

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

**APPLICATION OF DEVON ENERGY PRODUCTION  
COMPANY, L.P. FOR A NON-STANDARD OIL SPACING  
AND PRORATION UNIT, AND COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.**

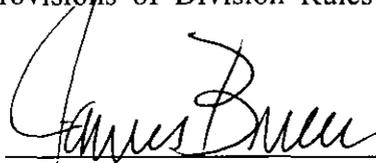
Case No. 15,086

**AFFIDAVIT OF NOTICE**

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

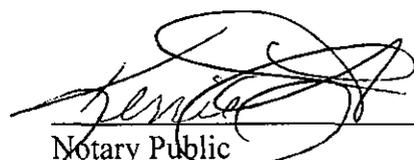
James Bruce, being duly sworn upon his oath, deposes and states:

1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Devon Energy Production Company, L.P.
3. Applicant has conducted a good faith, diligent 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 interest owners, at their last known addresses, by certified mail. Copies of the notice letters and certified return receipts are attached hereto as Exhibit A.
5. Applicant has complied with the notice provisions of Division Rules NMAC 19.15.4.9 and 19.15.4.12.C.

  
\_\_\_\_\_  
James Bruce

SUBSCRIBED AND SWORN TO before me this 18<sup>th</sup> day of February, 2014 by James Bruce.

My Commission Expires:  OFFICIAL SEAL  
KERRIE C. ALLEN  
Notary Public  
State of New Mexico  
My Commission Expires 10-22-14

  
\_\_\_\_\_  
Notary Public

Oil Conservation Division  
Case No. \_\_\_\_\_  
Exhibit No. 5B

**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](mailto:jamesbruc@aol.com)

January 30, 2014

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

Ladies and gentlemen:

Enclosed is a copy of an application for compulsory pooling and a non-standard unit, filed with the New Mexico Oil Conservation Division by Devon Energy Production Company, L.P., regarding the W½E½ of Section 14, Township 21 South, Range 27 East, N.M.P.M., Eddy County, New Mexico.

This matter is scheduled for hearing at 8:15 a.m. on Thursday, February 20, 2014, 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 this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting the matter 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, February 13, 2014. 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

TRUSTEES OF E.G. HOLDEN TESTAMENTARY TRUST  
8758 CHALK HILL ROAD  
HEALDSBURG, CA 95448

ISAAC A. KAWASAKI  
734 Kalanipuu Street  
HONOLULU, HI 96825

BETSY H. KELLER  
8758 CHALK HILL ROAD  
HEALDSBURG, CA 95448

FRANCES B. BUNN, TRUSTEE OF FRANCES B. BUNN  
REVOCABLE LIVING TRUST U/T/A 5/18/82  
2493 MAKIKI HEIGHTS DR  
HONOLULU, HI 96822  
808-538-3775

J. W. GENDRON  
2989 EUCALYPTUS HILLS  
SANTA BARBARA, CA 93108

J. FREDRICK VAN VRANKEN  
P O BOX 264  
JERICHO, NY 11753  
516-681-4077

---

ENERVEST ENERGY INSTITUTIONAL FUND XI-A, L.P.  
1020 Andrews Highway Suite B  
Midland, TX 79701

ENERVEST ENERGY INSTITUTIONAL FUND XI-WI, L.P.  
1020 Andrews Highway Suite B  
Midland, TX 79701

**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:

ISAAC A. KAWASAKI  
734 Kalanipuu Street  
HONOLULU, HI 96825

2. Article Number  
(Transfer from service label)

7008 1140 0003 5880 2030

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
X *James M. Nait (SA)*  Agent  Addressee

B. Received by (Printed Name)  
*JAMES M. NAIT*

C. Date of Delivery  
*2-8-14*

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

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OFFICIAL USE

Postage	\$ 3.70	0500
Certified Fee	\$3.30	03
Return Receipt Fee (Endorsement Required)	\$2.70	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	1-2014
Total Postage & Fees	\$ 6.70	02/01/2014

Sent To  
ENERVEST ENERGY INSTITUTIONAL FUND XI-WI, L.P.  
1020 Andrews Highway Suite B  
Midland, TX 79701

PS Form 3800, August 2006

See Reverse for Instructions

7008 3230 0000 2429 1638

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Postage	\$ 0.70	0500
Certified Fee	\$3.30	03
Return Receipt Fee (Endorsement Required)	\$2.70	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	2014
Total Postage & Fees	\$ 6.70	02/01/2014

Sent To  
ISAAC A. KAWASAKI  
734 Kalanipuu Street  
HONOLULU, HI 96825

PS Form 3800, August 2006

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:

ENERVEST ENERGY INSTITUTIONAL FUND XI-WI, L.P.  
1020 Andrews Highway Suite B  
Midland, TX 79701

