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

IN THE MATTER OF THE APPLICATION OF CHEVRON U.S.A., INC. FOR AMENDMENT OF DIVISION ORDER NO. R-4442, AS AMENDED, TO REVISE THE INJECTION WELL COMPLETION REQUIREMENTS AND TO CHANGE THE BASIS FOR THE CALCULATION OF THE AUTHORIZED INJECTION PRESSURE FOR CARBON DIOXIDE FROM SURFACE PRESSURE TO THE AVERAGE RESERVOIR PRESSURE IN ITS PREVIOUSLY APPROVED TERTIARY RECOVERY PROJECT IN THE VACUUM GRAYBURG-SAN ANDRES PRESSURE MAINTENANCE PROJECT, LEA COUNTY, NEW MEXICO.

IN THE MATTER OF THE APPLICATION OF CHEVRON U.S.A., INC. FOR AMENDMENT OF DIVISION ORDER NO. R- 5530-E TO REVISE THE INJECTION WELL COMPLETION REQUIREMENTS AND TO CHANGE THE BASIS FOR THE CALCULATION OF THE AUTHORIZED INJECTION PRESSURE FROM SURFACE PRESSURE TO THE AVERAGE RESERVOIR PRESSURE IN ITS PREVIOUSLY APPROVED TERTIARY RECOVERY PROJECT IN THE CENTRAL VACUUM UNIT EOR PROJECT AREA, LEA COUNTY, NEW MEXICO.

CONSOLIDATED CASE NO.'S 14401 & 14402

<u>AFFIDAVIT</u>

STATE OF THE WINDS	,
)ss.
COUNTY OF SANTA FE)

STATE OF NEW MEXICO

William F. Carr, attorney in fact and authorized representative of Chevron U.S.A. Inc., the Applicant herein, states that notice of the above-referenced Application was mailed to the interested parties shown on Exhibit "A" attached hereto in accordance with Oil Conservation Division Rules, and that true and correct copies of the notice letter and proof of notice are attached hereto.

Notary Public

SUBCRIBED AND SWORN to before me this 2nd day of December 2009 by William F. Carr.

My Commission Expires:

3-10-12

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Consolidated Case No.'s 14401 & 14402 Exhibit No. 2
Submitted by:
CHEVRON U.S.A. NC.

CHEVRON U.S.A. INC.
Hearing Date: December 3, 2009

OFFICIAL SEAL

Olivia Ita

NOTARY PUBLIC STATE OF NEW MEXICO

My Commission Expires:



William F. Carr wcarr@hollandhart.com

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

TO ALL AFFECTED INTEREST OWNERS

Re: CORRECTED NOTICE OF HEARING DATE

Application of Chevron U.S.A. Inc. for amendment of Division Order No. R-5530-E to revise the injection well completion requirements and to change the basis for the calculation of the authorized injection pressure for carbon dioxide from surface pressure to the average reservoir pressure in its previously approved tertiary recovery project in the Central Vacuum Unit EOR Project Area, Lea County, New Mexico.

Ladies and Gentlemen:

By letter dated October 13, 2009, a copy of the above-referenced application was provided to you. That letter and the attached application incorrectly identified the date the application has been scheduled for hearing before the Oil Conservation Division.

This application has been set for hearing before a Division Examiner at 8:15 AM on November 12, 2009. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Offices located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, 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 are required by Division Rule 1208.B to file a Pre-Hearing Statement with the Oil Conservation Division's Santa Fe office, four days in advance of a scheduled hearing, but at least on the Thursday preceding the hearing. This statement must include: the names of the parties and their attorneys; a concise statement of the case; 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 identification of any procedural matters that are to be resolved prior to the hearing.

Z : 11 1

William F. Carr

Attorney for Chevron U.S.A. Inc.

