

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF JTD RESOURCES, LLC
FOR COMPULSORY POOLING, LEA
COUNTY, NEW MEXICO.

Case No. 13,495

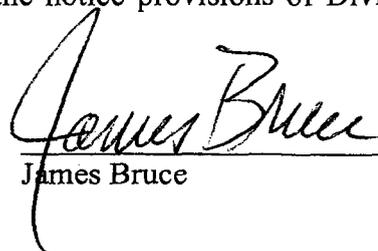
AFFIDAVIT REGARDING NOTICE

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

James Bruce, being duly sworn upon his oath, deposes and states:

1. I am over the age of eighteen, and have personal knowledge of the matters stated herein.
2. I am an attorney for JTD Resources, LLC.
3. JTD Resources, LLC has conducted a diligent, good faith effort to find the names and correct addresses of the interest owners entitled to receive notice of the application filed herein.
4. Notice of the application was provided to the locatable interest owners at their correct addresses by certified mail. Copies of the notice letter and certified return receipts are attached hereto as Exhibit A.
5. Notice of the application was provided to the unlocatable interest owners by publication. The affidavit of publication of the Hobbs Daily News-Sun is attached hereto as Exhibit B.
6. JTD Resources, LLC has complied with the notice provisions of Division Rule 1207.

OIL CONSERVATION DIVISION
CASE NUMBER 13495
EXHIBIT NUMBER 5


James Bruce

SUBSCRIBED AND SWORN TO before me this 27th day of May, 2005, by James
Bruce.

Steven Bruce
Notary Public

My Commission Expires:
3/14/09

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)
(505) 982-2151 (Fax)

jamesbruc@aol.com

May 12, 2005

To: Persons on Exhibit A

Ladies and gentlemen:

Enclosed is a copy of an application for compulsory pooling, filed with the New Mexico Oil Conservation Division by JTD Resources, LLC, regarding the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3, Township 20 South, Range 38 East, N.M.P.M., Lea County, New Mexico. This matter is scheduled for hearing at 8:15 a.m. on Thursday, June 2, 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.

You are required to notify (in writing) the Division, and the undersigned, by Friday, May 27, 2005 if you intend to participate in the hearing.

Very truly yours,



James Bruce

Attorney for JTD Resources, LLC



EXHIBIT A

Anderson Carter II
P.O. Box 7190
Ruidoso, New Mexico 88355

Michael Chappell
Route 4, Box 362
Astoria, Oregon 97122

Steve Chappell
P.O. Box 249
West Brownfield, Maine 04010

Bruce Chappell
2515 Louise Lane
Billings, Montana 59102

Ronald Chappell
4128 Sirius Avenue
Lompoc, California 93436

Beverly Johnson
5715 Bent Branch Road
Bethesda, Maryland 20816

Devon Louisiana Corporation
P.O. Box 108838
Oklahoma City, Oklahoma 73101

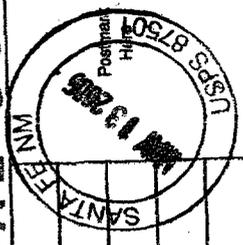
Attention: Richard Winchester

U.S. Postal ServiceTM
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

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

OFFICIAL USE

Postage \$
 Certified Fee
 Return Receipt Fee (Endorsement Required)
 Restricted Delivery Fee (Endorsement Required)
 Total Postage & Fees \$



Sent To
 Street, Apt. No., or P.O. Box No.
 City, State, ZIP+4

Ronald Chappell
 128 Sirtus Avenue
 Loupoc, California 93436

PS Form 3800, June 2002 See Reverse for Instructions

7005 0390 0001 6037 9194

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:

Steve Chappell
 P.O. Box 249
 West Brownfield, Maine 04010

2. Article Number
 (Transfer from service label)

7005 0390 0001 6037 9170
 PS Form 3811, February 2004

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

- A. Signature *[Signature]* Agent Addressee
- B. Received by (Printed Name) *Steve Chappell* C. Date of Delivery *MAY 13 2005*
- D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

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

- 4. Restricted Delivery? (Extra Fee) Yes

7005 0390 0001 6037 9170

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:

