BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF DEVON ENERGY PRODUCTION COMPANY, L.P. FOR LEASE COMMINGLING, EDDY COUNTY, NEW MEXICO.

Case No. 14,087

AFFIDAVIT REGARDING NOTICE

STATE OF O	
COUNTY OF	OKLAHOMA) ss.
Norvel	la Adams, being duly sworn upon his oath, deposes and states:
1.	I am over the age of eighteen, and have personal knowledge of the matters stated
herein.	
2.	I am an Engineering Tech for Devon Energy Production Company, L.P.
3.	Devon Energy Production Company, L.P. has conducted a diligent, good faith
effort to find t	he names and correct addresses of the interest owners entitled to receive notice of
the application	filed herein.
4.	Notice of the application was provided to the interest owners at their correct
addresses by c	ertified mail. Copies of the notice letter and certified return receipts are attached
hereto as Exhi	bit A.
5.	Devon Energy Production Company, L.P. has complied with the notice
requirements of	of Division regulations.
	08 7eb. 5
Norvella	CRIBED AND SWORN TO before me this 5th day of February, 2008, by
·	on Expires: 9-23-2010 MILLIAN ROBERTS Notery Public



January 2, 2008

Re:

Request for Exception to Rule 303-A

Request for Exception to Rule 303-A

Hawk 8 D Federal 46, Condor 8 Federal 1H, and Hawk 8 K Federal 4 Leases

Red Lake; (Q-GB-SA) 51300

Red Lake; Glorieta—Yeso 51120 & 96836 Section 8, Township 18 South, Range 27 East

Eddy County, New Mexico

To: All Leasehold Owners

Devon Energy Production Company, L.P. has filed an application with the New Mexico Oil Conservation Division (copy enclosed) seeking an exception to NMAC 19.15.5.303.A to authorize the surface commingling of production from the Red Lake Queen-Grayburg-San Andres Pool and Red Lake Glorieta-Yeso Pool originating from its wells located on (i) United States Oil and Gas Lease LC 070678-A, covering the NW/4NW/4, S/2NW/4, N/2SW/4, and SW/4SE/4 of Section 8, (ii) United States Oil and Gas Lease NM 89156, covering the SE/4SW/4 and NW/4SE/4 of Section 8, (iii) United States Oil and Gas Lease NM 29273, covering the SE/4SE/4 of Section 8, and (iv) United States Oil and Gas Lease NM 0758, covering the NE/4NW/4 of Section 17, all in Township 18 South, Range 27 East, N.M.P.M. Applicant also seeks an exception to the metering requirements of NMAC 19.15.5.303.B(4)(a) to authorize the allocation of production from these diversely-owned wells on the basis of periodic well tests. All production from these wells is to be stored at the Hawk "8" Tank Battery, located in the NE/4SW/4 of Section 8. This matter is scheduled for hearing at 8:15 a.m. on Thursday, January 24, 2008 at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. As an interest owner in one of the leases, you have the right to enter an appearance and participate in the case. Failure to appear will preclude you from contesting this matter at a latter date.

Sincerely,

Devon Energy Production Company, LP

Marcos Ortiz

Operations Engineer

EXHIBIT A

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF DEVON ENERGY PRODUCTION COMPANY, L.P. FOR LEASE COMMINGLING, EDDY COUNTY, NEW MEXICO.

C 31	
Case No.	

APPLICATION

Devon Energy Production Company, L.P. applies for an exception to Division Rule 303 to permit lease commingling and an exception to metering requirements, and in support thereof, states:

- 1. Applicant is the operator of wells completed in the Red Lake Queen-Grayburg-San Andres Pool and the Red Lake Glorieta-Yeso Pool within (i) United States Oil and Gas Lease LC 070678-A, covering the NW¼NW¼, S½NW¼, N½SW¼, and SW¼SE¼ of Section 8, (ii) United States Oil and Gas Lease NM 89156, covering the SE¼SW¼ and NW¼SE¼ of Section 8, (iii) United States Oil and Gas Lease NM 29273, covering the SE¼SE¼ of Section 8, and (iv) United States Oil and Gas Lease NM 0758, covering the NE¼NW¼ of Section 17, all in Township 18 South, Range 27 East, N.M.P.M., Eddy County, New Mexico. A plat of the leases is attached as Exhibit A.
- 2. Applicant seeks approval to surface commingle Red Lake Queen-Grayburg-San Andres Pool and Red Lake Glorieta-Yeso Pool production from its wells located on the leases. A list of the wells involved in this application is attached as Exhibit B.
- 3. Applicant further seeks an exception to the metering requirements of NMAC 19.15.5.303.B(4)(a) to authorize the allocation of production from these diversely-owned wells on the basis of periodic well tests. All production from these wells is to be stored at the Hawk

