BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF NM&O OPERATING COMPANY FOR COMPULSORY POOLING, RIO ARRIBA COUNTY, NEW MEXICO.

Case No. 12028

AFFIDAVIT REGARDING NOTICE

STATE OF NEW MEXICO COUNTY OF SANTA FE) ss.

Deborah Greenich, being duly sworn upon her oath, deposes and states:

1. I am over the age of 18, and have personal knowledge of the matters set forth herein.

2. I am an employee of Applicant.

Applicant has conducted a good faith, diligent effort to 3. find the 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 mailing each of them, by certified mail, a copy of the Application and notice of the hearing date. Copies of the notice letter and certified return receipts are attached hereto as Exhibit A.

5. Applicant has complied with the notice provisions of Division Rule 1207.

htreniel -

SUBSCRIBED AND SWORN TO before me this 19th day of August, 1998, by Deborah Greenich.

Notary Public

My Commission Expires:

3/14/2001

NEW MEXICO
OIL CONSERVATION DIVISION

CASE NO

EXHIBIT "5"



<u>NM&O OPERATING COMPANY</u>

6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Albert J. Blair, Jr. Mountain States Natural Gas P.O. Box 35426 Tulsa, OK 74135

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. Blair:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

This application will be heard at 0:15 a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Sincerely,

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Deborah Greenich Land Assistant

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NM&O OPERATING COMPANY

6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

W.C. Berry, Jr. 843 La Para Palo Alto, CA 94306

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. Berry:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

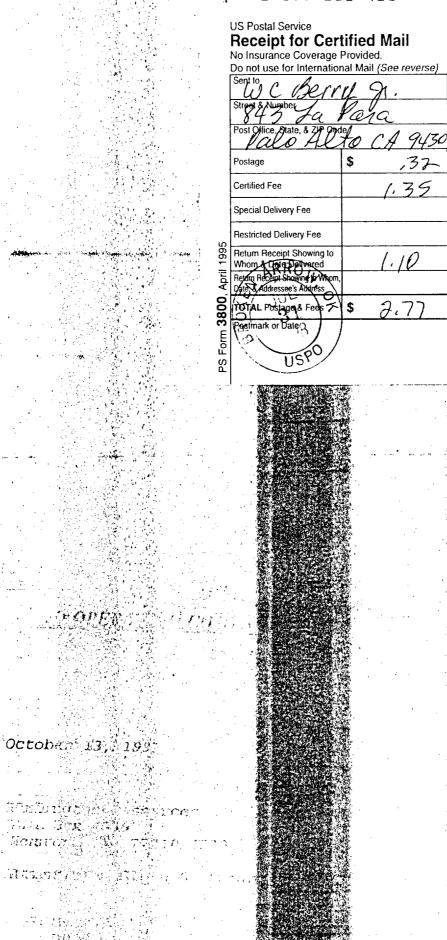
This application will be heard at $\ell:15$ a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Sincerely, D. freenee

Deborah Greenich Land Assistant



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NM&O OPERATING COMPANY

6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

H.B. Brown 1710 South Bay Front Balboa Island, CA 92662

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. Brown:

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Sincerely,

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Deborah Greenich Land Assistant

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July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

C.J. Gallant 274 Del Mesa Carmel Carmel, CA 93921

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. Gallant:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

This application will be heard at 6:15 a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Sincerely, Seeux

Deborah Greenich Land Assistant

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July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Harris Trust & Savings Bank, Trustee of the Estate of L.B. Stableford, deceased 400 N. Woodlawn, Suite 201 Wichita, KS 67208

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Gentlemen:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

