

AFFIDAVIT BEFORE

**STATE OF NEW MEXICO
ENERGY AND MINERALS DEPARTMENT
OIL CONSERVATION COMMISSION**

IN THE MATTER OF

**APPLICATION FOR WELL STATUS DETERMINATION
PURSUANT TO SECTION
103 OF THE
NATURAL GAS POLICY ACT OF 1978**

AFFIDAVIT

STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, the undersigned authority, duly commissioned and qualified within and for the State and County aforesaid, personally came and appeared James O. Brown, Jr. who, being by me first duly sworn deposed and said:

That he is the Manager, Natural Gas & Gas Liquids of Santa Fe Energy Company, the applicant of the qualifying well as described heretofore in this application, and in that capacity he is requesting the New Mexico Oil Conservation Division to determine the status of said well for wellhead pricing purposes pursuant to the rules and regulations of the New Mexico Oil Conservation Division, the Federal Energy Regulatory Commission, and the Natural Gas Policy Act of 1978.

It is his personal belief to the best of his information and knowledge that the surface drilling of the well for which he seeks a determination was begun on or after February 19, 1977;

That the well satisfies any applicable Federal or State well-spacing requirements; and that the well is not within a proration unit:

- (1) Which was in existence at the time the surface drilling of the well began; and
- (2) Which was applicable to the reservoir from which natural gas is produced; and
- (3) Which applied to any other well which either produced natural gas in commercial quantities or the surface drilling of which began on or after February 19, 1977, and was thereafter capable of producing natural gas in commercial quantities; and
- (4) That he has concluded that to the best of his information, knowledge and belief, the natural gas for which he seeks a determination is produced from a new onshore production well and the basis for such conclusion; and