"8" Tank Battery, located in the NE¼SW¼ of Section 8. A schematic of the facilities is attached as Exhibit C.

- 4. Royalty interest ownership under the subject leases is common, but overriding royalty interest and/or working interest ownership varies.
- 5. Notice of this application has been given to all interested parties, by certified mail.
 - 6. The granting of this application will prevent waste and protect correlative rights.

WHEREFORE, applicant requests that, after notice and hearing, the Division enter its order approving the relief requested above.

Respectfully submitted,

James Bruce

Rost Office Box 1056

Santa Fe, New Mexico 87504

(505) 982-2043

Attorney for Devon Energy Production Company, L.P.

SECTION PLAT

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EXHIBIT 1

Devon Energy Production Company, LP Hawk 8 Battery Section 8 - T18S - R27E, Unit K Federal Lease USA NM LC-070678-A

Wells currently producing to the Hawk 8 Battery:

Lease No. USA NM LC-070678-A

Lease Name:	Hawk 8 Federal		
Well No.	UL	API No.	Formation / Pool Name
3	K	30-015-29014	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
4	K	30-015-29054	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
5	L	30-015-29015	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
6	L	30-015-29068	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
9	0	30-015-29069	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
10	0	30-015-29056	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
13	К	30-015-34337	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
14	K	30-015-34336	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso

Lease No. USA NM 89156

Lease Name:	Hawk 8 Federal		·
Well No.	UL	API No.	Formation / Pool Name
1	J	30-015-29012	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
2	J	30-015-29049	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
7	N	30-015-29016	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
8	N	30-015-29055	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
21	N	30-015-34964	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso

Lease No. USA NM 29273

Lease Name:	Hawk 8 Federal		·
Well No.	UL	API No.	Formation / Pool Name
11	P	30-015-29027	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
12	P	30-015-29057	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso

- continued on page 2 -



Lease No. USA NM 0758

Lease Name:	Hawk 17 Federal		
Well No.	UL	API No.	Formation / Pool Name
1	С	30-015-29514	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso
2	С	30-015-29726	Red Lake-Queen Grayburg San Andres &/or Red Lake-Glorieta Yeso

Wells proposed to produce to the Hawk 8 Battery:

Lease No. USA NM 070678-A

Lease Name:	Hawk 8 Federal		
Well No.	UL	API No.	Formation / Pool Name
46	D	30-015-28301	Red Lake-Glorieta Yeso
Lease Name:	Condor 8 Federal		
Well No.	UL	API No.	Formation / Pool Name
1H surfa bottom ho		30-015-35829	Red Lake-Glorieta Yeso

