

NEW MEXICO OIL CONSERVATION DIVISION


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

CASE NO. 9405

AFFIDAVIT

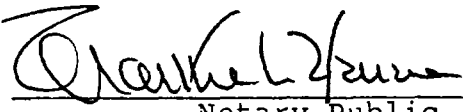
STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

WILLIAM F. CARR, 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 for the unorthodox gas well location 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

BEFORE EXAMINER CATANACH
OIL CONSERVATION DIVISION
NEARburg EXHIBIT NO. 3
CASE NO. 9405

SUBSCRIBED AND SWORN to before me this 7th day of June, 1988.



Notary Public

My Commission Expires:

August 19, 1991

EXHIBIT A

American National Petroleum Company
Post Office Box 27725
Houston, Texas 77227-7725
Attn: Michaelk W. Englert

CAMPBELL & BLACK, P.A.
LAWYERS

JACK M. CAMPBELL
BRUCE D. BLACK
MICHAEL B. CAMPBELL
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GUADALUPE PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

May 17, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

American National Petroleum Company
Post Office Box 27725
Houston, Texas 77227-7725

Attn: Michael W. Englert

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

Dear Sirs:

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 gas well location for its Boyd State 26 M Well #1 to be drilled at a location 1200 feet from the South line and 750 feet from the West line of Section 26, Township 19 South, Range 25 East, N.M.P.M., Eddy County, New Mexico. This well will be drilled in the Morrow formation, Boyd Morrow or Cemetary Morrow field, the S/2 of said Section 26 will be dedicated to the well.

This application has been set for hearing before a Division Examiner on June 8, 1988. You are not required to attend this hearing, but as an offsetting interest owner, 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,



WILLIAM F. CARR
ATTORNEY FOR NEARBURG PRODUCING COMPANY

WFC:mlh

P 112 385 407

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

U.S.G.P.O. 1984-445-014

PS Form 3800, Feb. 1982

Sent to American National Petroleum Company	
Street and No. P. O. Box 27725	
P.O. State and ZIP Code Houston, Texas 77227	
Postage	\$.25
Certified Fee	.85
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	
Return receipt showing to whom, Date and Address of Delivery	.90
TOTAL Postage and Fees	\$ 2.00
Postmark or Date May 17, 1988	

Attn: Michael W. Englert

PS Form 3811, Feb. 1986

DOMESTIC RETURN RECEIPT

1. <input checked="" type="checkbox"/> Show to whom delivered, date, and addressee's address.		2. <input type="checkbox"/> Restricted Delivery.	
3. Article Addressed to: American National Petroleum Co Post Office Box 27725 Houston, TX 77227 Attn: Michael W. Englert		4. Article Number P 112 385 407 Type of Service: <input checked="" type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Insured <input type="checkbox"/> COD Express Mail	
5. Signature — Addressee X		Always obtain signature of addressee or agent and DATE DELIVERED.	
6. Signature — Agent X		8. Addressee's Address (ONLY if requested and fee paid)	
7. Date of Delivery 5/20/88			