BEFORE THE

OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION OF NEARBURG PRODUCING COMPANY FOR AN UNORTHODOX OIL WELL LOCATION, EDDY COUNTY, NEW MEXICO.

CASE NO. 10532

AFFIDAVIT OF MAILING

William F. Carr, being duly sworn, states that on July 24, 1992, he mailed a copy of the letter(s) advising that Nearburg Producing Company filed an application for an unorthodox well location, Eddy County, New Mexico, setting forth the hearing date, by certified mail, return receipt requested, to the following individuals listed on Exhibit "A" attached.

Further Affiant sayeth naught.

William F Carr

SUBSCRIBED AND SWORN to before me this 19th day of August, 1992.

Notary Public

My Commission Expires:

2991, PI true

BEFORE EXAMINER CATANACH
OIL CONSERVATION DIVISION

NEARBURG EXHIBIT NO. 9

CASE NO. 10532

EXHIBIT A

Exxon Company, USA Post Office Box 1600 Midland, Texas 79792

UTI Energy Corporation 500 North Loraine, Suite 1070 Midland, Texas 79701

Richard A. Barr 500 North Loraine, Suite 1070 Midland, Texas 79701

Scott E. Wilson 500 North Loraine, Suite 1070 Midland, Texas 79701

Enron Oil & Gas Company Post Office Box 2267 Midland, Texas 79702

Bettis Brothers, Inc. 500 W. Texas, Suite 830 Midland, Texas 79701

LAWYERS

MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F SHERIDAN
WILLIAM P. SLATTERY

PATRICIA A. MATTHEWS
MICHAEL H FELDEWERT

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
TELECOPIER (505) 983-6043

July 24, 1992

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Exxon Company, USA Post Office Box 1600 Midland, Texas 79792

Re: Application of Nearburg Producing Company for an Unorthodox Well

Location, Eddy County, New Mexico

Gentlemen:

This letter is to advise you that Nearburg Producing Company has filed an application with the New Mexico Oil Conservation Division seeking approval of an unorthodox well location for its Emerald 32 Federal No. 2 Well to be drilled at an unorthodox location 2080 feet from the South line and 1400 feet from the West line of Section 32, Township 24 South, Range 29 East, N.M.P.M., Eddy County, New Mexico. The NE/4 SW/4 of Section 32 will be dedicated to this well.

This application has been set for hearing before an Examiner of the Oil Conservation Division on August 20, 1992. You are not required to attend this hearing, but as an owner of an interest that may be affected by the unorthodox well location, 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 NEARBURG PRODUCING COMPANY

MEGI MI FÖR CERTIFIED MAIL MI DURAN, JOVERAGE PROVIDED IV. JIS INTERNATIONAL MAI

(See Reverse)

Exxon Company, USA Post Office Box 1600 Midland, Texas 79792

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	Restricted Delivery Fee	
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June 1985	Return Receipt showing to whom, Date, and Address of Delivery	
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PS Form 3800,	JUL 24 1992	

PS Form 3811, Mar. 1988 3. Article Addressed to: 7. Date of Delivery SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Post Office Box 1600 Midland, Texas 79792 Exxon Company, USA ture - Agent sture - Address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this sturred to you. The return receipt fee will provide you the name of the person delivered to you. The return receipt fee will provide you the name of the person delivered to go the name of the person delivered to you. The return receipt services are available. Consult postmaster it box(es) for additional services(s) requested.

X box(es) for additional services(s) requested.

X box(es) for additional services(s) requested. * U.S.G.P.O. 1988-212-865 % % Registered Certified 8. Addressee's Address (ONLY if requested and fee paid) or agent and DATE DELIVERED. Always obtain signature of addresses Express Mail ype of Service: 2. Restricted Delivery (Extra charge) DOMESTIC Insured
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LAWYERS

MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
WILLIAM P. SLATTERY

PATRICIA A MATTHEWS
MICHAEL H. FELDEWERT

JACK M. CAMPBELL

OF COUNSEL

JEFFERSON PLACE
SUITE I - 110 NORTH GUADALUPE
POST OFFICE BOX 2208

SANTA FE, NEW MEXICO 87504-2208
TELEPHONE (505) 988-4421
TELECOPIER (505) 983-6043

July 24, 1992

CERTIFIED MAIL RETURN RECEIPT REQUESTED

UTI Energy Corporation 500 North Loraine, Suite 1070 Midland, Texas 79701

Re: Application of Nearburg Producing Company for an Unorthodox Well

Location, Eddy County, New Mexico

Gentlemen:

This letter is to advise you that Nearburg Producing Company has filed an application with the New Mexico Oil Conservation Division seeking approval of an unorthodox well location for its Emerald 32 Federal No. 2 Well to be drilled at an unorthodox location 2080 feet from the South line and 1400 feet from the West line of Section 32, Township 24 South, Range 29 East, N.M.P.M., Eddy County, New Mexico. The NE/4 SW/4 of Section 32 will be dedicated to this well.

