

BEFORE THE OIL CONSERVATION DIVISION
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE APPLICATION :
OF YATES PETROLEUM CORPORATION :
FOR AN UNORTHODOX WELL LOCATION, :
EDDY COUNTY, NEW MEXICO :
_____ :

CASE NO. **9770**

AFFIDAVIT OF MAILING

STATE OF NEW MEXICO)
 : ss.
COUNTY OF EDDY)

PATTI WIER, 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, and that pursuant to Rule 1207, notice has been given at the correct addresses as provided by such rule.

In support hereof, affiant states that true copies of the Application of Yates Petroleum Corporation for an Unorthodox Well Location, Eddy County, New Mexico, were mailed in accordance with Rule 1207, to any operator of a spacing unit or owner of an undrilled lease which adjoins the Applicant's spacing unit on one or more of the two sides or the single corner closest to the proposed well, in securely sealed, certified mail, return receipt

YATES PETROLEUM CORPORATION
Case No. 9770
10/4/89 Examiner Hearing
Exhibit No. 5

requested, postage prepaid envelopes, addressed to the following
named parties:

Douglas L. Cone
P. O. Box 13612
Albuquerque, New Mexico 87192

Kenneth G. Cone
P. O. Box 11310
Midland, Texas 79702

Tom R. Cone
P. O. Box 778
Jay, Oklahoma 74346

Cathie Cone Auvenshine
P. O. Box 33280-296
Austin, Texas 78764

Clifford Cone
P. O. Box 1509
Lovington, New Mexico 88260

Kathleen Cone
P. O. Drawer 1509
Lovington, New Mexico 88260

Conoco, Inc.
P. O. Box 460
Hobbs, New Mexico 88240
Attention: Van Peters

Santa Fe Energy Operating
Partners, L.P.
Permian Basin District
500 West Illinois, Suite 500
Midland, Texas 79701
Attention: Patrick J. Tower

TOC - Gulf Coast, Inc.
P. O. Box 2990
Midland, Texas 79702
Attention: Kevin Phister

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

on the 7th day of September, 1989, as reflected by the copies of the letters transmitting such copies of the application and the return receipts executed on behalf of the addressees, attached hereto.

Patti Wier
Patti Wier

SUBSCRIBED AND SWORN TO before me this 7th day of September, 1989, by PATTI WIER.

My commission expires:
1-2-90

Karen Reyes
Notary Public

FI SK & VANDIVER

ATTORNEYS AT LAW

SEVENTH & MAHONE / SUITE E
ARTESIA, NEW MEXICO 88210

(505) 746-9841

JOHN FISK
DAVID R. VANDIVER

FAX
(505) 746-4208

September 6, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Douglas L. Cone
P. O. Box 13612
Albuquerque, New Mexico 87192

Re: Saguaro "AGS" Federal Com. No. 1 Well
Township 20 South, Range 24 East, NMPM
Section 11: S/2
Eddy County, New Mexico

Dear Mr. Cone:

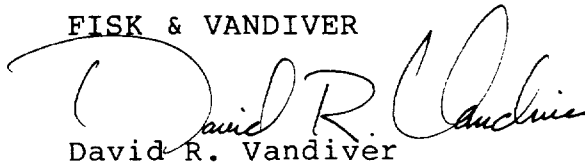
Enclosed, please find a copy of the Application of Yates Petroleum Corporation for an Unorthodox Well Location, Eddy County, New Mexico.

Hearing is scheduled before the New Mexico Oil Conservation Division, in Santa Fe, New Mexico, on October 4, 1989.

Please contact the undersigned if you have any questions regarding this application.

Very truly yours,

FI SK & VANDIVER


David R. Vandiver

DRV:pvw
Enclosure

cc: Ms. Kathy Colbert

FIK & VANDIVER

ATTORNEYS AT LAW

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FAX
(505) 746-4208

September 6, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Kenneth G. Cone
P. O. Box 11310
Midland, Texas 79702

Re: Saguaro "AGS" Federal Com. No. 1 Well
Township 20 South, Range 24 East, NMPM
Section 11: S/2
Eddy County, New Mexico

Dear Mr. Cone:

Enclosed, please find a copy of the Application of Yates Petroleum Corporation for an Unorthodox Well Location, Eddy County, New Mexico.