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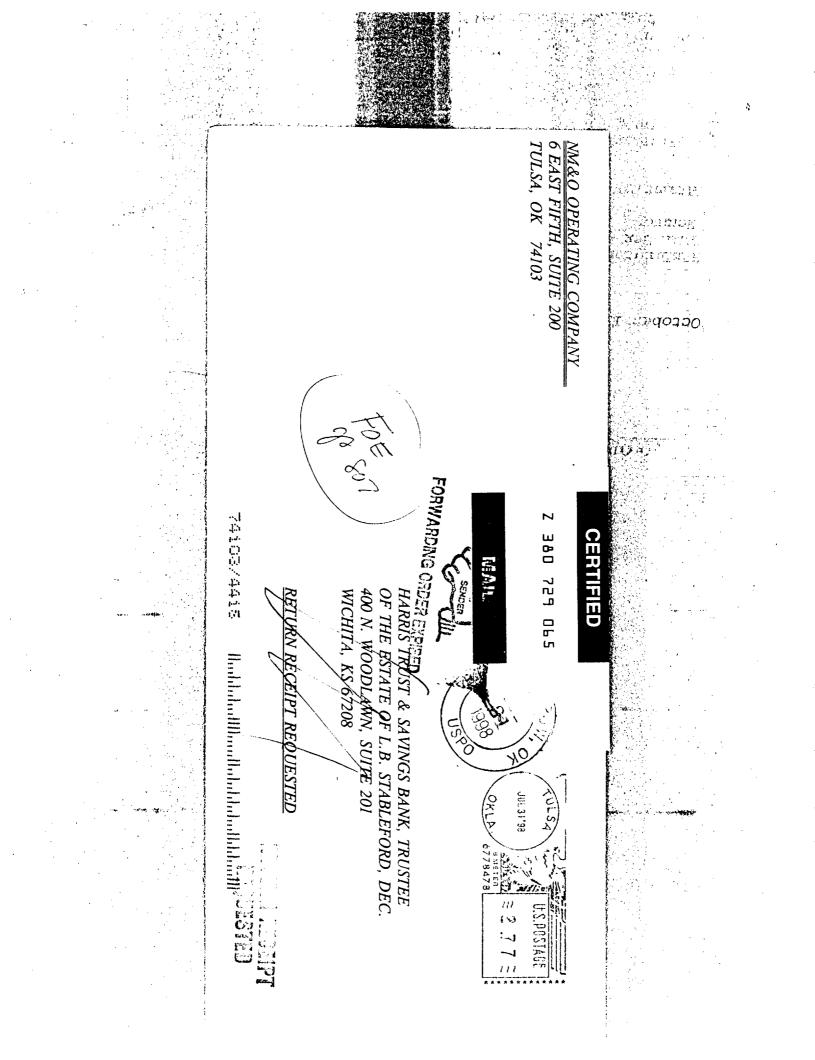
Sincerely,

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Deborah Greenich Land Assistant

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NM&O OPERATING COMPANY

6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 31, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Nelva Dawn Koon Johnson RD 1, Box 147B Springville, PA 18844

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Ms. Johnson:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

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Sincerely, whe

Deborah Greenich Land Assistant

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July 31, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Kevin Edward Koon P.O. Box 111 Mt. Angel, OR 97362

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. Koon:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

This application will be heard at 8:15 a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Sincerely,

D. Frence &

Deborah Greenich Land Assistant

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July 31, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Robbin Koon 1500 S. Pecos Roswell, NM 88201

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. Koon:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

This application will be heard at 6:15 a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Sincerely,

N. Sulmeet

Deborah Greenich Land Assistant

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NM&O OPERATING COMPANY

6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

David Luria, Jr., Trustee of the Herbert Luria Estate 111 South 15th Street Philadelphia, PA 19102-2678

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. Luria:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

This application will be heard at $\theta:15$ a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Sincerely, OONe

