner on May 10, 1989. You are not required to attend this hearing, but as an owner of an interest that may be affected by the unorthodox well location, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging this application at a later date.

WILLIAM F. CARR

ATTORNEY FOR NEARBURG PRODUCING COMPANY

WFC:mlh

RECEIPT FOR CERTIFIED MAIL
19 INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

	1000 110101007	
	Sent to Charles B. Gillesp Street and No Box 8	ie, Jr.
	PO State and ZIP Code Midland, TX 79702	
	Postage	5125
	Certified Fee	185
	Special Delivery Fee	
	Restricted Delivery Fee	
,	Return Receipt Showing to whom and Date Delivered	,90
200	Return Receipt showing to whom Date, and Address of Delivery	
2000	TOTAL Postage and Fees	S.00
ra rorm soco,	Postmark or Date April 20,198	

*8 Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-865	1980	mehan	Address			Charles B. Gillespie, Jr. P 10	RETURN TO' Space on the reverse side. o you. The return receipt fee will provide yo. For additional fees the following services; for additional services; for additional services; requested. livered, date, and addressee's address.	Complete items 1 and 2 when additional consists
DOMESTIC RETURN RECEIPT	MIDLAND, TX 79702	of of	8. Addressee's Address (ONLY if requested and fee paid)	Always obtain signature of addressee or agent and DATE DELIVERED.	Registered Insured Control Express Mail Return Receipt for Merchandise	4. Article Number P 106 676 640	ere desired, and complete items Failure to do this will prevent this uthe name of the person delivered are available. Consult postmaster 2. Restricted Delivery (Extra charge)	

LAWYERS

JACK M. CAMPBELL
BRUCE D. BLACK
M'CHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
J. SCOTT HALL
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SANTA FE. NEW MEXICO 87504-2208

TELEPHONE: (505) 988-4421

TELECOPIER: (505) 983-6043

April 20, 1989

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Conoco Inc.
Post Office Box 1959
Midland, Texas 79702

Re: Application of Nearburg Producing Company for an Unorthodox Well Location, Lea County, New Mexico

Gentlemen:

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WILLIAM F. CARR

Ver truly yours,

ATTORNEY FOR NEARBURG PRODUCING COMPANY

WFC:mlh

RECEIPT FOR CERTIFIED MAIL
NO NO MAIN CONTRACT OF METERNAL MAIL
NOT FOR METERNAL MAIL MAIL

	:See Reverse)	
	Sent to Conoco Inc.	
	Street and No Post Office Box 195	9
	PO. State and ZIP Code Midland, TX 79702	
	Postage	5,25
	Certified Fee	.85
	Special Delivery Fee	
	Restricted Delivery Fee	
ιΩ	Return Receipt showing to whom and Date Delivered	.90
198	Return Receipt showing to whom Date, and Address of Delivery	
Jun	TOTAL Postage and Fees	2,00
PS Form 3800, June 1985	Postmark or Date April 20,19	189

-865 DOMESTIC RETURN RECEIPT	PS Form 3811, Mar. 1988 + U.S.G.P.O. 1986-212-865
*	7. Date of Delivery SARKS
2	6. Signature - Agent () X addle formson
B. Addressee's Address (ONLY if requested and fee paid)	5. Signature — AddressX
Always obtain signature of addressee or agent and DATE DELIVERED.	
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	Post Office Box 1959
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P 106 676 638	
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Idress. 2. Restricted Delivery (Extra charge)	1. A Show to whom delivered, data, and addressee's a (Eura charge)
rse side. Failure to do this will prevent this rovide you the name of the person delivered services are evallable. Consult postmaster text	Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of the livery. For side these the following services are evallable. Consult postmaster for the date of being required to any feet the formal teaching to the consult postmaster for the livery.
services are desired, and complete items	SENDER: Complete Items 1 and 2 when additional services are desired, and complete Items 3 and 4.