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September 6, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Tom R. Cone
P. O. Box 778
Jay, Oklahoma 74346

Re: Saguaro "AGS" Federal Com. No. 1 Well
Township 20 South, Range 24 East, NMPM
Section 11: S/2
Eddy County, New Mexico

Dear Mr. Cone:

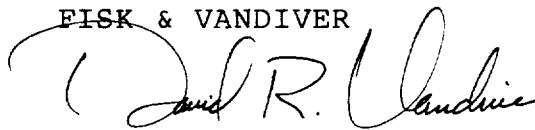
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FAX
(505) 746-4208

September 6, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Cathie Cone Auvenshine
P. O. Box 33280-296
Austin, Texas 78764

Re: Saguaro "AGS" Federal Com. No. 1 Well
Township 20 South, Range 24 East, NMPM
Section 11: S/2
Eddy County, New Mexico

Dear Ms. Auvenshine:

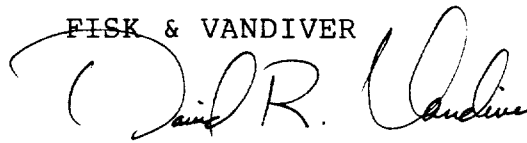
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September 6, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Clifford Cone
P. O. Box 1509
Lovington, New Mexico 88260

Re: Saguaro "AGS" Federal Com. No. 1 Well
Township 20 South, Range 24 East, NMPM
Section 11: S/2
Eddy County, New Mexico

Dear Mr. Cone:

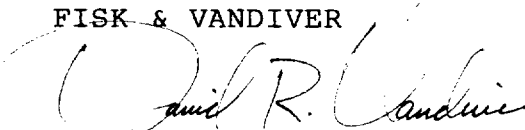
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September 6, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Kathleen Cone
P. O. Drawer 1509
Lovington, New Mexico 88260

Re: Saguaro "AGS" Federal Com. No. 1 Well
Township 20 South, Range 24 East, NMPM
Section 11: S/2
Eddy County, New Mexico

Dear Ms. Cone:

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JOHN FISK
DAVID R. VANDIVER

FAX
(505) 746-4208

September 6, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Gonoco, Inc.
P. O. Box 460
Hobbs, New Mexico 88240

Attention: Mr. Van Peters

Re: Saguaro "AGS" Federal Com. No. 1 Well
Township 20 South, Range 24 East, NMPM
Section 11: S/2
Eddy County, New Mexico

Gentlemen:

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DAVID R. VANDIVER

FAX
(505) 746-4208

September 6, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Santa Fe Energy Operating
Partners, L.P.
Permian Basin District
500 West Illinois, Suite 500
Midland, Texas 79701

Attention: Mr. Patrick J. Tower

Re: Saguaro "AGS" Federal Com. No. 1 Well
Township 20 South, Range 24 East, NMPM
Section 11: S/2
Eddy County, New Mexico

Gentlemen:

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DAVID R. VANDIVER

FAX
(505) 746-4208

September 6, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

TOC - Gulf Coast, Inc.
P. O. Box 2990
Midland, Texas 79702

Attention: Mr. Kevin Phister

Re: Saguaro "AGS" Federal Com. No. 1 Well
Township 20 South, Range 24 East, NMPM
Section 11: S/2
Eddy County, New Mexico

Gentlemen:

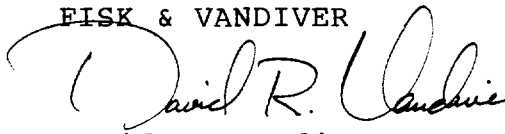
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ARTESIA, NEW MEXICO 88210

(505) 746-9841

JOHN FISK
DAVID R. VANDIVER

FAX
(505) 746-4208

September 6, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

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

Re: Saguaro "AGS" Federal Com. No. 1 Well
Township 20 South, Range 24 East, NMPM
Section 11: S/2
Eddy County, New Mexico

Gentlemen:

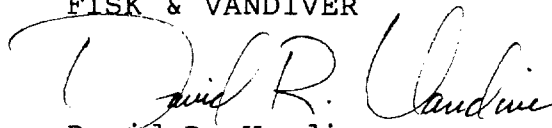
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FISS & VANDIVER


David R. Vandiver

DRV:pvw
Enclosure

cc: Ms. Kathy Colbert

P 132 555 001

Douglas L. Cone
P. O. Box 13612
Albuquerque, NM 87192

P 132 555 002

Kenneth G. Cone
P. O. Box 11310
Midland, TX 79702

P 132 555 003

Tom R. Cone
P. O. Box 778
Jay, OK 74346

P 132 555 004

Cathie Cone Auvenshine
P. O. Box 33280-296
Austin, TX 78764

P 132 555 005

Clifford Cone
P. O. Box 1509
Lovington, NM 88260

P 132 555 006

Kathleen Cone
P. O. Drawer 1509
Lovington, NM 88260

P 132 555 007

Conoco, Inc.
P. O. Box 460
Hobbs, NM 88240
Attn: Van Peters

P 132 555 010

Santa Fe Energy Operating
Partners, L.P.
Permian Basin District
500 W. Illinois, Ste. 500
Midland, TX 79701
Attn: Patrick J. Tower

P 132 555 009

TOC - Gulf Coast, Inc.
P. O. Box 2990
Midland, Texas 79702
Attn: Kevin Phister

P 132 555 011

Myco Industries, Inc.
105 South Fourth Street
Artesia, NM 88210

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:
Douglas L. Cone
P. O. Box 13612
Albuquerque, NM 87192

4. Article Number
P 132 555 001

Type of Service:
☐ Registered
☒ Certified
☐ Express Mail
☐ Insured
☐ COD
☐ Return Receipt for Merchandise
 Always obtain signature of addressee or agent and DATE DELIVERED.