Deborah Greenich Land Assistant

Ζ 577 651 469 **US Postal Service Receipt for Certified Mail** No Insurance Coverage Provided. Do not use for International Mail (See reverse) Wia δ Post Difice, State/& 1NI \$ 3 Postage 2 36 **Certified Fee** Special Delivery Fee **Restricted Delivery Fee** 1995 Return Beceipt Showing to Whom & Date Return Hered Beturn Heceipt Showing to Whom .10 April h Whom Date, & Addressee's 2.77 PS Form-3800. TOTAL Postage & \$ lees stmarkorpate SPO ide? **SENDER:** Complete items 1 and/or 2 for additional services.
 Complete items 3, 4a, and 4b.
 Print your name and address on the reverse of this form so that we can return this card to you.
 Attach this form to the front of the mailpiece, or on the back if space does not I also wish to receive the following services (for an extra fee): 1. Addressee's Address Sez permit. = Write "Return Receipt Requested" on the mailplece below the article number. = The Return Receipt will show to whom the article, was delivered and the date 2. C Restricted Delivery ŝ б Consult postmaster for fee. delivered. 5 Racal 4a. Article Number 3. Article Addressed to: completed chuvia, Trustee rt huvia Est 51 5 1 Z Ē 4b. Service Type č Est. Certified Registered using **RETURN ADDRESS** Express Mail CQD Return Receipt for Merchandise 5 7. Date of Delivery 19102 NOU Thank) 8. Addressee's Address (Only if requested 5 Baceland BV: /P ht Name) and fee is paid) 6. Signatur YOUL Address e or Age - 60 **Domestic Return Receipt** 102595-97-B-0179 P8 Form 3811. December 1994 ٠, i 100 ÷ 1. . crt Horutches Attact C . C. S. $\left| \cdot \right|_{1}$ \$

July 31, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Fraser R. & Helen MacVicar 78 Birchwood Road Coram, NY 11727

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. & Mrs. MacVicar:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

This application will be heard at $\theta:15$ a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

D. Gelnect

Deborah Greenich . Land Assistant

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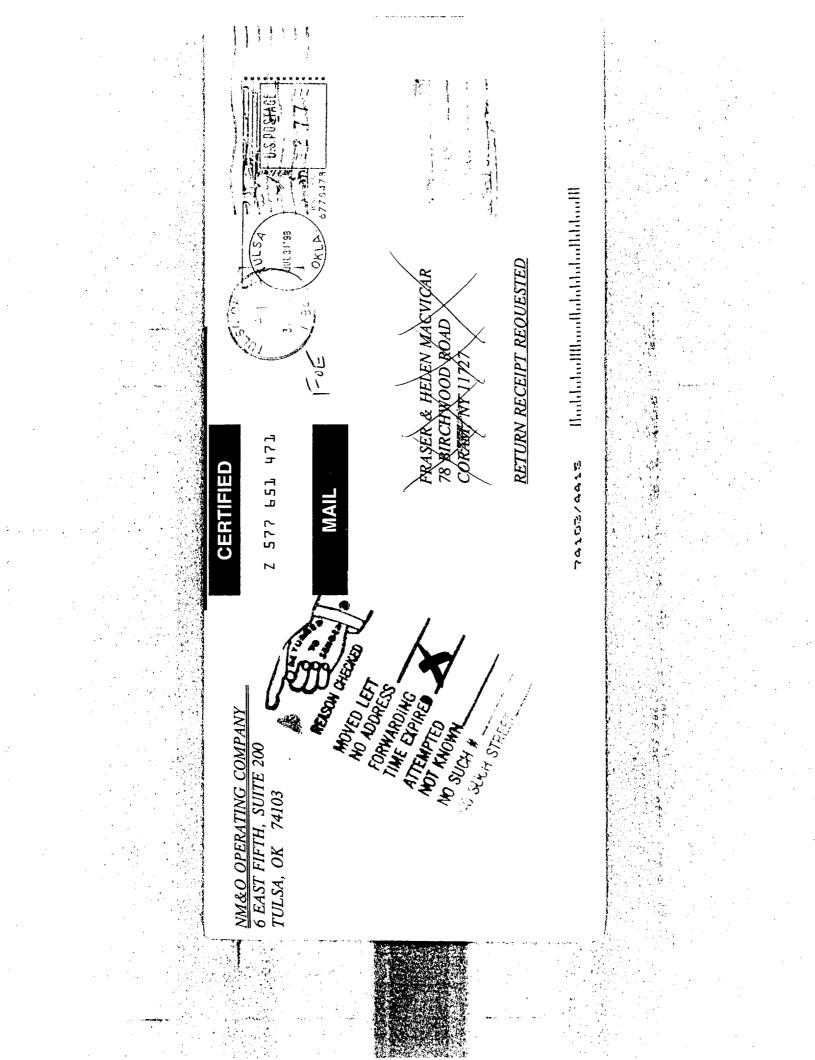
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July 31, 1998

