BEFORE THE

OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION OF MESA OPERATING LIMITED PARTNERSHIP FOR COMPULSORY POOLING, SAN JUAN COUNTY, NEW MEXICO.

CASE NO. 10125

AFFIDAVIT

STATE	OF	NEW	MEX	(ICO	•	SS
COUNTY	OI	SA	ATN	FE)	

J. SCOTT HALL, attorney in fact and authorized representative of Mesa Operating Limited Partnership, 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 person entitled to receive notice, as shown by Exhibit "A" attached hereto, and that pursuant to Rule 1207, notice has been given by certified mail at the correct addresses provided by such rule.

J. SCOTT HALL

SUBSCRIBED AND SWORN to before me this 15th day of October, 1990, by J. Scott Hall.

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	Notary Public	

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му	Commission	Expires:	
	3/22/90		

EXHIBIT NO. 7

BEFORE THE

OIL CONSERVATION DIVISION

ENERGY, MINERALS, AND NATURAL RESOURCES DEPARTMENT

IN THE MATTER OF THE APPLICATION OF MESA OPERATING LIMITED PARTNERSHIP FOR COMPULSORY POOLING, SAN JUAN COUNTY, NEW MEXICO.

CASE	NO.	

APPLICATION

MESA OPERATING LIMITED PARTNERSHIP by its undersigned attorneys, Miller, Stratvert, Torgerson & Schlenker, P.A., hereby makes application pursuant to section 70-2-17, N.M.S.A. (1978) for an order pooling all of the mineral interests in the Fruitland coal formation for development on 320-acre spacing in and under the S/2 of Section 32, Township 31 North, Range 9 West, N.M.P.M., San Juan County, New Mexico, and in support thereof would show the Division:

- 1. Applicant owns or controls approximately 25.07% of the working interest in and under the S/2 of Section 32, and Applicant has the right to drill thereon.
- 2. Applicant proposes to dedicate the above-referenced pooled unit to its FC Fed Com #42 well to be located at a standard location in the S/2 of said Section 32.
- 3. Applicant has been unable to obtain voluntary agreement for pooling or farmout from all other interest owners in the S/2 of said Section 32.
- 4. Said pooling of interests will avoid the drilling of unnecessary wells, will prevent waste and will protect correlative rights.

5. In order to permit the Applicant to obtain its just and fair share of the oil and gas underlying the subject lands, the mineral interests should be pooled, and Applicant should be designated the operator of the well to be drilled.

WHEREFORE, Applicant prays that this application be set for hearing before a duly appointed examiner of the Oil Conservation Division on October 17, 1990, and that after notice and hearing as required by law, the Division enter its order pooling the lands, including provisions for Applicant to recover its costs of drilling, equipping and completing the well, its costs of supervision while drilling and after completion, including overhead charges, and imposing a risk factor for the risk assumed by the Applicant in drilling, completing and equipping the well, and making such other and further provisions as may be proper in the premises.

MILLER, STRATVERT, TORGERSON & SCHLENKER, P.A.

By Z. Scott Hall

J. Scott Hall Suite 303

125 Lincoln Avenue

Santa Fe, New Mexico 87501 Telephone: (505) 989-9614

ATTORNEYS FOR MESA OPERATING LIMITED PARTNERSHIP

RANNE B. MILLER WILLIAM K. STRATVERT ALAN C. TORGERSON KENDALL O. SCHLENKER ALICE TOMLINSON LORENZ GREGORY W. CHASE ALAN KONRAD MARGO J. MCCORMICK LYMAN G. SANDY STEPHEN M. WILLIAMS STEPHAN M, VIDMAR ROBERT C. GUTIERREZ SETH V. BINGHAM MICHAEL H. HOSES JAMES B. COLLINS TIMOTHY R. BRIGGS WALTER R. PARR THOMAS S. UDALL RUDOLPH LUCERO DANIEL E. RAMCZYK DEAN G. CONSTANTINE

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ALBUQUERQUE

500 MARQUETTE, N. W., SUITE 1100 277 EAST AMADOR
POST OFFICE BOX 25687 POST OFFICE BOX 1231
ALBUQUERQUE, NM 87125 LAS CRUCES, NM 88004 TELEPHONE: (505) 842-1950 FACSIMILE: (505) 243-4408

LAS CRUCES

LAS CRUCES, NM 88004 LAS CHUCES, NM 6000... TELEPHONE: (505) 523-2481 FACSIMILE: (505) 526-2215

FARMINGTON

300 WEST ARRINGTON POST OFFICE BOX 869 FARMINGTON NM 87499 TELEPHONE: (505) 326-4521 FACSIMILE: (505) 325-5474 SANTA FE

125 LINCOLN AVE., SUITE 303 POST OFFICE BOX 1986 PUST OFFIGE 32... SANTA FE, NM 87504-1986 TELEPHONE: (505) 989-9614 FACSIMILE: (505) 989-9857

September 25, 1990

KENNETH R. BRANDT (1946 - 1981)

PLEASE REPLY TO SANTA FE

Conoco, Inc. 3817 Northwest Expressway Oklahoma City, OK 73112-1400

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Application of Mesa Operating Limited Partnership for Compulsory Pooling, San Juan County, New Mexico: (FC Fed Com #42)

Dear Sirs:

This will advise that Mesa Operating Limited Partnership has filed an application with the New Mexico Oil Conservation Division seeking an order for the compulsory pooling of all mineral interests in the Fruitland formation in and under the S/2 Section 32, Township 31 North, Range 9 West, NMPM, San Juan County, New Mexico. (A copy of the application is enclosed.) Mesa Operating Limited Partnership proposes to dedicate the referenced pooled unit to a well to be drilled at a standard location in the SW/4 of said Section 32.

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Very truly yours,

MILLER, STRATVERT, TORGERSON & SCHLENKER, P.A.

By: Z. Scott Hall

Hank Wood, cc:

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SENDER: Complete items 1 and 2 when additional a 3 and 4. Put your address in the "RETURN TO" Space on the reverse: from being returned to you. The return receipt fee will provide the date of delivery. For additional fees the following services and check box(es) for additional service(s) requested. 1. Show to whom delivered, date, and addressee's additional service(s) requested.	side. Failure to do this will prevent this card you the name of the person delivered to and s are available. Consult postmaster for fees
3. Article Addressed to:	4. Article Number
	P 561 861 987
Conoco, Inc.	Type of Service:
3817 North west Expressway	Registered Insured
Oklahoma City, OK 73112-1400	COD Express Mail Return Receipt for Merchandise
	Always obtain signature of addressee
	or agent and DATE DELIVERED.
5. Shoriature - Addressee	8. Addressee's Address (ONLT; if requested and fee paid)
6. Agnature – Agent	
V. Data of Delivery	
PS Form 3811, Apr. 1989 *U.S.G.P.O. 1989-238-815	DOMESTIC RETURN RECEIPT

P 561 861 987

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED

NOT FOR INTERNATIONAL MAIL

(See Reverse)

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LAW OFFICES

RANNE B. MILLER WILLIAM K. STRATVERT ALAN C. TORGERSON KENDALL O. SCHLENKER ALICE TOMLINSON LORENZ GREGORY W. CHASE ALAN KONRAD MARGO J. MCCORMICK LYMAN G. SANDY
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SANTA FE

25 LINCOLN AVE., SUITE 303 POST OFFICE BOX 1986 SANTA FE, NM 87504-1986 TELEPHONE: (505) 989-9614 FACSIMILE: (505) 989-9857

September 25, 1990

KENNETH R. BRANDT (1946 - 1981)

PLEASE REPLY TO SANTA FE

TOC Rocky Mountains, Inc. 6162 So. Willow Drive Ste 300 Englewood, CO 80155

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Application of Mesa Operating Limited Partnership for Compulsory Pooling, San Juan County, New Mexico:

(FC Fed Com #42)

Dear Sirs:

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Very truly yours,

MILLER, STRATVERT, TORGERSON & SCHLENKER, P.A.

By: C. Siou Call
J. Scott Hall

Hank Wood,

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			Fed Com 42
			Postmark or Date
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			Special Delivery Fee
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			P.O., State and ZIP Code
00	Ste 3	1	Englewood, CO 80155
	Inc.	I H	1800 Rocky Mountains,
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3. Article Addressed to:	4. Article Number
TOC Rocky Mountains, Inc.	P 561 861 988
6162 So. Willow Drive Ste 300	Type of Service:
Englewood, CO 580155	Registered Insured Certified COD Express Mail Return Receipt for Merchandise
	Always obtain signature of addressee or agent and <u>DATE DELIVERED</u> .
5. Signature - Addressee	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature — Agent	·
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7. Date of Delivery	
PS Form 3811, Apr. 1989 *U.S.G.P.O. 1989-238-8	15 DOMESTIC RETURN RECEIPT

STRATVERT, TORGERSON & SCHLENKER, P. A.

LAW OFFICES
125 LINCOLN AVENUE
SUITE 303

SANTA FE, NEW MEXICO 87501



TOC Rocky Mountains, Inc. 6162 So. Willow Drive Ste 300

TOC-162 A0112037 1549 10/01/90 FORWARDING TIME EXPIRED :T O C 1670 BROADWAY DENVER CO A0202-4836 RETURN TO SENDER

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NANCY AUGUSTUS

ALBUQUERQUE

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277 EAST AMADOR POST OFFICE BOX (23) LAS CRUCES, NM 88004 TELEPHONE: (505) 523-2481 FACSIMILE: (505) 526-22:5

FARMINGTON

300 WEST ARRINGTON
POST OFFICE BOX 869
FARMINGTON, NM 87499
TELEPHONE: (505) 326-4521
FACSIMILE: (505) 325-5474

SANTA FE

125 LINCOLN AVE., SUITE 303 POST OFFICE BOX 1986 SANTA FE, NM 87504-1986 TELEPHONE: (505) 989-9614 FACSIMILE: (505) 989-9857

September 25, 1990

KENNETH R. BRANDT (1946 - 1981)

PLEASE REPLY TO SANTA FE

Koch Exploration Company P. O. Box 2256 Wichita, KS 67201

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

RE: Application of Mesa Operating Limited Partnership for

Compulsory Pooling, San Juan County, New Mexico:

(FC Fed Com #42)

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Very truly yours,

MILLER, STRATVERT, TORGERSON & SCHLENKER, P.A.

