

SUMMARY OF COMMUNICATIONS
Case No. 14516

Marion Gardiner Miller, 0.19241% WI
Trustee of the Boyd and Marion Gardiner
Laughlin Management Trust

Marion Gardiner Miller, for life, 0.19241% WI
remainder to the successor to
Midland National Bank, Trustee
f/b/o Sara Elizabeth Baker
and Anthony N. Baker

Marion Gardiner Miller
c/o Harry A. Miller, Jr.
914 Bedford
Midland, Texas 79701
Phone number (432) 684-4896

5-12-10 Proposed Burton "4" Federal #3H Well via certified mail with AFE enclosed.

5-14-10 Talked to Harry A. Miller, Jr. via phone whereby he advised me he was the attorney-in-fact of Marion Gardiner Miller. He requested me to send him a farmout agreement for execution. Prepared and mailed the Farmout Agreement this date.

6-15-10 Follow up letter sent this date.

Bivins Energy Corporation 0.08379% WI
4925 Greenville Ave., Suite 814
Dallas, Texas 75206
Attn: Craig Bivins

3-1-10 Proposed well via certified mail with AFE enclosed.

6-15-10 Follow up letter.

6-24-10 Received letter this date whereby Craig Bivins advised me he elected not to participate in the well.

Howard C. Warren 0.16758% WI
(address unknown)

Mill Neck Associates 0.06932% WI
(address unknown)

ATTACHMENT C

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

(432) 682-3715
FAX (432) 685-4170

June 15, 2010

Marion Gardiner Miller
c/o Harry A. Miller, Jr.
914 Bedford
Midland, Texas 79701

Re: Burton "4" Federal #3H Well
N/2N/2 Section 4, T20S, R29E
Eddy County, New Mexico

Dear Mr. Miller:

Regarding the captioned proposed well, I sent you a Farmout Agreement via First Class Mail dated May 14, 2010 for your consideration and execution. To date I haven't received the signed Farmout Agreement from you. Please sign and return it to me at the earliest possible date to avoid the necessity of our having to force pool your interest.

Regarding the above, we've filed an Application For Compulsory Pooling with our hearing scheduled to take place July 22, 2010 in Santa Fe, so please sign and return the Farmout Agreement to me.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

(432) 682-3715
FAX (432) 685-4170

May 14, 2010

Mr. Harry A. Miller, Jr.
914 Bedford
Midland, Texas 79701

Re: Farmout Agreement
Burton "4" Federal Com #3H
810' FNL & 200' FEL (SL)
660' FNL & 330' FWL (BHL)
Section 4, T20S, R29E
Eddy County, New Mexico

Dear Mr. Miller:

On behalf of Marion Gardiner Miller, please sign and return the duplicate originals of the enclosed Farmout Agreement dated May 14, 2010 regarding the captioned well. Retain the copy for your file. Also, please furnish me an executed copy of your Power of Attorney for Mrs. Miller.

Enclosed for your convenience is a postage paid envelope to return the executed Farmout Agreements to me. I'll have same executed on behalf of Mewbourne Oil Company and will return one fully executed Farmout Agreement to you for your file.

Your cooperation in connection with this project is greatly appreciated.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

Burton 4 # 3H

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- 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:

✓
Marion Gardiner Miller
914 Bedford
Midland, Texas 79701

COMPLETE THIS SECTION ON DELIVERY

- A. Signature ☐ Agent ☒ Addressee
- B. Received by (Printed Name) C. Date of Delivery
- D. Is delivery address different from item 1? ☐ Yes ☐ No
If YES, enter delivery address below:

3. Service Type
- ☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

(Transfer from service label)

7009 2250 0000 0616 8480

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

(432) 682-3715
FAX (432) 685-4170

May 12, 2010

Via Certified Mail-Return Receipt No. 8480

Marion Gardiner Miller
914 Bedford
Midland, Texas 79701

Harvey A. Miller, Jr.
Attorney-in-Fact
684-4986

Re: Burton "4" Federal Com #3H
810' FNL & 200' FEL (SL)
660' FNL & 330' FWL (BHL)
Section 4, T20S, R29E
Eddy County, New Mexico

Dear Mrs. Miller:

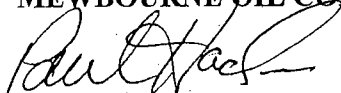
Mewbourne Oil Company as Operator hereby proposes to drill the captioned well at the referenced surface location (SL) to a bottom hole location (BHL) sufficient to adequately evaluate the Second Bone Spring Sand interval at a true vertical depth of approximately 7909 feet beneath the surface with the estimated measured depth being approximately 12,442 feet. The estimated proposed lateral length of the wellbore is 4172.56 feet with the proposed well being dedicated to the N/2N/2 of the captioned Section 4.

