

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

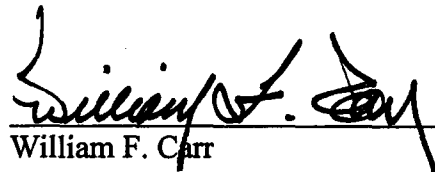
**APPLICATION OF MACK ENERGY CORPORATION
FOR APPROVAL OF A SALT WATER DISPOSAL WELL
LEA COUNTY, NEW MEXICO.**

CASE NO. _____

AFFIDAVIT

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

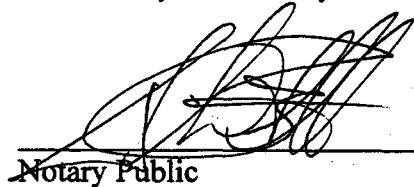
William F. Carr, attorney in fact and authorized representative of Mack Energy Corporation, the Applicant herein, being first duly sworn, upon oath, states that notice of the above-referenced Application was mailed to the interested parties shown on Exhibit "A" attached hereto in accordance with Oil Conservation Division Rules, and that true and correct copies of the notice letter and proof of notice are attached hereto.



William F. Carr

SUBSCRIBED AND SWORN to before me this 9th day of February 2004 by William F.

Carr.



Notary Public

My Commission Expires:

April 26, 2007

3191448_1.DOC

**APPLICATION OF MACK ENERGY CORPORATION FOR
SALT WATER DISPOSAL,
LEA COUNTY, NEW MEXICO**

**FEDERAL 18 WELL NO. 2
1980 feet from the North line and 2039 feet from the West line
Section 18, Township 19 South, Range 33 East, NMPM**

NOTICE LIST

Surface Owner:

**Bureau of Land Management
2909 West Second Street
Roswell, New Mexico 88210**

**Bureau of Land Management
620 East Greene Street
Carlsbad, New Mexico 88220-6292**

**Kenny Smith
Kenny Smith Inc.
267 Smith Road
Hobbs, New Mexico 88240**

Leasehold Operators:

**Chi Energy
Post Office Box 1799
Midland, Texas 79702**

**OXY, USA Inc.
Post Office Box 50250
Midland, Texas 79710**

**Webb Oil Company
Post Office Box 1124
Artesia, New Mexico 88211**

**Ray Westall
Post Office Box 4
Loco Hills, New Mexico 88255**

**Yates Petroleum Corporation
105 South Fourth Street
Artesia, New Mexico 88210**

LEGAL ADVERTISEMENT FOR FEBRUARY 19, 2004 HEARING:

CASE _____: Application of Mack Energy Corporation for approval of a salt water disposal well, Lea County, New Mexico. Applicant seeks approval to utilize its Federal 18 Well No. 2 (API No. 30-025-01669) located 1980 feet from the North line and 2039 feet from the West line (Unit F) of Section 18, Township 19 South, Range 33 East, to dispose of produced water into the Yates and San Andres formations from a depth of 3213 feet to 3256 feet. This well is located approximately 15 miles southeast of Loco Hills, New Mexico.



January 28, 2004

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

TO AFFECTED INTEREST OWNERS:

Re: Application of Mack Energy Corporation for approval of salt water disposal, Lea County, New Mexico.

Ladies and Gentlemen:

This letter is to advise you that Mack Energy Corporation has filed the enclosed application with the New Mexico Oil Conservation Division seeking authorization to inject produced salt water from the San Andres, Glorieta and Paddock formations in its Federal 18 Well No. 2 located 1980 feet from the North line and 2039 feet from the West line of Section 18, Township 19 South, Range 33 East, NMPM, Lea County, New Mexico. This water will be injected into the Yates and San Andres formations.

This application has been set for hearing before a Division Examiner on February 19, 2004. 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 located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505, three days in advance of a scheduled 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.

Very truly yours,

William F. Carr
Attorney for Mack Energy Corporation

Enclosures

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Mock SWD
Postage \$ 1.75
Certified Fee 2.30
Return Receipt Fee (Endorsement Required) 1.75
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$ 5.80



Sent To Bureau of Land Management
620 East Greene Street
Carlsbad, NM 88220-6292
Street, Apt. No., or PO Box No.
City, State, ZIP+

PS Form 3800, 1-99

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.

