### STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

IN THE MATTER OF THE HEARING CALLED BY THE OIL CONSERVATION DIVISION FOR THE PURPOSE OF CONSIDERING:

APPLICATION OF COG OPERATING LLC FOR A NON-STANDARD SPACING AND PRORATION UNIT AND COMPULSORY POOLING, LEA COUNTY, NEW MEXICO

**CASE NO. 14886** 

#### **AFFIDAVIT**

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

Michael H. Feldewert, attorney in fact and authorized representative of COG Operating LLC, the Applicant herein, being first duly sworn, upon oath, states that notice of the above-referenced Application was mailed to the addresses shown attached hereto, and that true and correct copies of the notice letter and proof of receipt are attached hereto.

Michael H. Feldewert

SUBSCRIBED AND SWORN to before this 17th day of October 2012 by Michael H. Feldewert.

OFFICIAL SEAL LISAMARIE ORTIZ NOTARY PUBLIC-STATE OF NEW MEXICO

My commission expires 👱

BEFORE THE OIL CONSERVATION DIVISION

Santa Fe, New Mexico
Exhibit No. 4
Submitted by:
COG OPERATING LLC
Hearing Date: October 18, 2012





August 3, 2012

#### <u>VIA CERTIFIED MAIL</u> RETURN RECEIPT REQUESTED

TO: AFFECTED INTEREST OWNERS

Re: Application of COG Operating LLC for a non-standard spacing and proration unit and compulsory pooling, Lea County, New Mexico.

Haas 6 Federal Com #1H Well

This letter is to advise you that COG Operating LLC has filed the enclosed application with the New Mexico Oil Conservation Division. This application has been set for hearing before a Division Examiner at 8:15 a.m. on August 23, 2012. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Offices located at 1220 South Saint 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 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 are required by Division Rule 1208.B to file a Pre-hearing Statement four days in advance of a scheduled hearing. This statement must be filed at the Division's Santa Fe office at the above specified address and should include: the names of the parties and their attorneys; a concise statement of the case; the names of all 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 are to be resolved prior to the hearing.

Questions concerning this application should be directed to Caleb Hopson at (432) 686-3049.

Sincerely.

Adam G. Rankin

ATTORNEY FOR COG OPERATING LLC

## EXHIBIT A COG OPERATING LLC HASS 6 FEDERAL COM 1H

Harvey E. Yates P.O. Box 1933 Roswell, NM 88202 EGL Resources Inc. P.O. Box 10886 Midland, TX 79702 Stephens & Johnson Operating Company P.O. Box 2249 Wichita Falls, TX 76307

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

Jessica Wilma Cook 805 Richardson Roswell, NM 88201 Perry C. Maxwell Jr. 1712 Hill Crest Dr. Irving, TX 75602

Mary H. Ard 801 Cherry St. Fort Worth, TX 781024 Mary Terrell Ard 222 W. 4th ST. Apt. PH-5 Fort Worth, TX 76102

Westall Oil & Gas LLC P.O. Box 4 Loco Hills, New Mexico 88255

Edward R. Hudson 616 Texas St. Forth Worth, TX 75102 William A. Hudson II 616 Texas St. Forth Worth, TX 76102 ConocoPhillips Co P.O. Box 7500 Bartlesville, OK 74005

Apache Corp. 2000 Post Oak BLVD Ste. 100 Houston, TX 77056 S&J Operating PO Box 2249 Wichita Falls, TX 76307 Lynx Petro Consultants Inc. PO Box 1708 Hobbs, NM 88241

Echo Production Inc P.O. Box 1210 Graham, TX 76450

The Allar Company: P.O. Box 1567 Graham, TX 76450

Watson Oil & Gas Properties P.O. Box 10 Hobbs, New Mexico 88241

Lynx Petroleum Consultants P.O. Box 1708 Hobbs, New Mexico 88241 Elliot-Hall Company P.O. Box 1231 Ogden, UT 84402 Elliot Industries P.O. Box 1355 Roswell, New Mexico 88202

