

BEFORE THE

OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION
OF HARVEY E. YATES COMPANY FOR
COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.

CASE NO. 10315

AFFIDAVIT

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

DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES OIL CONSERVATION DIVISION HARVEY E. YATES COMPANY NO. <u>5</u> CASE NO. <u>10315</u>
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WILLIAM F. CARR, attorney in fact and authorized representative of Harvey E. Yates 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.

William F. Carr
WILLIAM F. CARR

SUBSCRIBED AND SWORN to before me this 29th day of May, 1991.

Mark H. Yancey
Notary Public

My Commission Expires:

August 19, 1991

EXHIBIT A

Edgar J. Braun
907 Keeler Avenue
Berkeley, California 94708

CAMPBELL & BLACK, P.A.
LAWYERS

JACK M. CAMPBELL
BRUCE D. BLACK
MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
WILLIAM P. SLATTERY
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JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

May 3, 1991

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Edgar J. Braun
907 Keeler Avenue
Berkeley, California 94708

Re: Application of Harvey E. Yates Company for Compulsory Pooling, Lea
County, New Mexico

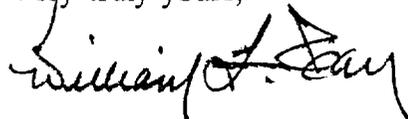
Dear Mr. Braun:

This letter is to advise you that Harvey E. Yates Company has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests in the SW/4 NW/4 of Section 32, Township 18 South, Range 33 East, N.M.P.M., Lea County, New Mexico. Harvey E. Yates Company proposes to dedicate the referenced pooled acreage to its Atlantic 32 State Well No. 2 to be located at an orthodox location in said Section 32 in the Queen formation.

This application has been set for hearing before a Division Examiner on May 30, 1991. 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.

Parties appearing in cases have been requested by the Division (Memorandum 2-90) to file a Prehearing Statement substantially in the form prescribed by the Division. Prehearing statements should be filed by 4:00 o'clock p.m. on the Friday before a scheduled hearing.

Very truly yours,



WILLIAM F. CARR
ATTORNEY FOR HARVEY E. YATES COMPANY

WFC:mlh

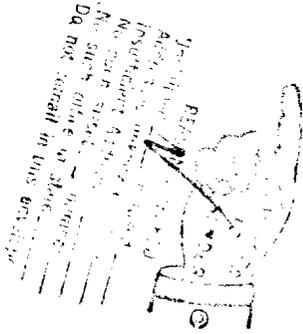
Enc.

CAMPBELL & BLACK, P.A.
 LAWYERS
 POST OFFICE BOX 2208
 SANTA FE, NEW MEXICO 87504-2208

CERTIFIED
 P-106 677 934
MAIL



WE MEET
 THE
 CHALLENGE



Edgar J. Braun
 907 Keeler Avenue
 Berkeley, California 94708

Name
 1st Notice MAY 28
 2nd Notice

NOL
 588
 5/6
 5-15
 5-21 Ret.



P-106 677 934

Send to Edgar J. Braun	
Street and No. 907 Keeler Avenue	
P.O., State and ZIP Code Berkeley, CA 94708	
Postage	5
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	5
Postmark, or Date May 3, 1991	

PS Form 3800 JUN 1985