

BEFORE THE
OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

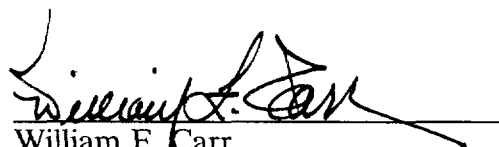
IN THE MATTER OF THE APPLICATION
OF BASS ENTERPRISES PRODUCTION CO.,
FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.

CASE NO. 11022

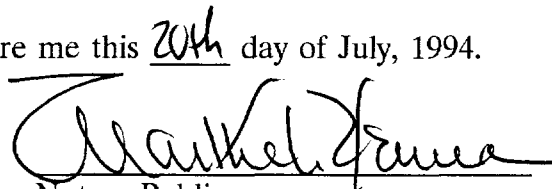
AFFIDAVIT

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

William F. Carr, attorney in fact and authorized representative of Bass Enterprises Production Co., the Applicant herein, being first duly sworn, upon oath, states that in accordance with the notice provisions of Rule 1207 of the New Mexico Oil Conservation Division the Applicant has attempted to find the correct addresses of all interested persons entitled to receive notice of this application and that notice has been given at the addresses shown on Exhibit "A" attached hereto as provided in Rule 1207.


William F. Carr

SUBSCRIBED AND SWORN to before me this 20th day of July, 1994.


Notary Public

My Commission Expires:

August 19, 1995

BEFORE THE
OIL CONSERVATION DIVISION
Santa Fe, New Mexico

Case No. 11022 Exhibit No. 5

Submitted by: Bass Enterprises Production Co.

Hearing Date: July 21, 1994

EXHIBIT A

Phillips Petroleum Company
4001 Penbrook
Odessa, TX 79762
Attn: Elizabeth Harris, Esq.

Mitchell Energy Company
400 W. Illinois
Midland, TX 79701
Attn: Larry Cunningham

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN

PATRICIA A. MATTHEWS
MICHAEL H. FELDEWERT
DAVID B. LAWRENZ
TANYA M. TRUJILLO

JACK M. CAMPBELL
OF COUNSEL

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

June 29, 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Phillips Petroleum Company
4001 Penbrook
Odessa, TX 79762
Attn: Elizabeth Harris, Esq.

Re: Application of Bass Enterprises Production Co. for Compulsory Pooling, Eddy
County, New Mexico

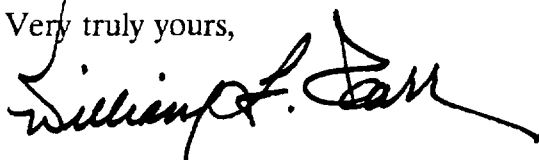
Gentlemen:

This letter is to advise you that Bass Enterprises Production Co. has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of certain mineral interests in all formations developed on 320-acre spacing to the base of the Morrow formation, in and under the S/2 of Section 12, Township 22 South, Range 30 East, N.M.P.M., Eddy County, New Mexico. Bass Enterprises Production Co. proposes to dedicate the referenced pooled unit to its James Ranch Unit No. 70 Well to be drilled at an orthodox location 660 feet from the South line and 1,980 feet from the East line of said Section 12.

This application has been set for hearing before a Division Examiner on July 21, 1994. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, 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 BASS ENTERPRISES PRODUCTION CO.
WFC:mlh

Enc.

cc: Mr. J. Wayne Bailey

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 boxes for additional service(s) requested.
 1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:
 Phillips Petroleum Company
 4001 Penbrook
 Odessa, TX 79762
 Attn: Elizabeth Harris, Esq.

4. Article Number
 P 111 332 840

Type of Service:
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Address
 X

6. Signature - Agent
 X *[Signature]*

7. Date of Delivery
 X *Ch 246071*

8. Addressee's Address (ONLY if requested and fee paid)

PS Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

P 111 332 840



Receipt for Certified Mail

No Insurance Coverage Provided
 Do not use for International Mail
 (See Reverse)

Return to: Attn: Elizabeth Harris
 Phillips Petroleum Company
 4001 Penbrook
 Odessa, TX 79762

Postage: \$ 1.29

Insurance Fee: 1.00

Restricted Delivery Fee:

Return Receipt Fee: 1.00

Return Receipt Fee to Whom, Date, and Addressee's Address:

Postage: \$ 2.29

Postmark Date:
JUN 29 1994

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

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June 29, 1994

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Mitchell Energy Company
400 W. Illinois
Midland, TX 79701
Attn: Larry Cunningham

Re: Application of Bass Enterprises Production Co. for Compulsory Pooling, Eddy
County, New Mexico

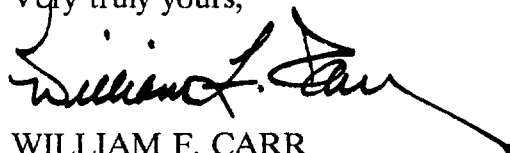
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WILLIAM F. CARR
ATTORNEY FOR BASS ENTERPRISES PRODUCTION CO.
WFC:mlh

Enc.

cc: Mr. J. Wayne Bailey



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Attn: Larry Cunningham
Mitchell Energy Company

400 W. Illinois

State and ZIP Code

Midland, TX 79701

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1998

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[illegible]
$$e_1^{\otimes n} \otimes e_2^{\otimes m} = e_{(n,m)}^{\otimes n+m}, \quad e_1^{\otimes n} \otimes e_2^{\otimes m} = e_{(m,n)}^{\otimes n+m}$$

Order Date: 08/27/2019
Order Status: Delivered

1,000

Showing to Whom,
Address

1990

\$ 2.29

Date _____

JUN 29 1994

PS Form 3800, June 1991

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 the 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 boxes for additional services requested.