Enclosed for your consideration and signature is our AFE dated February 8, 2010 regarding the Boyd and Marion Gardiner Miller Management Trust interest and your individual interest. In the event you elect to participate in the captioned proposed well, please signify your affirmative election by having the enclosed AFEs signed and returned to me within thirty (30) days after receipt of same. Upon receipt of the signed AFEs, I'll forward you our Operating Agreement for consideration and execution. The Operating Agreement will cover all of the captioned Section 4 which comprises 649.64 acres, more or less and will cover all depths from the surface to the base of the Bone Spring formation.

In the event you elect not to participate in the captioned proposed well, we would be agreeable to acquiring a farmout of your interest. Mewbourne proposes that you farmout all of your working interest in the captioned Section 4 whereby you would retain an overriding royalty interest equal to the difference between existing burdens and 25% whereby you would deliver Mewbourne a 75% net revenue interest. The Farmout Agreement would exclude existing wellbores, associated equipment and associated production.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

7009 2250 0000 0616 8534

Box 4434

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- 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:

WARREN
Mr. Howard C. Warren
c/o Absolute Ventures, Inc.
420 Greenbay Road
Kenilworth, Illinois 60043

2. Article Number

(Transfer from service label)

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-44-1540

COMPLETE THIS SECTION ON DELIVERY

| | | |
|--|---------------------|------------------------------------|
| A. Signature | | <input type="checkbox"/> Agent |
| X | | <input type="checkbox"/> Addressee |
| B. Received by (Printed Name) | C. Date of Delivery | |
| | | |
| D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No | | |
| If YES, enter delivery address below: | | |
| | | |

| | |
|--|---|
| 3. Service Type | |
| <input checked="" type="checkbox"/> Certified Mail | <input type="checkbox"/> Express Mail |
| <input type="checkbox"/> Registered | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Insured Mail | <input type="checkbox"/> C.O.D. |
| 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No | |

7009 2250 0000 0616 8534

NIXIE

3008 1

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSEE
UNABLE TO FORWARD
RETURN TO SENDER

| | |
|--|--|
| FROM | |
| MEWBOURNE OIL | |
| 500 WEST TEXAS, SUITE MIDLAND, TEXAS 79701 | |
| SHIP TO | |
| Mr. Howard C. Warren c/o Absolute Ventures, Inc. 420 Greenbay Road Kenilworth, Illinois 60043 | |

STF Paul

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

(432) 682-3715
FAX (432) 685-4170

May 14, 2010

Via Certified Mail-Return Receipt No. 8534

Howard C. Warren
c/o Absolute Ventures, Inc.
420 Greenbay Road
Kenilworth, Illinois 60043

Re: Burton "4" Federal Com #3H
810' FNL & 200' FEL (SL)
660' FNL & 330' FWL (BHL)
Section 4, T20S, R29E
Eddy County, New Mexico

Dear Mr. Warren:

Mewbourne Oil Company as Operator hereby proposes to drill the captioned well at the referenced surface location (SL) to a bottom hole location (BHL) sufficient to adequately evaluate the Second Bone Spring Sand interval at a true vertical depth of approximately 7909 feet beneath the surface with the estimated measured depth being approximately 12,442 feet. The estimated proposed lateral length of the wellbore is 4172.56 feet with the proposed well being dedicated to the N/2N/2 of the captioned Section 4.

Enclosed for your consideration and signature is our AFE dated February 8, 2010 regarding your interest. In the event you elect to participate in the captioned proposed well, please signify your affirmative election by having the enclosed AFEs signed and returned to me within thirty (30) days after receipt of same. Upon receipt of the signed AFEs, I'll forward you our Operating Agreement for consideration and execution. The Operating Agreement will cover all of the captioned Section 4 which comprises 649.64 acres, more or less and will cover all depths from the surface to the base of the Bone Spring formation.