CERTIFIED RETURN RECEIPT REQUESTED

David McHugh 474 3rd Avenue Fox Island, WA 98333

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. McHugh:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

This application will be heard at 8:15 a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Sincerely,

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Deborah Greenich Land Assistant

Z 380 729 064 **US Postal Service Receipt for Certified Mail** No Insurance Coverage Provided. Do not use for International Mail (See reverse) Sent State, & ZIP Code stand Postage \$ Certified Fee 30 Special Delivery Fee **Restricted Delivery Fee** Return Receipt Showing to Whom & Date Delivered Return Receipt Showing to Whom 3661]. [0 1 April & Addressee's Address 3800. 2.77 LOTAL Postage & Fees \$ Postmark of Date Form <u>م</u> d ٨ Ū PS SENDER: side? I also wish to receive the Complete items 1 and/or 2 for additional services. Complete items 3, 4a, and 4b.
 Print your name and address on the reverse of this form so that we can return this following services (for an extra fee): card to you. #Attach this form to the front of the mailpiece, or on the back if space does not 1. D Addressee's Address Sez permit. • Write "Return Receipt Requested" on the mailplece below the article number. 2. C Restricted Delivery Ē The Return Receipt will show to whom the article was delivered and the date delivered. Ħ Consult postmaster for fee. 50 Recei 3. Article Addressed to: 4a. Article Number Article Addressed W. Devid McHugh 474 3rd Ave. Fox Island, WA 98333 completed 0 Z 380 6 ER 4b. Service Type Re Certified Registered using RETURN ADDRESS Di Insured Express Mail C Return Receipt for Merchandise COD 5 7. Date of Delivery Thank you 8. Addressee's Address (Only if requested yed By: (Print Name) and fee is paid)' ' G ${\boldsymbol{c}}$ 6. Signatyle: (Addressee or Agent) your de X <u>9</u> **Domestic Return Receipt** PS Form 3811, December 1994 102595-97-B-0179 730<u>21</u>2., `.''ı TIND LEADERS CONTINNER . . ACTOR COLOR x主任的,约定了这个方 70 % ē,

July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Danalee D. and Randall J. Miller 5545 South Clarkson Street Littleton, CO 80121

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. & Mrs. Miller:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

This application will be heard at 0:15 a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Sincerely,

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Deborah Greenich Land Assistant

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July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

George and Theodora Mourry 9281 Shord Road Brooklyn, NY 11209

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr & Mrs. Mourry:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

