Affidavit of Publication

State of New Mexico,
County of Eddy, ss.

Dawn Higgins, being first duly sworn, on oath says:

That she is Business Manager of the Carlsbad Current-Argus, a newspaper published daily at the City of Carlsbad, in said county of Eddy, state of New Mexico and of general paid circulation in said county; that the same is a duly qualified newspaper under the laws of the State wherein legal notices and advertisements may be published; that the printed notice attached hereto was published in the regular and entire edition of said newspaper and not in supplement thereof on the date as follows, to wit:

December 22 2005

2005

2005

2005

That the cost of publication is $95.44
and that payment thereof has been made and will be assessed as court costs.

Dawn Higgins

Subscribed and sworn to before me this

29th day of December, 2005

Debbie Penaluna

My commission Expires on 1-7-06

OFFICIAL SEAL
DEBBIE PENALUNA
Notary Public
NOTARY PUBLIC - STATE OF NEW MEXICO
NOTARY BOND FILED WITH SECRETARY OF STATE
My Commission Expires 1-7-06

December 22, 2005

NOTICE

To: Brian David Arncson, Eddie J. Bollig, Jr. Trust, Eugene P. Burkeholder, Jane Ann Hudson Davis, James R. Evarts, Jr., Robert Evarts, Robert T. Evarts, Barbara Kruse Frankenfield, Betty Evarts Gilbert, Robert Welch Gillespie, Jonel Grasso, Stacy Welch Green, Clyde Guy, Clyde Lamar Guy and Mary Jo Guy Revocable Trust A., Irene Evarts Hardie, Joan A. Hudson, Patricia Jaynes, Becky Welch Kitto, Bea Caywood McMillion, Norman E. Montgomery, Monte J. Montgomery, Walter A. Montgomery, Patsy Iverson Page, Marian Welch Pendegrass, John J. Schaller, Patricia B. Schenck, Phoebe Shelton, Summit Overseas Exploration, Inc., Sandra Leigh Terry, Susan Lynn Terry, Trigg Oil & Gas LP, Majorie Welch Weinser, Bryan W. Welch, James Gary Welch, Michael Irvin Welch, Phoebe Welch, Phoebe Jane Welch IV, Sanders Thomas Welch, Van S. Welch II, Van P. Welch, Jr., and Wendell T. Welch: Devon Energy Production Company, L.P. has filed an application with the New Mexico Oil Conservation Division seeking an exception to Rule 19.15.5.303A NMAC to authorize the surface conmingling of production from the Northeast Red Lake Glorieta-Yeso Pool and the Red Lake Queen-Grayburg-San Andres Pool originating from its wells located on Federal Oil and Gas Leases NM 033865, NM 29270, NM 056122, LC 026874(b), NM 025528, NM 0557370, LC 064050(a), and LC 067849 which comprise all or parts of Sections 33, 34, and 35, Township 17 South, Range 27 East, N.M.P.M., Eddy County, New Mexico. Applicant also seeks an exception to the metering requirements of Rule 19.15.5.303B(4)(a) NMJAC to authorize the allocation of production from these diversely-owned wells on the basis of periodic well tests. All production from these wells is to be stores at the Eagle "34" Tank Battery, located in the NE/4SW/4 of Section 34. This matter is scheduled for hearing at 8:15 a.m. on Thursday, January 19, 2006 at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. As an interest owner in the leases, 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 latter date. The leases and wells are located approximately 8 miles East-Northeast of Atoka, New Mexico. IN THE ABSENCE OF OBJECTION, THIS MATTER WILL BE TAKEN UNDER ADVISEMENT.

OIL CONSERVATION DIVISION

CASE NUMBER 13630

EXHIBIT NUMBER 4