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

IN THE MATTER OF THE APPLICATION OF BC OPERATING, INC. FOR AUTHORIZATION TO INJECT,

Case No. 15398

LEA COUNTY, NEW MEXICO.

| AFFIDAVIT |
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| STATE OF NEW MEXICO) |
| COUNTY OF SANTA FE) |
| SETH C. McMILLAN, attorney and authorized representative of BC Operating, Inc., the |
| Applicant herein, being first duly sworn, upon oath, states that he sent copies of this Application to the |
| parties as specified on the attached list. SETH C. McMILLAN . |
| SUBSCRIBED AND SWORN to before me this day of October, 2015. Notary Public Notary Public |
| |

Amtex Energy, Inc. P.O. Box 3418 Midland, TX 79702

COG Operating, LLC 600 W. Illinois Midland, TX 79701

Devon Energy 333 West Sheridan Avenue Oklahoma City. OK 73102-5015