#### BEFORE THE

#### OIL CONSERVATION DIVISION

#### NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION OF BETTIS BROTHERS, INC. FOR ACREAGE REDEDICATION AND UNORTHODOX WELL LOCATION, EDDY COUNTY, NEW MEXICO

CASE NO. 9758

#### AFFIDAVIT

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

J. Scott Hall, attorney in fact and authorized representative of Bettis Brothers, 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.

SUBSCRIBED AND SWORN to before me this Aday of September, 1989.

Notary Public

Мy	Commission	expires:
A	1943t 19. 199	u

BEFORE EXAMINER CATANACH OIL CONSERVATION DIVISION		
JETTIS A	ROS. EXHIBIT NO	6
CASE NO	9758	

EXXON CORPORATION P.O. BOX 1600 MIDLAND, TEXAS 79702

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COQUINA OIL CORPORATION 1717 ST. JAMES PLACE HOUSTON, TEXAS 77227

J.M. HUBER CORPORATION 200 WEST LOOP SOUTH HOUSTON, TEXAS 77027

TERRA RESOURCES, INC. 5614 S. YALE, #400 TULSA, OKLAHOMA 74135

COLLINS & WARE P.O. BOX 27 MIDLAND, TEXAS 79702

OXTEX, INC. 1717 ST. JAMES PLACE HOUSTON, TEXAS 77227

SENDER: Complete items 1 and 2 when additional 3 and 4. It your address in the "RETURN TO" Space on the reve ard from beingrifeturned to you. The recommendent fee will p o and the date of delivery. For additionances the following or teas and check box(es) for additionances the following or teas and check box(es) for additionances the following	rse side. Failure to do this will prevent this rovide you the name of the person delivered services are available. Consult postmaster ted
Show to whom delivered, date, and addressee's ac (Extra charge)	CExtra charge)
Article Addressed to:	4. Article Number
• OXTEX, INC.	Type of Service:
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Suite 200	Express Mail COD Express Mail for Merchandise
Houston, TX 77227-7725	Always obtain signature of addressee
	or agent and DATE DELIVERED.
. Signature – Address	8. Addressee's Address (ONLY if
	requested and fee paid)
Signature - Agent United that # 25	
. Date of Pelive&EP 1 1989	

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## P-106 676 151

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#### RECEIPT FOR CERTIFIED MAIL NO INSURANCE COVERAGE PROVIDED NOT FOR INTERNATIONAL MAIL

(See Reverse)

	Sent to OXTEX INC	
	Street and No.	
	1717 St. James P.O., State and ZIP Code HOUSTON, TX 7	Place 7227
	Postage	s.25
	Certified Fee	
	Special Delivery Fee	
	Restricted Delivery Fee	
5	Return Receipt showing to whom and Date Delivered	
June 1985	Return Receipt showing to whom, Date, and Address of Delivery	
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E	August 28, 1	989

SENDER: Complete Items 1 and 2 when additional 3a Put Yours address in the 'RETURN TO' space on the reve card from being returned to you. The return recard from delivered to and the date of delivery. For additional for- postmaster for fees and check box(es), for additional servi-	nce side Failure to do this will preven sthis ill provide you the name of the person the following services are evaluable consult cells requested.
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MANNA MRO HEADO COMEDO	Always obtain signature of addressee or agent and DATE DELIVERED.
5.Signature Addr. Ce X: //// 6.Signature Agent: X 7. Date of Dallyery	8. Addressee's Address (ONLYsif requested and fee paid)

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## P-106 676 147

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	P.O., State and ZIP Code HOUSON, TX 770	27
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PS Form 3800, June 1985	August 28, 19	89
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3 and 4. " "Put your address in the "RETURN TO" Space on the reverse and from being returned to you. <u>The return receipt fee will</u> o and the date of delivery. For additional fees the followin or fees and check box(es) for additional service(s) reque 1. Show to whom delivered, date, and addresses's a (Extra charge)	g services are available. Consult postmaster
I. Article Addressed to:	4. Article Number P 106 676 149
COLLINS & WARE P.O. Box 27 Midland, TX 79702	Type of Service: Registered Insured Certified Con Express Mail Return Receipt for Merchandise
	Always obtain signature of addressee or agent and DATE DELIVERED.
5. Signature – Address	8. Addressee's Address (ONLY if requested and fee paid)
signature tagent	
. Date of Delivery	