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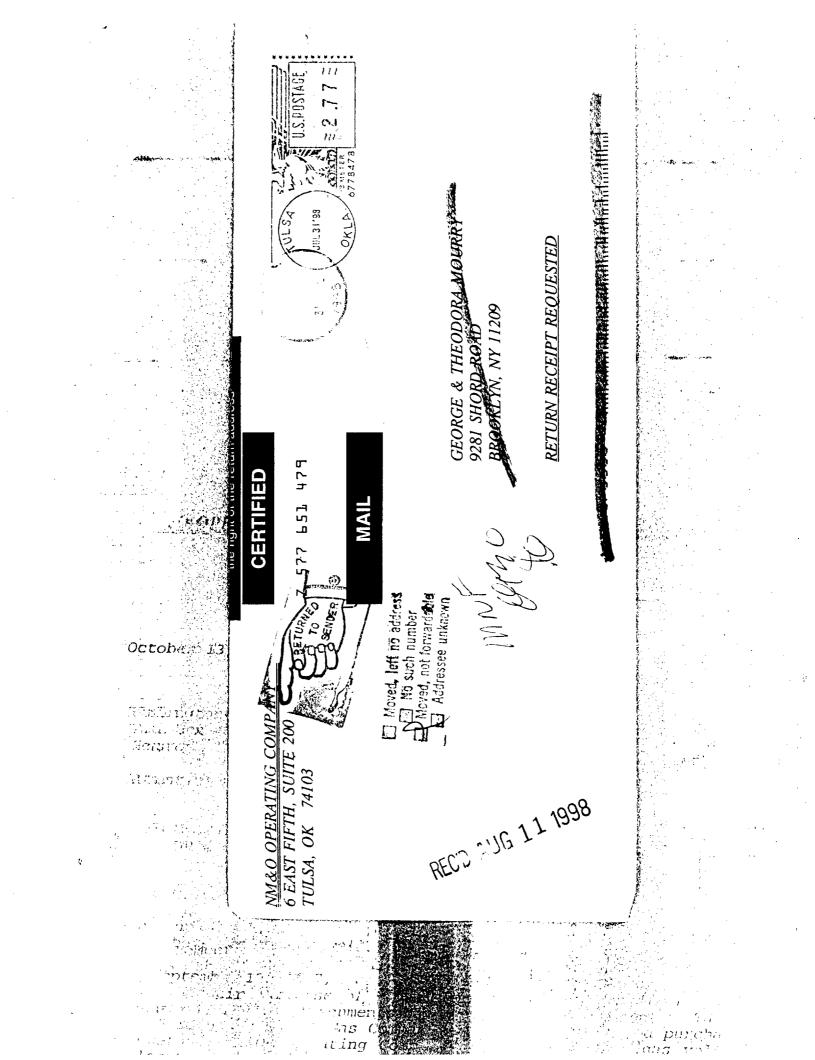
Sincerely,

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Deborah Greenich Land Assistant



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July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Martha Berry Oliver 7818 S.E. 75th Place Mercer Island, WA 98040

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Ms. Oliver:

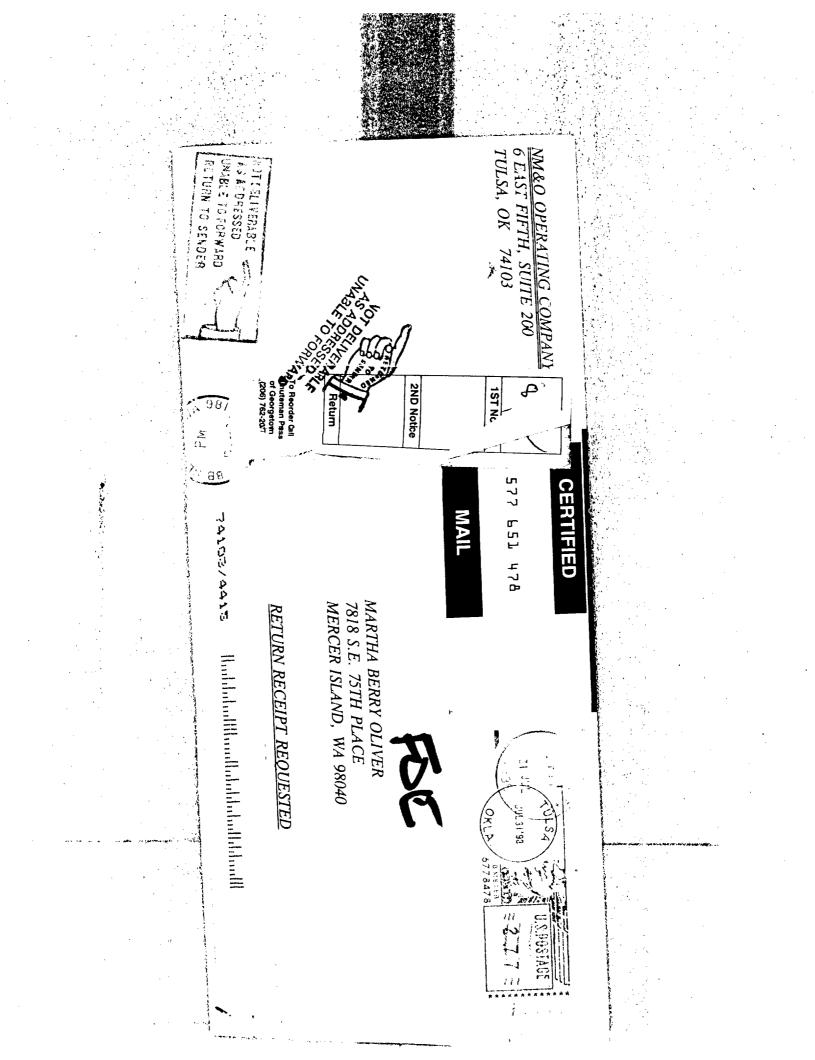
Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

