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BEFORE EXAMINER STOGNER OIL CONSERVATION DIVISION

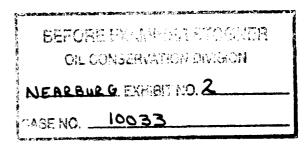
NEARBURG EXHIBIT NO. _

CASE NO. 10033

AMENDED APPLICATION TO CAUSE #9909

SECTION 17, TOWNSHIP 16 SOUTH, RANGE 37 EAST N/2 NW/4 Proration Unit

	Working Interest After Trades <u>Acquired</u>
Nearburg Exploration Company	95.666%
Foran Oil Co.	0%
Roy G. Barton, Jr.,Tr.	2.074%
Nitram Enterprises Inc.	0%
Rebel Oil Company	1.56%
Terra Resources Inc.	0%
Felmont Oil Corporation	0%
Adolph Schweizer	.35%
Ann Fox	35%
	100. %



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 AMENDMENT OF DIVISION ORDER NO. R-9168, LEA COUNTY, NEW MEXICO.

CASE NO. 10033

<u>AFFIDAVIT</u>

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

WILLIAM F. CARR, attorney in fact and authorized representative of Nearburg Producing 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.

SUBSCRIBED AND SWORN to before me this \mathcal{H}_{L} day of August, 1990.

Notary Public

My Commission Expires: Jult 19, 1991

BEFORE EXAMINER STOGNER OIL CONSERVATION DIVISION EXHIBIT NO. 3

10033

EXHIBIT A

Rebel Oil Company 303 W. Wall Suite 1600 Midland, Texas 79701 CAMPBELL & BLACK, P.A.

LAWYERS

JACK M. CAMPBELL BRUCE D. BLACK M CHAEL B. CAMPBELL W LIAM F. CARR BRADFORD C. BERGE MARK F. SHERIDAN WILIAM P. SLATTERY PATRICIA A. MATTHEWS LEFFERSON PLACE SUITE - CINCRTH GUADALURE ROST CFFICE BOX 2208 SANTA FE, NEW MEXICO 87504-2208 TELERCONE SC51 988-442 TELECOR ER 15051 983-6043

July 18, 1990

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Rebel Oil Company 303 W. Wall, Suite 1600 Midland, Texas 79701

Re: Application of Nearburg Producing Company for Compulsory Pooling, Lea 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 the force pooling of all mineral interests in the Pennsylvanian formation, Northeast Lovington-Pennsylvanian Pool, in and under the N/2 NW/4 of Section 17, Township 16 South, Range 37 East. N.M.P.M., Lea County, New Mexico. Nearburg Producing Company proposes to dedicate the referenced pooled unit to a well located at a standard location in the NE/4 NW/4 of said Section 17.

This application has been set for hearing before a Division Examiner on August 8, 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 the matter at a later date.

Very truly yours, Wieliang F. Ear

WILLIAM F. CARR ATTORNEY FOR NEARBURG PRODUCING COMPANY WFC:mlh

1600 701 3 5 665	7.20.90 Say	Address 8. Addresse's requested and	any reet, Suite 1600 79701	3. Article Addressed ip: P 106 678 0	tems 1 and 2 when additional services are RETURN TO'' Space on the reverse side. Failt 5 you. Th <u>e return receipt fee will provide you th</u> 5 For additional fees the following services are 1 for additional service(s) requested. 1 vered, date, and addressee's address. 2. (<i>Euro charge</i>)
2	Jane-	Addresses's Address (CNLX (requested and fee paid)	Type of Service: Registered Cartified Exprese Mail Alweye obtain signature of eddressee Alweye obtain signature of eddressee or egent and DATE DELIVERED.	Number 678 086	desired, and complete iteme ure to do this will prevent this te name of the person delivered available. Consult postmaster available. Consult postmaster Batricted Delivery (Extra charge)

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RECEIPT FÜR CERTIFICD MAL

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