1. ☐ Show to whom delivered, date, and addressee's address. ☒ Restricted Delivery (Extra charge)

3. Article Addressed to:

Mitchell Energy Company
400 W. Illinois
Midland, TX 79701
Attn: Larry Cunningham

5. Signature - Address ☒

6. Signature - Agent ☒

7. Date of Delivery 7-6-94

4. Article Number P 111 332 841

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	<input type="checkbox"/> Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

8. Addressee's Address (ONLY if requested and fee paid)

U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

CAMPBELL, CARR, BERGE
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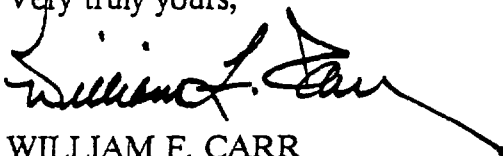
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ATTORNEY FOR BASS ENTERPRISES PRODUCTION CO.

WFC:mlh

Enc.

cc: ✓ Mr. J. Wayne Bailey

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& SHERIDAN, P.A.
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June 29, 1994

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Re: Application of Bass Enterprises Production Co. for Compulsory Pooling, Eddy
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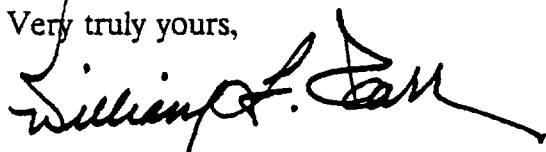
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WILLIAM F. CARR
ATTORNEY FOR BASS ENTERPRISES PRODUCTION CO.

WFC:mlh

Enc.

cc: ✓ Mr. J. Wayne Bailey

JK 70

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
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June 27, 1994

HAND-DELIVERED

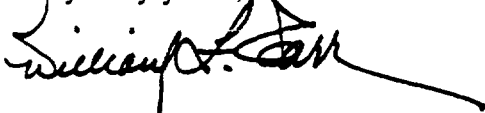
William J. LeMay, Director
Oil Conservation Division
New Mexico Department of Energy,
Minerals and Natural Resources
State Land Office Building
Santa Fe, New Mexico 87503

Re: Application of Bass Enterprises Production Co., for Compulsory Pooling, Eddy
County, New Mexico

Dear Mr. LeMay:

Enclosed in triplicate is the Application of Bass Enterprises Production Co., in the above-referenced case as well as a copy of a legal advertisement. Bass Enterprises Production Co., respectfully requests that this matter be placed on the docket for the July 21, 1994 Examiner hearings.

Very truly yours,



WILLIAM F. CARR

WFC:mlh
Enclosures

cc: ✓ Mr. J. Wayne Bailey (w/enclosures)
Bass Enterprises Production Co.
201 Main Street
Fort Worth, TX 76102-3131

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

IN THE MATTER OF THE APPLICATION
OF BASS ENTERPRISES PRODUCTION CO.
FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.

CASE NO. _____

APPLICATION

BASS ENTERPRISES PRODUCTION CO., through its undersigned attorneys, hereby makes application pursuant to the provisions of N.M.Stat.Ann. § 70-2-17, (1978), for an order pooling all mineral interests in all formations developed on 320-acre spacing in the S/2 of Section 12, Township 22 South, Range 30 East, N.M.P.M., Eddy County, New Mexico, and in support thereof states:

1. Applicant owns or represents approximately 62.5% of the working interest in the S/2 of Section 12, and Applicant has the right to drill thereon.
2. Applicant proposes to dedicate the above-referenced spacing or proration units to its James Ranch Unit No. 70 Well to be drilled at an orthodox location 660 feet from the South line and 1,980 feet from the East line of Section 12, to a depth of approximately 14,100 feet, more or less, to test any and all formations from the surface to the base of the Morrow formation.
3. Applicant has sought and been unable to obtain either voluntary agreement for pooling or farmout from certain interest owners in the S/2 of said Section 12.
4. Said pooling of interests will avoid the drilling of unnecessary wells, will prevent waste and will protect correlative rights.

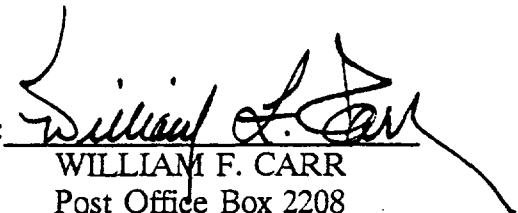
5. In order to permit the Applicant to obtain its just and fair share of the oil and gas underlying the subject lands, all mineral interests should be pooled, and Applicant should be designated the operator of the well to be drilled.

WHEREFORE, Applicant prays that this application be set for hearing before an Examiner of the Oil Conservation Division on July 21, 1994 and, 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.

Respectfully submitted,

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.

By:



WILLIAM F. CARR
Post Office Box 2208
Santa Fe, New Mexico 87504
Telephone: (505) 988-4421

ATTORNEYS FOR BASS ENTERPRISES
PRODUCTION CO.

CASE _____: Application of Bass Enterprises Production Co., for compulsory pooling, Eddy County, New Mexico. Applicant in the above-styled cause seeks an order pooling all mineral interests from the surface to the base of the Morrow formation, in all formations developed on 320-acre spacing, underlying the S/2 of Section 12, Township 22 South, Range 30 East. Said unit is to be dedicated to the James Ranch Unit No. 70 Well, to be drilled at a standard location 660 feet from the South line and 1,980 feet from the East line of said Section 12. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision, designation of applicant as operator of the well and a charge for risk involved in drilling said well. Said area is located approximately ____ miles _____ of _____, New Mexico.