

Case No. 5
Exhibit No. 5

JAMES BRUCE
ATTORNEY AT LAW

POST OFFICE BOX 1056
SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213
SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone)
(505) 660-6612 (Cell)
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jamesbruc@aol.com

February 28, 2013

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

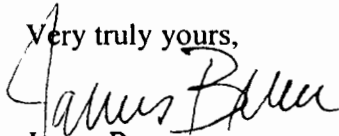
Ladies and gentlemen:

Enclosed are copies of two applications for compulsory pooling and a non-standard unit, filed with the New Mexico Oil Conservation Division by Devon Energy Production Company, L.P., regarding two wells in the SW/4 of Section 30 and the W/2 of Section 31, Township 23 South, Range 29 East, N.M.P.M., Eddy County, New Mexico.

These matters are scheduled for hearing at 8:15 a.m. on Thursday, March 21, 2013, at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest that may be affected by these applications, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting these matters at a later date.

A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than Thursday, March 14, 2013. This statement must be filed with the Division's Santa Fe office at the above address, and should include: The names of the party and its attorney; a concise statement of the case; the names of the witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the undersigned.

Very truly yours,


James Bruce

Attorney for Devon Energy Production Company, L.P.

EXHIBIT

A

EXHIBIT A

Oxy USA Inc.
P.O. Box 4294
Houston, TX 77210

Attn: Chris Gertson

Chevron U.S.A. Inc.
1400 Smith Street
Houston, TX 77002

Attn: Austin Brown

Fortson Oil Company
Suite 2900
301 West Commerce
Ft. Worth, TX 76102

Attn: Dinah Dupuy

Fortson Production Company
Suite 2900
301 West Commerce
Ft. Worth, TX 76102

Attn: Dinah Dupuy

AWM Management Trust
Burnett Plaza Suite 1500
801 Cherry Street Unit #9
Ft. Worth, TX 76102-6881

Attn: David Rhodes

Benco Energy, Inc.
P.O. Box 29
Ft. Worth, TX 76101

Khody Land & Minerals Company
210 Park Avenue
Oklahoma City, OK 73120

Attn: Cody Reid

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
Print your name and address on the reverse so that we can return the card to you.
Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Chevron U.S.A. Inc.
1400 Smith Street
Houston, TX 77002

2. Article Number
(Transfer from service label) 7008 1140 0003 5880 1842

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☒ Agent ☐ Addressee

B. Received by (Printed Name) ☒ Date of Delivery MAR 8 2013

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

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OFFICIAL USE

Postage \$0.66 0500
Certified Fee \$3.10 03 Postmark Here
Return Receipt Fee (Endorsement Required) \$2.55
Restricted Delivery Fee (Endorsement Required) \$0.00
Total Postage & Fees \$6.31 03/02/2013

Sent To Fortson Oil Company
Suite 2900
301 West Commerce
Ft. Worth, TX 76102

Street, Apt. No., or PO Box No.
City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

U.S. Postal Service™
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OFFICIAL USE

Postage \$0.66 0500
Certified Fee \$3.10 03 Postmark Here
Return Receipt Fee (Endorsement Required) \$2.55
Restricted Delivery Fee (Endorsement Required) \$0.00
Total Postage & Fees \$6.31 03/02/2013

Sent To Chevron U.S.A. Inc.
1400 Smith Street
Houston, TX 77002

Street, Apt. No., or PO Box No.
City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

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Print your name and address on the reverse so that we can return the card to you.
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1. Article Addressed to:

Fortson Oil Company
Suite 2900
301 West Commerce
Ft. Worth, TX 76102

2. Article Number
(Transfer from service label) 7008 1140 0003 5880 1835

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☐ Agent ☐ Addressee

B. Received by (Printed Name) ☒ Date of Delivery MAR 5 2013

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Benco Energy, Inc.
P.O. Box 29
Ft. Worth, TX 76101

2. Article Number

(Transfer from service lab)

7008 1140 0003 5880 1804

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

Date of Delivery

D. Is delivery address different from item 1?
If YES, enter delivery address below:

12

Yes

No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

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FORT WORTH TX 76102

OFFICIAL USE

Postage

\$ \$0.66

0500

Certified Fee

\$3.10

03

Postmark
HereReturn Receipt Fee
(Endorsement Required)

\$2.55

Restricted Delivery Fee
(Endorsement Required)

\$0.00

Total Postage & Fees

\$6.31

03/02/2013

Sent To

Fortson Production Company

Suite 2900

301 West Commerce

Ft. Worth, TX 76102

Street, Apt. No.,
or PO Box No.

