

BEFORE THE  
OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION  
OF YATES PETROLEUM CORPORATION  
FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.

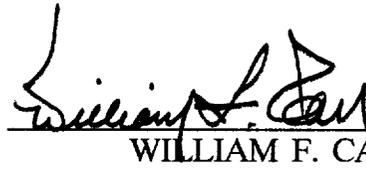
CASE NO. 10396

AFFIDAVIT

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

BEFORE EXAMINER STOGNER	
OIL CONSERVATION DIVISION	
YATES	EXHIBIT NO. <u>5</u>
CASE NO. <u>10396</u>	

WILLIAM F. CARR, attorney in fact and authorized representative of Yates Petroleum Corporation, 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.

  
WILLIAM F. CARR

SUBSCRIBED AND SWORN to before me this 2nd day of October, 1991.

  
Notary Public

My Commission Expires:

August 19, 1995

**EXHIBIT A**

Wilma Evelyn Voight  
609 South 6th Street  
Carlsbad, New Mexico 88220

Nearburg Producing Company  
One Petroleum Center Building  
3300 North "A" Street, Suite 100  
Midland, Texas 79705

Marathon Oil Company  
Post Office Box 552  
Midland, Texas 79702

and/or

TXO Production Corporation  
415 West Wall, Suite 900  
Midland, Texas 79701

Harvey E. Yates  
Post Office Box 1933  
Roswell, New Mexico 88201

CAMPBELL & BLACK, P.A.  
LAWYERS

JACK M. CAMPBELL  
BRUCE D. BLACK  
MICHAEL B. CAMPBELL  
WILLIAM F. CARR  
BRADFORD C. BERGE  
MARK F. SHERIDAN  
WILLIAM P. SLATTERY  
ANNIE-LAURIE COOGAN

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

September 10, 1991

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Wilma Evelyn Voight  
609 South 6th Street  
Carlsbad, New Mexico 88220

Re: Application of Yates Petroleum Corporation for Compulsory Pooling, Eddy  
County, New Mexico

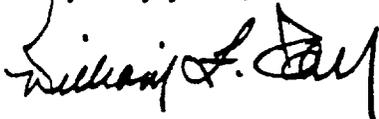
Dear Ms Voight:

This letter is to advise you that Yates Petroleum Corporation has filed an Application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests in the NW/4 NW/4 of Section 29, for all formations developed on 40-acre spacing and the force pooling of all mineral interests in the NW/4 of Section 29 for all formations developed on 160-acre spacing from the surface to the base of the Canyon formation, in Township 19 South, Range 25 East, N.M.P.M., Eddy County, New Mexico. Yates Petroleum Corporation proposes to dedicate the referenced pooled acreage to a well to be located at a standard location in the NW/4 NW/4 of Section 29 in the Canyon formation.

This application has been set for hearing before a Division Examiner on October 3, 1991. 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 the matter at a later date.

Parties appearing in cases have been requested by the Division (Memorandum 2-90) to file a Prehearing Statement substantially in the form prescribed by the Division. Prehearing statements should be filed by 4:00 o'clock p.m. on the Friday before a scheduled hearing.

Very truly yours,



WILLIAM F. CARR  
ATTORNEY FOR YATES PETROLEUM CORPORATION  
WFC:mlh

**SENDER:** 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 boxes for additional services requested.  
 1.  Show to whom delivered, date, and addressee's address. 2.  Restricted Delivery (Extra charge)

3. Article Addressed to:  
 Wilma Evelyn Voight  
 609 South 6th Street  
 Carlsbad, NM 88220

4. Article Number  
 P 106 678 048

Type of Service:  
 Registered  Insured  
 Certified  COD  
 Express Mail  Return Receipt for Merchandise  
 Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Address  
 X *Wilma Evelyn Voight*

6. Signature - Agent  
 X *W. J. ...*

7. Date of Delivery  
 09-10-91

8. Addressee's Address (ONLY if requested and fee paid)

PS Form 3811, Mar. 1988 \* U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

P-106 678 048

Pay to Wilma Evelyn Voight	
Street and No. 609 South 6th Street	
P.O., State and ZIP Code Carlsbad, NM 88220	
Postage	5
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	5 2.29
Postmark or Date September 10, 1991	

CAMPBELL & BLACK, P.A.

LAWYERS

JACK M. CAMPBELL  
BRUCE D. BLACK  
MICHAEL B. CAMPBELL  
WILLIAM F. CARR  
BRADFORD C. BERGE  
MARK F. SHERIDAN  
WILLIAM P. SLATTERY  
ANNIE-LAURIE COOGAN

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

September 10, 1991

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Nearburg Producing Company  
One Petroleum Center Building  
3300 North "A" Street, Suite 100  
Midland, Texas 79705

Re: Application of Yates Petroleum Corporation for Compulsory Pooling, Eddy  
County, New Mexico

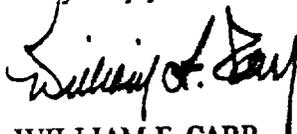
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3. Article Addressed to:  
 Nearburg Producing Company  
 One Petroleum Center Building  
 3300 North "A" Street, Suite 100  
 Midland, TX 79705

4. Article Number  
 P 106 678 049

Type of Service:  
 Registered  Insured  
 Certified  COD  
 Express Mail  Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Address  
 *C. Williams*

6. Signature - Agent

7. Date of Delivery  
 9-13-91

8. Addressee's Address (ONLY if requested and fee paid)  
 3300 N. A. St. Ste. 100  
 Midland, TX 79705

PS Form 3811, Mar. 1988 \* U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

P-106 678 049

Sent to	
Nearburg Producing Co.	
Street and No.	
3300 North "A" St., Suite 100	
City, State and ZIP Code	
Midland, TX 79705	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 2.29
Postmark or Date	
September 10, 1991	

CAMPBELL & BLACK, P.A.