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Sincerely,

Deborah Greenich Land Assistant

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NM&O OPERATING COMPANY

6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Ellen Reton 1827 Laurel Lane Lake Clarke Shores, FL 33406

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Ms. Reton:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

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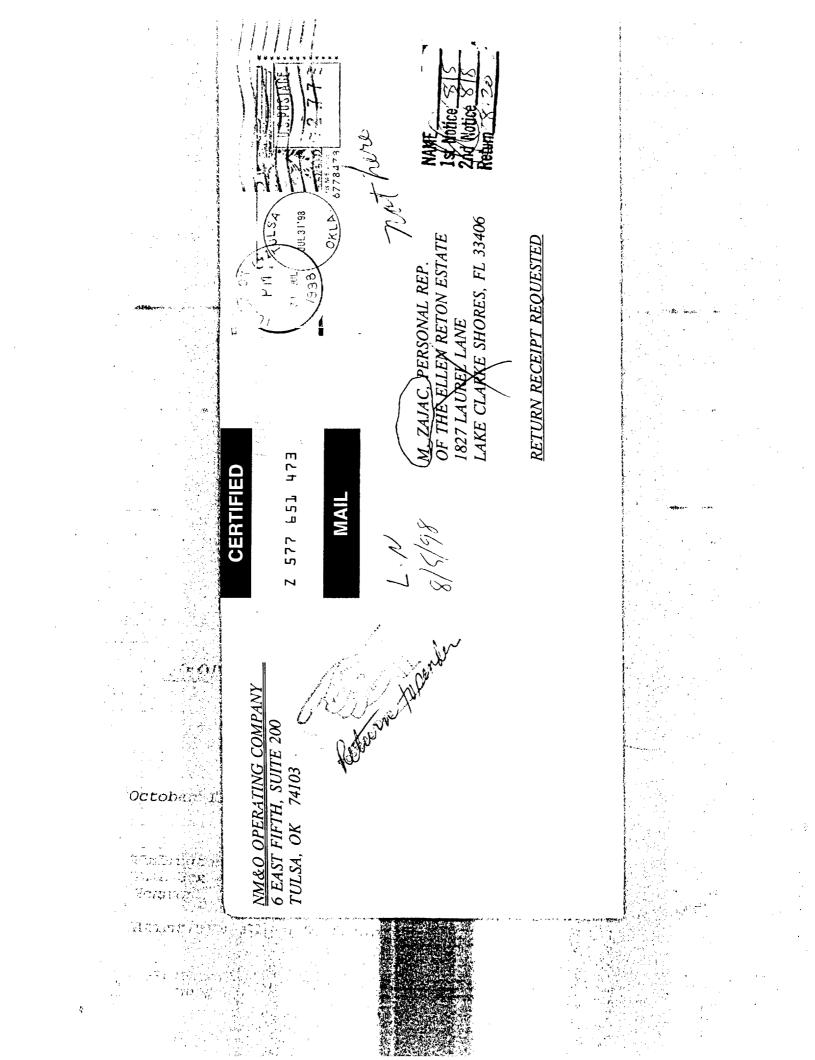
Sincerely, D. Sienca

Deborah Greenich Land Assistant



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6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 31, 1998

CERTIFIED RETURN RECEIPT REQUESTED

James Rosborough 14429 Pettit Way Potomac, MD 20854

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. Rosborough:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

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Sincerely,

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Deborah Greenich Land Assistant

