

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

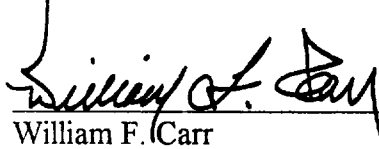
**APPLICATION OF KUKUI OPERATING COMPANY  
FOR COMPULSORY POOLING AND A NON-  
STANDARD GAS SPACING AND PRORATION UNIT,  
LEA COUNTY, NEW MEXICO.**

**CASE NO. 12773**

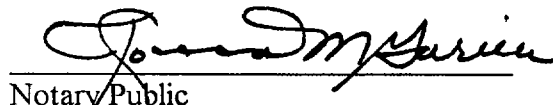
**AFFIDAVIT**

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

William F. Carr, attorney in fact and authorized representative of KUKUI Operating Company, 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  
Attorney for KUKUI Operating Company

SUBSCRIBED AND SWORN to before me this 14<sup>th</sup> day of November, 2001.

  
\_\_\_\_\_  
Notary Public

My Commission Expires: August 23, 2005

BEFORE THE OIL CONSERVATION DIVISION  
Santa Fe, New Mexico  
Case No. 12773 Exhibit No. 6  
Submitted by:  
KUKUI Operating Company  
Hearing Date: January 10, 2002

**EXHIBIT A**

**APPLICATION OF KUKUI OPERATING COMPANY**  
**FOR COMPULSORY POOLING AND A NON-STANDARD GAS**  
**SPACING AND PRORATION UNIT,**  
**LEA COUNTY, NEW MEXICO.**

**NOTIFICATION LIST**

Yates Petroleum Corporation  
105 South Fourth Street  
Artesia, New Mexico 88210-2177

Yates Drilling Company  
105 South Fourth Street  
Artesia, New Mexico 88210-2177

ABO Petroleum Corp.  
105 South Fourth Street  
Artesia, New Mexico 88210-2177

MYCO Industries, Inc.  
105 South Fourth Street  
Artesia, New Mexico 88210-2177

Wells Fargo Bank Texas, NA  
Account #99-149600 -- Armstrong Trust  
Post Office Box 1959  
Midland, Texas 79701

C. B. Christie, Jr.  
4720 Taft Blvd.  
Wichita Falls, Texas 76308

Brian Scarborough  
Post Office Box 2474  
Midland, Texas 79702

David A. Lynch  
Post Office Box 1904  
Lovington, New Mexico 88260

W. A. Yeager Group  
214 West Texas Avenue, Suite 200  
Midland, Texas 79701-4621

Ensign Oil Company  
1225 17th Street, Suite 1900  
Denver, Colorado 80202

Roy G. Barton, Jr., Trustee  
Roy & Opal Barton Trust  
Post Office Box 978  
Hobbs, New Mexico 88240

Nadel and Gussman Permian, L.L.C.  
601 N. Marienfeld, Suite 508  
Midland, Texas 79701

Sherry L. Barton  
3114 West Kansas  
Hobbs, New Mexico 88242

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

**SENDER: COMPLETE THIS SECTION**

**COMPLETE THIS SECTION ON DELIVERY**

- 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.

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

**PATT NOV 16 12 00 PM '01**

C. Signature

X

*Patti Carlick* Agent Addressee

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

1. Article Addressed to:

ABO Petroleum Corp.  
 105 South Fourth Street  
 Artesia, New Mexico 88210-2177

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)

7000 0600 0024 3128 1631

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

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



Recipient's Name  
 Street, Apt. No.:  
 City, State, ZIP+4

ABO Petroleum Corp.  
 105 South Fourth Street  
 Artesia, New Mexico 8821

PS Form 3800, Fe

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

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



Recipient's Name  
 Street, Apt. No.  
 City, State, ZIP+4

Roy G. Barton, Jr., Trustee  
 Roy & Opal Barton Trust  
 Post Office Box 978  
 Hobbs, New Mexico 88240

PS Form 3800,

*Mail Returned*

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

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



Recipient's Name  
 Street, Apt. No.:  
 City, State, ZIP+4

Sherry L. Barton  
 3114 West Kansas  
 Hobbs, New Mexico 88242

PS Form 3800, F

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

WFC

Postage	\$	1.00
Certified Fee		2.00
Return Receipt Fee (Endorsement Required)		1.00
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	4.00

Postmark Here: SANTA FE NM 87504 NOV 14 2001

Recipient's Name: C. B. Christie, Jr.  
Street, Apt. No.: 4720 Taft Blvd.  
City, State, ZIP+: Wichita Falls, Texas 76308

PS Form 3800, Feb.

