

## Affidavit of Publication

State of New Mexico,  
County of Eddy, ss.

**Kathy McCarroll**, being first duly sworn,  
on oath says:

That she is the Classified Supervisor 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:

August 7 2009

That the cost of publication is **\$61.96** and that payment thereof has been made and will be assessed as court costs.

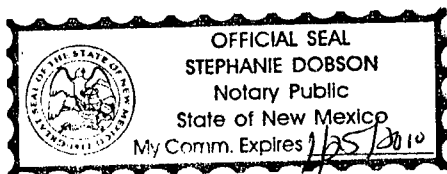
*Kathy McCarroll*

Subscribed and sworn to before me this

7th day of August, 2009  
*Stephanie Dobson*

My commission Expires on 1/25/2010

Notary Public



August 7, 2009  
NOTICE  
To: Lorry Edward Fanning, or his heirs or devisees.  
Newbourne Oil Company has filed an application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interests from the surface to the base of the Yesso formation underlying the SE/4SE/4 of Section 15, Township 20 South, Range 25 East, N.M.P.M., Eddy County, New Mexico, to form a standard 40 acre oil spacing and production unit for all formations spaced on 40 acres. The unit is to be dedicated to the Quick Draw #15 P Well No. 1 to be drilled at an orthodox location in the SE/4SE/4 of Section 15. Also to be considered will be the cost of drilling and completing the well and the allocation of the cost thereof, as well as a credit operating costs and charges for supervision, design, non 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 3, 2009 at the Division's office at 1201 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 on a later date. The attorney for applicant is James Bruce, P.O. Box 1056, Santa Fe, New Mexico 87502. The unit is located approximately 3 miles southwest of Seven Rivers, New Mexico.

Oil Conservation Division

Case No. 3

Exhibit No. 3