In the event you elect not to participate in the captioned proposed well, we would be agreeable to acquiring a farmout of your interest. Mewbourne proposes that you farmout all of your working interest in the captioned Section 4 whereby you would retain an overriding royalty interest equal to the difference between existing burdens and 25% whereby you would deliver Mewbourne a 75% net revenue interest. The Farmout Agreement would exclude existing wellbores, associated equipment and associated production.

Howard C. Warren
Burton "4" Federal Com #3H
May 14, 2010
Page -2-

Please signify your agreement to farmout your interest to Mewbourne as referenced above by signing and returning this letter to me in the enclosed postage paid envelope.

Sincerely yours,

MEWBOURNE OIL COMPANY

A handwritten signature in black ink, appearing to read "D. Paul Haden", written in a cursive style.

D. Paul Haden
Senior Landman

DPH/gb

The undersigned agrees to farmout his interest to Mewbourne as referenced above this _____ day of May, 2010.

Howard C. Warren

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:

Howard C. Warren Estate
c/o Absolute Ventures, Inc.
420 Greenbay Road, Suite 103
Kenilworth, IL 60043

B. Received by (Printed Name)

C. Date of Delivery

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

3. Service Type

☒ Certified Mail
☐ Registered
☐ Insured Mail
☐ Express Mail
☐ Return Receipt for Merchandise
☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

(Transfer from service label)

7009 2250 0000 0616 5168

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

2250 0000 0616 5168

FIRST CLASS

FIRST CLASS

FIRST CLASS

FIRST CLASS

FROM
MEWBOURNE OIL COMPANY

500 WEST TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

NIXIE

3022 1

11 03/10

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD
RETURN TO SENDER



RETURN POSTAGE GUARANTEED

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

(432) 682-3715
FAX (432) 685-4170

March 1, 2010

Via Certified Mail Return Receipt No.5168

Howard C. Warren Estate
c/o Absolute Ventures, Inc.
420 Greenbay Road, Suite 103
Kenilworth, IL 60043

Re: Burton "4" Federal Com #3H
810' FNL & 200' FEL (SL)
660' FNL & 330' FWL (BHL)
Section 4, T20S, R29E
Eddy County, New Mexico

Dear Sir or Madame:

Mewbourne Oil Company as Operator hereby proposes to drill the captioned well at the referenced surface location (SL) to a bottom hole location (BHL) sufficient to adequately evaluate the Second Bone Spring Sand interval at a true vertical depth of approximately 7909 feet beneath the surface with the estimated measured depth being approximately 12,442 feet. The estimated proposed lateral length of the wellbore is 4172.56 feet with the proposed well being dedicated to the N/2N/2 of the captioned Section 4.

Enclosed for your consideration and signature is our AFE dated February 8, 2010. In the event your firm elects to participate in the captioned proposed well, please signify your firm's affirmative election by having the enclosed AFE signed and returned to me within thirty (30) days after receipt of same. Upon receipt of the signed AFE, I'll forward you our Operating Agreement for consideration and execution. The Operating Agreement will cover all of the captioned Section 4 which comprises 649.64 acres, more or less and will cover all depths from the surface to the base of the Bone Spring formation.

In the event you elect not to participate in the captioned proposed well, we would be agreeable to acquiring a farmout of your interest. Mewbourne proposes that you farmout all of your working interest in the W/2 of the captioned Section 4 whereby you would retain an overriding royalty interest equal to the difference between existing burdens and 25% whereby you would deliver Mewbourne a 75% net revenue interest.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

MEWBOURNE OIL COMPANY500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701(432) 682-3715
FAX (432) 685-4170

June 15, 2010

Bivins Energy Corporation
4925 Greenville Ave., Suite 814
Dallas, Texas 75206
Attn: Mr. Craig BivinsRe: Burton "4" Federal Com #3H
N/2N/2 Section 4, T20S, R29E
Eddy County, New Mexico


Gentlemen:

This is in follow-up of my previous letter dated March 1, 2010 whereby Mewbourne Oil Company proposed drilling the captioned well. To date you have not responded to our well proposal.

Regarding the above, we are currently in the process of filing an Application For Compulsory Pooling. The pooling hearing will take place July 22, 2010 at an Examiner's Hearing in Santa Fe, New Mexico.

To avoid the necessity for our having to force pool your interest, please sign and return the enclosed AFE and I'll forward you our Operating Agreement for execution.