Affidavit of Publication

STATE OF NEW MEXICO)
COUNTY OF LEA) ss.)
Joyce Clemens being first duly sworn of says that she is Advertisting Director of LEADER, a daily newspaper of general dished in the English language at Lovin New Mexico; that said newspaper has be such county continuously and uninterrup excess of Twenty-six (26) consecutive the first publication of the notice hereto inafter shown; and that said newspaper qualified to publish legal notices with Chapter 167 of the 1937 Session Laws Mexico.	f THE LOVINGTON paid circulation pub- ngton, Lea County, been so published in btedly for a period in weeks next prior to be attached as here- is in all things duly in the meaning of
That the notice which is hereto attached	
was published in a regular and entire in INGTON LEADER and not in any supp	
cre(1) day, beginning w Catalar 24, 2009 and en of October 24, 2	with the issue of ading with the issue
And that the cost of publishing said notices \$73.22 which sum has Court Costs.	s been (Paid) as
Subscribed and sworn to before me this Torence 2009	

Debbie Schilling

Notary Public, Lea County, New Mexico

My Commission Expires June 22, 2010

NOTICE OF PUBLICATION

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

SANTA FE, NEW MEXI-CO

The State of New Mexico through its Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on November 12, 2009, in the Oil Division Conservation Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact: Florene Davidson at 505-476-3458 or through the Mexico Relay New Network, 1-800-659-1779 by November 2, 2009. Public documents including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

STATE OF NEW MEXICO TO: All named parties and persons having any right, title, interest or claim in the following cases and notice to the public.

24, 2009.

(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.)

CASE 14401:

Application of Chevron U.S.A. Inc. for amendment of Division Order No. R-5530-E to revise the injection well completion requirements and to change the basis for the calculation of the authorized injection pressure for carbon dioxide from surface pressure to the average reservoir pressure in its previously approved tertiary recovery project in the Central Vacuum Unit EOR Project Area, Lea County, New Mexico. The Central Vacuum Unit EOR Project Area encompasses portions of Sections 25 and 36 of Township 17 South, Range 34 East, Sections 30 and 31 of Township 17 South, Range 35 East, and portions of Section 6 of Township 18 South Range 35 East, N.M.P.M. Said unit is located approximately 22 miles northwest of Hobbs, New Mexico.

Given under the Seal of the State of New Mexico Oil Conservation Division at Santa Fe; New Mexico on this 21st day of October 2009.

STATE OF NEW MEXICO OIL CONSERVATION DIVISION

Mark E. Fesmire, P.E., Director Published in the Lovington Leader October

ATTACHMENT II

APPLICATION OF CHEVRON USA INC. TO AMEND THE INJECTION ORDERS FOR THE CENTRALVACUUM UNIT AND VACUUM GRAYBURG SAN ANDRES UNIT, LEA COUNTY, NEW MEXICO

NOTICE LIST

T-17-S, R-34-E, N.M.P.M. SECTIONS 23, 24, 26, 34 & 35; ALL AND SECTION 25; N/2

OFFSET OPERATORS:

Marathon Oil Company

P. O. Box 2069 Houston, TX 77252

Chevron USA Inc. 15 Smith Road Midland, TX 79705

Mr. Tom Scarbrough ConocoPhillips Company

Houston, TX 77079

Mobil Producing Texas & New Mexico Inc.

P. O. Box 2305 Houston, TX 77252

XTO Energy Inc. 810 Houston Street Fort Worth, TX 76102

McGowan Working Partners Inc.

1837 Crane Ridge Drive Jackson, MS 39216

SURFACE OWNERS:

Pearce Trust, Roy F. Pearce Sr., &

600 N. Dairy Ashford, 2WL-15058

Roy F. Pearce Jr., Co-Trustees

1717 Jackson

Pecos, TX 79772

State of New Mexico

Commissioner of Public Lands

P. O. Box 1148

Santa Fe, New Mexico 87504-1148

T-17-S, R-35-E, N.M.P.M. SECTION 19, 20, 29 & 32: ALL; AND N/2SE/4 & SE/4SE/4 SECTION 31

Chevron USA Inc.

15 Smith Road

Midland, TX 79705

Marathon Oil Company

P. O. Box 2069 Houston, TX 77252 Mr. Tom Scarbrough ConocoPhillips Company

600 N. Dairy Ashford, 2WL-15058

Houston, TX 77079

Mobil Producing Texas & New Mexico Inc.

