Affidavit of Publication

State of New Mexico,
County of Eddy, ss.

Dawn Higgins, being first duly sworn, on oath says:

That she is Business Manager of the Carlsbad Current-Argus, a newspaper published daily at the City of Carlsbad, in said county of Eddy, state of New Mexico and of general paid circulation in said county; that the same is a duly qualified newspaper under the laws of the State wherein legal notices and advertisements may be published; that the printed notice attached hereto was published in the regular and entire edition of said newspaper and not in supplement thereof on the date as follows, to wit:

February 20 2005

2005

2005

2005

That the cost of publication is $ 64.30

and that payment thereof has been made and will be assessed as court costs.

Dawn Higgins

Subscribed and sworn to before me this

22 day of February, 2005

Stephanie Dixon

My commission expires 12-13-05

Notary Public

February 20, 2005

NOTICE

To: Kenneth G. Cone, individually and as Trustee: Mewbourne Oil Company has filed an application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interests from the base of the Queen formation to the base of the Bone Spring formation underlying the following described acreage in Section 29, Township 18 South, Range 30 East, N.M. P.M., Eddy County, New Mexico, and in the following manner: The S1/2SE1/4 to form a standard 80-acre oil spacing and proration unit for any and all formations developed on 80-acre spacing within that vertical extent; and the SW1/4SE1/4 to form a standard 40-acre oil spacing and proration unit for any and all formations developed on 40-acre spacing within that vertical extent. The units are to be dedicated to the proposed Pinta "29" Fed. Well No. 1, to be drilled at a location 510 feet from the south line and 1830 feet from the east line (in the NW1/4SE1/4) of Section 29. Also to be considered will be the cost of drilling and completing the 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 200% charge for the risk involved in drilling and completing the well. This matter will be heard at 8:15 a.m. on Thursday, March 3, 2005 at the Division's offices at 1220 South St. Francis drive, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to enter an appearance and participate in the case. Failure to appear will preclude you from contesting this matter at a later date. The units are located approximately 7 miles south of Loco Hills, New Mexico.

OIL CONSERVATION DIVISION

CASE NUMBER

EXHIBIT NUMBER 3