McVay Drilling Company P.O. Box 2450 Hobbs, New Mexico 88241 Powder Horn Investments P.O. Box 2503 Hobbs, New Mexico 88241 Javelina Partners 616 Texas Street Fort Worth, Texas 76102

Fonay Oil & Gas P.O. Box 1708 Hobbs, New Mexico 88241 Moutray Properties P.O. Box 1598 Carlsbad, New Mexico 8221 Travco Resources P.O. Box 1708 Hobbs, New Mexico 88241

## EXHIBIT A COG OPERATING LLC HASS 6 FEDERAL COM 1H

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Apache Corporation 2000 Post Oak Boulevard, Suite 100 Houston, Texas 77056-4400

Devon Energy Production Co. 20 N. Broadway Ave. Oklahoma City, OK 73102 Lowell B. Deckert 720 W. Cielo Hobbs, New Mexico 88240 W.Wes Perry Oil & Gas Inc. P.O. Box 371 Midland, Texas 79702

Seven Rivers, Inc. P.O. Box 1598 Carlsbad, New Mexico 88241 US. Postal Service in CERTIFIED MAIL IN RECEIPT (Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com (SANTA) FE-NN-875044

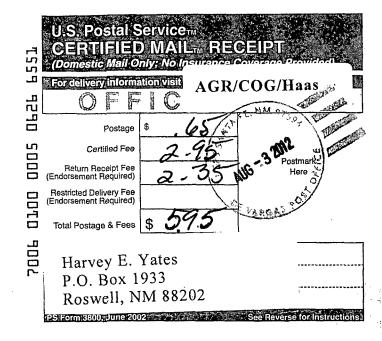
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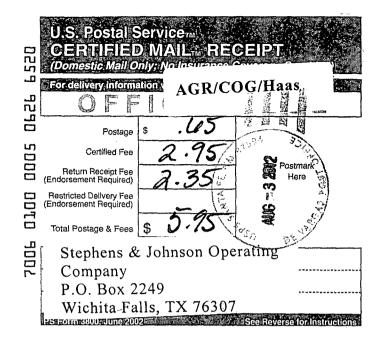
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<ul> <li>so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece or on the front if space permits.</li> </ul>	Mas monthson	C. Date of Delive
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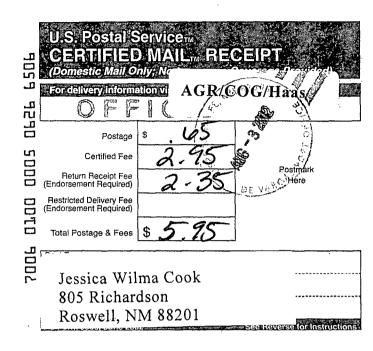
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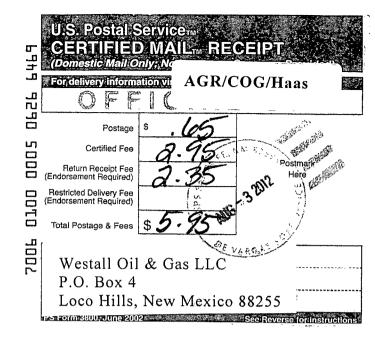
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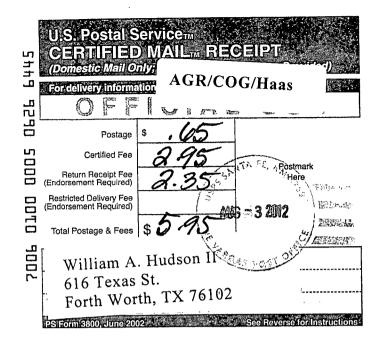
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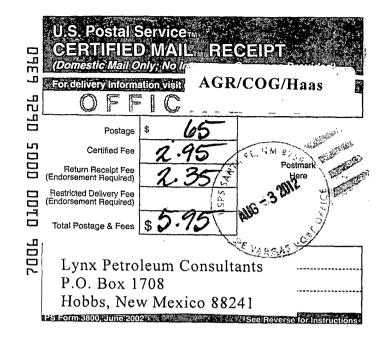
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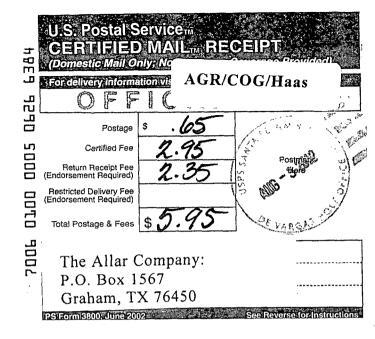
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Echo Production Inc P.O. Box 1210 Graham, TX 76450