P. O. Box 2305 Houston, TX 77210

EXHIBIT A

QLS-046074 & 044276

XTO Energy Inc. 810 Houston Street Fort Worth, TX 76192 Occidental Permian Limited Partnership P. O. Box 4294 Houston, TX 77210

SURFACE OWNERS:

Pearce Trust, Roy F. Pearce Sr., & Roy F. Pearce, Jr., Co-Trustees 1717 Jackson Pecos, TX 79772

State of New Mexico Commissioner of Public Lands P. O. Box 1148 Santa Fe, New Mexico 87504-1148

T-18-S, R-34-E, N.M.P.M. SECTIONS 3 & 10-12: ALL

OFFSET OPERATORS

BP America Production Company P. O. Box 3092 Houston, TX 77253

Chase Oil Corporation P. O. Box 1210 Graham, TX 76046

Occidental Permian Limited Partnership P. O. Box 4294

Houston, TX 7

Chevron USA Inc. 15 Smith Road Midland, TX 79705

ExxonMobil Corporation P. O. Box 2305 Houston, TX 77252

OXY USA WTP Limited Partnership P. O. Box 50250 Midland, TX 79701

SURFACE OWNERS:

Pearce Trust, Roy F. Pearce Sr. & Roy F. Pearce Jr., Co-Trustees 1717 Jackson Pecos, TX 79772

State of New Mexico Commissioner of Public Lands P. O. Box 1148 Santa Fe, New Mexico 87504-1148 Lee Cattle Company Limited Partnership HC 60 Box 465 Lovington, NM 88200

T-18-S, R-35-E, N.M.P.M. SECTION 5: ALL; SECTION 7: S/2, E/2NE/4 & SW/4NE/4; AND SECTION 8: N/2

OFFSET OPERATORS:

Mack Energy Corporation P. O. Box 1767 Artesia, NM 88211 Chevron USA Inc. 15 Smith Road Midland, TX 79705

Marathon Oil Company P. O. Box 2069 Houston, TX 77252 Triple T Resources LP 4809 Cole Ave., Suite 108 Dallas, TX 75205

Mr. Tom Scarbrough ConocoPhillips Company 600 N. Dairy Ashford, 2WL-15058 Houston, TX 77079

SURFACE OWNERS:

Giles M. Lee and Joe A. Lee HC 60 Swamp Road Lovington, NM 88260 Lee Cattle Company Limited Partnership HC 60 Box 465 Lovington, NM 88260

State of New Mexico Commissioner of Public Lands P. O. Box 1148 Santa Fe, New Mexico 87504-1148

r instructions

Graham, TX 76046

Houston, TX 77079

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

PS Form 3811, February 2004

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XTO Energy Inc. 810 Houston Street Forth Worth, TX 761	Forth Worth, TX 76102	3. Service Type ☐ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D.
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2. Article Number

(Transfer from service label)



William F. Carr wcarr@hollandhart.com

October 20, 2009

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

TO ALL AFFECTED INTEREST OWNERS

Re: Application of Chevron U.S.A. Inc. for amendment of Division Order No. R-4442, as amended, to revise the injection well completion requirements and to change the basis for the calculation of the authorized injection pressure for carbon dioxide from surface pressure to the average reservoir pressure in its previously approved tertiary recovery project in the Vacuum Grayburg-San Andres Pressure Maintenance Project, Lea County, New Mexico.

Ladies and Gentlemen:

By letter dated October 13, 2009, a copy of the above-referenced application was provided to you. That letter and the attached application incorrectly identified the date the application has been set for hearing before the Oil Conservation Division.

This application has been set for hearing before a Division Examiner at 8:15 AM on November 12, 2009. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Offices located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, 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 are required by Division Rule 1208.B to file a Pre-Hearing Statement with the Oil Conservation Division's Santa Fe office, four days in advance of a scheduled hearing, but at least on the Thursday preceding the hearing. This statement must include: the names of the parties and their attorneys; a concise statement of the case; 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 identification of any procedural matters that are to be resolved prior to the hearing.

Pry truly yours

William F. Carr

Attorney for Chevron U.S.A. Inc.