LAWYERS

JACK M. CAMPBELL  
BRUCE D. BLACK  
MICHAEL B. CAMPBELL  
WILLIAM F. CARR  
BRADFORD C. BERGE  
MARK F. SHERIDAN  
WILLIAM P. SLATTERY  
ANNIE-LAURIE COOGAN

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SUITE 1 - 110 NORTH GUADALUPE  
POST OFFICE BOX 2208  
SANTA FE, NEW MEXICO 87504-2208  
TELEPHONE: (505) 988-4421  
TELECOPIER: (505) 983-6043

September 10, 1991

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Marathon Oil Company  
Post Office Box 552  
Midland, Texas 79702

and/or

TXO Production Corporation  
415 West Wall, Suite 900  
Midland, Texas 79701

Re: Application of Yates Petroleum Corporation for Compulsory Pooling, Eddy County, New Mexico

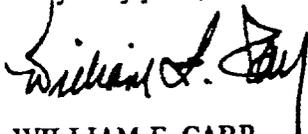
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ATTORNEY FOR YATES PETROLEUM CORPORATION  
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 Show to whom delivered, date, and addressee's address. 2.  Restricted Delivery (Extra charge)

3. Article Addressed to:  
 Marathon Oil Company  
 Post Office Box 552  
 Midland, TX 79702

4. Article Number  
 P106 678 050

Type of Service:  
 Registered  
 Certified  
 Express Mail  
 Insured  
 COD  
 Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Address  
 X

6. Signature - Agent  
 X *[Signature]*

7. Date of Delivery  
 SEP 19 1991

PS Form 3811, Mar. 1988 \* U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

P-106 678 050

Sent to <b>Marathon Oil Company</b>	
Street and No. <b>Post Office Box 552</b>	
P.O., State and ZIP Code <b>Midland, TX 79702</b>	
Postage	3
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom Date, and Address of Delivery	
TOTAL Postage and Fees	3 2.29
Postmark or Date  September 10, 1991	

59611 emp 0883 w/PS 4

PS Form 3800, June 1985

P-106 678 051

RECEIPT FOR DELIVERED MAIL  
 MAIL SERVICE (FIRST CLASS, REGISTERED MAIL, EXPRESS MAIL)  
 (See Reverse)

Sent to TXO Production Corp.	
Street and No. 415 W. Wall, Suite 900	
P.O., State and ZIP Code Midland, TX 79701	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 2.29
Postmark or Date  September 10, 1991	

● **SENDER:** 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 boxes for additional services(s) requested.

1.  Show to whom delivered, date, and addressee's address. 2.  Restricted Delivery (Extra charge)

3. Article Addressed to:  
TXO Production Corp.  
415 West Wall, Suite 900  
Midland, TX 79701

4. Article Number  
P 106 678 051

Type of Service:  
 Registered  Insured  
 Certified  COD  
 Express Mail  Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature -- Address  
X

6. Signature -- Agent  
X *Sammy Edwards*

7. Date of Delivery  
SEP 16 1991

8. Addressee's Address (ONLY if requested and fee paid)

CAMPBELL & BLACK, P.A.  
LAWYERS

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

September 10, 1991

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Harvey E. Yates  
Post Office Box 1933  
Roswell, New Mexico 88201

Re: Application of Yates Petroleum Corporation for Compulsory Pooling, Eddy  
County, New Mexico

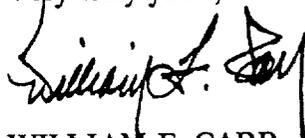
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ATTORNEY FOR YATES PETROLEUM CORPORATION  
WFC:mlh

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 1.  Show to whom delivered, date, and addressee's address. 2.  Restricted Delivery (Extra charge)

3. Article Addressed to:

Harvey E. Yates  
 Post Office Box 1933  
 Roswell, NM 88201

4. Article Number

P 106 678 052

Type of Service:  
 Registered  
 Certified  
 Express Mail  
 Insured  
 COD  
 Return Receipt for Merchandise

Always obtain signature of addressee in open and DATE DELIVERED.

5. Signature - Address

X

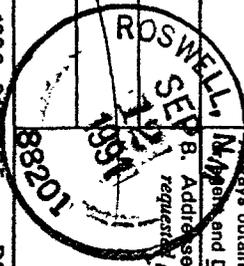
6. Signature - Agent

X

7. Date of Delivery

9-12-91

PS Form 3811, Mar. 1988 \* U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT



P-106 678 052

RECEIPT FOR CERTIFIED MAIL  
 RECEIVED BY THE ADDRESSEE  
 (See Reverse)

Sent to Harvey E. Yates	
Street and No. Post Office Box 1933	
P.O. State and ZIP Code Roswell, NM 88201	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 2.29
Postmark or Date September 10, 1991	

PS Form 3800, June 1985



# Structure Map

## Top of Canyon Dolomite

Eddy County, New Mexico  
T19S / R25E

**BEFORE EXAMINER STOGNER**  
**OIL CONSERVATION DIVISION**  
*Vales* EXHIBIT NO. 6  
 CASE NO. 10396

### LEGEND

- Proposed Location
  - Structural Datum  
Top of Canyon Dolomite  
Canyon Dolomite Oil Wells
  - Morrow Gas Wells
  - Structural Contours on Top of Canyon Dolomite
  - Limits of Canyon Dolomite
- Contour Interval = 50'  
Scale 1" = 2000'

*Will encounter  
Purer.  
Stepping out*

