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

IN THE MATTER OF THE APPLICATION OF DAVID H. ARRINGTON OIL AND GAS, INC. FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO CASE NO. 12922

#### **AFFIDAVIT**

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

J. SCOTT HALL, attorney in fact and authorized representative of David H. Arrington Oil and Gas, Inc., the Applicant herein, being first duly sworn, upon oath, states that the notice provisions of Rule 1207 of the New Mexico Oil Conservation Division have been complied with, that Applicant has caused to be conducted a good faith diligent effort to find the correct addresses of all interested persons entitled to receive notice, as shown by Exhibit "A" attached hereto, and that pursuant to Rule 1207, notice has been given at the correct addresses provided by such rule.

J. SCOTT HALL

SUBSCRIBED AND SWORN to before me this 4th day of September, 2002.

Notary Public

My Commission Expires:
OFFICIAL SEAL
Virginia L. Bell
NOTARY PUBLIC
STATE OF NEW MEXICO
My Commission Expires: 3:28-05

Г	Address
_	Great Western Drilling Company
	Post Office Box 1659
	Midland, Texas 79701
	Davoil, Inc.
	Post Office Box 122269
]	Ft. Worth, Texas 76121
,	Tom Brown, Inc.
]	Post Office Box 2608
]	Midland, Texas
]	David Petroleum Company
	116 West First Street
]	Roswell, New Mexico 88210
	McMillan Production Company, Inc.
	116 West First Street
]	Roswell, New Mexico 88210
	Permian Exploration Corporation
	116 West First Street
	Roswell, New Mexico 88201
	Yates Petroleum Corporation
	105 South 4 <sup>th</sup> Street
	Artesia, New Mexico 88210
	Yates Petroleum Corporation
	105 South 4 <sup>th</sup> Street
	Artesia, New Mexico 88210
	Abo Petroleum Corporation 105 South 4 <sup>th</sup> Street
	Artesia, New Mexico 88210
	Myco Industries, Inc.
	105 South 4 <sup>th</sup> Street
	Artesia, New Mexico 88210
	McMillan Production Company, Inc.
	116 West First Street
]	Roswell, New Mexico 88201
]	McMillan Ventures, L.L.C.
	116 West First Street
]	Roswell, New Mexico 88201
1	Mr. Michael A. McMillan
	116 West First Street
]	Roswell, New Mexico 88201
	Mr. Edward N. David
	116 West First Street
	Roswell, New Mexico 88201
_	Mr. William G. Owen
	116 West First Street
_	Roswell, New Mexico 88201

• .

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.Mr. Keith E. McKarney 116 West First Street Roswell, New Mexico 88201

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500 MARQUETTE NW, SUITE 1100 P.O. BOX 25687 (87125-0687) ALBUQUERQUE, NM 87102 TELEPHONE: (505) 842-1950 (800) 424-7585 FACSIMILE: (505) 243-4408 SANTA FE, NM

150 WASHINGTON AVE., SUITE 300 P.O. BOX 1986 (87504-1986) SANTA FE, NM 87501 TELEPHONE: (505) 989-9614 FACSIMILE: (505) 989-9857

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300 WEST ARRINGTON, SUITE 300 P.O. BOX 869 (87499-0869) FARMINGTON, NM 87401 TELEPHONE: (505) 326-4521 FACSIMILE: (505) 325-5474 LAS CRUCES, NM

1125 SOUTH MAIN ST., SUITE B P.O. BOX 1209 (88004-1209) LAS CRUCES, NM-88005 TELEPHONE: (505) 523-2481 FACSIMILE: (506) 528-2215

PLEASE REPLY TO SANTA FE

August 15, 2002

## CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. Keith E. McKarney 116 West First Street Roswell, New Mexico 88201

Comp

NMOCD Case No. \_\_\_\_\_; Application of David H. Arrington Oil and Gas, Inc.

