

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

IN THE MATTER OF THE APPLICATION
OF YATES PETROLEUM CORPORATION
FOR A NON-STANDARD SPACING AND
PRORATION UNIT AND COMPULSORY
POOLING, EDDY COUNTY, NEW
MEXICO.

CASE NO. 14598

AFFIDAVIT OF MAILING

STATE OF NEW MEXICO)
 :
COUNTY OF EDDY) ss.

DAVID R. VANDIVER, being first duly sworn, upon oath, states that the notice provisions of Rules 19315.4.9 and 19.15.4.12 NMAC have been complied with, that applicant has caused to be conducted a good-faith diligent effort to find the correct addresses of all interested persons entitled to receive notice with respect to applicant's Application for Compulsory Pooling, and that pursuant to Rules 19.15.4.9 and 19.15.4.12 NMAC, notice has been given at the correct addresses as provided by such rule.

In support hereof, affiant states that a true copy of the Application of Yates Petroleum Corporation for a Non-Standard Spacing and Proration Unit and Compulsory Pooling, Eddy County, New Mexico, was mailed in accordance with Rules 19.15.4.9 and 19.15.4.12 NMAC, to each known individual owning an interest in the mineral estate

Yates Petroleum Corporation
Case No. 14598
Exhibit 6

consisting of an uncommitted leasehold interest, an unleased and uncommitted mineral interest, or royalty interest not subject to a pooling or unitization clause in any portion of the lands affected by such application, which interest must be committed and has not been voluntarily committed to the area proposed to be pooled or unitized, in a securely sealed, certified mail, return receipt requested, postage prepaid envelope, addressed to the following parties:

Tom R. Cone
P.O. Box 400
Southwest City, Missouri 64863

Kenneth G. Cone
P.O. Box 11310
Midland, Texas 79702

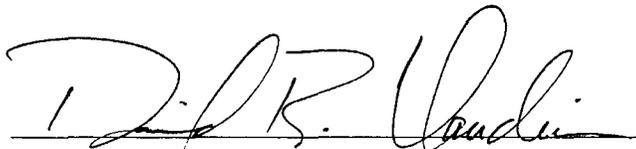
Kenneth G. Cone, Trustee of the Trusts created under the Will and Codicil of Kathleen Cone, deceased, f/b/o children of Kenneth G. Cone
P.O. Box 11310
Midland, Texas 79702

Cathie Cone McCown
P.O. Box 658
Dripping Spring, Texas 78620

Auvenshines's Children's Testamentary Trust
Cathie Cone McCown, Trustee
P.O. Box 507
Dripping Spring, Texas 78620

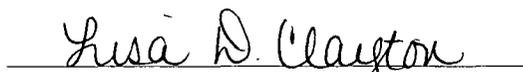
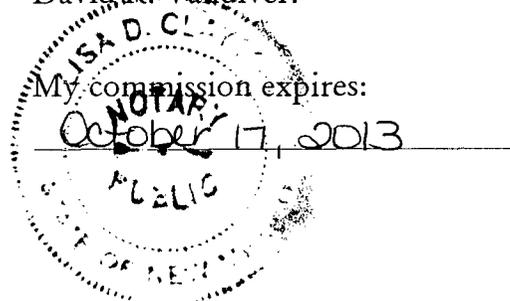
Bank of Oklahoma, N.A., Successor Trustee of the Trust created under the Will and Codicil of Kathleen Cone, deceased, f/b/o children of Tom R. Cone
P.O. Box 1588
Tulsa, Oklahoma 74101-1588

on the 27th day of January, 2011, as reflected by the copies of the letters transmitting such copies of the application and the return receipts executed on behalf of the addressees, attached hereto.



David R. Vandiver

SUBSCRIBED AND SWORN TO before me this 16th day of February, 2011, by David R. Vandiver.


Notary Public

VANDIVER & BOWMAN, P. C.

Attorneys at Law

611 West Mahone, Suite E
Artesia, New Mexico 88210-2075
(575) 746-9841

DAVID R. VANDIVER
JEFFREY L. BOWMAN

FAX
(575) 746-4208

January 27, 2011

Via Certified Mail - Return Receipt Requested

Auvenshine's Children's Testamentary Trust
Ms. Cathie Cone McCown, Trustee
P.O. Box 507
Dripping Spring, Texas 78620

*Re: New Mexico Oil Conservation Division Case No. 14598,
In the Matter of the Application of Yates Petroleum
Corporation for a Non-Standard Spacing and Proration
Unit and Compulsory Pooling, Eddy County, New
Mexico.*

Dear Ms. McCown:

This letter will advise you that Yates Petroleum Corporation has filed the enclosed application with the New Mexico Oil Conservation Division seeking an order (1) creating a non-standard spacing unit comprised of S/2 S/2 Section 36, Township 19 South, Range 24 East, N.M.P.M., Eddy County, New Mexico, which will be a 160-acre project area for its Dee 36SE State Com. No. 7H Well (formerly known as the Dee 36SW State Com. No. 2 Well), and (2) pooling all mineral interests in the Cisco formation underlying S/2 S/2 of said Section 36. Yates proposes to reenter and drill the well, located 940 feet from the south line and 990 feet from the west line of Section 36, to a true vertical depth of approximately 7,500 feet (estimated measured depth of approximately 11,255 feet), and then in an easterly direction to a terminus 940 feet from the south line and 660 feet from the east line of Section 36 to test the Cisco formation underlying the proposed project area.

