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 COMPULSORY POOLING, LEA COUNTY, NEW MEXICO.

CASE NO. 9693

AFFIDAVIT

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 11th day of July, 1989.

Notary Public

My Commission Expires:

August 19, 1991

OIL CONSERVATION DIVISION

NEAR AND HE EXHIBIT NO. 4

CASE NO. ___9693

EXHIBIT A

Pennzoil Company Box 2967 Houston, Texas 77252 Attn: Lonnie Whitfield

CAMPBELL & BLACK, P.A.

LAWYERS

JACK M. CAMPBELL
BRUCE D. BLACK
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SANTA FE, NEW MEXICO 87504-2208

TELEPHONE: (505) 988-4421

TELECOPIER: (505) 988-4421
TELECOPIER: (505) 983-6043

June 20, 1989

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Pennzoil Company Box 2967 Houston, Texas 77252

Attn: Lonnie Whitfield

Re: Application of Nearburg Producing Company for Compulsory

Pooling, Lea County, New Mexico

Dear Mr. Whitfield:

This letter is to advise you that Nearburg Producing Company has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests to the base of the Strawn formation, in and under the N/2 SW/4 of Section 1, Township 17 South, Range 37 East, N.M.P.M., Lea County, New Mexico. Nearburg Producing Company proposes to dedicate the referenced pooled unit to its Price Family #1 Well to be drilled 660 feet from the West line and 2130 feet from the South line of said Section 1.

This application has been set for hearing before a Division Examiner on July 12, 1989. 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,

WILLIAM F. CARR

ATTORNEY FOR NEARBURG PRODUCING COMPANY

WFC:mlh Enclosure

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8. Addressee's Address (ONLY if 'requested and fee paid)	5. Signature – Address
or egent and DATE DELIVERED.	Artn: Lonnie whitield
Tor Merchandise	
Express Mail Return Receipt	Houston, Texas 77252
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4. Article Number	3. Article Addressed to:
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nal services are desired, and complete items	SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.