Ronald Chappell
 128 Sirtus Avenue
 Loupoc, California 93436

- A. Signature *[Signature]* Agent Addressee
- B. Received by (Printed Name) *Ronald Chappell* C. Date of Delivery *MAY 13 2005*
- D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:



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

- 4. Restricted Delivery? (Extra Fee) Yes

7005 0390 0001 6037 9194

PS Form 3811, February 2004

Domestic Return Receipt PS Form 3800, June 2002

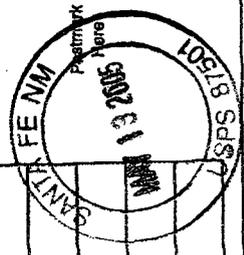
102595-02-M-1540

U.S. Postal ServiceTM
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

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

OFFICIAL USE

Postage \$
 Certified Fee
 Return Receipt Fee (Endorsement Required)
 Restricted Delivery Fee (Endorsement Required)
 Total Postage & Fees \$



Sent To
 Street, Apt. No., or P.O. Box No.
 City, State, ZIP+4

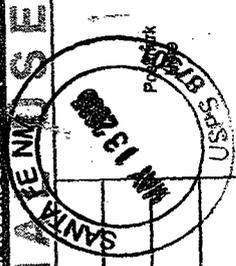
Steve Chappell
 P.O. Box 249
 West Brownfield, Maine 04010

PS Form 3800, June 2002 See Reverse for Instructions

7005 0390 0001 6037 9170

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

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



Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees \$	

Sent To
 Beverly Johnson
 3715 Bent Branch Road
 Bethesda, Maryland 20816
 Street, Apt. No., or PO Box No.
 City, State, ZIP+4

PS Form 3800, June 2002 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.

1. Article Addressed to:

Anderson Carter II
 P.O. Box 7190
 Ruidoso, New Mexico 88355

2. Article Number
(Transfer from service label)

7005 0390 0001 6037 9156
 PS Form 3811, February 2004

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Signature]* Agent Addressee
 B. Received by *(Printed Name)* C. Date of Delivery
 5-13-05
 D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
 4. Restricted Delivery? *(Extra Fee)* Yes No

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:

Beverly Johnson
 3715 Bent Branch Road
 Bethesda, Maryland 20816

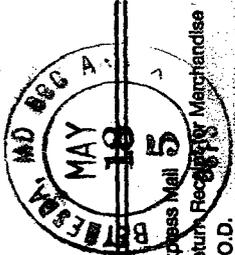
2. Article Number
(Transfer from service label)

7005 0390 0001 6037 9200
 PS Form 3811, February 2004

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Signature]* Agent Addressee
 B. Received by *(Printed Name)* C. Date of Delivery
 WJM USPS 5-13-05
 D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:



3. Service Type
 Certified Mail Express Mail *5*
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
 4. Restricted Delivery? *(Extra Fee)* Yes No

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

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

OFFICIAL USE

Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees \$	

Sent To
 Anderson Carter II
 P.O. Box 7190
 Ruidoso, New Mexico 88355
 Street, Apt. No., or PO Box No.
 City, State, ZIP+4

PS Form 3800, June 2002 See Reverse for Instructions

7005 0390 0001 6037 9200

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:

Devon Louisiana Corporation
 P.O. Box 108838
 Oklahoma City, Oklahoma 73101
 Attention: Richard Winchester

COMPLETE THIS SECTION ON DELIVERY

A. Signature Richard Winchester 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

Article Number (Transfer from service label) 7005 0390 0001 6037 9217

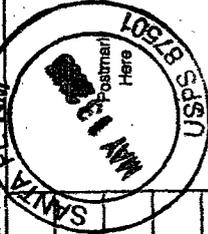
PS Form 3811, February 2004

102595-02-M-1640

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only. No Insurance Coverage Provided)

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

OFFICIAL USE



Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees \$	

Sent To

Devon Louisiana Corporation
 P.O. Box 108838
 Street, Apt. No.,
 or PO Box No.
 City, State, ZIP+4
 Attention: Richard Winchester