Compulsory Pooling, Lea County, New Mexico

## Dear Mr. McKamey:

Re:

This will advise that David H. Arrington Oil and Gas, Inc. has filed an Application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interests underlying the E.2 of Section 34. Township 15 South, Range 34 East, NMPM, Lea County, New Mexico. Said lands are to be dedicated to Applicant's Huma Huma 34 Well No. 1 to be drilled at a standard location in the SE.4 of Section 34. Also to be considered will be the cost of drilling and completing said well and the allocation of the costs thereof, as well as actual operating costs and charges for supervision, designation of Applicant as operator and a charge for the risk in drilling the well. A copy of the application is enclosed.

This application will be set for hearing before a Division Examiner on September 5, 2002, at the New Mexico Oil Conservation Division, 1220 South St. Francis Dr., Santa Fe, New Mexico. You are not required to attend this hearing, but as an owner of an interest that may be affected, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging this application at a later time.

Very truly yours.

MILLER, STRATVERT & TORGERSON, P.A.

1. I wer dell

J. Scott Hall

<sup>\*\*\*</sup>Siceneed in Texas only

<sup>\*</sup> NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN NATURAL RESOURCES - OIL & GAS LAW
\*\* NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN REAL ESTATE LAW

Code: File:

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<ul> <li>The Return receipt Fee will provide you the signature of the person delivered to and the didelivery.</li> </ul>	ate of	Consult postmaster for fee.	
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Mr. Keith E. McKamey 116 West First Street Roswell, New Mexico 88201 8/15/2002 2:01 PM		7141 8843 9710 0000 0627	
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		e of Delivery	
		8-19-02	
Received By: (Print Name)		er delivery address fferent than item 1.	
Signature - (Addressee or, Algent)			
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#### OF COUNSEL

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#### **FARMINGTON, NM**

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#### LAS CRUCES, NM

1125 SOUTH MAIN ST., SUITE B P.O. BOX 1209 (88004-1209) LAS CRUCES, NM 88005 TELEPHONE: (505) 523-2481 FACSIMILE: (505) 526-2215

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TODD A. SCHWARZ JULIE A. COLEMAN

\*\* NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN REAL ESTATE LAW

August 15, 2002

## CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Davoil, Inc.

Post Office Box 122269 Ft. Worth, Texas 76121

Re:

NMOCD Case No. \_\_\_\_\_; Application of David H. Arrington Oil and Gas, Inc.

Compulsory Pooling, Lea County, New Mexico

#### Dear Sir or Madam:

This will advise that David H. Arrington Oil and Gas, Inc. has filed an Application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interests underlying the E/2 of Section 34. Township 15 South. Range 34 East, NMPM. Lea County. New Mexico. Said lands are to be dedicated to Applicant's Huma Huma 34 Well No. 1 to be drilled at a standard location in the SE/4 of Section 34. Also to be considered will be the cost of drilling and completing said well and the allocation of the costs thereof, as well as actual operating costs and charges for supervision, designation of Applicant as operator and a charge for the risk in drilling the well. A copy of the application is enclosed.

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Very truly yours.

MILLER, STRATVERT & TORGERSON, P.A.

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J. Scott Hall

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Davoil, Inc. Post Office Box 122259 Ft. Worth, Texas 76121		61 8863 9710 0000 0474
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8/15/2002 1:45 PM	Dat	e of Delivery 8/00/00
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Signature - (Addressee or Agent)		
Maurice Mallens		
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.. NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN REAL ESTATE LAW

August 15, 2002

## CERTIFIED MAIL/RETURN RECEIPT REQUESTED

David Petroleum Company 116 West First Street Roswell, New Mexico 88210

Re:

NMOCD Case No. \_\_\_\_\_; Application of David H. Arrington Oil and Gas, Inc.

Compulsory Pooling, Lea County, New Mexico

#### Dear Sir or Madam:

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Very truly yours.

MILLER, STRATVERT & TORGERSON, P.A.