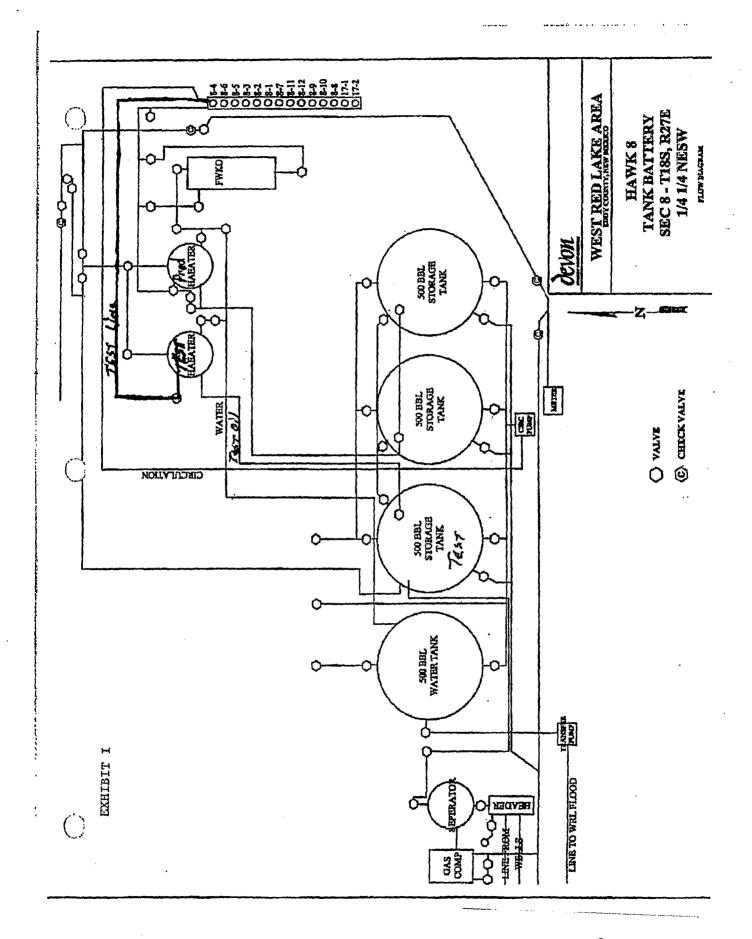


EXHIBIT C

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CLAIRE COLLINS 3257 ROGERS AVE FORT WORTH, TX 76109	3. Service Type 5. Certified Mail
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PS Form 3811, February 2004

Domestic Return Receipt

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M CRAIG CLARK	INC						`\
P O BOX 50635 MIDLAND, TX 7	9710		3. Service G Certif Regis	ied Mail tered	☐ Express I ☐ Return R ☐ C.O.D.		or Merchan
	**************************************		4. Restricte	d Delivery	/? (Extra Fee)		☐ Yes
Article Number (Transfer from service label)	7007 07	710	0001	980	B 8578		

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-154

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
 Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature X
1. Article Addressed to:	D. Is delivery address different from item 1? Yes If YES, enter delivery address below: No
JOHN W HUBERT 430 W SWON ST LOUIS, MO 63119	3. Service Type Cl Certified Mail
Article Number Transfer from service label) 7007 0710	0001 9808 8431
orm 3811, February 2004 Domestic Ret	urn Receipt 102595-02-M-154
 ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 1. Article Addressed to: 	A. Signature X B. Received by (Printed Name) D. Is delivery address different from item 1? If YES, enter delivery address below: No
JONEL SUSAN GRASSO 11 OCEAN RIDGE LAGUNA NIGUEL, CA 92677	3. Service Type Certified Mail
	4. Restricted Delivery? (Extra Fee)
2. Article Number (Transfer from service label) 7 0 7 0 7 10	0001 9808 8424
PS Form 3811, February 2004 Domestic Re	turn Receipt 102595-02-M-154
 SENDER: COMPLETE THIS SECTION Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. Article Addressed to: 	A. Signature X. A. Signature D. Agent Addressee C. Date of Delivery D. Is delivery address different from item 1? If YES, enter delivery address below:
CHARLES R COLLINS- 1404 FARRINGTON DRIVE KNOXVILLE, TN 37923	3. Service Type Certified Mail
· ·	4. Restricted Delivery? (Extra Fee) ☐ Yes
` Article Number **Transfer from service label** 7.007 0.71	3 0001 9808 85D9