2. Article Number  
(Transfer from service label)

7008 3230 0000 2429 1638

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
*Kynthia Nait*  Agent  Addressee

B. Received by (Printed Name)

C. Date of Delivery

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

7008 1140 0003 5880 2030

**SENDER: COMPLETE THIS SECTION**

**COMPLETE THIS 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  
 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

1. Article Addressed to:

ENERVEST ENERGY INSTITUTIONAL FUND XI A.L.P.  
 1020 Andrews Highway Suite B  
 Midland, TX 79701

2. Article Number  
 (Transfer from service label)

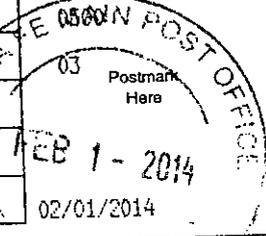
7008 1140 0003 5880 2108

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Postage	\$ 40.70
Certified Fee	\$3.30
Return Receipt Fee (Endorsement Required)	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$ 46.70



Sent To  
 1. FREDRICK VAN VRANKEN  
 Street, Apt. No., or PO Box No. P O BOX 264  
 JERKHO, NY 11753  
 City, State, ZIP+4 516-681-4077

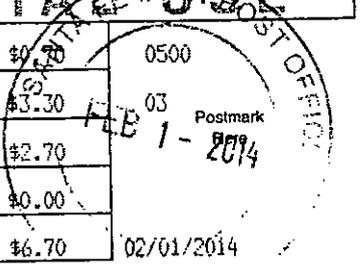
7008 1140 0003 5880 2078

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Postage	\$ 40.70
Certified Fee	\$3.30
Return Receipt Fee (Endorsement Required)	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$ 46.70



Sent To  
 ENERVEST ENERGY INSTITUTIONAL FUND XI A.L.P.  
 1020 Andrews Highway Suite B  
 Midland, TX 79701  
 Street, Apt. No., or PO Box No.  
 City, State, ZIP+4

7008 1140 0003 5880 2108

**SENDER: COMPLETE THIS SECTION**

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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.

A. 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

1. Article Addressed to:

1. FREDRICK VAN VRANKEN  
 P O BOX 264  
 JERKHO, NY 11753  
 516-681-4077

2. Article Number  
 (Transfer from service label)

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Tracking Number: 70081140000358802047

Expected Delivery Day: Tuesday, February 4, 2014

Product & Tracking Information

Available Actions

Postal Product:  
First-Class Mail®

Features:  
Certified Mail™

Return Receipt

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
February 5, 2014, 10:18 pm	Delivery status not updated	
February 5, 2014, 8:18 am	Out for Delivery	HEALDSBURG, CA 95448
February 5, 2014, 8:08 am	Sorting Complete	HEALDSBURG, CA 95448
February 4, 2014, 8:31 am	Arrival at Unit	HEALDSBURG, CA 95448
February 4, 2014	Depart USPS Sort Facility	PETALUMA, CA 94999
February 4, 2014, 2:08 am	Processed through USPS Sort Facility	PETALUMA, CA 94999
February 3, 2014	Depart USPS Sort Facility	OAKLAND, CA 94615
February 3, 2014, 10:18 pm	Processed through USPS Sort Facility	OAKLAND, CA 94615
February 2, 2014	Depart USPS Sort Facility	ALBUQUERQUE, NM 87101
February 1, 2014, 8:40 pm	Processed at USPS Origin Sort Facility	ALBUQUERQUE, NM 87101
February 1, 2014, 4:19 pm	Dispatched to Sort Facility	SANTA FE, NM 87501
February 1, 2014, 10:44 am	Acceptance	SANTA FE, NM 87501

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Return Receipt Fee (Endorsement Required)	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$0.00
<b>Total Postage &amp; Fees</b>	<b>\$ 6.70</b>

HEALDSBURG, CA 95448

0500  
 FEB 1 - 2014  
 03 Postmark Here  
 87501  
 02/01/2014

Sent To  
 BETSY H. KELLER  
 8758 CHALK HILL ROAD  
 HEALDSBURG, CA 95448

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

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- Change of Address

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Tracking Number: 7008114000358802054

Expected Delivery Day: Tuesday, February 4, 2014

Product & Tracking Information

Available Actions

Postal Product:  
First-Class Mail®

Features:  
Certified Mail™

Return Receipt

Email Updates

Date & Time	Event	Location
February 11, 2014, 1:31 pm	Delivered	HONOLULU, HI 96822
February 6, 2014, 11:42 am	Notice Left (No Authorized Recipient Available)	HONOLULU, HI 96822
February 6, 2014, 1:59 am	Processed through USPS Sort Facility	HONOLULU, HI 96820
February 5, 2014	Depart USPS Sort Facility	HONOLULU, HI 96820
February 5, 2014, 1:40 pm	Processed through USPS Sort Facility	HONOLULU, HI 96820
February 2, 2014	Depart USPS Sort Facility	ALBUQUERQUE, NM 87101
February 1, 2014, 8:48 pm	Processed at USPS Origin Sort Facility	ALBUQUERQUE, NM 87101
February 1, 2014, 4:19 pm	Dispatched to Sort Facility	SANTA FE, NM 87501
February 1, 2014, 10:44 am	Acceptance	SANTA FE, NM 87501

