BEFORE THE

OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION OF MESA OPERATING LIMITED PARTNERSHIP FOR COMPULSORY POOLING, SAN JUAN COUNTY, NEW MEXICO.

My Commission Expires:

3/22/32

CASE NO. 9993

AFFIDAVIT

STATE OF NEW MEXICO)
COUNTY OF SANTA FE)
J. SCOTT HALL, attorney in fact and authorized representative
of Mesa Operating Limited Partnership, 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 person entitled to receive notice, as shown by Exhibit
"A" attached hereto, and that pursuant to Rule 1207, notice has
been given by certified mail at the correct addresses provided by
such rule.
J. SCOTT HALL
J. SCOTT HALL
SUBSCRIBED AND SWORN to before me this Z/5 day of June, 1990, by J. Scott Hall.
Roy A Mary Public
Notary Public

EXHIBIT NO.

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ENERGY, MINERALS, AND NATURAL RESOURCES DEPARTMENT

IN THE MATTER OF THE APPLICATION OF MESA OPERATING LIMITED PARTNERSHIP FOR COMPULSORY POOLING, SAN JUAN COUNTY, NEW MEXICO.

CASE	NO.	
CASE	MO.	

APPLICATION

MESA OPERATING LIMITED PARTNERSHIP by its undersigned attorneys, Miller, Stratvert, Torgerson & Schlenker, P.A., hereby makes application pursuant to section 70-2-17, N.M.S.A. (1978) for an order pooling all of the mineral interests in the Fruitland formation for development on 320-acre spacing in and under the E/2 of Section 36, Township 32 North, Range 11 West, N.M.P.M., San Juan County, New Mexico, and in support thereof would show the Division:

- 1. Applicant owns approximately 62½% of the working interest in and under the E/2 of Section 36, and Applicant has the right to drill thereon.
- 2. Applicant proposes to dedicate the above-referenced pooled unit to its Mesa FC State Com #12 well to be located at a standard location in the E/2 of said Section 36.
- 3. Applicant has been unable to obtain voluntary agreement for pooling or farmout from all other interest owners in the E/2 of said Section 36.
- 4. Said pooling of interests will avoid the drilling of unnecessary wells, will prevent waste and will protect correlative rights.

5. In order to permit the Applicant to obtain its just and fair share of the oil and gas underlying the subject lands, the mineral interests should be pooled, and Applicant should be designated the operator of the well to be drilled.

WHEREFORE, Applicant prays that this application be set for hearing before a duly appointed examiner of the Oil Conservation Division on June 27, 1990, and that after notice and hearing as required by law, the Division enter its order pooling the lands, including provisions for Applicant to recover its costs of drilling, equipping and completing the well, its costs of supervision while drilling and after completion, including overhead charges, and imposing a risk factor for the risk assumed by the Applicant in drilling, completing and equipping the well, and making such other and further provisions as may be proper in the premises.

MILLER, STRATVERT, TORGERSON & SCHLENKER, P.A.

J. Scott Hall

Suite 303

125 Lincoln Avenue

Santa Fe, New Mexico 87501
Telephone: (505) 989-9614

Telephone: (505) 989-9614

ATTORNEYS FOR MESA OPERATING

LIMITED PARTNERSHIP

MILLER, STRATVERT, TORGERSON & SCHLENKER, P. A.

LAW OFFICES

RANNE B. MILLER WILLIAM K. STRATVERT ALAN C. TORGERSON KENDALL O. SCHLENKER ALICE TOMLINSON LORENZ GREGORY W. CHASE ALAN KONRAD MARGO J. MCCORMICK LYMAN G. SANDY STEPHEN M. WILLIAMS STEPHAN M. VIDMAR ROBERT C. GUTIERREZ SETH V. BINGHAM MICHAEL H. HOSES JAMES B. COLLINS TIMOTHY R. BRIGGS WALTER R. PARR THOMAS S. UDALL RUDOLPH LUCERO DANIEL E. RAMCZYK

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SANTA FE

125 LINCOLN AVE., SUITE 303

POST OFFICE BOX 1986

SANTA FE, NM 87504-1986

TELEPHONE: (505) 989-9614

FACSIMILE: (505) 989-9857

KENNETH R. BRANDT (1946 - 1981)

June 5, 1990

PLEASE REPLY TO SANTA FE

El Paso Natural Gas Company

P. O. Box 1492

El Paso, TX 79999

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

RE: Application of Mesa Operating Limited Partnership for Compulsory Pooling, San Juan County, New Mexico: (FC State Com #12)

Dear Sirs:

This will advise that Mesa Operating Limited Partnership has filed an application with the New Mexico Oil Conservation Division seeking an order for the compulsory pooling of all mineral interests in the Fruitland formation in and under the E/2 Section 36, Township 32 North, Range 11 West, NMPM, San Juan County, New Mexico. (A copy of the application is enclosed.) Mesa Operating Limited Partnership proposes to dedicate the referenced pooled unit to a well to be drilled at a standard location in the NE/4 of said Section 36.

This application will be set for hearing before a Division Examiner on June 27, 1990 at the New Mexico State Land Office Building, 310 Old Santa Fe Trail, Santa Fe, New Mexico. You are not required to attend this hearing, but as an owner of an interest that may be subject to pooling, 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.

Very truly yours,

MILLER, STRATVERT, TORGERSON & SCHLENKER, P.A.

By: J. Scott Hall

cc: Mark Seale,

Mesa Limited Partnership

DOMESTIC RETURN RECEIPT	S Form 3811, Apr. 1989 *U.S.G.P.O. 1989-238-815
	JUN 7 1990
	> K,
	6. Signature — Agent
8. Addressee's Address (ONLY if requested and fee paid)	5. Signature — Addressee X
Always obtain signature of addressee or agent and DATE DELIVERED.	-
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Tγρβ of Service: Υ Registered Insured	
4. Article Number	3. Article Addressed to:
dress. 2. □ Restricted Delivery (Extra charge) 5983	1. X Show to whom delivered, date, and addressee's address. (Extra charge)
side. Failure to do this will prevent this card you the name of the person delivered to and are available. Consult postmaster for fees	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 fees and check howers for additional services are available.
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PS Form 3800, June 1985 U.S.G.P.O. 1989-234-555 <u>P. O. Box 1492</u> 哲P. 予留竖るnd 研究でが9999 Sent to El Paso Production Co Return Receipt showing to whom, Date, and Address of Delivery Return Receipt showing to whom and Date Delivered Postmark or Date Restricted Delivery Fee Special Delivery Fee Certified Fee Postage Street and No. TOTAL Postage and Fees 2 00 . 90 9)

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MILLER, STRATVERT, TORGERSON & SCHLENKER, P. A.

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MILLER, STRATVERT, TORGERSON & SCHLENKER, P.A.

By: J. Scott Hall

cc: Mark Seale,

Mesa Limited Partnership

SLNDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

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 fees and check box(es) for additional service(s) requested.

Show to whom delivered, date, and addressee's address.

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Registered

Bertified

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COD
Return Receipt
In for Merchandise

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El Paso Production Company c/o Meridian Oil, Inc. P. O. Box 4289 Farmington, NM 87499

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