**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:

C. B. Christie, Jr.  
4720 Taft Blvd.  
Wichita Falls, Texas 76308

2. Article Number (Copy from service label)

7000 0600 0024 31281662

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-17

**COMPLETE THIS SECTION ON DELIVERY**

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

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 Provided)

WFC

Postage	\$	1.00
Certified Fee		2.00
Return Receipt Fee (Endorsement Required)		1.00
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	4.00

Postmark Here: SANTA FE NM 87504 NOV 14 2001

Recipient's Name: Ensign Oil Company  
Street, Apt. No.; or: 1225 17th Street, Suite 1  
City, State, ZIP+: Denver, Colorado 80202

PS Form 3800, Feb.

**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:

Ensign Oil Company  
1225 17th Street, Suite 1000  
Denver, Colorado 80202

2. Article Number (Copy from service label)

7000 0600 0024 31278990

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-178

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

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 Provided)

WFC

Postage	\$	1.00
Certified Fee		2.00
Return Receipt Fee (Endorsement Required)		1.00
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	4.00

Postmark Here: SANTA FE NM 87504 NOV 14 2001

Recipient's Name: David A. Lynch  
Street, Apt. No.: Post Office Box 1904  
City, State, ZIP+: Lovington, New Mexico 88260

PS Form 3800, Feb.

**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:

David A. Lynch  
Post Office Box 1904  
Lovington, New Mexico 88260

2. Article Number (Copy from service label)

7000 0600 0024 31279010

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-17

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

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 Provided)

1072

Postage	\$ 1.00
Certified Fee	\$ 2.15
Return Receipt Fee (Endorsement Required)	\$ 1.00
Restricted Delivery Fee (Endorsement Required)	\$ 0.00
<b>Total Postage &amp; Fees</b>	<b>\$ 4.15</b>

SANTA FE NM 87594 1002 4 2001

Recipient's Name: **MYCO Industries, Inc.**  
Street, Apt. No.: **105 South Fourth Street**  
City, State, ZIP+4: **Artesia, New Mexico 882**

PS Form 3800, Fe

**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:  
**MYCO Industries, Inc.**  
**105 South Fourth Street**  
**Artesia, New Mexico 88210-2177**

2. Article Number (Copy from service label)  
**7000 0600 0024 3128 1648**

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) **PATTI CARLILE** B. Date of Delivery **11/26/99**

C. Signature **Patti Carlile** 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)

WFE

Postage	\$ 1.20
Certified Fee	\$ 2.15
Return Receipt Fee (Endorsement Required)	\$ 1.00
Restricted Delivery Fee (Endorsement Required)	\$ 0.00
<b>Total Postage &amp; Fees</b>	<b>\$ 4.35</b>

SANTA FE NM 87594 1002 4 2001

Recipient's Name: **Nadel and Gussman Permian L.L.C.**  
Street, Apt. No.: **601 N. Marienfeld, Suite 508**  
City, State, ZIP: **Midland, Texas 79701**

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:  
**Nadel and Gussman Permian, L.L.C.**  
**601 N. Marienfeld, Suite 508**  
**Midland, Texas 79701**

2. Article Number (Copy from service label)  
**7000 0600 0024 3127 8970**

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

A. Received by (Please Print Clearly) **SP 11-26-99** B. Date of Delivery **11-26-99**

C. Signature **SP BENTLEY** 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)

WFE

Postage	\$ 1.00
Certified Fee	\$ 2.15
Return Receipt Fee (Endorsement Required)	\$ 1.00
Restricted Delivery Fee (Endorsement Required)	\$ 0.00
<b>Total Postage &amp; Fees</b>	<b>\$ 4.15</b>

SANTA FE NM 87594 1002 4 2001

Recipient's Name: **Brian Scarborough**  
Street, Apt. No.: **Post Office Box 2474**  
City, State, ZIP: **Midland, Texas 79702**

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:  
**Brian Scarborough**  
**Post Office Box 2474**  
**Midland, Texas 79702**

2. Article Number (Copy from service label)  
**7000 0600 0024 3127 9027**

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

A. Received by (Please Print Clearly) **11/26/99** B. Date of Delivery **11/26/99**

C. Signature **Brian Scarborough** 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)

WFC

Postage	\$ 1.10
Certified Fee	2.12
Return Receipt Fee (Endorsement Required)	1.10
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.32

Recipient's Name Wells Fargo Bank Texas  
Account #99-149600 -- Trust  
Street, Apt. No., or Post Office Box 1959  
City, State, ZIP+4 Midland, Texas 79701