S Form 3811, February 2004

Domestic Return Receipt

SENDER: COMPLETE THIS SECTI	ON 🦠 🤼		COMPLETE THIS SECTI	ON ON DELI	VERY
 Complete items 1, 2, and 3. Also of item 4 if Restricted Delivery is des Print your name and address on the so that we can return the card to your Attach this card to the back of the 	ired. ne reverse /ou.		X Signature X Purch	Name) Ned	☐ Agent. ☐ Address C. Date of Delive
or on the front if space permits.			D. Is delivery address diffe	erent from item	12 Yes
1. Article Addressed to:		:	If YES, enter delivery a		
JAMES HUBERT 3209 DUBLIN LN LOUISVILLE, KY	40206		☐ Registered ☐	Express Mail Return Rece C.O.D.	lpt for Merchandis
			4. Restricted Delivery? (E	Extra Fee)	☐ Yes
Article Number (Transfer from service label)	7007	171	8086 1000 0	8448	<u>_</u>
PS Form 3811, February 2004	Dome	stic Ret	urn Receipt		102595-02-M-15
SENDED, COMPLETE TURBEST	Carrie at	-1 (B)	COMPLETE THIS SECTION	ONE N. DET	VERV
SENDER: COMPLETE THIS SECTION Complete items 1, 2, and 3. Also of	•	5,1635°	A. Monature	/	
item 4 if Restricted Delivery is des Print your name and address on the	ired.		*tem /	5-	☐ Agent
so that we can return the card to y Attach this card to the back of the	ou.		B. Received by (Printed	Name)	C. Date of Delive
or on the front if space permits.	manpiece	,	BULL SKEN		/-/0-0/
1. Article Addressed to:			D. Is delivery address diffe If YES, enter delivery a		
27217 WATERFALL HI SPICEWOOD, TX 786			☐ Registered ☐	Express Mail Return Rece C.O.D.	ipt for Merchandis
			4. Restricted Delivery? (E	xtra Fee)	☐ Yes
Article Number (Transfer from service label)	700	רם ק	ם מפר בססם סבי	8 8585	
PS Form 3811, February 2004	Dome	stic Ret	urn Receipt		102595-02-M-15
**************************************	12 to 15 15 15	٠. ٠. ٠. ١	3 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	201	
 Complete items 1, 2, and 3. Also of item 4 if Restricted Delivery is desirem 4 if Restricted Delivery is desirem 4 if Restricted Delivery is desired to the print your name and address on the so that we can return the card to your Attach this card to the back of the or on the front if space permits. 	complete ired. ne reverse /ou.		A. Signature B. Received by (Printed	LM Name)	Agent ⊟ Addresse C. Date of Delive
1. Article Addressed to:	-		D. Is delivery address diffe If YES, enter delivery a		
SUSAN LABUNSKI		,			
695 S BERKLEY AVI	E 126		☐ Registered ☐	Express Mail Return Recei C.O.D.	pt for Merchandis
			4. Restricted Delivery? (E		☐ Yes
2. Article Number	7007	071	0 0001 9808	8462	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
 Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature X. Signature D. Agent Address B. Received by (Printed Name) O. Date of Delivery O. Date of Delivery O. Date of Delivery O. Date of Delivery O. Date of Delivery
1. Article Addressed to:	D. Is delivery address different from item 1? wes If YES, enter delivery address below: No 1920 ALA MOANA HON HM 968VS
81 NORTH ST NAPLES, FL 34108	3. Service Type Certified Mail
2. Article Number 7007 071	
PS Form 3811, February 2004 Domestic Ret	turn Receipt 102595-02-M-1
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
 Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. Article Addressed to: 	A. Signature X
CHARLOTTE COLEMAN 1304 GREAT OAK DR PITTSBURG, PA 15220	3. Service Type Certified Mail
2. Article Number 7007 071	4. Restricted Delivery? (Extra Fee) Yes
(Transfer from service label) PS.Form 3811, February 2004 Domestic Ret	
SENDER: COMPLETE THIS SECTION Complete items 1, 2, and 3. Also complete	COMPLETE THIS SECTION ON DELIVERY
 item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	B. Received by (Printed Name) C. Date of Deliver
Article Addressed to:	D. Is delivery address different from item 1? If YES, enter delivery address below: No
HIGGINS TRUST INC % WILLIAM P EDWARDS P O BOX 6905 THOMASVILLE, GA 31758	3. Service Type 3. Service Type 5. Certified Mail
2. Article Number	4. Restricted Delivery? (Extra Fee)
2. Article Number (Transfer from service label) 7007 0710] 0001 9808 8653

For de For For Butter for	ox No ite, ZIP+4	7007 0710 0001 9808 8462	Postage \$ Certified Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees \$ 5.77 Sent To Suban Aubumski Street, Apt. No.; or PO Box No. City, State, ZIP+4
For Control of Part of	Jones Jusan Grasso	7007 0710 0001 9808 8455	PS Form 3800, August 2008 U.S.: Postal Service The CERTIFIED MAIL TO RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) For delivery information visit our website at www.usps.come Postage Certified Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees Sent To Language & Fees Sirreet, Apt. No.; or PO Box No. City, State, ZIP+4
City, S	Postage \$ Certified Fee sement Required) Independent Receipt Fee sement Required Service Delivery Fee sement Required Service Delivery Fee sement Required Service Ser	The state of the s	PS Form 3800, August 2006 See Reverse for Instructions U.S. Postal Service The CERTIFIED MAIL THE REGEIPT (Domestic Mail Only; No Insurance Coverage Provided) For delivery information visit our website at www.usps.coms Postage Certified Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees \$5.77 Sent To Samus Hubers Street, Apt. No.; or PO Box No. City, State, ZiP+4 PS Form 3800, August 2006 See Reverse for Instructions