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Lynx Petroleum Consultants P.O. Box 1708	
Hobbs, New Mexico 88241	3. Service Type  Contribution Mail  Registered  Insured Mail  C.O.D.
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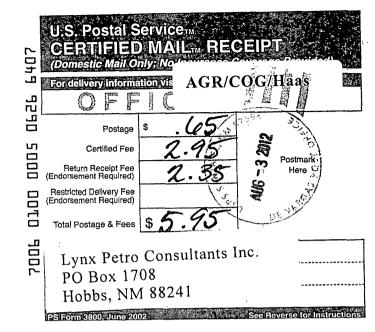
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Watson Oil & Gas Properties P.O. Box 10 Hobbs, New Mexico 88241	3. Service Type
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000	Return Receipt Fee (Endorsement Required)	2.	35/3	Póstrriar Here	K WEEKE
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	Total Postage & Fees	\$ 5.	95		I AMERICAN
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7006	Elliot-Hall	Comp	any	22.05	
j	P.O. Box 1	231			
	Ogden, UT	84402	•	****	
ŧ	SECTION SHOP THE WOOD	Section of	7070 NF #45	See Reverse for I	nstructions

SENDER: COMPLETE TURO SECTION	
A second	IS SECTION ON DELIVERY
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.	A. Signature  Agent  Addressee  B. Received by (Printed Name)  C. Date of Delivery  D. Is delivery address different from item 1?  Yes
1. Article Addressed to:	If YES, enter delivery address below:
Lynx Petro Consultants Inc. PO Box 1708 Hobbs, NM 88241	
110003, 12111 002 11	3. Service Type  Certified Mall ☐ Express Mall ☐ Registered ☐ Receipt for Merchandise ☐ Insured Mail ☐ C.O.D.
	4. Restricted Delivery? (Extra Fee)
PS Form 3811, February 2004 Domestic Retu	rn.Receipt- 102595-02-M-1540
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and the second distributions and the second	TION ON DELIVERY
Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  Print your name and address on the reverse	A. Signature  Agent  Addressee
Item 4 if Restricted Delivery is desired.	A. Signature  A. Signature  Addressee  B. Received by (Printed Name)  C. Date of Delivery  00/07/2012
☐ 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,	A. Signature  Addressee  B. Received by (Printed Name)  C. Date of Delivery  08 07 202
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:  Elliot-Hall Company	A. Signature  Agent  Addressee  B. Received by (Primed Name)  C. Date of Delivery  00 07 20 2  D. Is delivery address different from item 1?   Yes
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.  Article Addressed to:  Elliot-Hall Company P.O. Box 1231	A. Signature  Agent  Addressee  B. Received by (Printed Name)  C. Date of Delivery  00 07 20 20  D. Is delivery address different from item 1?   Yes
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:  Elliot-Hall Company	A. Signature  Agent  Addressee  B. Received by (Printed Name)  C. Date of Delivery  00 07 20 20  D. Is delivery address different from item 1?   Yes
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.  Article Addressed to:  Elliot-Hall Company P.O. Box 1231	A. Signature  A. Signature  Addressee  B. Received by (Printed Name)  C. Date of Delivery  Ob 07 2012  D. Is delivery address different from item 1? Yes  If YES, enter delivery address below:  No  3. Service Type  C. Date of Delivery  No  Delivery  Addressee  Delivery  Ob 07 2012  No  Delivery  Delivery