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<b>OFFICIAL USE</b>	
Postage	\$ 0.70
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Return Receipt Fee (Endorsement Required)	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$0.00
<b>Total Postage &amp; Fees</b>	<b>\$ 6.70</b>
0500 FEB 1 - 2014 Postmark Here 02/01/2014	
Sent To: FRANCES B. BUNN, TRUSTEE OF FRANCES B. BUNN REVOCABLE LIVING TRUST U/T/A S/18/82 2493 MAKIKI HEIGHTS DR. HONOLULU, HI 96822 808-538-3775	
Street, Apt. No., or PO Box No. City, State, ZIP+4	
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- Change of Address

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Tracking Number: 70081140000358802061

Expected Delivery Day: Tuesday, February 4, 2014

Product & Tracking Information

Available Actions

Postal Product: First-Class Mail® Features: Certified Mail™ Return Receipt Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
February 4, 2014, 2:41 pm	Notice Left (No Authorized Recipient Available)	SANTA BARBARA, CA 93108
February 4, 2014, 10:05 am	Out for Delivery	SANTA BARBARA, CA 93103
February 4, 2014, 9:55 am	Sorting Complete	SANTA BARBARA, CA 93103
February 4, 2014, 7:54 am	Arrival at Unit	SANTA BARBARA, CA 93103
February 4, 2014	Depart USPS Sort Facility	GOLETA, CA 93199
February 4, 2014, 5:23 am	Processed through USPS Sort Facility	GOLETA, CA 93199
February 2, 2014	Depart USPS Sort Facility	ALBUQUERQUE, NM 87101
February 1, 2014, 8:40 pm	Processed at USPS Origin Sort Facility	ALBUQUERQUE, NM 87101
February 1, 2014, 4:19 pm	Dispatched to Sort Facility	SANTA FE, NM 87501
February 1, 2014, 10:43 am	Acceptance	SANTA FE, NM 87501

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Restricted Delivery Fee (Endorsement Required)	\$0.00
<b>Total Postage &amp; Fees</b>	<b>\$ 6.70</b>

9500  
03  
FEB 1 - 20  
Postmark Here  
02/01/2014

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J. W. GENDRON  
2989 EUCALYPTUS HILLS  
SANTA BARBARA, CA 93108

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

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Customer Service

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Tracking Number: 70081140000358802023

Expected Delivery Day: Tuesday, February 4, 2014

Product & Tracking Information

Available Actions

Postal Product:  
First-Class Mail®

Features:  
Certified Mail™

Return Receipt

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
February 5, 2014, 10:18 pm	Delivery status not updated	
February 5, 2014, 8:18 am	Out for Delivery	HEALDSBURG, CA 95448
February 5, 2014, 8:08 am	Sorting Complete	HEALDSBURG, CA 95448
February 4, 2014, 8:31 am	Arrival at Unit	HEALDSBURG, CA 95448
February 4, 2014	Depart USPS Sort Facility	PETALUMA, CA 94999
February 4, 2014, 2:08 am	Processed through USPS Sort Facility	PETALUMA, CA 94999
February 3, 2014	Depart USPS Sort Facility	OAKLAND, CA 94615
February 3, 2014, 10:18 pm	Processed through USPS Sort Facility	OAKLAND, CA 94615
February 2, 2014	Depart USPS Sort Facility	ALBUQUERQUE, NM 87101
February 1, 2014, 8:40 pm	Processed at USPS Origin Sort Facility	ALBUQUERQUE, NM 87101
February 1, 2014, 4:19 pm	Dispatched to Sort Facility	SANTA FE, NM 87501
February 1, 2014, 10:46 am	Acceptance	SANTA FE, NM 87501

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HEALDSBURG CA 95448

Postage	\$ 0.70
Certified Fee	\$3.30
Return Receipt Fee (Endorsement Required)	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$0.00
<b>Total Postage &amp; Fees</b>	<b>\$ 6.70</b>

0500  
 FEB 01 2014  
 Postmark Here 2014  
 02/01/2014

Sent To: TRUSTEES OF E.G. HOLDEN TESTAMENTARY TRUST  
 8758 CHALK HILL ROAD  
 HEALDSBURG, CA 95448

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

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