

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

**APPLICATION OF YATES PETROLEUM
CORPORATION FOR POOL CREATION AND THE
ADOPTION OF SPECIAL POOL RULES, LEA COUNTY,
NEW MEXICO.**


CASE NO. 13629

AFFIDAVIT

STATE OF NEW MEXICO)
)
COUNTY OF SANTA FE)

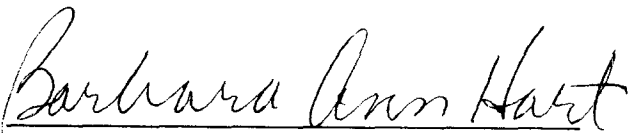
ss.

William F. Carr, attorney in fact and authorized representative of Yates Petroleum Corporation, the Applicant herein, being first duly sworn, upon oath, states that notice of the above-referenced Application was mailed to the interested parties shown on Exhibit "A" attached hereto in accordance with Oil Conservation Division Rules, and that true and correct copies of the notice letter and proof of notice are attached hereto.



William F. Carr

SUBSCRIBED AND SWORN to before me this 30th day of December 2005 by
William F. Carr.



Notary Public

My Commission Expires: 3/28/08

HOLLAND & HART



William F. Carr
wcarr@hollandhart.com

December 22, 2005

CERTIFIED MAIL -- RETURN RECEIPT REQUESTED

New Mexico State Land Office
Post Office Box 1148
Santa Fe, New Mexico 87504-1148

Re: Application of Yates Petroleum Corporation for Pool Creation and the adoption of Special Pool Rules, Lea County, New Mexico.

Ladies and Gentlemen:

This letter is to advise you that Yates Petroleum Corporation has filed the enclosed application with the New Mexico Oil Conservation Division seeking an order creating a new pool for the production of oil from the Permo Pennsylvanian formation and promulgating special pool rules and regulations on a temporary basis for this pool including provisions for 160-acre spacing and proration units and special well location requirements.

This application has been set for hearing before a Division Examiner on January 19, 2006 at the Santa Fe office of the Oil Conservation Division 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 at the Division's Santa Fe Office, four days in advance of a scheduled hearing but in no event later than the Thursday preceding the hearing date. This statement must 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.

Very truly yours,

William F. Carr

ATTORNEY FOR YATES PETROLEUM CORPORATION

Enclosure

cc: Mr. Robert Bullock
Yates Petroleum Corporation

Holland & Hart

Phone (505) 988-4421 Fax (505) 983-6043 www.hollandhart.com

110 North Guadalupe Suite 1 Santa Fe, NM 87501 Mailing Address P.O. Box 2208 Santa Fe, NM 87504-2208

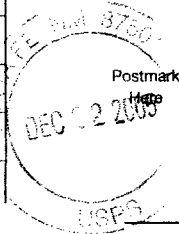
Aspen Billings Boise Boulder Cheyenne Colorado Springs Denver Denver Tech Center Jackson Hole Salt Lake City Santa Fe Washington, D.C.

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

7001 1140 0002 9558 6328

WFC/yates/Judson

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



New Mexico State Land Office
P.O. Box 1148
Santa Fe, N.M. 87504-1148

for Instructions

Affidavit of Publication

STATE OF NEW MEXICO

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) SS.

COUNTY OF LEA

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Joyce Clemens being first duly sworn on oath deposes and says that she is Advertising Director of **THE LOVINGTON DAILY LEADER**, a daily newspaper of general paid circulation published in the English language at Lovington, Lea County, New Mexico; that said newspaper has been so published in such county continuously and uninterruptedly for a period in excess of Twenty-six (26) consecutive weeks next prior to the first publication of the notice hereto attached as hereinafter shown; and that said newspaper is in all things duly qualified to publish legal notices within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico.

That the notice which is hereto attached, entitled

Legal Notice

was published in a regular and entire issue of **THE LOV-
INGTON DAILY LEADER** and not in any supplement there-
of, for one (1) day, beginning with the issue of
December 24, 2005 and ending with the issue
of December 24, 2005.

And that the cost of publishing said notice is the sum of \$65.68 _____ which sum has been (Paid) as Court Costs.

George Clemens

Subscribed and sworn to before me this 27th day of
December 2005

Debbie Schilling

Debbie Schilling

Notary Public, Lea County, New Mexico

My Commission Expires June 22, 2006