PS Form 3800, Feb

**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:

Wells Fargo Bank Texas, NA  
Account #99-149600 -- Armstrong Trust  
Post Office Box 1959  
Midland, Texas 79701

2. Article Number (Copy from service label)

7000 0600 0024 3128 1655

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

**COMPLETE THIS SECTION ON DELIVERY**

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

C. Signature

x Rose Mary Sanchez Agent  
Addresser

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)

WFC

Postage	\$ 1.10
Certified Fee	2.12
Return Receipt Fee (Endorsement Required)	1.10
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.32

Recipient's Name W. A. Yeager Group  
Street, Apt. No. 214 West Texas Avenue, S  
City, State, ZIP Midland, Texas 79701-462

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:

W. A. Yeager Group  
214 West Texas Avenue, Suite 20  
Midland, Texas 79701-4621

2. Article Number (Copy from service label)

7000 0600 0024 3127 9003

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

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

C. Signature

W. A. Yeager Agent  
Addresser

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)

WFC

Postage	\$ 1.50
Certified Fee	2.10
Return Receipt Fee (Endorsement Required)	1.50
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.10

Postmark: NTA FEB 14 2001 87594

Recipient's Name  
Street, Apt. No.  
City, State, ZIP+4

Yates Petroleum Corporation  
105 South Fourth Street  
Artesia, New Mexico 88211

PS Form 3800, Feb 1999

**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:

Yates Petroleum Corporation  
105 South Fourth Street  
Artesia, New Mexico 88210-2177

2. Article Number (Copy from service label)

7000 0600 0024 3128 1617

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

**COMPLETE THIS SECTION ON DELIVERY**

- NOV 16 2001
- A. Received by (Please Print Clearly) **PATTI CARLILE** B. Date of Delivery
- C. Signature **Patti Carlile** Agent
- X ☒ Address
- 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)

WFC

Postage	\$ 1.50
Certified Fee	2.10
Return Receipt Fee (Endorsement Required)	1.50
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.10

Postmark: NTA FEB 14 2001 87594

Recipient's Name  
Street, Apt. No.  
City, State, ZIP+4

Yates Drilling Company  
105 South Fourth Street  
Artesia, New Mexico 88211

PS Form 3800, Feb 1999

- 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 Drilling Company  
105 South Fourth Street  
Artesia, New Mexico 88210-2177

2. Article Number (Copy from service label)

7000 0600 0024 3128 1624

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

- NOV 16 2001
- A. Received by (Please Print Clearly) **PATTI CARLILE** B. Date of Delivery
- C. Signature **Patti Carlile** Agent
- X ☒ Address
- 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



HOLLAND & HART<sup>LLP</sup>  
and  
CAMPBELL & CARR

ATTORNEYS AT LAW

DENVER • ASPEN  
BOULDER • COLORADO SPRINGS  
DENVER TECH CENTER  
BILLINGS • BOISE • CASPER  
CHEYENNE • JACKSON HOLE  
SALT LAKE CITY • SANTA FE  
WASHINGTON, D.C.

P.O. BOX 2208  
SANTA FE, NEW MEXICO 87504-2208  
110 NORTH GUADALUPE, SUITE 1  
SANTA FE, NEW MEXICO 87501-6525

TELEPHONE (505) 988-4421  
FACSIMILE (505) 983-6043

William F. Carr

wcarr@hollandhart.com

November 14, 2001

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

Yates Petroleum Corporation  
105 South Fourth Street  
Artesia, New Mexico 88210-2177

Re: Application of KUKUI Operating Company for compulsory  
pooling and a non-standard gas spacing and proration unit,  
Lea County, New Mexico.

Ladies and Gentlemen:

This letter is to advise you that KUKUI Operating Company has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests from the surface through the Morrow formation in a non-standard gas spacing and proration unit comprised of the E/2 N1/3 and E/2 C1/3 of irregular Section 6 Township 16 South, Range 35 East, N.M.P.M., Lea County, New Mexico. KUKUI proposes to dedicate the referenced pooled unit to its DeGas "6" State Com Well No. 1 to be drilled at a standard location 1980 feet from the North line and 1200 feet from the East line of said Section 6.

This application has been set for hearing before a Division Examiner on December 6, 2001. 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 Prehearing Statement three days in advance of a scheduled hearing.

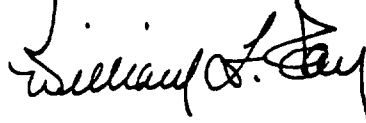
HOLLAND & HART<sup>LLP</sup>  
ATTORNEYS AT LAW

November 14, 2001

Page 2

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,

A handwritten signature in black ink, appearing to read "William F. Carr", written over a horizontal line.