LAWYERS

JACK M. CAMPBELL
BRUCE D. BLACK
MICHAEL B. CAMPBELL
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SANTA FE. NEW MEXICO 87504-2208

TELEPHONE: (505) 988-4421

TELECOPIER: (505) 983-6043

April 18, 1989

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APR 18 1900

HAND-DELIVERED

QIL CONSERVATION DIVISION

William J. LeMay, Director Oil Conservation Division New Mexico Department of Energy, Minerals and Natural Resources State Land Office Building Santa Fe, New Mexico 87503

Re: In the Matter of the Application of Nearburg Producing Company for an Unorthodox Gas Well Location, Lea County, New Mexico

Dear Mr. LeMay:

Enclosed in triplicate is the above-referenced Application of Nearburg Producing Company. Nearburg respectfully requests that this matter be placed on the docket for the Examiner hearings scheduled on May 10, 1989.

Very truly yours,

WILLIAM F. CARR

WFC:mlh Enclosures

cc w/enclosures: Mr. Mark K. Nearburg

Nearburg Producing Company

LAWYERS

JACK M. CAMPBELL
BRUCE D. BLACK
MICHAEL B. CAMPBELL
WILLIAM F. CARR
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SANTA FE, NEW MEXICO 87504-2208
TELEPHONE (505) 988-4421
TELECOPIER: (505) 983-6043

April 20, 1989

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mesa Petroleum Company Post Office Box 2009 Amarillo, Texas 79189

Re: Application of Nearburg Producing Company for an Unorthodox Well Location, Lea County, New Mexico

Gentlemen:

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Very truly yours,

WILLIAM F. CARR

ATTORNEY FOR NEARBURG PRODUCING COMPANY

WFC: mlh

RECE PT FOR CERTIFIED MAIL
VINS HANGE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL (See Reverse)

	(See neverse)	
	Sent to Mesa Petroleum Com	pany
	Street and No Post Office Box 20	09
	PO State and ZIP Code Amarillo, Texas 7	9189
	Postage	s.25
	Certified Fee	.85
	Special Delivery Fee	
	Restricted Delivery Fee	
	Return Receipt showing to whom and Date Delivered	٥٩.
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aune.	TOTAL Postage and Fees	₹.00
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	v v	

JACK M. CAMPBELL
BRUCE D. BLACK
MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
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SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

April 20, 1989

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Pennzoil Company Post Office Box 1828 Midland, Texas 79702

Re: Application of Nearburg Producing Company for an Unorthodox Well Location, Lea County, New Mexico

Gentlemen:

This letter is to advise you that Nearburg Producing Company has filed an application with the New Mexico Oil Conservation Division seeking approval of an unorthodox well location for its Mary Ann 12C #1 Well to be drilled at a point 990 feet from the North line and 1500 feet from the West line of Section 12, Township 17 South, Range 37 East, N.M.P.M., Lea County, New Mexico. Nearburg Producing Company also seeks approval of the well's unorthodox location in the Strawn formation, Northeast Lovington Penn Pool.

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WILLIAM F. CARR

Very truly you

ATTORNEY FOR NEARBURG PRODUCING COMPANY

WFC:mlh

RECEIPT FOR CERTIFIED MAIL

NO ASSURANCE COVERAGE PROVIDED

NOT FOR INTERNATIONAL MAIL

	(See Reverse)	
	Sent to Pennzoil Company Street and No P. O. Box 1828	
	PO. State and ZIP Code Midland, TX 79702	
	Postage	s, 25
	Certified Fee	.85
	Special Delivery Fee	
	Restricted Delivery Fee	
'n	Return Receipt showing to whom and Date Delivered	.90
198	Return Receipt showing to whom, Date, and Address of Delivery	
Jun	TOTAL Postage and Fees	چ,٥٥
PS Form 3800, June 1985	Postmark or Date	°9

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	7. Date of DeliveryAPR 2 4 1989
	× FIX COGO
	6. Signature Agent
requested and fee paid)	×
8. Addressee's Address (ONLY if	5. Signature - Address
Always obtain signature of addressee or agent and DATE DELIVERED.	
Certified COD Express Mail Return Receipt for Merchandise	Midland, Texas 79702
Registered Insured	Post Office Box 1828
P 106 676 639	Pennzoil Company
4. Article Number	3. Article Addressed to:
dress. 2. Restricted Delivery (Eura charge)	1. Show to whom delivered, date, and addressee's ad (Extra charge)
se side. Feilure to do this will prevent this royide you the name of the person delivered services are available. Consult postmaster and	Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for least and check box(as) for additional services is requested.
services are desired, and complete Items	SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.