

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

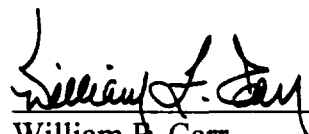
APPLICATION OF YATES PETROLEUM
CORPORATION FOR COMPULSORY
POOLING AND AN UNORTHODOX
WELL LOCATION,
EDDY COUNTY, NEW MEXICO.

CASE NO. 12081

AFFIDAVIT

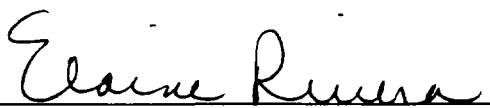
STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

William F. Carr, attorney in fact and authorized representative of Yates Petroleum Corporation, the Applicant herein, being first duly sworn, upon oath, states that notice has been given to all interested persons entitled to receive notice of this application under Oil Conservation Division rules, and that notice has been given at the addresses shown on Exhibit "A" attached hereto.



William F. Carr

SUBSCRIBED AND SWORN to before me this 4th day of November, 1998 by
William F. Carr.



Notary Public

My Commission Expires:

June 23, 2002

EXHIBIT A

Prudential Bache Energy
Post Office Box 3134
Covington, LA 70434-3134

Nearburg Exploration, Inc.
3300 North "A" Street
Building 2, Suite 120
Midland, TX 79705

Fina Oil & Chemical Company
6 Desta Drive, Suite 4400
Midland, TX 79705

**BEFORE THE
OIL CONSERVATION DIVISION**
Santa Fe, New Mexico

Case Nos. 12081 Exhibit No. 2

Submitted by: Yates Petroleum Corporation

Hearing Date: November 5, 1998

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
MICHAEL H. FELDEWERT
ANTHONY F. MEDEIROS
PAUL R. OWEN
KATHERINE M. MOSS

JACK M. CAMPBELL
OF COUNSEL

JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE (505) 988-4421
FACSIMILE (505) 983-6043
E-MAIL ccbsda@ix.netcom.com

October 8, 1998

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Fina Oil & Chemical Company
6 Desta Drive, Suite 4400
Midland, TX 79705

Re: *Application of Yates Petroleum Corporation for compulsory pooling and an unorthodox gas well location, Eddy County, New Mexico*

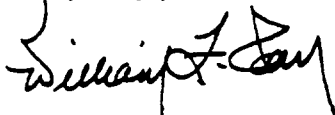
Gentlemen:

This letter is to advise you that Yates Petroleum Corporation has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests in all formations developed on 320-acre spacing including but not limited to the Atoka and Morrow formations, Undesignated Cemetery-Morrow Gas Pool, in the S/2 of Section 13, Township 20 South, Range 24 East, NMPM, Eddy County, New Mexico. Yates proposes to dedicate the referenced pooled units to its existing Hillview AHE Federal Com Well No. 7 which it proposes to recomplate from the Canyon formation at an unorthodox gas well location in the Atoka and Morrow formations 660 feet from the South and West lines of said Section 13.

This application has been set for hearing before a Division Examiner on November 5, 1998. 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 have been requested by the Division (Memorandum 2-90) to file a Prehearing Statement substantially in the form prescribed by the Division. Prehearing statements should be filed by 4:00 o'clock p.m. on the Friday before a scheduled hearing.

Very truly yours,



WILLIAM F. CARR
ATTORNEY FOR YATES PETROLEUM CORPORATION
Enc.

7 211 156 518
US Postal Service
Receipt for Certified Mail

Fina Oil & Chemical Company
6 Desta Drive, Suite 4400
Midland, TX 79705

Postage	\$ 32
Certified Fee	1.35
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$ 27.99
Postmark or Date	7994

PS Form 3800, April 1995

Is your **RETURN ADDRESS** completed on the reverse side?

SENDER: <input type="checkbox"/> Complete items 1 and/or 2 for additional services <input type="checkbox"/> Complete items 3, 4a, and 4b <input type="checkbox"/> Print your name and address on the reverse of this form so that we can return this card to you <input type="checkbox"/> Attach this form to the front of the mailpiece, or on the back if space does not permit <input type="checkbox"/> Write "Return Receipt Requested" on the mailpiece below the article number <input type="checkbox"/> The Return Receipt will show to whom the article was delivered and the date delivered		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: Fina Oil & Chemical Company 6 Desta Drive, Suite 4400 Midland, TX 79705		4a. Article Number Z 211 156 518	
5. Received By: (Print Name) X Javier Brown		4b. Service Type <input type="checkbox"/> Registered <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Certified <input type="checkbox"/> Insured <input type="checkbox"/> COD	
6. Signature: (Addressee or Agent) X Javier Brown		7. Date of Delivery 10-13-94	
PS Form 3811, December 1994		8. Addressee's Address (Only if requested and fee is paid) Domestic Return Receipt	

102595-98-B-0229

Thank you for using Return Receipt Service.

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

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Building 2, Suite 120
Midland, TX 79705

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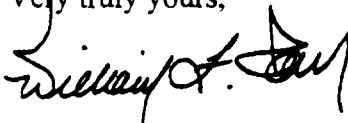
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ATTORNEY FOR YATES PETROLEUM CORPORATION
Enc.

Is your **RETURN ADDRESS** completed on the reverse side?

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 permit.
- ☐ Write "Return Receipt Requested" on the mailpiece below the article number.
- ☐ The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. ☐ Addressee's Address
 - 2. ☐ Restricted Delivery
- Consult postmaster for fee.

3. Article Addressed to:

Nearburg Exploration, Inc.
3300 North "A" Street
Building 2, Suite 120
Midland, TX 79705

4a. Article Number

Z 211 156 519

4b. Service Type

- ☐ Registered ☐ Certified
- ☐ Express Mail ☐ Insured
- ☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

10-13-98

8. Addressee's Address (Only if requested and fee is paid)

5. Received By (Print Name)

6. Signature (Addresser or Agent)

PS Form 3811, December 1994

102595-98-B-0229

Domestic Return Receipt

Thank you for using Return Receipt Service.

Z 211 156 519

US Postal Service

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Nearburg Exploration, Inc.
3300 North "A" Street
Building 2, Suite 120
Midland, TX 79705

Postage	\$ 32
Certified Fee	1.35
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	10/13/1998
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$26.95
Postmark or Date	

PS Form 3800, April 1995

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

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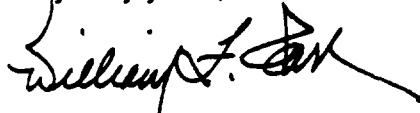
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LAWYERS

POST OFFICE BOX 2208

SANTA FE, NEW MEXICO 87504-2208



☒ **MOVED, LEFT NO ADDRESS**
☒ **FORWARDING ORDER EXPIRED**
☐ **ATTEMPTED NOT KNOWN**
☐ **UNCLAIMED** ☐ **REFUSED**
☐ **NO SUCH STREET**
☐ **NO SUCH NUMBER**
☐ **INSUFFICIENT ADDRESS**

CERTIFIED

Z 211 156 520

MAIL

0000



\$2.77

00012942-03

Prudential Bache Energy
Post Office Box 3134
Covington, LA

1998
28 / 1998

1ST CLASS
2ND CLASS
3RD CLASS

Z 211 156 520

US Postal Service

Receipt for Certified Mail

Prudential Bache Energy
Post Office Box 3134
Covington, LA 70434-3134

Postage	\$ 32
Certified Fee	1 35
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	OCT 10 1988
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$45 73594
Postmark or Date	

PS Form 3800, April 1995