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J. Scott Hall

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1. Article Addressed to:	2. A	rticle Number	
David Petroleum Company 116 West First Street Roswell, New Mexico 88210	7161 8863 9710 0000 049		1710 0000 0498
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 NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN REAL ESTATE LAW

August 15, 2002

## CERTIFIED MAIL/RETURN RECEIPT REQUESTED

McMillan Production Company, Inc. 116 West First Street Roswell, New Mexico 88210

> NMOCD Case No. \_\_\_\_\_; Application of David H. Arrington Oil and Gas, Inc. Re:

Compulsory Pooling, Lea County, New Mexico

#### Dear Sir or Madam:

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MILLER, STRATVERT & TORGERSON, P.A.

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J. Scott Hall

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McMillan Production Company, Inc. 116 West First Street	2357 9883 4570 0000 020A
Roswell, New Mexico 88210	3. Service Type CERTIFIED
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COUNSEL

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WHILIAM K STRATVERT JAMES B. COLLINS

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TIMOTHY L. BUTLER MICHELLE K. OSTRYE\*\*\*

NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN NATURAL RESOURCES - OIL & GAS LAW \*\* NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN REAL ESTATE LAW

August 15, 2002

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Permian Exploration Corporation 116 West First Street Roswell, New Mexico 88201

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Compulsory Pooling, Lea County, New Mexico

#### Dear Sir or Madam:

This will advise that David H. Arrington Oil and Gas, Inc. has filed an Application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interests underlying the E/2 of Section 34. Township 15 South, Range 34 East, NMPM, Lea County, New Mexico. Said lands are to be dedicated to Applicant's Huma Huma 34 Well No. 1 to be drilled at a standard location in the SE/4 of Section 34. Also to be considered will be the cost of drilling and completing said well and the allocation of the costs thereof, as well as actual operating costs and charges for supervision, designation of Applicant as operator and a charge for the risk in drilling the well. A copy of the application is enclosed.

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Very truly yours.

MILLER, STRATVERT & TORGERSON, P.A.

7. I wan - July

J. Scott Hall

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ALBUQUERQUE, NM 87102 TELEPHONE: (505) 842-1950 (800) 424-7585 FACSIMILE: (505) 243-4408

OF COUNSEL

**GARY RISLEY** 

COUNSEL

ROSS B. PERKAL

JAMES J. WIDLAND

BRADLEY D. TEPPER\*\*

NELL GRAHAM SALE

WILLIAM K. STRATVERT

FARMINGTON, NM

300 WEST ARRINGTON, SUITE 300 P.O. BOX 869 (87499-0869) FARMINGTON, NM 87401 TELEPHONE: (505) 326-4521 FACSIMILE: (505) 325-5474 LAS CRUCES, NM

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August 15, 2002

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JENNIFER D. HALL JENNIFER L. OLSON

JULIE A. COLEMAN TIMOTHY L. BUTLER

MICHELLE K. OSTRYE\*\*\*

Re: NMOCD Case No. \_\_\_\_\_; Application of David H. Arrington Oil and Gas, Inc.

Compulsory Pooling, Lea County, New Mexico

#### Dear Sir or Madam:

RANNE B. MILLER

GREGORY W. CHASE

STEPHEN M. WILLIAMS

STEPHAN M. VIDMAR

SETH V. BINGHAM

RUDOLPH LUCERO DEBORAH A. SOLOVE GARY L. GORDON

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J. SCOTT HALL

THOMAS R. MACK TERRI S. BEACH THOMAS M. DOMME

RUTH O. PREGENZER JEFFREY E. JONES

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Very truly yours.

MILLER, STRATVERT & TORGERSON, P.A.