Domestic Return Receipt

102595-02-M-1540

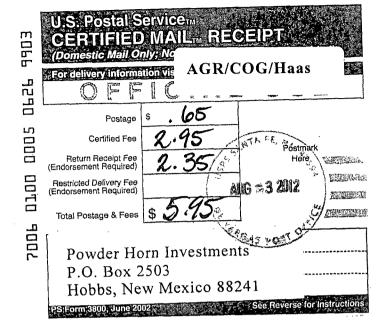
PS Form 3811, February 2004





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2005	McVay Dri P.O. Box 2 Hobbs, Nev	450 w Mex		8241	leverse for in	

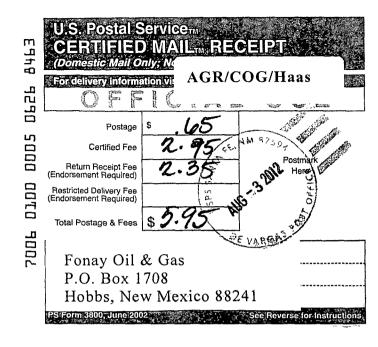
E RELIGIES E COTO VI DOLLED TINE RUCKEN VI LOB OB ENAFIODE 10 THE RIGHT. SENDER: COMPLETE THIS SENDER:	The first of the second
Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery Is desired.  Print your name and address on the reverse so that we can return the card to you.  Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature  X. A. Received by (Printed Name)  D. Is delivery address different from Item 1?  Agent  Addressee  C. Date of Delivery  Yes
McVay Drilling Company P.O. Box 2450	If YES, enter delivery address below: ☐ No
Hobbs, New Mexico 88241	3. Service Type Certified Mail ☐ Registered ☐ Insured Mail ☐ C.O.D.
2. Article Number 7006 [7006 0]	4. Restricted Delivery? (Extra Fee) Yes
PS Form 3811, February 2004 Domestic Retu	rn Receipt 102595-02-M-1540



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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.	A. Signature  X.
1. Article Addressed to: Powder Horn Investments P.O. Box 2503	D is delivery address different from item 1? ☐ Yes  If YES, enter delivery address below: ☐ No
Hobbs, New Mexico 88241	3. Service Type Certified Mail Registered Insured Mail C.O.D.
(manaror morn solvice matery	4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐

SENDER: COMPLETE THIS  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.	ECTION ON DELIVERY  A Signature  Addressee  B. Received by (Printed Name)  C. Date of Delivery  D. Is delivery address different from item 1?  If YES, enter delivery address below:
Javelina Partners 616 Texas Street	
Fort Worth, Texas 76102	3. Service Type  Certified Mail  Registered Insured Mail  C.O.D.
	4. Restricted Delivery? (Extra Fee)
2. Article Number (Transfer from service label) 7006 01	00 0005 0625 6408
PS Form 3811, February 2004 Domestic Retu	ım Receipt 102595-02-M-1540
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	Total Postage & Fees	\$ 5.95	T ROOT STORY	James James State
7006			1	O'S
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	P.O. Box 1			
	Carlsbad, N	lew Mexico	o 8221	
	PS Form 3800, June 200	2	See Reverse	for Instructions

SENDER: TO POT ENVELOPE TO THE HIGH.	ENLIGO ON DELIVERY
<ul> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> <li>Article Addressed to:</li> </ul>	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
Fonay Oil & Gas P.O. Box 1708 Hobbs, New Mexico 88241	
1100 00241	3. Service Type  Description Mail
2. Article Number:	4. Restricted Delivery? (Extra Fee) Yes
	102595-02-M-1540
WELCHAR ABARESS FOLD AT DOLLED LINE	
SENDER: LHDIN SHI OL SHOTSANS 30 401 IV NEWGLE  Complete items: 1, 2, and 3. Also complete	A. Signature
The safe of the sa	A. Signature  X
<ul> <li>Complete items: 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse 'so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece,</li> </ul>	A. Signature  A. Signature  Addressee