1. Article Addressed to:

Bureau of Land Management
620 East Greene Street
Carlsbad, NM 88220-6292

2. Article Number (Copy from se

7001 1140 0002 5602 0281

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-095

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:

Bureau of Land Management
2909 West Second Street
Roswell, New Mexico 88210

2. Article Number (Copy from

7001 1140 0002 5602 0274

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

- 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:

Chi Energy
Post Office Box 1799
Midland, Texas 79702

2. Article Number (Copy from

7001 1140 0002 5602 0441

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

Hochsten 1/30

C. Signature

X

☐ Agent
☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

C. Signature

X

☐ Agent
☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

MacK SWD
Postage \$ 1.75
Certified Fee 2.30
Return Receipt Fee (Endorsement Required) 1.75
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$ 5.80



Sent To Chi Energy
Post Office Box 1799
Midland, Texas 79702
Street, Apt. No., or PO Box No.
City, State, ZIP+

PS Form 3800, 1-99

A. Received by (Please Print Clearly) B. Date of Delivery

Gene Shumate 2-3-04

C. Signature

X

☐ Agent
☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage)

OFFICIAL

MacK SWD
Postage \$ 1.75
Certified Fee 2.30
Return Receipt Fee (Endorsement Required) 1.75
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$ 5.80



Sent To

OXY, USA Inc.
Post Office Box 50250
Midland, Texas 79710

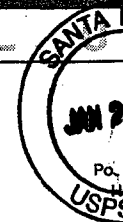
Street, Apt. No.
or PO Box No.
City, State, ZIP

PS Form 3800

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage)

OFFICIAL

MacK SWD
Postage \$ 1.75
Certified Fee 2.30
Return Receipt Fee (Endorsement Required) 1.75
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$ 5.80



Sent To

Kenny Smith
Kenny Smith Inc.
267 Smith Road
Hobbs, New Mexico 88240

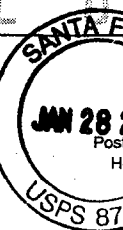
Street, Apt. No.
or PO Box No.
City, State, ZIP

PS Form 3800

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage)

OFFICIAL

MacK SWD
Postage \$ 1.75
Certified Fee 2.30
Return Receipt Fee (Endorsement Required) 1.75
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$ 5.80



Sent To

Webb Oil Company
Post Office Box 1124
Artesia, New Mexico 88211

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

PS Form 3800

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.

1. Article Addressed to:

OXY, USA Inc.
Post Office Box 50250
Midland, Texas 79710

2. Article Number (Copy from service

7001 1140 0002 5602 0458

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

- 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:

Kenny Smith
Kenny Smith Inc.
267 Smith Road
Hobbs, New Mexico 88240

2. Article Number (Copy from sen

7001 1140 0002 5602 0434

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

- 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:

Webb Oil Company
Post Office Box 1124
Artesia, New Mexico 88211

2. Article Number (Copy from sen

7001 1140 0002 5602 0465

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

Ken Brown 2/2/94

C. Signature

X [Signature] ☐ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes ☐ No

If YES, enter delivery address below:

3. Service Type

☒ Certified Mail ☐ Express Mail

☐ Registered ☒ Return Receipt for Merchandise

☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

A. Received by (Please Print Clearly) B. Date of Delivery

Patsy 2/2/94

C. Signature

X [Signature] ☐ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes ☐ No

If YES, enter delivery address below:

3. Service Type

☒ Certified Mail ☐ Express Mail

☐ Registered ☒ Return Receipt for Merchandise

☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

A. Received by (Please Print Clearly) B. Date of Delivery

SAHAH WEBB 1-30-94

C. Signature

X [Signature] ☐ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes ☐ No

If YES, enter delivery address below:

3. Service Type

☒ Certified Mail ☐ Express Mail

☐ Registered ☒ Return Receipt for Merchandise

☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage)

OFFICIAL MAIL

Postage	\$ 1.75
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.80

Sent To **Ray Westall**
Post Office Box 4
Loco Hills, New Mexico 88255

Street, Apt. No.
or PO Box No.

City, State, ZIP+

PS Form 3800

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.

1. Article Addressed to:

Ray Westall
Post Office Box 4
Loco Hills, New Mexico 88255

2. Article Number (Copy from ser

7001 1140 0002 5602 0472

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage)

OFFICIAL MAIL

Postage	\$ 1.75
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.80

Sent To **Yates Petroleum Corporation**
105 South Fourth Street
Artesia, New Mexico 88210

Street, Apt. No.
or PO Box No.

City, State, ZIP

PS Form 3800

- 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:

Yates Petroleum Corporation
105 South Fourth Street
Artesia, New Mexico 88210

2. Article Number (Cop

7001 1140 0002 5602 0489

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

COMPLETE THIS SECTION ON DELIVERY

- A. Received by (Please Print Clearly) **Jessica Rowland** B. Date of Delivery **8-9-01**
- C. Signature **JESSICA ROWLAND** ☒ Agent ☐ Addressee
- D. Is delivery address different from item 1? ☐ Yes ☐ No
- If YES, enter delivery address below:

3. Service Type

- ☒ Certified Mail ☐ Express Mail
- ☐ Registered ☒ Return Receipt for Merchandise
- ☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

- A. Received by (Please Print Clearly) **Kathy Donaghe** B. Date of Delivery **01-26-04**
- C. Signature **KATHY DONAGHE** ☒ Agent ☐ Addressee
- D. Is delivery address different from item 1? ☐ Yes ☐ No
- If YES, enter delivery address below:

3. Service Type

- ☒ Certified Mail ☐ Express Mail
- ☐ Registered ☒ Return Receipt for Merchandise
- ☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes