

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, :
CHAVES COUNTY, NEW MEXICO :
_____ :

CASE NO. 9329

WAIVER AND CONSENT

COMES NOW the undersigned, acknowledges receipt of a copy of the Application of Yates Petroleum Corporation for an Unorthodox Well Location, for the Witz "VN" State No. 2 Well, Chaves County, New Mexico, waives notice pursuant to Rule 1207 of the New Mexico Oil Conservation Division, and consents to the proposed unorthodox location.

MYCO INDUSTRIES, INC.
ABO PETROLEUM CORPORATION
YATES DRILLING COMPANY

By: Randy G. Patterson
Randy G. Patterson, Attorney-in-Fact

YATES PETROLEUM CORPORATION
Case No. 9329
3/16/88 Examiner Hearing
~~Exhibit No. 3~~

4

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, :
CHAVES COUNTY, NEW MEXICO :
_____ :

CASE NO. 9329

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, Chaves 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

YATES PETROLEUM CORPORATION
Case No. 9329
3/16/88 Examiner Hearing
Exhibit No. 4

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

Elk Oil Company
P. O. Box 310
Roswell, New Mexico 88201

Verda Vista Energy Company
P. O. Box 310
Roswell, New Mexico 88201

Enron Oil and Gas Company
P. O. Box 2267
Midland, Texas 79702

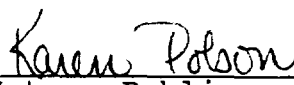
on the 18th day of February, 1988, as reflected by the copies of the letters transmitting such copies of the application and the return receipts executed on behalf of the addressees, attached hereto.



Patti Wier

SUBSCRIBED AND SWORN TO before me this 18th day of February, 1988.

My commission expires:
1-2-90



Notary Public

DICKERSON, FISK & VANDIVER
ATTORNEYS AT LAW

SEVENTH & MAHONE / SUITE E
ARTESIA, NEW MEXICO 88210
(505) 746-9841

CHAD DICKERSON
JOHN FISK
DAVID R. VANDIVER
REBECCA REESE DICKERSON

February 18, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Elk Oil Company
P. O. Box 310
Roswell, New Mexico 88201

Re: Witz "VN" State No. 2 Well
Township 9 South, Range 26 East, NMPM
Section 26: E/2
Chaves County, New Mexico

Gentlemen:

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

Hearing is scheduled before the New Mexico Oil Conservation Division, in Santa Fe, New Mexico, on March 16, 1988.

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

Sincerely yours,

DICKERSON, FISK & VANDIVER



Chad Dickerson

CD:pvw
Enclosure

cc: Ms. Janet Richardson
Ms. Leslie Bentz

DICKERSON, FISK & VANDIVER
ATTORNEYS AT LAW

SEVENTH & MAHONE / SUITE E
ARTESIA, NEW MEXICO 88210
(505) 746-9841

CHAD DICKERSON
JOHN FISK
DAVID R. VANDIVER
REBECCA REESE DICKERSON

February 18, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Verda Vista Energy Company
P. O. Box 310
Roswell, New Mexico 88201

Re: Witz "VN" State No. 2 Well
Township 9 South, Range 26 East, NMPM
Section 26: E/2
Chaves County, New Mexico

Gentlemen:

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

Hearing is scheduled before the New Mexico Oil Conservation Division, in Santa Fe, New Mexico, on March 16, 1988.

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

Sincerely yours,

DICKERSON, FISK & VANDIVER


Chad Dickerson

CD:pvw
Enclosure

cc: Ms. Janet Richardson
Ms. Leslie Bentz

DICKERSON, FISK & VANDIVER
ATTORNEYS AT LAW

SEVENTH & MAHONE / SUITE E
ARTESIA, NEW MEXICO 88210
(505) 746-9841

CHAD DICKERSON
JOHN FISK
DAVID R. VANDIVER
REBECCA REESE DICKERSON

February 18, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Enron Oil and Gas Company
P. O. Box 2267
Midland, Texas 79702

Re: Witz "VN" State No. 2 Well
Township 9 South, Range 26 East, NMPM
Section 26: E/2
Chaves County, New Mexico

Gentlemen:

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

Hearing is scheduled before the New Mexico Oil Conservation Division, in Santa Fe, New Mexico, on March 16, 1988.

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

Sincerely yours,

DICKERSON, FISK & VANDIVER


Chad Dickerson

CD:pvw
Enclosure

cc: Ms. Janet Richardson
Ms. Leslie Bentz

P 728 600 520

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Elk Oil Co.	
Street and No. P.O. Box 310	
P.O. State and ZIP Code Roswell, NM 88201	
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	

PS Form 3800, June 1985

P 728 600 521

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Verda Vista Energy Co.	
Street and No. P.O. Box 310	
P.O. State and ZIP Code Roswell, NM 88201	
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	

PS Form 3800, June 1985

P 728 600 522

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Enron Oil and Gas Co.	
Street and No. P.O. Box 2267	
P.O. State and ZIP Code Midland, TX 79702	
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	

PS Form 3800, June 1985

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. <input type="checkbox"/> Show to whom delivered, date, and addressee's address.		2. <input type="checkbox"/> Restricted Delivery.	
3. Article Addressed to: Elk Oil Company P. O. Box 310 Roswell, New Mexico 88201		4. Article Number P 728 600 520 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail	
5. Signature - Addressee 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 2-19-88			

PS Form 3811, Feb. 1986

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 box(es) for additional service(s) requested.

1. <input type="checkbox"/> Show to whom delivered, date, and addressee's address.		2. <input type="checkbox"/> Restricted Delivery.	
3. Article Addressed to: Verda Vista Energy Company P. O. Box 310 Roswell, New Mexico 88201		4. Article Number P 728 600 521 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail	
5. Signature - Addressee 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 2-15-88			

PS Form 3811, Feb. 1986

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 box(es) for additional service(s) requested.

1. <input type="checkbox"/> Show to whom delivered, date, and addressee's address.		2. <input type="checkbox"/> Restricted Delivery.	
3. Article Addressed to: Enron Oil and Gas Company P. O. Box 2267 Midland, Texas 79702		4. Article Number P 728 600 522 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail	
5. Signature - Addressee 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 2-19-88			

PS Form 3811 Feb. 1986

DOMESTIC RETURN RECEIPT

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

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 letter amending the Application of Yates Petroleum Corporation for an Unorthodox Well Location, Chaves 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,

YATES PETROLEUM CORPORATION
Case No. 9329
3/16/88 Examiner Hearing
Exhibit No. 5

certified mail, return receipt requested, postage prepaid envelopes, addressed to the following named parties:

Elk Oil Company
P. O. Box 310
Roswell, New Mexico 88201

Verda Vista Energy Company
P. O. Box 310
Roswell, New Mexico 88201

Enron Oil and Gas Company
P. O. Box 2267
Midland, Texas 79702

on the 23rd day of February, 1988, as reflected by the copy of such letter and the return receipts executed on behalf of the addressees, attached hereto.

Patti Wier
Patti Wier

SUBSCRIBED AND SWORN TO before me this 23rd day of February, 1988.

My commission expires:
1-2-90

Karen Polson
Notary Public

February 23, 1988

Energy and Minerals Department
Oil Conservation Division
P. O. Box 2088
Santa Fe, New Mexico 87501

Attention: Mr. Michael Stogner

Re: Witz "VN" State No. 2 Well
Township 9 South, Range 26 East, NMPM
Section 26: N/2 (660 FNL & 660 FEL)
Chaves County, New Mexico

Gentlemen:

The Application of Yates Petroleum Corporation for an Unorthodox Well Location for the above well originally requested dedication of the E/2 Section 26 as the spacing unit. The Applicant hereby requests that the Application be deemed amended to specify a N/2 spacing unit instead.

This matter has been set for hearing before an Examiner on March 16, 1988.

Thank you.

Sincerely yours,

DICKERSON, FISK & VANDIVER



Chad Dickerson

CD:pvw

cc: Ms. Janet Richardson
Ms. Leslie Bentz

cc (CM-RRR): Elk Oil Company
Verda Vista Energy Company
Enron Oil and Gas Company

P 728 600 524
RECEIPT FOR CERTIFIED MAIL
 NO INSURANCE COVERAGE PROVIDED
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

Sent to Elk Oil Co.	
Street and No. P. O. Box 310	
P.O., State and ZIP Code Roswell, NM 88201	
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	

PS Form 3800, June 1985

P 728 600 525
RECEIPT FOR CERTIFIED MAIL
 NO INSURANCE COVERAGE PROVIDED
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

Sent to Verda Vista Energy Co.	
Street and No. P. O. Box 310	
P.O., State and ZIP Code Roswell, NM 88201	
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	

PS Form 3800, June 1985

P 728 600 526
RECEIPT FOR CERTIFIED MAIL
 NO INSURANCE COVERAGE PROVIDED
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

Sent to Enron Oil and Gas Co.	
Street and No. P. O. Box 2267	
P.O., State and ZIP Code Midland, TX 79702	
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	

PS Form 3800, June 1985

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.

3. Article Addressed to: Elk Oil Company P. O. Box 310 Roswell, New Mexico 88201	4. Article Number P 728 600 524 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail Always obtain signature of addressee or agent and <u>DATE DELIVERED</u> .
5. Signature - Addressee X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	
7. Date of Delivery 2-25-88	

PS Form 3811, Feb. 1986-5 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 box(es) for additional service(s) requested.

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

3. Article Addressed to: Verda Vista Energy Company P. O. Box 310 Roswell, New Mexico 88201	4. Article Number P 728 600 525 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail Always obtain signature of addressee or agent and <u>DATE DELIVERED</u> .
5. Signature - Addressee X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	
7. Date of Delivery 2-25-88	

PS Form 3811, Feb. 1986 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 box(es) for additional service(s) requested.

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

3. Article Addressed to: Enron Oil and Gas Company P. O. Box 2267 Midland, Texas 79702	4. Article Number P 728 600 526 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail Always obtain signature of addressee or agent and <u>DATE DELIVERED</u> .
5. Signature - Addressee X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	
7. Date of Delivery 2-29-88	

PS Form 3811, Feb. 1986 DOMESTIC RETURN RECEIPT