

BEFORE THE
OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION
OF OSBORN HEIRS COMPANY
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.

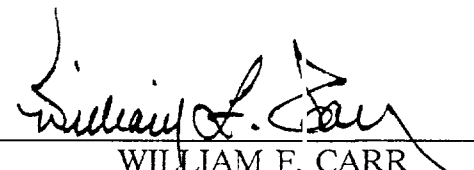
CASE NO. 9940

AFFIDAVIT

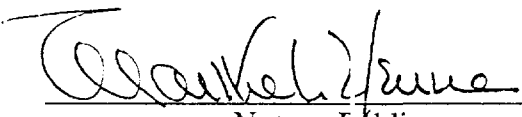
STATE OF NEW MEXICO)
)ss.
COUNTY OF SANTA FE)

BEFORE EXAMINER STOGNER	
OIL CONSERVATION DIVISION	
<u>OSBORN</u>	EXHIBIT NO. <u>5</u>
CASE NO. <u>9940</u>	

WILLIAM F. CARR, attorney in fact and authorized representative of Osborn Heirs Company, 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.


WILLIAM F. CARR

SUBSCRIBED AND SWORN to before me this 14th day of May, 1990.


Notary Public

My Commission Expires:

August 19, 1991

EXHIBIT A

TEX/CON Oil & Gas Company
9401 Southwest Freeway
Suite 1200
Houston, Texas 77074
Attn: Land Department

Greg Galliday
2420 Lakeview
Amarillo, Texas 79109

CAMPBELL & BLACK, P.A.
LAWYERS

JACK M. CAMPBELL
BRUCE D. BLACK
MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
WILLIAM P. SLATTERY
PATRICIA A. MATTHEWS

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

April 25, 1990

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

TEX/CON Oil & Gas Company
9401 Southwest Freeway
Suite 1200
Houston, Texas 77074
Attn: Land Department

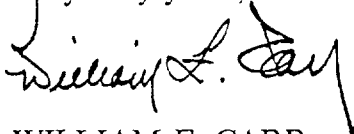
Re: Applications of Osborn Heirs Company for Compulsory Pooling, Lea County,
New Mexico

Gentlemen:

This letter is to advise you that Osborn Heirs Company has filed the enclosed applications with the New Mexico Oil Conservation Division seeking an order force pooling all mineral interests to the base of the San Andres formation for any and all formations and/or pools developed on 40-acre spacing, in and under four tracts in Section 20, Township 17 South, Range 37 East, N.M.P.M., Lea County, New Mexico. Osborn Heirs Company proposes to dedicate the referenced pooled units to wells to be located at standard locations on each tract in said Section 20.

These applications have been set for hearing before a Division Examiner on May 16, 1990. You are not required to attend these hearings, but as an owner of an interest that may be subject to pooling, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging these applications at a later date.

Very truly yours,



WILLIAM F. CARR
ATTORNEY FOR OSBORN HEIRS COMPANY
WFC:mlh

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 box(es) for additional service(s) requested.
 1. ☒ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:
 TEX/CON Oil & Gas Company
 9401 Southwest Freeway
 Suite 1200
 Houston, Texas 77074
 Attn: Land Department

4. Article Number:
 0106 678 084

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 - Addressee
☒ *Mark H. [Signature]*

6. Signature - Agent
☒

7. Date of Delivery
 4-30-90

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

P-106 678 084

RECEIPT FOR CERTIFIED MAIL

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

Sent to Attn: Land Department TEX/CON Oil & Gas Company	
Street and No Suite 1200 9401 Southwest Freeway	
P.O., State and ZIP Code Houston, Texas 77074	
Postage	5
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom Date, and Address of Delivery	
TOTAL Postage and Fees	5
Postmark or Date April 25, 1990	

CAMPBELL & BLACK, P.A.

LAWYERS

JACK M. CAMPBELL
BRUCE D. BLACK
MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
WILLIAM P. SLATTERY
PATRICIA A. MATTHEWS

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

April 25, 1990

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Greg Galliday
2420 Lakeview
Amarillo, Texas 79701

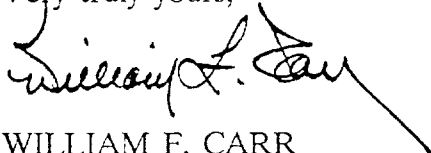
Re: Application of Osborn Heirs Company for Compulsory Pooling, Lea County,
New Mexico

Dear Mr. Galliday:

This letter is to advise you that Osborn Heirs Company has filed an application with the New Mexico Oil Conservation Division seeking an order force pooling all mineral interests to the base of the San Andres formation for any and all formations and/or pools developed on 40-acre spacing, in and under the NW/4 NE/4 of Section 20, Township 17 South, Range 37 East, N.M.P.M., Lea County, New Mexico. Osborn Heirs Company proposes to dedicate the referenced pooled unit to a well to be located at a standard location in the NW/4 NE/4 of said Section 20.

This application has been set for hearing before a Division Examiner on May 16, 1990. You are not required to attend this hearing, but as an owner of an interest that may be subject to pooling, 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,



WILLIAM F. CARR
ATTORNEY FOR OSBORN HEIRS COMPANY
WFC:mlh

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

3. Article Addressed to:		4. Article Number P 106 678 085	
Mr. Greg Galliday 2420 Lakeview Amarillo, Texas 79701		Type of Service: <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> COD <input type="checkbox"/> Return Receipt for Merchandise	
5. Signature — Address X		Always obtain signature of addressee or agent and DATE DELIVERED.	
6. Signature — Agent X		8. Addressee's Address (ONLY if requested and fee paid)	
7. Date of Delivery APR 25 / 90			

PS Form 3871, Mar. 1988 * U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

P-106 678 085

RECEIPT FOR CERTIFIED MAIL
 NO INSURANCE COVERAGE PROVIDED
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

Sent to Mr. Greg Galliday	
Street and No 2420 Lakeview	
P.O., State and ZIP Code Amarillo, Texas 79701	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date April 25, 1990	