### STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

# APPLICATION OF PRO NM ENERGY INC FOR COMPULSORY POOLING SAN JAUN COUNTY, NEW MEXICO.

### **CASE NO. 14019**

## CERTIFICATE OF MAILING AND COMPLIANCE WITH ORDER R-8054

STATE OF NEW MEXICO )

) SS.

## COUNTY OF SANTA FE )

W. Thomas Kellahin, being first duly sworn, hereby certifies that he is an attorney for the Applicant and responsible for notification in this matter and that the notice provisions of Division Rule 1207 (Order R-8054) have been complied with, that Applicant has caused to be conducted a good faith diligent effort to find the correct addresses of all interested parties entitled to receive notice, that on September 18, 2007, he caused to be mailed by certified mail return-receipt requested the attached notice of this hearing (attached as Exhibit "A") and a copy of the application for the above referenced case, at least twenty days prior to the hearing of this case set for November 1, 2007 to the parties shown in the attached Exhibit "B" and as evidenced by the attached copies of return receipt cards and/or receipts of certified mailing, and that pursuant to Division Rule 1207, notice has been given at the correct addresses provided by such rule.

Thomas Kellahin

SUBSCRIBED AND SWORN to before me this 31st day of October 2007, by W. Thomas Kellahin

Lelle

Lynda Kellahin, Notary Public My Commission Expires: June 18, 2008

Before the Oil Conservation Division Exhibit No.\_\_\_\_\_ PRO NM OCD CASE 14019 Hearing: November 1, 2007

OFFICIAL SEAL Lynda Kellahin NOTARY PUBLIC Commission Expires

# KELLAHIN & KELLAHIN Attorney at Law

## W. THOMAS KELLAHIN 706 GONZALES ROAD SANTA FE, NEW MEXICO 87501

### TELEPHONE 505-982-4285 FACSIMILE 505-982-2047 TKELLAHIN@COMCAST.NET

September 18, 2007

### CERTIFICATE MAIL-RETURN RECEIPT REQUESTED NOTICE OF THE HEARING OF THE FOLLOWING NEW MEXICO OIL CONSERVATION DIVISION CASE:

#### Re: Application of Pro NM Energy Inc for Compulsory Pooling San Juan County, New Mexico

On behalf of Pro NM Energy Inc., please find enclosed our application for an compulsory pooling for the E/2 of Section 18, T26N, R11W, San Juan County, NM to be dedicate to its Gracia Federal 18-I Well No. 1 located in Unit I and its Gracia Federal 18-I Well No. 1S located in Unit B which has been set for hearing on the New Mexico Oil Conservation Division Examiner's docket now scheduled for at 8:15 am on November 1, 2007. The hearing will be held at the Division hearing room located at 1220 South St. Francis Drive, Santa Fe, New Mexico.

You are not required to attend this hearing, but as an interest owner who may be affected by this application, we are notifying you of your right to appear at the hearing and participate in this case, including the right to present evidence either in support of or in opposition to the application. Failure to appear at the hearing may preclude you from any involvement in this case at a later date.

Pursuant to the Division's Rule 1208.B, parties appearing in cases are required to file a Pre-Hearing Statement with the Division not later than 5:00 pm on Thursday, October 25, 2007, with a copy delivered to the undersigned. This statement must include: a summary of your position, the names of all witnesses the party will call to testify at the hearing, the approximate time the party will need to present its case, and the identification of any procedural matters that are to be resolved prior to the hearing. In addition, the Division will impose a 200% risk charge unless you declare in this Pre-Hearing Statement that you intend to oppose it. Please note that the burden of proof as to this issue will be yours. If you have any questions about this case you may contact Jolene Dicks at 505-988-4171.

truly yours. Thomas Kellahin