Affidavit of Publication

STATE OF NEW MEXICO

) ss.

COUNTY OF LEA

Joyce Clemens being first duly sworn on oath deposes and says that she is Advertisting Director of **THE LOVINGTON LEADER**, a daily newspaper of general paid circulation published in the English language at Lovington, Lea County, New Mexico; that said newspaper has been so published in such county continuously and uninterruptedly for a period in excess of Twenty-six (26) consecutive weeks next prior to the first publication of the notice hereto attached as hereinafter shown; and that said newspaper is in all things duly qualified to publish legal notices within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico.

That the notice which is hereto attached, entitled

Regal 7) otice

was published in a regular and entire issue of THE LOV-

INGTON LEADER and not in any supplement thereof, for

October 24, beginning with the issue of October 24, 2009 and ending with the issue

And that the cost of publishing said notice is the sum of $\frac{72.55}{}$ which sum has been (Paid) as Court Costs.

Subscribed and sworn to before me this 5th clay of

1)overreez 2009

Debbie Schilling

Notary Public, Lea County, New Mexico

My Commission Expires June 22, 2010

LEGAL NOTICE NOTICE OF PUBLICATION

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

The State of New Mexico its through Oit Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on November 12, 2009 in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact: Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-659-1779 by November 2, 2009. Public documents including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

> STATE OF NEW MEXICO TO:

All named parties and persons having any right, title, interest or claim in the following cases and notice to the public.

(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.)

CASE: 14402:

Application of Chevron U.S.A. Inc. for amendment of Division Order No. R-4442, as amended, to revise the injection well ! completion requirements and to change the basis for the calculation of the authorized injection pressure for carbon dioxide from surface pressure to the average reservoir pressure in its previously approved tertiary recovery project in the Vacuum Grayburg-San Andres Pressure Maintenance Project, Lea County, New Mexico. The Vacuum Grayburg-San Andres Tertiary Recovery Project encompasses portions of Section 35 of Township 17 South, Range 34 East and portions of Sections 1, 2, 11 and 12 of Township 18 South Range 34 East, N.M.P.M. Said unit is located approximately 22 miles northwest of Hobbs, New Mexico.

Given under the Seal of the State of New Mexico Oil Conservation Division at Santa Fe, New Mexico on this 21st day of October 2009.

STATE OF NEW MEXICO OIL CONSERVATION DIVISION

Mark E. Fesmire, P.E., Director

Published in Lovington Leader O
24, 2009.



APPLICATION OF CHEVRON USA INC. TO AMEND THE INJECTION ORDERS FOR THE CENTRALVACUUM UNIT AND VACUUM GRAYBURG SAN ANDRES UNIT, LEA COUNTY, NEW MEXICO

NOTICE LIST

<u>T-17-S, R-34-E, N.M.P.M.</u> SECTIONS 23, 24, 26, 34 & 35: ALL AND SECTION 25: N/2

OFFSET OPERATORS:

Marathon Oil Company

P. O. Box 2069

Houston, TX 77252

Chevron USA Inc.

15 Smith Road

Midland, TX 79705

Mr. Tom Scarbrough

ConocoPhillips Company 600 N. Dairy Ashford, 2WL-15058

Houston, TX 77079

Mobil Producing Texas & New Mexico Inc.

P. O. Box 2305

Houston, TX 77252

XTO Energy Inc.

810 Houston Street

Fort Worth, TX 76102

McGowan Working Partners Inc.

1837 Crane Ridge Drive

Jackson, MS 39216

SURFACE OWNERS:

Pearce Trust, Roy F. Pearce Sr., &

Roy F. Pearce Jr., Co-Trustees

1717 Jackson

Pecos, TX 79772

State of New Mexico

Commissioner of Public Lands

P. O. Box 1148

Santa Fe, New Mexico 87504-1148

<u>T-17-S, R-35-E, N.M.P.M.</u> SECTION 19, 20, 29 & 32: ALL; AND N/2SE/4 & SE/4SE/4 SECTION 31

Mr. Tom Scarbrough

ConocoPhillips Company

600 N. Dairy Ashford, 2WL-15058

Houston, TX 77079

Marathon Oil Company

P. O. Box 2069

Houston, TX 77252

Chevron USA Inc.

