

Affidavit of Publication

State of New Mexico,
County of Eddy, ss.

April Hernandez, being first duly sworn,
on oath says:

That she is HR 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:

September 5 2007

That the cost of publication is \$ **62.33** that Payment Thereof has been made and will be assessed as court costs.

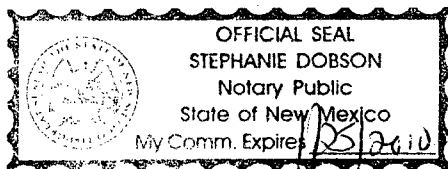
April Hernandez

Subscribed and sworn to before me this

5 day of September, 2007
Stephanie Dobson

My commission Expires on 1/25/2010

Notary Public



September 5, 2007

NOTICE

To: John N. Benedict and Hammersmith Realty, Inc. Harvey E. Yates Company seeks an order pooling all mineral interests from the surface to the base of the Morrow formation underlying Lots 1, 2, E/2NW/4, and NE/4 (the N/2) of Section 18, Township 18 South, Range 32 East, NMPM, to form: A 321.89-acre gas spacing and proration unit for all pools or formations developed on 320-acre spacing within that vertical extent; and a 161.89-acre gas spacing and proration unit for all pools or formations developed on 160-acre spacing. The units are to be dedicated to the Walker 18 Fed. Com. Well No. 1, to be drilled at an orthodox location in Lot 2 of Section 18. 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 applicant 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, September 20, 2007 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 attorney for applicant is James Bruce, P.O. Box 1056, Santa Fe, New Mexico 87504. The units are located approximately 11 miles southeast of Loco Hills, New Mexico.

Oil Conservation Division
Case No. 4
Exhibit No. 4