

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

**IN THE MATTER OF THE APPLICATION  
OF NEARBURG EXPLORATION COMPANY, L.L.C.  
FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.**

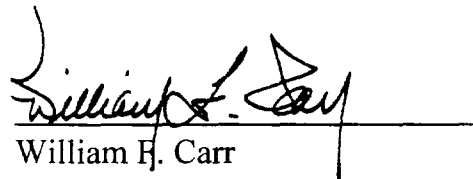
**CASE NO. 12517**

57

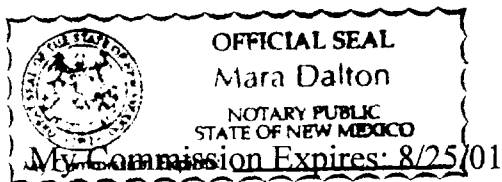
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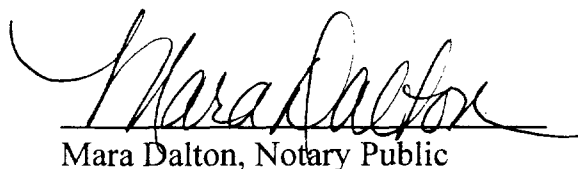
STATE OF NEW MEXICO       )  
  ) ss.  
COUNTY OF SANTA FE       )

William F. Carr, attorney in fact and authorized representative of Nearburg Exploration Company, L.L.C., the applicant herein, being first duly sworn, upon oath, states that notice has been given to all interested parties 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 this 16<sup>th</sup> day of October, 2000, by William F. Carr.



  
Mara Dalton, Notary Public

BEFORE THE OIL CONSERVATION DIVISION  
Santa Fe, New Mexico  
Case No. 12517                      Exhibit No. 5  
Submitted by:  
Nearburg Exploration Company, L.L.C.  
Hearing Date: October 19, 2000

## **EXHIBIT A**

EOG Resources, Inc.  
Attn: Patrick Tower  
P.O. Box 2267  
Midland, TX 79702

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

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MARK F. SHERIDAN  
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E-MAIL: law@westofpecos.com

September 28, 2000

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

EOG Resources, Inc.  
Attn: Patrick Tower  
P.O. Box 2267  
Midland, TX 79702

***Re: Application of Nearburg Exploration Company, L.L.C. for compulsory pooling, Eddy, New Mexico.***

Mr. Tower:

This letter is to advise you that Nearburg Exploration Company, L.L.C. has filed the enclosed application with the New Mexico Oil Conservation Division seeking the compulsory pooling of certain spacing and proration units in the E/2 of Section 4, Township 19 South, Range 27 East, NMPM, Eddy County, New Mexico. Said units will be dedicated to Nearburg's proposed Kaiser Lake "4" Federal Com. Well No. 1 which it proposes to drill at a standard in the E/2 of said Section 4 to test any and all formations from the surface to the base of the Morrow formation.

This application has been set for hearing before a Division Examiner on October 19, 2000. 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.

Patrick Tower  
September 27, 2000  
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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 /mc*

William F. Carr  
ATTORNEY FOR NEARBURG  
EXPLORATION COMPANY, L.L.C.

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

Article Sent To:

Postage \$  
SEP 28 2000  
Return Receipt Fee  
(Endorsement Required)  
Restricted Delivery  
(Endorsement Required)  
Postage & Fees \$

WFC 48.463

**SENDER'S USE**

- 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:

EOG Resources, Inc.  
Attn: Patrick Tower  
P.O. Box 2267  
Midland, TX 79702

**THIS SECTION ON DELIVERY**

- A. Received by (Please Print Clearly) *Ben McIntire* B. Date of Delivery **OCT 02 2000**
- C. Signature *Ben McIntire* ☐ Agent ☐ Addressee
- X *Ben McIntire*
- 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

2. Article Number (Copy from service label)

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