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

FOR APPROVAL OF A SALT WATER DISPOSAL WELL				
LEA COUNTY, NEW MEXICO.				CASE NO

### <u>AFFIDAVIT</u>

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

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

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:

<b>CASE</b>	:

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.

# HOLLAND&HART.

William F. Carr wcarr@hollandhart.com

January 28, 2004

#### <u>CERTIFIED MAIL</u> RETURN RECEIPT REQUESTED

#### TO AFFECTED INTEREST OWNERS:

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

Ladies and Gentlemen:

Mexico.

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.

y in any yours,

William F. Carr

Attorney for Mack Energy Corporation

Enclosures

U.S. Postal Service CERTIFIED MAIL RECEIPT	SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
(Domestic Mail Only; No Insurance Coverage  Thock SOD Postage \$ 1.75	item 4 if Restricted Delivery is desired.  Print your name and address on the reverse so that we can return the card to you.	Received by (Please Print Clearly)  B. Date of Delivery 130  Signature Agent Address
Certified Fee Return Receipt Fee (Endorsement Required)  Return Required)  7.75	str Her Bureau of Land Management	D. Is delivery address different from item 1?
Restricted Delivery Fee (Endorsement Required)  Total Postage & Fees   Sent To  Bureau of Land Manageme	620 East Greene Street Carlsbad, NM 88220-6292	3. Service Type  Certified Mail
Street, Apt. No.; or PO Box No. City, State, ZIP+  620 East Greene Street Carlsbad, NM 88220-6292		☐ Insured Mail ☐ C.O.D.  4. Restricted Delivery? (Extra Fee) ☐ Yes
PS Form 3800,		0002 5602 0281
U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage I)  OFF A  Mack SWP Postage \$ 1.75	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.	C. Signature  Agent Addresse  D. Is delivery address different from item 1?  Yes If YES, enter delivery address below:
Certified Fee  Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees  Sent To  Bureau of Land Management		3. Service Type    State
Street, Apt. No.; or PO Box No.  2909 West Second Street Roswell, New Mexico 8821		4. Restricted Delivery? (Extra Fee)
City, State, ZIP+ PS Form 3800,		eturn Receipt 102595-00-M-0952
U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage P.	<ul> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	A. Received by (Please Print Clearly) B. Date of Deliver  C. Signature  Agent  Agent  D. is delivery address different from the print of the print o
MacKSWD S 1.75 Control of the contro	1. Article Addressed to:  Chi Energy	If YES, enter delivery address below No.
Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees \$ 5.00	Post Office Box 1799 Midland, Texas 79702	3. Service Type  AB Certified Mail
Chi Energy  Street, Apt.   Post Office Box 1799		002 5602 0441
City, State, 2 Midland, Texas 79702	PS Form 3811, July 1999 Domestic Re	turn Receipt 102595-00-M-0952