SENDER: : ROLD AT DOTTED LINE CKER AT TOP OF ENVELOPE TO THE RIGHT	u arl 40 . Lis aovid	ERY
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.  Article Addressed to:  Moutray Properties P.O. Box 1598	A. Signature  B. Reserved by ( Printed Name)  D. Is delivery address different from Item  If YES, enter delivery address below:	Agent  Addressee  Date of Delivery  Y  Y  No
Carlsbad, New Mexico 8221	3. Service Type Certified Mail	t for Merchandise
2. Article Number 7006 [	0100 0005 0626 6470	i res
PS Form 3811, February 2004 Domestic Re	turn Receipt	'102595-02-M-1540



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0005	Certified Fee	2.95 Postmark
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	Total Postage & Fees \$	5.95
7006	Zorro Partners	
	616 Texas Stre	
	Fort Worth, Te	exas 76102
	PS Form 3800 June 2002 10 14	See Reverse for Instructions

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.  Travco Resources	A. Signature  A. Signature  A. Received by (Printed Name)  D. Is delivery address different from item 1? Yes  If YES, enter delivery address below:
P.O. Box 1708 Hobbs, New Mexico 88241	
	3. Service Type Certified Mall Registered Insured Mail C.O.D.
	4. Restricted Delivery? (Extra Fee) ☐ Yes
PS Form 3811, February 2004. Domestic Return 3811, February 2004.	<i>1</i>
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:  Zorro Partners 616 Texas Street  Fort Worth, Taxas 76102	A. Stornature  X
Fort Worth, Texas 76102	3. Service Type  Certifled Mail  Express Mail  Registered  Registered  Registered

□ C.O.D.