William F. Carr  
ATTORNEY FOR KUKUI OPERATING  
COMPANY

WFC:keh  
Enclosure

cc: Steve Sandlin  
Vice President-Land  
KUKUI Operating Company  
1415 Louisiana, Suite 3650  
Houston, Texas 77002

HOLLAND & HART <sup>LLP</sup>  
and  
CAMPBELL & CARR

ATTORNEYS AT LAW

DENVER • ASPEN  
BOULDER • COLORADO SPRINGS  
DENVER TECH CENTER  
BILLINGS • BOISE • CASPER  
CHEYENNE • JACKSON HOLE  
SALT LAKE CITY • SANTA FE  
WASHINGTON, D.C.

P.O. BOX 2208  
SANTA FE, NEW MEXICO 87504-2208  
110 NORTH GUADALUPE, SUITE 1  
SANTA FE, NEW MEXICO 87501-6525

TELEPHONE (505) 988-4421  
FACSIMILE (505) 983-6043

William F. Carr

wcarr@hollandhart.com

November 14, 2001

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

Yates Drilling Company  
105 South Fourth Street  
Artesia, New Mexico 88210-2177

Re: Application of KUKUI Operating Company for compulsory  
pooling and a non-standard gas spacing and proration unit,  
Lea County, New Mexico.

Ladies and Gentlemen:

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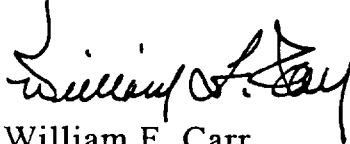
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ATTORNEYS AT LAW

November 14, 2001  
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Very truly yours,

A handwritten signature in black ink, appearing to read "William F. Carr", written over a horizontal line.

William F. Carr  
ATTORNEY FOR KUKUI OPERATING  
COMPANY

WFC:keh  
Enclosure

cc: Steve Sandlin  
Vice President-Land  
KUKUI Operating Company  
1415 Louisiana, Suite 3650  
Houston, Texas 77002

HOLLAND & HART<sup>LLP</sup>  
and  
CAMPBELL & CARR  
ATTORNEYS AT LAW

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P.O. BOX 2208  
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110 NORTH GUADALUPE, SUITE 1  
SANTA FE, NEW MEXICO 87501-6525

TELEPHONE (505) 988-4421  
FACSIMILE (505) 983-6043

William F. Carr

wcarr@hollandhart.com

November 14, 2001

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

ABO Petroleum Corp.  
105 South Fourth Street  
Artesia, New Mexico 88210-2177

Re: Application of KUKUI Operating Company for compulsory  
pooling and a non-standard gas spacing and proration unit,  
Lea County, New Mexico.

Ladies and Gentlemen:

This letter is to advise you that KUKUI Operating Company has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests from the surface through the Morrow formation in a non-standard gas spacing and proration unit comprised of the E/2 N1/3 and E/2 C1/3 of irregular Section 6 Township 16 South, Range 35 East, N.M.P.M., Lea County, New Mexico. KUKUI proposes to dedicate the referenced pooled unit to its DeGas "6" State Com Well No. 1 to be drilled at a standard location 1980 feet from the North line and 1200 feet from the East line of said Section 6.

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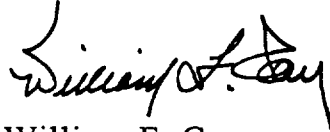
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William F. Carr  
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COMPANY

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Enclosure

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Vice President-Land  
KUKUI Operating Company  
1415 Louisiana, Suite 3650  
Houston, Texas 77002

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William F. Carr

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November 14, 2001

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MYCO Industries, Inc.  
105 South Fourth Street  
Artesia, New Mexico 88210-2177

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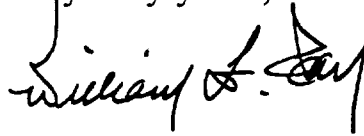
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KUKUI Operating Company  
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William F. Carr

wcarr@hollandhart.com

November 14, 2001

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

Wells Fargo Bank Texas, NA  
Account #99-149600 -- Armstrong Trust  
Post Office Box 1959  
Midland, Texas 79701

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November 14, 2001

**CERTIFIED MAIL**  
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C. B. Christie, Jr.  
4720 Taft Blvd.  
Wichita Falls, Texas 76308

Re: Application of KUKUI Operating Company for compulsory  
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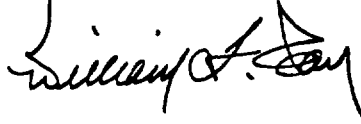
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Enclosure

cc: Steve Sandlin  
Vice President-Land  
KUKUI Operating Company  
1415 Louisiana, Suite 3650  
Houston, Texas 77002

