

KELLAHIN, KELLAHIN AND AUBREY

ATTORNEYS AT LAW

EL PATIO BUILDING

117 NORTH GUADALUPE

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SANTA FE, NEW MEXICO 87504-2265

W. THOMAS KELLAHIN  
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JASON KELLAHIN  
OF COUNSEL

TELEPHONE (505) 982-4285  
TELEFAX (505) 982-2047

JHM 10-9-90  
M.S.

October 4, 1990

Mr. Jim Morrow  
Oil Conservation Division  
Post Office Box 2088  
Santa Fe, New Mexico 87504

HAND DELIVERED

Re: Application of Pacific Enterprises  
for Limiting the Fren-Penn Gas Pool  
Rules or in the Alternative Changing  
to 320-acre Gas Spacing  
NMOCD Case No. 10069

Dear Mr. Morrow:

Our firm represents Pacific Enterprises Oil Company and presented this case to Examiner Stogner on September 5, 1990. This case was originally docketed to consider limiting the Fren-Penn Pool Rules to their current boundaries. As a result of the hearing, the case was readvertised to include the alternative remedy of changing the pool rules to 320-acre spacing.

It was the alternative remedy that came to hearing on your docket of October 3, 1990. No party appeared in opposition to the application. Enclosed is my certificate showing proof of notification for the amended application.

We believe that we have now completed all matters necessary for the entry of an order in this case.

Very truly yours,

  
W. Thomas Kellahin

WTK/tic  
Enclosure

cc: Mr. Craig Clark

RECEIVED

OCT - 4 1990

OIL CONSERVATION DIV.  
SANTA FE

STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION

IN THE MATTER OF THE AMENDED APPLICATION  
FOR PACIFIC ENTERPRISES OIL COMPANY (USA)  
TO LIMIT THE APPLICATION OF ORDER R-928,  
OR IN THE ALTERNATIVE FOR THE  
ESTABLISHMENT OF STATEWIDE GAS SPACING  
FOR THE FREN-PENNSYLVANIAN POOL,  
EDDY COUNTY, NEW MEXICO

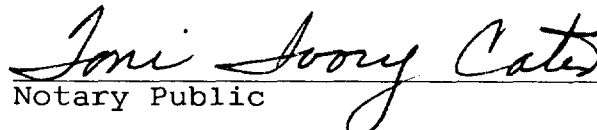
CASE NO. 10069

SUPPLEMENTAL  
CERTIFICATE OF MAILING  
AND  
COMPLIANCE WITH ORDER R-8054

In Accordance with Division Rule 1207 (Order R-8054) I hereby certify that on September 12, 1990 I caused to be mailed by certified mail return-receipt requested notice of this hearing and a copy of the Application for the above referenced case along with the cover letter, at least twenty days prior to the hearing set for October 3, 1990, to the parties shown in the Application as evidenced by the attached copies of return receipt cards.

  
W. Thomas Kellahin

SUBSCRIBED AND SWORN to before me this 2 day of October, 1990.

  
Notary Public

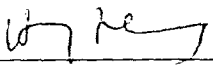
My Commission Expires:

7-6-91

RECORDED

OCT 12 1990

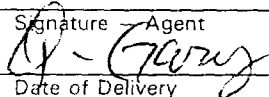
OIL CONSERVATION DIV.  
SANTA FE

<p>● <b>SENDER:</b> Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.</p> <p>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.</p> <p>1. <input type="checkbox"/> Show to whom delivered, date, and addressee's address. (Extra charge)      2. <input type="checkbox"/> Restricted Delivery (Extra charge)</p>	
<p>3. Article Addressed to:</p> <p>Texaco, Inc. P.O. Box 2100 Denver, CO 80202 Attn: Dave Sleeper</p> <p>Re: PEOC Amended Fren-Penn (WTK)</p>	<p>4. Article Number</p> <p>P 572 125 099</p> <p>Type of Service:</p> <p><input type="checkbox"/> Registered      <input type="checkbox"/> Insured  <input checked="" type="checkbox"/> Certified      <input type="checkbox"/> COD  <input type="checkbox"/> Express Mail      <input type="checkbox"/> Return Receipt for Merchandise</p> <p>Always obtain signature of addressee or agent and <u>DATE DELIVERED</u>.</p>
<p>5. Signature — Addressee</p> <p>X</p>	<p>8. Addressee's Address (ONLY if requested and fee paid)</p>
<p>6. Signature — Agent</p> <p>X </p>	
<p>7. Date of Delivery</p> <p>9/14/89</p>	

PS Form 3811, Apr. 1989

★ U.S.G.P.O. 1989-238-815

DOMESTIC RETURN RECEIPT

<p>● <b>SENDER:</b> Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.</p> <p>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.</p> <p>1. <input type="checkbox"/> Show to whom delivered, date, and addressee's address. (Extra charge)      2. <input type="checkbox"/> Restricted Delivery (Extra charge)</p>	
<p>3. Article Addressed to:</p> <p>William T. Duncan Exxon Company U.S.A. P.O. Box 1600 Midland, TX 79702</p> <p>Re: PEOC Amended Fren-Penn (WTK)</p>	<p>4. Article Number</p> <p>P 572 125 099</p> <p>Type of Service:</p> <p><input type="checkbox"/> Registered      <input type="checkbox"/> Insured  <input checked="" type="checkbox"/> Certified      <input type="checkbox"/> COD  <input type="checkbox"/> Express Mail      <input type="checkbox"/> Return Receipt for Merchandise</p> <p>Always obtain signature of addressee or agent and <u>DATE DELIVERED</u>.</p>
<p>5. Signature — Addressee</p> <p>X</p>	<p>8. Addressee's Address (ONLY if requested and fee paid)</p>
<p>6. Signature — Agent</p> <p>X </p>	
<p>7. Date of Delivery</p> <p>SEP 17 1990</p>	

PS Form 3811, Apr. 1989

★ U.S.G.P.O. 1989-238-815

DOMESTIC RETURN RECEIPT

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TELEPHONE (505) 982-4285  
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September 11, 1990

RECEIVED

SEP 11 1990

OIL CONSERVATION DIVISION

Mr. William J. LeMay  
Oil Conservation Division  
P.O. Box 2208  
Santa Fe, New Mexico 87504

Re: Amended Application to Limit the Application of Order R-928, or in the alternative for the Establishment of Statewide Gas Spacing for the Fren-Pennsylvanian Pool, Eddy County, New Mexico, Pacific Enterprises Oil Company (USA)

Dear Mr. LeMay:

Enclosed please find the original and one copy of an Amended Application by Pacific Enterprises Oil Company (USA) to limit the application of Order R-928 or to establish statewide gas spacing for the Fren-Pennsylvanian Pool, Eddy County, New Mexico. This case was heard at the hearing held on September 5, 1990 and continued to October 3, 1990 to advertise the alternative relief sought. In the absence of objection, we would request on October 3rd that the case be taken under advisement and decided based upon the record received on September 5th.

In accordance with N.M.O.C. Rule 1207 (4), we are sending all operators of wells within one mile listed in this Application a copy of this letter and a copy of the enclosed Application, by certified mail, in order to notify them that they have the opportunity to appear in support of or in opposition to the enclosed Application.

Sincerely,



W. Thomas Kellahin

WTK/tic  
Enclosure

Mr. William J. LeMay

Mr. William J. LeMay  
September 11, 1990  
Page 2

xc: Craig Clark  
Pacific Enterprises Oil Company (USA)

All Parties listed in Paragraph 7  
of Application