1. I wan dall

J. Scott Hall

<sup>\* \* \*</sup> ficensed in Texas only

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JENNIFER D. JESON
TODD A. SCHWARZ
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#### COUNSEL

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JAMES J. WIDLAND P.O. BO

JAMES J. WIDLAND BRADLEY D. TEPPER\*\* GARY RISLEY NELL GRAHAM SALE 500 MARQUETTE NW, SUITE 1100 P.O. BOX 25687 (87125-0687) ALBUQUERQUE, NM 87102 TELEPHONE: (505) 842-1950 (800) 424-7585 FACSIMILE: (505) 243-4408

ALBUQUERQUE, NM

#### OF COUNSEL

WILLIAM K. STRATVERT JAMÉS B. COLLINS

#### FARMINGTON, NM

300 WEST ARRINGTON, SUITE 300 P.O. BOX 869 (87499-0869) FARMINGTON, NM 87401 TELEPHONE: (505) 326-4521 FACSIMILE: (505) 325-5474 SANTA FE, NM

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MICHELLE K. OSTRYE\*\*\*
\*\*\*licensed in Texas only

TIMOTHY L. BUTLER

NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN NATURAL RESOURCES - OIL & GAS LAW
 NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN REAL ESTATE LAW

August 15, 2002

## CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Yates Petroleum Corporation 105 South 4th Street Artesia, New Mexico 88210

Re:

NMOCD Case No. \_\_\_\_\_; Application of David H. Arrington Oil and Gas, Inc.

Compulsory Pooling, Lea County, New Mexico

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Very truly yours.

MILLER, STRATVERT & TORGERSON, P.A.

1. I wy dull

J. Scott Hall

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500 MARQUETTE NW, SUITE 1100

FARMINGTON, NM

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MICHELLE K. OSTRYE \*\*\*

. NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN NATURAL RESOURCES - OIL & GAS LAW

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J. Scott Hall

<sup>\* \* \*</sup> ficensed in Texas only

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COUNSEL

OF COUNSEL

ROSS B. PERKAL JAMES J. WIDLAND BRADLEY D. TEPPER\*\* NELL GRAHAM SALE

WILLIAM K. STRATVERT

JAMES B. COLLINS

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NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN NATURAL RESOURCES - OIL & GAS LAW \*\* NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN REAL ESTATE LAW

August 15, 2002

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Abo Petroleum Corporation 105 South 4th Street Artesia, New Mexico 88210

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J. Scott Hall

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August 15, 2002

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Myco Industries, Inc. 105 South 4th Street Artesia, New Mexico 88210

Re:

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Compulsory Pooling, Lea County, New Mexico

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This will advise that David H. Arrington Oil and Gas, Inc. has filed an Application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interests underlying the E/2 of Section 34. Township 15 South, Range 34 East, NMPM, Lea County, New Mexico. Said lands are to be dedicated to Applicant's Huma Huma 34 Well No. 1 to be drilled at a standard location in the SE/4 of Section 34. Also to be considered will be the cost of drilling and completing said well and the allocation of the costs thereof, as well as actual operating costs and charges for supervision, designation of Applicant as operator and a charge for the risk in drilling the well. A copy of the application is enclosed.

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Very truly yours.

MILLER, STRATVERT & TORGERSON, P.A.

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J. Scott Hall

LAW OFFICES ALBUQUERQUE, NM

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COUNSEL

OF COUNSEL

ROSS B. PERKAL JAMES J. WIDLAND BRADLEY D. TEPPER \*\* GARY RISLEY **NELL GRAHAM SALE** 

WILLIAM K. STRATVERT

JAMES B. COLLINS

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August 15, 2002

## CERTIFIED MAIL/RETURN RECEIPT REQUESTED

McMillan Production Company, Inc. 116 West First Street Roswell, New Mexico 88201

Re:

NMOCD Case No. ; Application of David H. Arrington Oil and Gas, Inc.