PS Form 3800, June 2002 See Reverse for Instructions

7005 0390 0001 6037 9217

CERTIFIED MAIL™

JAMES BRUCE
PO BOX 1056
SANTA FE NM 87504

1ST NOTICE
2ND NOTICE
RETURN

7005 0390 0001 BUSY 2002

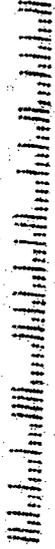
Michael Chappell
Route 4, Box 362
Astoria, Oregon 97122

1ST NOTICE
2ND NOTICE
RETURN

1ST NOTICE
2ND NOTICE
RETURN

UTP

0210471054
57105 3624



U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only. No Insurance Coverage Provided)

For delivery information visit our web site at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 87501



Sent To

Michael Chappell
Route 4, Box 362
Astoria, Oregon 97122

PS Form 3800, June 2002 See Reverse for Instructions

7005 0390 0001 BUSY 2002



Track & Confirm

Current Status

You entered 7005 0390 0001 6037 9187

Your item was returned to the sender on June 01, 2005 because it was not claimed by the addressee.

[Shipment Details >](#)

Notification Options

▶ [Track & Confirm by email](#) [What is this?](#) [Go >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)

POSTAL INSPECTORS
 Preserving the Trust

[site map](#) [contact us](#) [government services](#)
 Copyright © 1999-2002 USPS. All Rights Reserved. [Terms of Use](#) [Privacy Policy](#)

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only. No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$
Sent To Bruce Chappell 2515 Louise Lane Billings, Montana 59102 City, State, ZIP+4	
PS Form 3800, June 2002 See Reverse for Instructions	

7005 0390 0001 6037 9187

SANTA FE NM
 JUN 01 2005
 87504
 Postmark



Track & Confirm

Current Status

You entered 7004 2890 0001 4619 4506

We attempted to deliver your item at 4:19 pm on May 31, 2005 in LOMPOC, CA 93436 and a notice was left. It can be redelivered or picked up at the Post Office. If the item is unclaimed, it will be returned to the sender. Information, if available, is updated every evening. Please check again later.

[Shipment Details >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)

Notification Options

[▶ Track & Confirm by email](#)

[What is this?](#)

[Go >](#)

POSTAL INSPECTORS
Preserving the Trust

[site map](#) [contact us](#) [government services](#)
Copyright © 1999-2002 USPS. All Rights Reserved. [Terms of Use](#) [Privacy Policy](#)

7004 2890 0001 4619 4506

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

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

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

SANTA FE NEW MEXICO 81501-9988
MAY 26 2005
USPS

Sent To
Street, Apt. No.;
or PO Box No. Ronald Chappell
4128 Sirius Avenue
Lompoc, California 93436
City, State, ZIP+4

PS Form 3800, June 2002 See Reverse for Instructions

AFFIDAVIT OF PUBLICATION

State of New Mexico,
County of Lea.

I, KATHI BEARDEN

Publisher

of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, do solemnly swear that the clipping attached hereto was published once a week in the regular and entire issue of said paper, and not a supplement thereof for a period.

of 1 weeks.

Beginning with the issue dated May 14 2005 and ending with the issue dated May 14 2005

Kathi Bearden

Publisher

Sworn and subscribed to before

me this 16th day of

May 2005

Dora Montz
Notary Public.

My Commission expires February 07, 2009 (Seal)



OFFICIAL SEAL
DORA MONTZ
NOTARY PUBLIC
STATE OF NEW MEXICO

My Commission Expires: _____

LEGAL NOTICE
May 14, 2005

NOTICE

To: Michael Chappell and Bruce Chappell, or their heirs or devisees. JTD Resources, LLC has filed an application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interests from the surface to the base of the Abo formation underlying the NE/4NE/4 of Section 3, Township 20 South, Range 38 East, N10PM, Lea County, New Mexico, to form a standard 40-acre oil spacing and proration unit. The unit is to be dedicated to the Salem Well No. 1 to be located at an orthodox oil well location. 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 Gabataz Operating, Inc. as operator of the well, and a 200% charge for the risk involved in drilling and completing the well. The application is scheduled to be heard at 8:15 a.m. on Thursday, June 2, 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 unit is located approximately 1 mile south of Nacine, New Mexico. #21515



This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws of 1937, and payment of fees for said publication has been made.

01101711000 67530351
James Bruce
P.O. Box 1056
SANTA FE, NM 87504