By: J. Scott Hall

cc: Hank Wood, Mesa Limited Partnership

B. Article Addressed to:	4. Article Number
Koch Exploration Company	P 561 861 986
P.O. Box 2256	Type of Service:
Wichita KS 67201	Registered Insured
Wienzeu RB 07201	Express Mail Return Receipt for Merchandise
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:	or agent and DATE DELIVERED.
5. Signature – Addressee	8. Addressee's Address (ONLY if
(requested and fee paid)
6. Signature – Agent Wasle	
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P 561 861 986 (See Reverse) skych Exploration Company P. O. Box 2256
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LAW OFFICES

RANNE B. MILLER
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FARMINGTON

300 WEST ARRINGTON POST OFFICE BOX 869 FARMINGTON, NM 87499 TELEPHONE: (505) 326-4521 FACSIMILE: (505) 325-5474 SANTA FE

125 LINCOLN AVE., SUITE 303 POST OFFICE 80X 1986 SANTA FE. NM 87504-1986 TELEPHONE: (505) 989-9614 FACSIMILE: (505) 989-9857

September 25, 1990

KENNETH R. BRANDT (1946 - 1981)

PLEASE REPLY TO SANTA FE

El Paso Production Company

P. O. Box 1492

El Paso, Texas 79978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

RE: Application of Mesa Operating Limited Partnership for Compulsory Pooling, San Juan County, New Mexico: (FC Fed Com #42)

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By: J. Scott Hall

cc: Hank Wood,

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3. Article Addressed to:	4. Article Number P 561 861 985
El Paso Production Company P.O. Box 1492 El Paso Texas 79978	Type of Service: Registered Insured Cod, Express Mail Return Receipt for Merchandise Alway Dobtsin Signature of addressee Or about and DA FE DELIVERED.
5. Signature — AddresseeX6. Signature — Agent	8 Addressee's Address (ONLY if regress and fee paid)
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PS Form 3811. Apr. 1989 *U.S.G.P.O. 1989-238-81	DOMESTIC RETURN RECEIPT

P 561 861 985

RECEIPT FOR CERTIFIED MAIL

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

Sent to El Paso Production Company
SPeet Ad NBOX 1492
El Paso, TX. 79978
P.O. State and ZIP Code

Postage

Certified Fee

Special Delivery Fee

Return Receipt showing to whom and Date Delivery

Return Receipt showing to whom. Date, and Address of Delivery

TOTAL Postage and Fees

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Postmark or Date

Fed Com 42

LAW OFFICES

RANNE B. MILLER WILLIAM K. STRATVERT ALAN C. TORGERSON KENDALL O. SCHLENKER ALICE TOMLINSON LORENZ GREGORY W. CHASE ALAN KONRAD MARGO J. MCCORMICK LYMAN G. SANDY STEPHEN M. WILLIAMS STEPHAN M. VIDMAR ROBERT C. GUTIERREZ SETH V. BINGHAM MICHAEL H. HOSES JAMES B. COLLINS TIMOTHY R. BRIGGS WALTER R. PARR THOMAS S. UDALL RUDOLPH LUCERO DANIEL E. RAMCZYK DEAN G. CONSTANTINE

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September 25, 1990

KENNETH R. BRANDT (1946 - 1981)

PLEASE REPLY TO SANTA FE

Amoco Production Company P. O. Box 800 Denver, CO 80201

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

RE: Application of Mesa Operating Limited Partnership for Compulsory Pooling, San Juan County, New Mexico:

(FC Fed Com #42)

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MILLER, STRATVERT, TORGERSON & SCHLENKER, P.A.

By: J. Scott Hall

cc: Hank Wood,

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3. Article Addressed to: Amoco Production Company P.O. BOX 800 Denver, CO 80201	4. Article Number P 5.61 861 984 Type of Service: Registered COD Express Mail Receipt for Merchandise Always obtain signature of addressee or agent and DATE DELIVERED.
5. Signature — Addressee X 6. Signature — Agent X 7. Date of Delivery PS Form 3811, Apr. 1989 *U.S.G.P.O. 1989-238-81	8. Addressee's Address (ONLY if requested and fee paid) 5. DOMESTIC RETURN RECEIPT

P 561 861 984

RECEIPT FOR CERTIFIED MAIL

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

Sent to Amoco Production Company BreePand Rox 800 Denver, CO 80201 P.O. State and ZIP Code Postage Certified Fee Special Delivery Fee Restricted Delivery Fee Return Receipt showing to whom and Date Delivery TOTAL Postage and Fees SPOSTMARK or Date FED Com 42	LO.	(See neverse)	
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