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wcarr@hollandhart.com

November 14, 2001

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Brian Scarborough  
Post Office Box 2474  
Midland, Texas 79702

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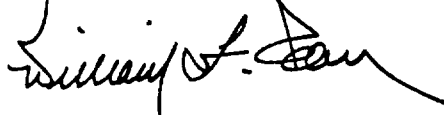
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FACSIMILE (505) 983-6043

William F. Carr

wcarr@hollandhart.com

November 14, 2001

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

David A. Lynch  
Post Office Box 1904  
Lovington, New Mexico 88260

Re: Application of KUKUI Operating Company for compulsory  
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Lea County, New Mexico.

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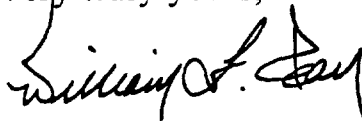
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William F. Carr

wcarr@hollandhart.com

November 14, 2001

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W. A. Yeager Group  
214 West Texas Avenue, Suite 200  
Midland, Texas 79701-4621

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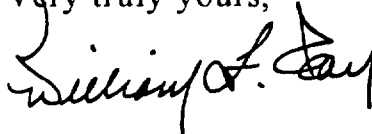
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November 14, 2001

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Ensign Oil Company  
1225 17th Street, Suite 1900  
Denver, Colorado 80202

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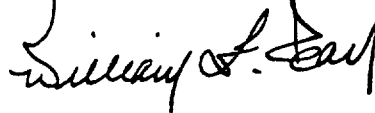
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William F. Carr

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November 14, 2001

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Roy G. Barton, Jr., Trustee  
Roy & Opal Barton Trust  
Post Office Box 978  
Hobbs, New Mexico 88240

Re: Application of KUKUI Operating Company for compulsory  
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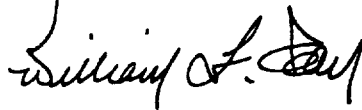
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William F. Carr  
ATTORNEY FOR KUKUI OPERATING  
COMPANY

WFC:keh  
Enclosure

cc: Steve Sandlin  
Vice President-Land  
KUKUI Operating Company  
1415 Louisiana, Suite 3650  
Houston, Texas 77002

HOLLAND & HART<sup>LLP</sup>  
and  
CAMPBELL & CARR

ATTORNEYS AT LAW

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TELEPHONE (505) 988-4421  
FACSIMILE (505) 983-6043

William F. Carr

wcarr@hollandhart.com

November 14, 2001

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

Nadel and Gussman Permian, L.L.C.  
601 N. Marienfeld, Suite 508  
Midland, Texas 79701

Re: Application of KUKUI Operating Company for compulsory  
pooling and a non-standard gas spacing and proration unit,  
Lea County, New Mexico.

Ladies and Gentlemen:

This letter is to advise you that KUKUI Operating Company has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests from the surface through the Morrow formation in a non-standard gas spacing and proration unit comprised of the E/2 N1/3 and E/2 C1/3 of irregular Section 6 Township 16 South, Range 35 East, N.M.P.M., Lea County, New Mexico. KUKUI proposes to dedicate the referenced pooled unit to its DeGas "6" State Com Well No. 1 to be drilled at a standard location 1980 feet from the North line and 1200 feet from the East line of said Section 6.

This application has been set for hearing before a Division Examiner on December 6, 2001. 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.

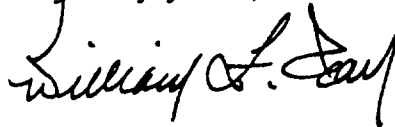
Parties appearing in cases are required by Division Rule 1208.B to file a Prehearing Statement three days in advance of a scheduled hearing. This statement must include: the names of the parties and their attorneys;

HOLLAND & HART<sup>LLP</sup>  
ATTORNEYS AT LAW

November 14, 2001  
Page 2

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,

A handwritten signature in black ink, appearing to read "William F. Carr". The signature is fluid and cursive, with a large initial "W" and a stylized "C".

William F. Carr  
ATTORNEY FOR KUKUI OPERATING  
COMPANY

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William F. Carr

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**RETURN RECEIPT REQUESTED**

Sherry L. Barton  
3114 West Kansas  
Hobbs, New Mexico 88242

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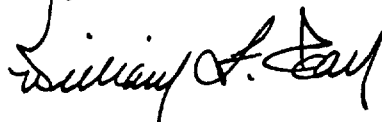
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