19 . O. A. Z 577 651 474 **US Postal Service** ۰. **Receipt for Certified Mail** <u>.</u>... No Insurance Coverage Provided. Do not use for International Mail (See reverse) Sef \$ Postage 35 Certified Fee Special Delivery Fee Restricted Delivery Fee 1995 Return Receipt Showing to 10 Whom & Date Delivered April Return Receipt Showing to Whom Date, & Addressee's Address ۰. 3800. 2.77 \$ TOTAL Postage & Fe U) Postmark or QALe Form VIYONO Sa side? SENDER: I also wish to receive the Complete items 1 and/or 2 for additional services.
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6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 31, 1998

CERTIFIED RETURN RECEIPT REQUESTED

San Juan Gas Corp. 427 S. Boston, Suite 1318 Tulsa, OK 74103

Attention: Alex Phillips

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. Phillips:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

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Sincerely, ren

Deborah Greenich Land Assistant

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6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Sophie H. Spellman P.O. Box 368 Colfax, WI 54730

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Ms. Spellman:

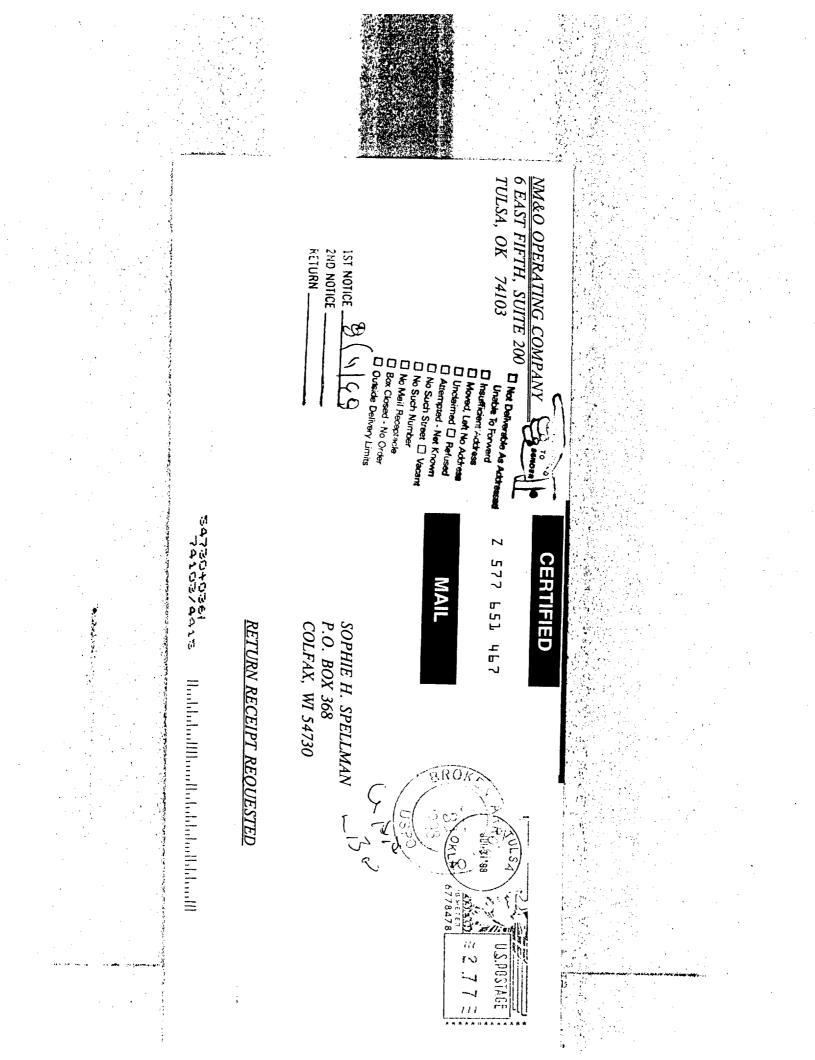
Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

This application will be heard at 6:15 a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Sincerely,

Deborah Greenich Land Assistant

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6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 31, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Mary M. Waugh P.O. Box 1231 Norman, OK 73070

RE: Koon #1 Sec. 14-T25N-R2W Río Arriba County, NM

Dear Ms. Waugh:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

This application will be heard at θ :15 a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Sincerely,