Sincerely yours,

MEWBOURNE OIL COMPANY
D. Paul Haden
Senior Landman

DPH/gb

BIVINS ENERGY CORPORATION
HEREBY ELECTS TO NOT
PARTICIPATE IN THE ABOVE
REFERENCED PROPOSED WELL OPERATION,
BY: C. H. Bivins DATE: 6/24/10
CRAIG H. BIVINS, PRESIDENT
BIVINS ENERGY CORPORATION

Burton #34

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- 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:

Bivens Energy Corporation
4925 Greenville Ave., Suite 814
Dallas, Texas 75206
Attn: Mr. Craig Bivens

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☒ Agent ☐ Addressee
B. Received by (Printed Name) C. Date of Delivery
3/3

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

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

(Transfer from service label)

7009 2250 0000 0616 5076

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

(432) 682-3715
FAX (432) 685-4170

March 1, 2010

Via Certified Mail Return Receipt No.5076

Bivens Energy Corporation
4925 Greenville Ave., Suite 814
Dallas, Texas 75206
Attn: Mr. Craig Bivens

Re: Burton "4" Federal Com #3H
810' FNL & 200' FEL (SL)
660' FNL & 330' FWL (BHL)
Section 4, T20S, R29E
Eddy County, New Mexico

Dear Mr. Bivens:

Mewbourne Oil Company as Operator hereby proposes to drill the captioned well at the referenced surface location (SL) to a bottom hole location (BHL) sufficient to adequately evaluate the Second Bone Spring Sand interval at a true vertical depth of approximately 7909 feet beneath the surface with the estimated measured depth being approximately 12,442 feet. The estimated proposed lateral length of the wellbore is 4172.56 feet with the proposed well being dedicated to the N/2N/2 of the captioned Section 4.

Enclosed for your consideration and signature is our AFE dated February 8, 2010. In the event your firm elects to participate in the captioned proposed well, please signify your firm's affirmative election by having the enclosed AFE signed and returned to me within thirty (30) days after receipt of same. Upon receipt of the signed AFE, I'll forward you our Operating Agreement for consideration and execution. The Operating Agreement will cover all of the captioned Section 4 which comprises 649.64 acres, more or less and will cover all depths from the surface to the base of the Bone Spring formation.

In the event you elect not to participate in the captioned proposed well, we would be agreeable to acquiring a farmout of your interest. Mewbourne proposes that you farmout all of your working interest in the W/2 of the captioned Section 4 whereby you would retain an overriding royalty interest equal to the difference between existing burdens and 25% whereby you would deliver Mewbourne a 75% net revenue interest.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

Mill Neck Associates
129 Church Street, Suite 300
New Haven, CT 06510

0616 5052

3. Service Type
☒ Certified Mail
☐ Express Mail
☐ Registered
☐ Return Receipt for Merchandise
☐ Insured Mail
☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number
(Transfer from service lab.)
7009 2250 0000 0616 5052
Domestic Return Receipt
PS Form 3811, February 2004
102595-02-M-1540

Return

FROM
MEWBOURNE OIL COMPANY
500 WEST TEXAS, SUITE 1020
MIDLAND, TEXAS 79701
SHIP TO
LAMONT
42 BROOKHAVEN RD
HAMDEN CT 06517-2046
065103051 03/03/10/10
NOTIFY SENDER OF NEW ADDRESS
065103051 03/03/10/10
065103051 03/03/10/10

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

(432) 682-3715
FAX (432) 685-4170

March 1, 2010

Via Certified Mail Return Receipt No.5052

Mill Neck Associates
129 Church Street, Suite 300
New Haven, CT 06510

Re: Burton "4" Federal Com #3H
810' FNL & 200' FEL (SL)
660' FNL & 330' FWL (BHL)
Section 4, T20S, R29E
Eddy County, New Mexico

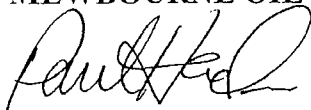
Gentlemen:

Mewbourne Oil Company as Operator hereby proposes to drill the captioned well at the referenced surface location (SL) to a bottom hole location (BHL) sufficient to adequately evaluate the Second Bone Spring Sand interval at a true vertical depth of approximately 7909 feet beneath the surface with the estimated measured depth being approximately 12,442 feet. The estimated proposed lateral length of the wellbore is 4172.56 feet with the proposed well being dedicated to the N/2N/2 of the captioned Section 4.

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Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/tgm