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Very truly yours,

WILLIAM F. CARR

ATTORNEY FOR NEARBURG PRODUCING COMPANY

RECEIP! FOR CERTIFIED MAIL

NO PASCHANCE COVERAGE PROVIDED NOT FOR INTERNATIONAL MAIL (See Reverse)

UTI Energy Corporation 500 North Loraine, Suite 1070 Midland, Texas 79701

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Signature Article Addressed to: UTI Energy Corporation 500 North Loraine, Suite 1070 Midland, Texas \$9701 Complete items 1 and 2 when additional services are desired, and complete items * U.S.G.P.O. 1988-212-865 Addressee's Address (ONLY t) requested and fee paid) or agent and DATE DELIVERED. Always obtain signature of addresses Express Mall 2. Restricted Delivery
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LAWYERS

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SANTA FE, NEW MEXICO 87504-2208
TELEPHONE. (505) 988-4421
TELECOPIER (505) 983-6043

JACK M. CAMPBELL OF COUNSEL

July 24, 1992

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Richard A. Barr 500 North Loraine, Suite 1070 Midland, Texas 79701

Re: Application of Nearburg Producing Company for an Unorthodox Well

Location, Eddy County, New Mexico

Dear Mr. Barr:

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ATTORNEY FOR NEARBURG PRODUCING COMPANY

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(See Reverse)

Richard A. Barr 500 North Loraine, Suite 1070 Midland, Texas 79701

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2. Restricted Delivery Signature - Address Midland, Texas 79701 500 North Loraine, Suite 1070 Richard A. Barr Complete items 1 and 2 when additional services are desired, and complete items * U.S.G.P.O. 1988-212-865 8. Addressee's Address (ONLY if requested and fee paid) or agent and DATE DELIVERED. Always obtain signature of addressee Article Number 2. Restricted Delivery (Extra charge) 106 PJ **DOMESTIC RETURN RECEIPT** insured
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for Merchandise 846

PS Form 3800, June 1985

LAWYERS

MICHAEL B CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
WILLIAM P. SLATTERY

PATRICIA A. MATTHEWS MICHAEL H. FELDEWERT

> JACK M. CAMPBELL OF COUNSEL

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SANTA FE, NEW MEXICO 87504-2208
TELEPHONE. (505) 988-4421

TELECOPIER (505) 988-4421
TELECOPIER (505) 983-6043

July 24, 1992

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Scott E. Wilson 500 North Loraine, Suite 1070 Midland, Texas 79701

Re: Application of Nearburg Producing Company for an Unorthodox Well Location, Eddy County, New Mexico

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WILLIAM F. CARR

ATTORNEY FOR NEARBURG PRODUCING COMPANY

Seu Reverse

Scott E. Wilson 500 North Loraine, Suite 1070 Midland, Texas 79701

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	Special Delivery Fee	
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SANTA FE, NEW MEXICO 87504-2208

TELEPHONE (505) 988-4421

TELECOPIER (505) 983-6043

July 24, 1992

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Enron Oil & Gas Company Post Office Box 2267 Midland, Texas 79702

Re: Application of Nearburg Producing Company for an Unorthodox Well

Location, Eddy County, New Mexico

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(See Reverse)

Enron Oil & Gas Company Post Office Box 2267 Midland, Texas 79702

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PS Form 3811, Mar. 1988 3. Article Addressed to: 7. Date of Delivery ut your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this ard from being returned to you. The return receipt fee will provide you the name of the person delivered and the date of delivery. For additional fees the following services are available. Consult postmaster if the said check box(es) for additional service(s) requested.

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If the said check box(es) for additional service(s) requested. SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Enron ail & Gas Company ce Box 2267 Texas 79702 * U.S.G.P.O. 1986-212-865 **198** Certified
Express Mail or egent and <u>DATE DELIVERED</u>.

8. Addressee's Address (ONLY if requested and fee paid) Always obtain signature of addressee ype of Service: Registered Article Number 2.
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COD
Return Receipt
for Merchandise

Form 3800. June 1985

LAWYERS

MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
WILLIAM P. SLATTERY

PATRICIA A. MATTHEWS
MICHAEL H. FELDEWERT

JACK M. CAMPBELL

OF COUNSEL

JEFFERSON PLACE
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POST OFFICE BOX 2208

SANTA FE, NEW MEXICO 87504-2208

TELEPHONE. (505) 988-4421

TELECOPIER (505) 983-6043

July 24, 1992

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Bettis Brothers, Inc. 500 W. Texas, Suite 830 Midland, Texas 79701

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WILLIAM F. CARR

ATTORNEY FOR NEARBURG PRODUCING COMPANY

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(See Reverse)

Bettis Brothers, Inc. 500 W. Texas, Suite 830 Midland, Texas 79701

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-865 DOMESTIC RETURN RECEIPT	PS Form 3811, Mar. 1988 + U.S.G.P.O. 1988-212-865
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