☐ Yes

102595-02-M-1540

☐ Insured Mail

7006 0100 0005 0626 8494

Domestic Return Receipt

2. Article Number (Transfer from service label)

PS Form 3811, February 2004

4. Restricted Delivery? (Extra Fee)

U.S. Postal Servicem

GERNIFIED MAIL REGEIPT

(Domestic Mail Only, Notif

For delivery Information visite

Postage

Certified Fee

Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees

Merrion Oil & Gas Corporation

610 Reilly Ave.

Farmington, N.M. 87401

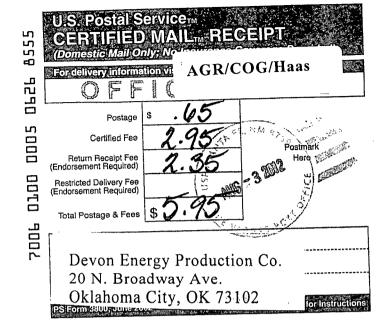
PS Form 3900; June 2002

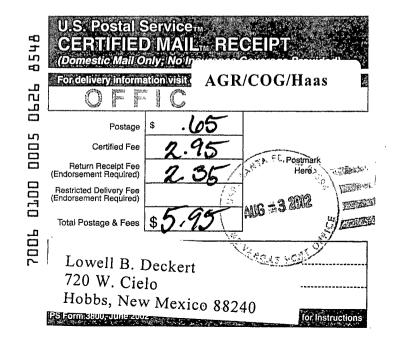
See Reverse for Instructions

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- AMOFERDA		
RE METININ VDDHERS' EOLD AT DOTTED LINE. STICKER AT TOP OF ENVELOPE TO THE RIGHT. STICKER AT TOP OF ENVELOPE TO THE RIGHT.	L-10 POVIA ECTION ON DELI	VERY
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,	A. Signature  X  B. Received by (Printed Name)	☐ Agent☐ Addressee C. Date of Delivery
or on the front if space permits.	D. Is delivery address different from item If YES, enter delivery address below	
Merrion Oil & Gas Corporation 610 Reilly Ave.	and all the same accommon	
Farmington, N.M. 87401	3. Service Type  Certified Mail Registered Insured Mail C.O.D.	I lpt for Merchandise
	4. Restricted Delivery? (Extra Fee)	☐ Yes
2. Article Number (Transfer from service label)	100 0005 0626 8500	
PS Form 3811, February 2004 Domestic Ret	urn Recelpt	102595-02-M-1540

SENDER: COMPLETE 1011 SENDER: SENDER: COMPLETE 1615		
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 campeturn the card to you.	A. Signature  A. Agent	
Attach this card to the back of the mailpiece, or on the front if space permits.	B. Beceived by (Printed Name) C. Date of Del	
1. Article Addressed to:	D. Is delivery address different from item 1?  Yes  If YES, enter delivery address below:  No	
Apache Corporation		
Apache Corporation 2000 Post Oak Boulevard,	and an analy and an	
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2000 Post Oak Boulevard,		
2000 Post Oak Boulevard, Suite 100	3. Service Type	
2000 Post Oak Boulevard, Suite 100	3. Service Type	





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.  Article Addressed to:  Devon Energy Production Co. 20 N. Broadway Ave.  Oklahoma City, OK 73102	A. Signature  A. Signature  B. Received by (Printed Name)  C. Day of Deflyery  D. Is delivery address different from teat  If YES, enter delivery address below:  Sos 9016
	Certified Mail
	☐ Insured Mail ☐ C.O.D.  4. Restricted Delivery? (Extra Fee) ☐ Yes
2. Article Number 7006 (Transfer from service label)	3100 0005 Ob26 8555
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.	A. Signature  A. Signature  A. Signature  Addressee  B. Received by (Printed Name)  C. Date of Delivery  C. D. Is delivery address different from item 1?  If YES, enter delivery address below:  No
Lowell B. Deckert 720 W. Cielo Hobbs, New Mexico 88240	
	3. Service Type Certified Mail Registered Insured Mail C.O.D.
	4. Restricted Delivery? (Extra Fee)
The state of the s	LOO 0005 0626 8548
PS Form 3811, February 2004 Domestic Retu	urn Receipt 102595-02-M-1540

U.S. Postal Service III

CERTIFIED MAIL III RECEIPT

(Domestic Mail Only: No Inservice) 8531 AGR/COG/Haas 먑 061 Postage 0005 Certified Fee Return Receipt Fee (Endorsement Required) 0.700 Restricted Delivery Fee (Endorsement Required) Total Postage & Fees 7006 W.Wes Perry Oil & Gas Inc. P.O. Box 371 Midland, Texas 79702 PS Form 3800, June 2002 See Reverse for Instruction

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E STOKER AT TOP OF EVVELOPE STHE RICH						
SENDEF:: COMPLETE THIS SECTION	SECTION ON DELIVERY					
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.  Article Addressed to:  W. Wes Perry Oil & Gas Inc.  P.O. Box 371	A. Signature  X					
Madand, Texas 79702	3. Service Type Certified Mail Registered Return Receipt for Merchandise C.O.D.					
	4. Restricted Delivery? (Extra Fee) ☐ Yes					
2. Article Number 7006 0100 0005 0626 6531						
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540						
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:  Seven Rivers, Inc. P.O. Box 1598						
Carlsbad New Mexico 88241	3. Service Type					

3 Service Type Certified Mail

Domestic Return Receipt

2. Article Number

(Transfer from service label) PS Form 3811, February 2004 ☐ Registered

☐ Insured Mail

4. Restricted Delivery? (Extra Fee)

☐ Express Mail

C.O.D.

Return Receipt for Merchandise

☐ Yes

102595-02-M-1540