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Deborah Greenich Land Assistant

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6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Patricia Ruth Wilbur P.O. Box 225 Noank, Connecticut 06340

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Ms. Wilbur:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

This application will be heard at 8:15 a.m. on Thursday, August 20, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and participate in the case: Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Sincerely,

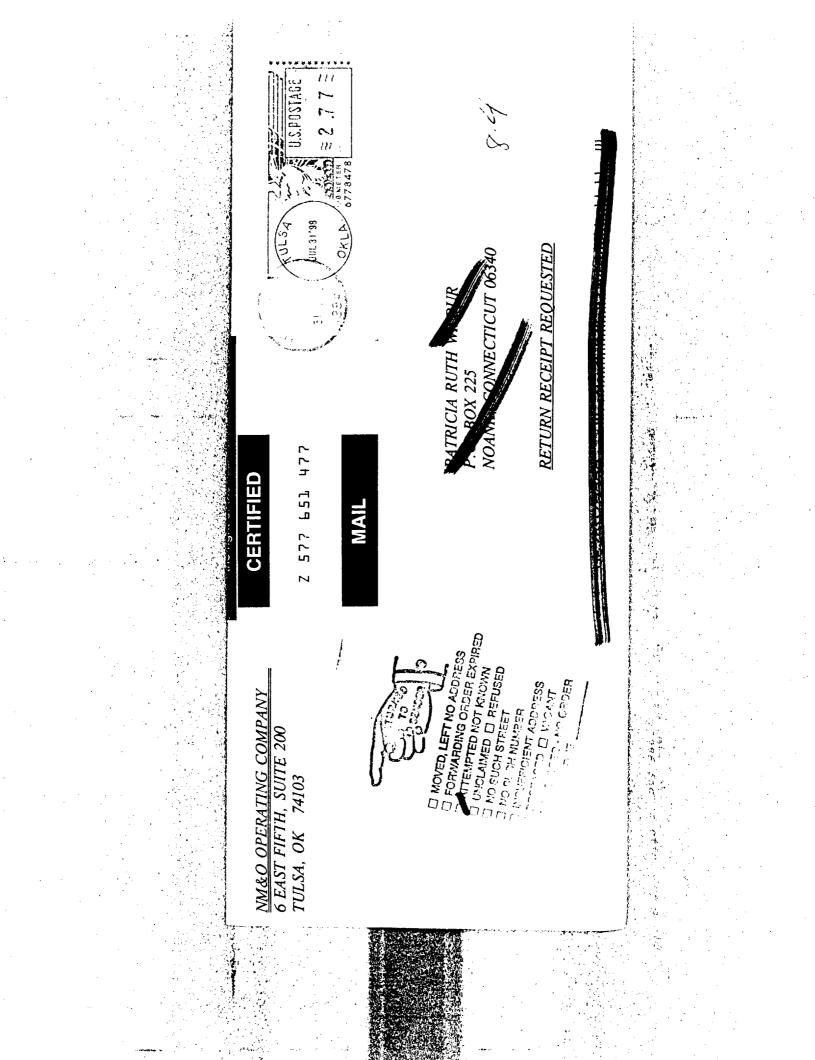
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Deborah Greenich Land Assistant



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6 EAST FIFTH, SUITE 200 TULSA, OKLAHOMA 74103 (918)584-3802

July 30, 1998

CERTIFIED RETURN RECEIPT REQUESTED

Theodore A. and Katherine V. Winter P.O. Box 520 Shelter Island, NY 11964

RE: Koon #1 Sec. 14-T25N-R2W Rio Arriba County, NM

Dear Mr. & Mrs. Winter:

Enclosed is a copy of an application filed by NM&O Operating Company with the New Mexico Oil Conservation Division, requesting the Division to pool all interests in the Basin-Fruitland Coal Gas Pool underlying the E/2 of Section 14, Township 25 North, Range 2 West, NMPM, Rio Arriba County, New Mexico (Koon Well No. 1).

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Sincerely,

Deborah Greenich Land Assistant



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