PS Form 38

U.S. Postal Service		
CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage)	SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
	■ Complete items 1, 2, and 3. Also complete	A. Received by (Please Print Clearly) B. Date of Delivery
	item 4 if Restricted Delivery is desired.  Print your name and address on the reverse	100 Myson 8/2/4
D C CUID	so that we can return the card to you.  Attach this card to the back of the mailpiece.	C. Signature
Mack Spostage \$ 1,75	or on the front if space permits.	D. is delivery address different from item 1? Yes
Certified Fee Z·30 JAN 28	1. Article Addressed to:	If YES, enter delivery address below:
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)	OXY, USA Inc.	
Total Postage & Fees \$ 5.80	Post Office Box 50250	
Sent To	Midland, Texas 79710	3. Service Type  S Certified Mail □ Express Mail
OXY, USA Inc.		Registered Return Receipt for Manufacture Manufacture
Street, Apt. No. Post Office Box 50250 or PO Box No. Midland Toyon 70710		☐ Insured Mail ☐ C.O.D.
City, State, ZIP. Midland, Texas 79710	2. Article Number (Constitute on the	4. Restricted Delivery? (Extra Fee) Yes
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(Domestic Wan Only, No manager	Print your name and address on the reverse	C. Signature
TALL STATE	so that we can return the card to you.  Attach this card to the back of the mailpiece,	x Patau XX Florid
	or on the front if space permits.	D. Is delivery address different from item 12  \( \text{\$\subseteq} \)
Mack Sw D Postage \$ 135	1. Article Addressed to:	If YES, enter delivery address below:
Certified Fee 8.30		
Return Receipt Fee (Endorsement Required)	Kenny Smith Kenny Smith Inc.	
Restricted Delivery Fee	267 Smith Road	
(Endorsement Required) Total Postage & Fass \$ 5.80	Hobbs, New Mexico 88240	3. Service Type  Certified Mail  Express Mail
Sent To Kenny Smith	h stai	Registered Return Receipt for Merchandise
Street, Apt. No. 267 S. ith Page		☐ Insured Mail ☐ C.O.D.  4. Restricted Delivery? (Extra Fee) ☐ Yes
or PO Box No. 267 Smith Road	2. Article Number (Copy from sen 2001, 1,1,40	0002 5602 0434
City, State, ZIP Hobbs, New Mexico 88240		
PS Form 3800,	PS Form 3811, July 1999 Domestic Re	eturn Receipt 102595-00-M-0952
U.S. Postal Service	Complete items 1, 2, and 3. Also complete	A. Received by (Please Print Clearly) B. Date of Deliver
CERTIFIED MAIL RECEIPT	item 4 if Restricted Delivery is desired.  Print your name and address on the reverse	3 HAHH WEBIS 13004
(Domestic Mail Only; No Insurance Coverage F	so that we can return the card to you.  Attach this card to the back of the mailpiece,	C Signature
	or on the front if space permits.	D. Is delivery address different from item 1? Yes
A CONTACT OF THE CONT	Article Addressed to:	If YES, enter delivery address below:
Mark Spostage \$ 1,75		II .
Certified Fee 2-30	Webb Oil Company	
Return Receipt Fee (Endorsement Required)	Post Office Box 1124 Artesia, New Mexico 88211	
Restricted Delivery Fee		3. Şervice Type ☐ Certified Mail ☐ Express Mail
(Endorsement Required) Total Postage & Fees \$ 5.80		☐ Registered ☐ Return Receipt for Merchandise
Sent To Webb Oil Company		4. Restricted Delivery? (Extra Fee)
Post Office Box 1124	2. Article Number (Copy from sen	
or PO Box No. Artesia, New Mexico 8821		0002 5602 0465
City, State, ZIP+	PS Form 3811, July 1999 Domestic Re	eturn Receipt 102595-00-M-0952

PS Form 3800,

Item 4 If Restricted Delivery is desired.			
Item 4 if Restricted Delivery is desired.		SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
Cartified Fee   South Fourth Street   Artesia, New Mexico 88210   Service Type   Cartified Fee   South Fourth Street Artesia, New Mexico 88210   Service Type   Cartified Fee   Cartified Fe	Mack Swid Postage \$ 1-75  Certified Fee Return Receipt Fee (Endorsement Required)  A L U A	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	description of the description o
2. Article Number (Copy from ser 7001 1140 0002 5602 0472  U.S. Postal Service CERTIFIED MAIL RECEIPT (Competer terms 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 (Copy from ser 7001 1140 0002 5602 0472  2. Article Number (Copy from ser 7001 1140 0002 5602 0472  2. Article Number (Copy from ser 7001 1140 0002 5602 0472  2. Article Number (Copy from ser 7001 1140 0002 5602 0472  2. Article Number (Copy from ser 7001 1140 0002 5602 0472  3. Hestricted Delivery (Extra Fee)   Yes 1472  4. Hestricted Delivery (Extra Fee)   Yes 1472  5. Hestricted Delivery (Extra Fee)   Yes 1472  5. Hestricted Delivery (Extra Fee)   Yes 1472  6. Hestricted Delivery (Ex	(Endorsement Required) Total Postage & Fees \$ 5.80  Sent To Ray Westall Post Office Box 4	Loco Hills, New Mexico 88255	Certified Mail
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Restricted Delivery Fee Endorsement Required) Total Postage & Fees  Sent To  Yates Petroleum Corporation  105 South Fourth Street Pro Box No.  Artesia, New Mexico 88210  3. Service Type Acriffied Mail Registered Insured Mail C.O.D.  4. Restricted Delivery? (Extra Fee)  2. Article Number (Cop) Artesia, New Mexico 88210	Certified Fee 7.30 JAN 2.8.	Yates Petroleum Corporation 105 South Fourth Street	If YES, enter delivery address below:
105 South Fourth Street PO Box No. Artesia, New Mexico 88210  2. Article Number (Cop) 7001 1140 0002 5602 0489	Restricted Delivery Fee Endorsement Required)  Total Postage & Fees \$ 5.80		Certified Mail  Registered Insured Mail  C.O.D.
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