8. Addressee's Address (ONLY if requested and fee paid)

5. Signature — Address
Pat Knight

6. Signature — Agent
X

7. Date of Delivery
9-15-89

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

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:
Tom R. Cone
P. O. Box 778
Jay, OK 74346

4. Article Number
P 132 555 003

Type of Service:
☐ Registered
☒ Certified
☐ Express Mail
☐ Insured
☐ COD
☐ Return Receipt for Merchandise
 Always obtain signature of addressee or agent and DATE DELIVERED.

8. Addressee's Address (ONLY if requested and fee paid)

5. Signature — Address
Tom R. Cone

6. Signature — Agent
X

7. Date of Delivery
9-15-89

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

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1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:
Kenneth G. Cone
P. O. Box 11310
Midland, TX 79702

4. Article Number
P 132 555 002

Type of Service:
☐ Registered
☒ Certified
☐ Express Mail
☐ Insured
☐ COD
☐ Return Receipt for Merchandise
 Always obtain signature of addressee or agent and DATE DELIVERED.

8. Addressee's Address (ONLY if requested and fee paid)

5. Signature — Address
Kenneth G. Cone

6. Signature — Agent
X

7. Date of Delivery
9-15-89

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1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:
Cathie Cone Auvenshine
P. O. Box 33280-296
Austin, TX 78764

4. Article Number
P 132 555 004

Type of Service:
☐ Registered
☒ Certified
☐ Express Mail
☐ Insured
☐ COD
☐ Return Receipt for Merchandise
 Always obtain signature of addressee or agent and DATE DELIVERED.

8. Addressee's Address (ONLY if requested and fee paid)

5. Signature — Address
Cathie Cone Auvenshine

6. Signature — Agent
X

7. Date of Delivery
9-15-89

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

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

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1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

Clifford Cone
P. O. Box 1509
Lovington, NM 88260

4. Article Number
P 132 555 005

Type of Service:
☐ Registered
☒ Certified
☐ Express Mail
☐ Insured
☐ COD
☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Address
X *Clifford Cone by C. H. H. H.*

6. Signature — Agent
X *J. F.*

7. Date of Delivery
9-8-89

8. Addressee's Address (ONLY if requested and fee paid)

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

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

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1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

Kathleen Cone
P. O. Drawer 1509
Lovington, NM 88260

4. Article Number
P 132 555 006

Type of Service:
☐ Registered
☒ Certified
☐ Express Mail
☐ Insured
☐ COD
☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Address
X *Kathleen Cone by C. H. H. H.*

6. Signature — Agent
X *J. F.*

7. Date of Delivery
9-8-89

8. Addressee's Address (ONLY if requested and fee paid)

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3. Article Addressed to:

Conoco, Inc.
P. O. Box 460
Hobbs, NM 88240
Attn: Van Peters

4. Article Number
P 132 555 007

Type of Service:
☐ Registered
☒ Certified
☐ Express Mail
☐ Insured
☐ COD
☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Address
X *[Signature]*

6. Signature — Agent
X *[Signature]*

7. Date of Delivery
9-11-89

8. Addressee's Address (ONLY if requested and fee paid)

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1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

Santa Fe Energy Operating Partners, L.P.
Permian Basin District
500 W. Illinois, Suite 500
Midland, TX 79701
Attn: Patrick J. Tower

4. Article Number
P 132 555 010

Type of Service:
☐ Registered
☒ Certified
☐ Express Mail
☐ Insured
☐ COD
☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Address
X *[Signature]*

6. Signature — Agent
X *[Signature]*

7. Date of Delivery
9-11-89

8. Addressee's Address (ONLY if requested and fee paid)

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1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to: TOC - Gulf Coast, Inc. P. O. Box 2990 Midland, TX 79702 Attn: Kevin Phister	4. Article Number P 132 555 009 Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail ☐ Return Receipt for Merchandise Always obtain signature of addressee or agent and DATE DELIVERED.
5. Signature - Address X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X <i>[Signature]</i>	
7. Date of Delivery SEP 12 1989	

PS Form 3811, Mar. 1988

* U.S.G.P.O. 1988-212-865

DOMESTIC RETURN RECEIPT

SENDER: Complete Items 1 and 2 when additional services are desired, and complete Items 3 and 4.
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1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to: Myco Industries, Inc. 105 South Fourth Street Artesia, NM 88210	4. Article Number P 132 555 011 Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail ☐ Return Receipt for Merchandise Always obtain signature of addressee or agent and DATE DELIVERED.
5. Signature - Address X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X <i>[Signature]</i>	
7. Date of Delivery 9-5-89	

PS Form 3811, Mar. 1988

* U.S.G.P.O. 1988-212-865

DOMESTIC RETURN RECEIPT