City, State, ZIP+4

PS Form 3800, August 2006

See Reverse for Instructions

U.S. Postal Service™

CERTIFIED MAIL™ RECEIPT

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For delivery information visit our website at www.usps.com

FORT WORTH TX 76102

OFFICIAL USE

Postage

\$ \$0.66

0500

Certified Fee

\$3.10

03

Postmark
HereReturn Receipt Fee
(Endorsement Required)

\$2.55

Restricted Delivery Fee
(Endorsement Required)

\$0.00

Total Postage & Fees

\$

Sent To

Benco Energy, Inc.

P.O. Box 29

Ft. Worth, TX 76101

Street, Apt. No.,
or PO Box No.

City, State, ZIP+4

PS Form 3800, August 2006

See Reverse for Instructions

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1. Article Addressed to:

Fortson Production Company
Suite 2900
301 West Commerce
Ft. Worth, TX 76102

2. Article Number

(Transfer from service lab)

7008 1140 0003 5880 1828

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

Date of Delivery

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☐ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

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1. Article Addressed to:

Khody Land & Minerals Company
210 Park Avenue
Oklahoma City, OK 73120

2. Article Number

7008 1140 0003 5880 1798

(Transfer from service label)

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

3/4/13

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

3-4-13

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

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OFFICIAL USE

Postage \$ \$0.66

0500

Certified Fee \$3.10

03

Postmark
HereReturn Receipt Fee
(Endorsement Required) \$2.55Restricted Delivery Fee
(Endorsement Required) \$0.00

Total Postage & Fees \$ \$6.31

03/02/2013

Sent To

AWM Management Trust
Burnett Plaza Suite 1500
801 Cherry Street Unit #9
Ft. Worth, TX 76102-6881

Street, Apt. No.,
or PO Box No.

City, State, ZIP+4

PS Form 3800, August 2006

See Reverse for Instructions

7008 1140 0003 5880 1798

U.S. Postal Service™
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For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage \$ \$0.66

0500

Certified Fee \$3.10

03

Postmark
HereReturn Receipt Fee
(Endorsement Required) \$2.55Restricted Delivery Fee
(Endorsement Required) \$0.00

Total Postage & Fees \$ \$6.31

03/02/2013

Sent To

Khody Land & Minerals Company
210 Park Avenue
Oklahoma City, OK 73120

Street, Apt. No.,
or PO Box No.

City, State, ZIP+4

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See Reverse for Instructions

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1. Article Addressed to:

AWM Management Trust
Burnett Plaza Suite 1500
801 Cherry Street Unit #9
Ft. Worth, TX 76102-6881

2. Article Number

(Transfer from service label)

7008 1140 0003 5880 1811

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

3/4/13

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

3-4-13

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

7008 1140 0003 5880 1798

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

KI Oxy USA Inc.
P.O. Box 4294
Houston, TX 77210

2. Article Number

7008 1140 0003 5880 1859

(Transfer from service label)

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]*

☐ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail

☐ Registered ☐ Return Receipt for Merchandise

☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

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HOUSTON TX 77210

Postage \$ 0.66

Certified Fee \$3.10

Return Receipt Fee
(Endorsement Required) \$2.55

Restricted Delivery Fee
(Endorsement Required) \$0.00

Total Postage & Fees \$ 6.31

0500

03

Postmark
Here

03/02/2013

Sent To Oxy USA Inc.
P.O. Box 4294
Houston, TX 77210

Street, Apt. No.,
or PO Box No.

City, State, ZIP+4

PS Form 3800, August 2006

See Reverse for Instructions

7008 1140 0003 5880 1859