Compulsory Pooling, Lea County, New Mexico

#### Dear Sir or Madam:

This will advise that David H. Arrington Oil and Gas, Inc. has filed an Application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interests underlying the E/2 of Section 34. Township 15 South, Range 34 East, NMPM. Lea County, New Mexico. Said lands are to be dedicated to Applicant's Huma Huma 34 Well No. 1 to be drilled at a standard location in the SE/4 of Section 34. Also to be considered will be the cost of drilling and completing said well and the allocation of the costs thereof, as well as actual operating costs and charges for supervision, designation of Applicant as operator and a charge for the risk in drilling the well. A copy of the application is enclosed.

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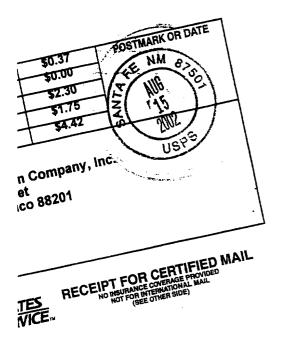
Very truly yours.

MILLER, STRATVERT & TORGERSON, P.A.

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J. Scott Hall

<sup>\*\*\*</sup>licensed in Texas only NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN NATURAL RESOURCES - OIL & GAS LAW \*\* NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN REAL ESTATE LAW





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COUNSEL

OF COUNSEL WILLIAM Y STRATVERT JAMES B. COLLINS

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PLEASE REPLY TO SANTA FE

August 15, 2002

### CERTIFIED MAIL/RETURN RECEIPT REQUESTED

McMillan Ventures, L.L.C. 116 West First Street Roswell, New Mexico 88201

Re:

NMOCD Case No. ; Application of David H. Arrington Oil and Gas, Inc.

Compulsory Pooling, Lea County, New Mexico

#### Dear Sir or Madam:

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J. Scott Hall

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\*\* NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN REAL ESTATE LAW

August 15, 2002

## CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. Michael A. McMillan 116 West First Street Roswell, New Mexico 88201

Re:

NMOCD Case No. ; Application of David H. Arrington Oil and Gas, Inc.

Compulsory Pooling, Lea County, New Mexico

Dear Mr. McMillan:

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OF COUNSEL

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\*\* NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN REAL ESTATE LAW

August 15, 2002

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Mr. Edward N. David 116 West First Street Roswell, New Mexico 88201

> NMOCD Case No. ; Application of David H. Arrington Oil and Gas. Inc. Re:

Compulsory Pooling, Lea County, New Mexico

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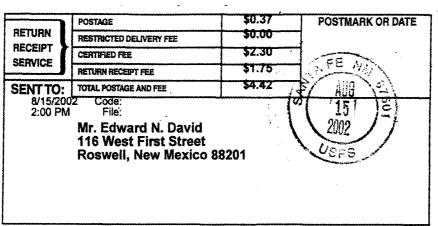
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#### OF COUNSEL

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August 15, 2002

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Mr. William G. Owen 116 West First Street Roswell, New Mexico 88201

Re:

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Compulsory Pooling, Lea County, New Mexico

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August 15, 2002

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Compulsory Pooling, Lea County, New Mexico

#### Dear Sir or Madam:

This will advise that David H. Arrington Oil and Gas, Inc. has filed an Application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interests underlying the E.2 of Section 34. Township 15 South, Range 34 East, NMPM, Lea County, New Mexico. Said lands are to be dedicated to Applicant's Huma Huma 34 Weil No. 1 to be drilled at a standard location in the SE.4 of Section 34. Also to be considered will be the cost of drilling and completing said well and the allocation of the costs thereof, as well as actual operating costs and charges for supervision, designation of Applicant as operator and a charge for the risk in drilling the well. A copy of the application is enclosed.

This application will be set for hearing before a Division Examiner on September 5, 2002, at the New Mexico Oil Conservation Division, 1220 South St. Francis Dr., Santa Fe, New Mexico. You are not required to attend this hearing, but as an owner of an interest that may be affected, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging this application at a later time.

Very truly yours,

MILLER, STRATVERT & TORGERSON, P.A.

J. Scott Hall

MICHELLE K. OSTRYE\*\*\*

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