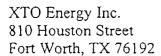
Midland, TX 79705

15 Smith Road

Mobil Producing Texas & New Mexico Inc.

P. O. Box 2305

Houston, TX 77210



Occidental Permian Limited Partnership P. O. Box 4294 Houston, TX 77210

SURFACE OWNERS:

Pearce Trust, Roy F. Pearce Sr., & Roy F. Pearce, Jr., Co-Trustees 1717 Jackson Pecos, TX 79772

State of New Mexico Commissioner of Public Lands P. O. Box 1148 Santa Fe, New Mexico 87504-1148

<u>T-18-S, R-34-E, N.M.P.M.</u> SECTIONS 3 & 10-12: ALL

OFFSET OPERATORS

BP America Production Company P. O. Box 3092 Houston, TX 77253

Chase Oil Corporation P. O. Box 1210 Graham, TX 76046

Occidental Permian Limited Partnership P. O. Box 4294 Houston, TX 7 Chevron USA Inc. 15 Smith Road Midland, TX 79705

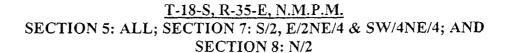
ExxonMobil Corporation P. O. Box 2305 Houston, TX 77252

OXY USA WTP Limited Partnership P. O. Box 50250 Midland, TX 79701

SURFACE OWNERS:

Pearce Trust, Roy F. Pearce Sr. & Roy F. Pearce Jr., Co-Trustees 1717 Jackson Pecos, TX 79772

State of New Mexico Commissioner of Public Lands P. O. Box 1148 Santa Fe, New Mexico 87504-1148 Lee Cattle Company Limited Partnership HC 60 Box 465 Lovington, NM 88200



OFFSET OPERATORS:

Mack Energy Corporation P. O. Box 1767 Artesia, NM 88211

Box 1767

15 Smith Road

16 Midland, TX 79705

Triple T Resources I

Marathon Oil Company P. O. Box 2069 Houston, TX 77252 Triple T Resources LP 4809 Cole Ave., Suite 108 Dallas, TX 75205

Chevron USA Inc.

Mr. Tom Scarbrough ConocoPhillips Company 600 N. Dairy Ashford, 2WL-15058 Houston, TX 77079

SURFACE OWNERS:

Giles M. Lee and Joe A. Lee HC 60 Swamp Road Lovington, NM 88260 Lee Cattle Company Limited Partnership HC 60 Box 465 Lovington, NM 88260

State of New Mexico Commissioner of Public Lands P. O. Box 1148 Santa Fe, New Mexico 87504-1148

U.S. Postal Service THE CERTIFIED MAILTH RI (Domestic Mail Only; No Instruction For delivery information visit our webs Postage Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required)	Coverage Provided)	
Marathon Oil Company Si P.O. Box 2069 Gi Houston, TX 77252	Instructions	
U.S. Postal Service TO CERTIFIED MAILTH RE (Domestic Mail Only; No Insurance For delivery information visit of the Website Postage \$ Certified Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees \$	CEIPT	
(Domestic Mail Only; No Insurance C For delivery information visit our website a	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,	Gav Nendan and Joc Jol Ly Bayolus aboyrd COMPLETE THIS SECTION ON DELIVERY A. Signature X
Certified Fee Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Roctors & Fee	or on the front if space permits. 1. Article Addressed to: Tom Scarbrough	D. Is delivery address different from item 1? Yes If YES, enter delivery address below: No
Mr. Tom Scarbrough Sireet, Apt or PO Box City, State, Mr. Tom Scarbrough ConocoPhillips Company 600 N. Dairy Ashford, 2W1 Houston, TX 77079	ConocoPhilips ConocoPhilips 600 N. Dairy Ashford, 2WL-15038 Houston, TX 77079	3. Service Type Cartified Mail
PS Form 3	2. Article Number (Transfer from service label) 7006 d	2760 0001 6379 1588

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

(Transfer from service label) — PS Form 3811, February 2004

Domestic Return Receipt