

**OIL
CONSERVATION
DIVISION**

CASE NO.
14297

EXHIBIT
5

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

APPLICATION OF MEWBOURNE OIL
COMPANY FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.

Case No. 14,297

AFFIDAVIT OF NOTICE

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

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

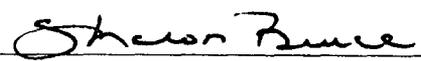
1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Mewbourne Oil Company.
3. Mewbourne Oil Company has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the application filed herein.
4. Notice of the application was provided to the interest owners, at their correct addresses, by certified mail. Copies of the notice letter 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 24th day of March, 2009 by James Bruce.

My Commission Expires: 3114113



Notary Public

Oil Conservation Division
Case No. 5
Exhibit No. _____

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

March 4, 2009

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

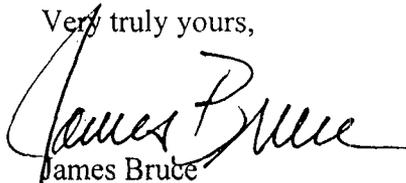
Ladies and gentlemen:

Enclosed is a copy of an application for compulsory pooling, filed with the New Mexico Oil Conservation Division by Mewbourne Oil Company, regarding the N½ of Section 11, Township 17 South, Range 29 East, N.M.P.M., Eddy County, New Mexico.

This matter is scheduled for hearing at 8:15 a.m. on Tuesday, March 31, 2009, in Porter Hall 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, March 26, 2009. 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 Mewbourne Oil Company

EXHIBIT

A

EXHIBIT A

ConocoPhillips Company
3WL-14066
600 North Dairy Ashford Street
Houston, Texas 77079

Attention: Tom J. Scarborough

BP America Production Company
501 Westlake Boulevard
Houston, Texas 77079

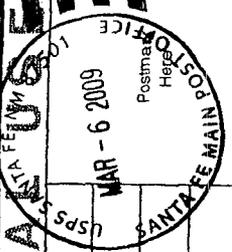
Attention: J.P. Adams

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Total Postage & Fees	\$



Sent To
 ConocoPhillips Company
 Street, Apt. No.: 3WL-14066
 or PO Box No. 600 North Dairy Ashford Street
 City, State, ZIP+4 Houston, Texas 77079

PS Form 3800, August 2006. See Reverse for Instructions.

7200 8500 0001 4882 2994 1105

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Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$



Sent To
 BP America Production Company
 Street, Apt. No.: 501 Westlake Boulevard
 or PO Box No. Houston, Texas 77079
 City, State, ZIP+4

PS Form 3800, August 2006. See Reverse for Instructions.

7200 8500 0001 4882 2994 1105

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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.

1. Article Addressed to:

ConocoPhillips Company
 3WL-14066
 600 North Dairy Ashford Street
 Houston, Texas 77079

2. Article Number
 (Transfer from separate label)
 7008 0500 0001 4882 5011

PS Form 3811, February 2004 Domestic Return Receipt *MOC ORCA*

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *Tom Kambrey* Agent
 Addressee

B. Received by (Printed Name) *Tom Kambrey* C. Date of Delivery *3-11-09*

D. Is delivery address different from item 1? Yes
 if YES, enter delivery address below: No

3. Service Type
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 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

102595-02-M-1840



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