CEBIELED WAITE RECEIPT CEPHED WAILMED estic Mail Only; No Insurance Coverage Provided) п ďΟ 司 43 **=**0 980 9808 Postage Certified Fee Certified Fee 0007 0001 3 Return Receipt Fee (Endorsement Required) Return Receipt Fee (Endorsement Required) Here. 2008 OF THOMA CITY OF Restricted Delivery Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) 0770 A CITY OF 0770 Total Postage & Fees \$ 46 Total Postage & Fees 7007 007 Street, Apt. No. or PO Box No. or PO Box No. City, State, ZIP+4 City, State, ZIP+4 U.S. Postal Service... U.S. Postal Service CERTIFIED WAIL RECEIPT GERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) រា y; No Insurance Coverage Provided) រប 口口 rD 口 980 980 Postage Postage Certified Fee Certified Fee Return Receipt Fee (Endorsement Required) Return Receipt Fee Restricted Delivery Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) 0770 46 1770 \$ Total Postage & Fees 46 Total Postage & Fees .002 or PO Box No. or PO Box No. City, State, ZIP+4 City, State, ZIP+4 CERTIFIED MAIL RECEIRE (Domestic Mail Only; No Insurance Coverage Provided) 띠 中 7807 Postage Certified Fee 0001 Return Receipt Fee (Endorsement Required) CITY OK P Restricted Delivery Fee (Endorsement Required) 0770 Total Postage & Fees

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Street, Apt. No.; or PO Box No. City, State, ZIP+4

PS Form 3800 August 2006 See Rev

CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)
For delivery information visit our website at www.usps.comb Postage \$ Certified Fee Certified Fee Cendorsement Required Restricted Delivery Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Sireet, Apt. No.; or PO Box No. City, State, ZiP+4	Postage \$ Certified Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees \$5.77 Sent To Box No.; or PO Box No. City, State, ZIP+4
U.S. Postal Service in CERTIFIED MAIL RECEIPT (Domestic Mail Only: No Insurance Coverage Provided) For delivery information visit our vebsite at www.usps.com Postage S Certified Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees \$5 Sent To Sent No.; or PO Box No. City, State, ZIP+4	PS Form 3800, August 2006. U.S. Postal Service Till CERTIFIED MAIL RECEIPT (Domestic Mail Only: No Insurance Coverage Provided) For delivery information visit our website at www.usps.come Postage \$ Certified Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees \$ Sireet, Apt. No.; or PO Box No. City, State, ZiP+4
U.S. Postal Service m GERTIFIED MAIL RECEIPT (Domestic Mail Only: No Insurance Coverage Provided) For delivery information visit our website at www.usps.comb Postage Certified Fee Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees \$5.77 Sent To Luctual Out + Gas Sireet, Apt. No.; or PO Box No. City, State, ZIP+4 PS Form 2800, August 2005 See Reverse for Instructions	U.S. Postal Service in CERTIFIED MAIL. REGELPT (Domestic Mail Only, No Insurance Coverage Provided) For delivery information visit out website at www.usps.come Postage \$ Certified Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) See Reverse for Instructions For delivery information visit out website at www.usps.come Postage \$ Certified Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Street, Apr. No.; or PO Box No. City, State, ZIP+4 PS Form \$800, August 2005. See Reverse for Instructions

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유나되크 98086 Postage Certified Fee 1000 Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) 0770 7007 Street, Apt. No., or PO Box No. City, State, ZIP+4 U.S. Postal Service U.S. Postal Service 77.

CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage) 8486 9808 Postage Certified Fee 1000 Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) 07.70 Total Postage & Fees 7007 Street, Apt. No. or PO Box No. City, State, ZIP+4