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## P-106 676 149

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COQUINA OIL CORPORATION 1717 St. James Place Suite 200	Type of Service:
Houston, TX 77227-7725	Express Mail Return Receipt for Merchandise
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Signatura - Agenty	8. Addressee's Address (ONLY if requested and fee paid)
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## P-106 676 150

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### P-105 676 148

#### RECEIPT FOR CERTIFIED MAIL NO INSURANCE COVERAGE PROVIDED NOT FOR INTERNATIONAL MAIL

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NOT FOR INTERNATIONAL MAIL (See Reverse)

	Sent to EXXON CORPORATION				
	Street and No P.O. Box 1600				
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## P-106 676 146

#### RECEIPT FOR CERTIFIED MAIL NO INSURANCE COVERAGE PROVIDED NOT FOR INTERNATIONAL MAIL

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#### STATE OF NEW MEXICO

#### ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

#### OIL CONSERVATION DIVISION

IN THE MATTER OF THE APPLICATION OF BETTIS BROTHERS, INC. FOR ACREAGE REDEDICATION AND UNORTHODOX GAS WELL LOCATION, EDDY COUNTY, NEW MEXICO.

CASE NO.\_\_\_\_

#### APPLICATION

BETTIS BROTHERS, INC., applies to the Oil Conservation Division for approval of the rededication of acreage and an unorthodox gas well location. In support, Applicant states:

1. Applicant operates the State 16-1 Well at a standard location 1980 feet from the East line and 660 feet from the South line of Section 16, Township 23 South, Range 26 East, NMPM, Eddy County New Mexico. The well produces from the Morrow formation in the Carlsbad Strawn South Pool. The S/2 of Section 16 is presently dedicated to the Well.

2. Applicant proposes to rededicate the E/2 of Section 16 to the 16-1 well, forming a standard 320 acre spacing and proration unit but resulting in an unorthodox location for the existing well.

3. Accordingly, Applicant seeks an exception to the well locational requirements of Oil Conservation Division Rule 104 for the 16-1 Well.

4. The mineral interest ownership throughout the entirety of Section 16 is consistent and will be unaffected. All offset owners have provided written waivers to Applicant's proposal.

5. Approval of this application will afford applicant the opportunity to produce its just and equitable share of the hydrocarbons underlying the area and will otherwise be in the best interest of conservation, the prevention of waste and the protection of correlative rights.

WHEREFORE, Applicant prays that this matter be set for hearing before a duly appointed Examiner of the Oil Conservation Division on September 20, 1989, and that after notice and hearing as required by law, the Division enter its Order granting this application and providing such other relief as is proper.

Respectfully submitted,

CAMPBELL & BLACK, P.A.

By

J. SCOTT HALL P.O. Box 2208 Santa'Fe, New Mexico 87504-2208 (505) 988-4421

ATTORNEYS FOR BETTIS BROTHERS, INC.





### CAMPBELL & BLACK, P.A.

LAWYERS

JACK M. CAMPBELL BRUCE D. BLACK MICHAEL B. CAMPBELL WILLIAM F. CARR BRADFORD C. BERGE MARK F. SHERIDAN J. SCOTT HALL JOHN H. BEMIS WILLIAM P. SLATTERY PATRICIA A. MATTHEWS JEFFERSON PLACE SUITE I - IIO NORTH GUADALUPE POST OFFICE BOX 2208 SANTA FE, NEW MEXICO 87504-2208 TELEPHONE: (505) 988-4421 TELECOPIER: (505) 983-6043

August 28, 1989

#### CERTIFIED MAIL RETURN RECEIPT REQUESTED

TO ALL INTEREST OWNERS:

Re: In the Matter of the Application of Bettis Brothers, Inc. For Acreage Rededication and Unorthodox Gas Well Location, Eddy County, New Mexico

Gentlemen:

This letter is to advise you that Bettis Brothers, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division.

This application has been set for hearing before a Division Examiner on September 20, 1989. You are not entitled to attend this hearing, but as an offsetting interest owner, 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 date.

Very truly yours,

in the

J. Scott Hall Attorney for Bettis Brothers, Inc.

JSH:mtb Enclosure

## RECEIVED

#### STATE OF NEW MEXICO

## AUG 28 1000

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ATTORNEYS FOR BETTIS BROTHERS, INC.