This application has been set for hearing before a Division Examiner at 8:15 a.m. on February 17, 2011. The hearing will be held in the Oil Conservation Division Hearing

Room located as 1220 South St. Francis Drive, Santa Fe, New Mexico. 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 challenging the matter at a later date.

If you intend to attend the hearing and present testimony or evidence, you must enter your appearance and serve the Oil Conservation Division's Santa Fe Office, counsel for the Applicant and other parties with a pre-hearing statement at least four business days in advance of the scheduled hearing, but no later than on the Thursday preceding the hearing, in accordance with Division Rule 19.15.4.13. This statement must include: the names of the parties and their attorneys; a concise statement of the case; the names of all witnesses the party will call to testify at the hearing and in case of expert witnesses, their fields of expertise; the approximate time the party will need to present its case; and identification of any procedural matters that are to be resolved prior to the hearing.

Very truly yours,

VANDIVER & BOWMAN, P.C.

A handwritten signature in black ink, appearing to read "David R. Vandiver", written over the printed name of the firm.

David R. Vandiver

DRV:ldc

Encl. as stated

cc: Mr. Chuck Moran

VANDIVER & BOWMAN, F. C.

Attorneys at Law

611 West Mahone, Suite E
Artesia, New Mexico 88210-2075
(575) 746-9841

DAVID R. VANDIVER
JEFFREY L. BOWMAN

FAX
(575) 746-4208

January 27, 2011

Via Certified Mail - Return Receipt Requested

Mr. Kenneth G. Cone, *Trustee of the Trusts*
created under the Will and codicil of Kathleen
Cone, deceased, f/b/o children of Kenneth G. Cone
P.O. Box 11310
Midland, Texas 79702

Re: New Mexico Oil Conservation Division Case No. 14598,
In the Matter of the Application of Yates Petroleum
Corporation for a Non-Standard Spacing and Proration
Unit and Compulsory Pooling, Eddy County, New
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Dear Mr. Cone:

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VANDIVER & BOWMAN, P.C.

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David R. Vandiver

DRV:ldc

Encl. as stated

cc: *Mr. Chuck Moran*

VANDIVER & BOWMAN, P.C.

Attorneys at Law

611 West Mahone, Suite E
Artesia, New Mexico 88210-2075
(575) 746-9841

DAVID R. VANDIVER
JEFFREY L. BOWMAN

FAX
(575) 746-4208

January 27, 2011

Via Certified Mail - Return Receipt Requested

Ms. Cathie Cone McCown
P.O. Box 658
Dripping Spring, Texas 78620

*Re: New Mexico Oil Conservation Division Case No. 14598,
In the Matter of the Application of Yates Petroleum
Corporation for a Non-Standard Spacing and Proration
Unit and Compulsory Pooling, Eddy County, New
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David R. Vandiver

DRV:lde

Encl. as stated

cc: Mr. Chuck Moran

VANDIVER & BOWMAN, P. C.

Attorneys at Law

611 West Mahone, Suite E
Artesia, New Mexico 88210-2075
(575) 746-9841

FAX
(575) 746-4208

DAVID R. VANDIVER
JEFFREY L. BOWMAN

January 27, 2011

Via Certified Mail - Return Receipt Requested

Mr. Kenneth G. Cone
P.O. Box 11310
Midland, Texas 79702

*Re: New Mexico Oil Conservation Division Case No. 14598,
In the Matter of the Application of Yates Petroleum
Corporation for a Non-Standard Spacing and Proration
Unit and Compulsory Pooling, Eddy County, New
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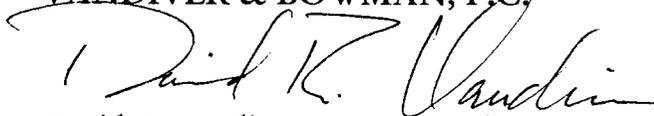
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VANDIVER & BOWMAN, P. C.

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611 West Mahone, Suite E
Artesia, New Mexico 88210-2075
(575) 746-9841

DAVID R. VANDIVER
JEFFREY L. BOWMAN

FAX
(575) 746-4208

January 27, 2011

Via Certified Mail - Return Receipt Requested

Bank of Oklahoma, N.A.
Trust Department
P.O. Box 1588
Tulsa, Oklahoma 74101

*Re: Trust created under the Will and Codicil of Kathleen
Cone, deceased, f/b/o children of Tom R. Cone*

*New Mexico Oil Conservation Division Case No. 14598,
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David R. Vandiver

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Encl. as stated

cc: *Mr. Chuck Moran*

VANDIVER & BOWMAN, P.C.

Attorneys at Law

611 West Mahone, Suite E
Artesia, New Mexico 88210-2075
(575) 746-9841

DAVID R. VANDIVER
JEFFREY L. BOWMAN

FAX
(575) 746-4208

January 27, 2011

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Tom R. Cone
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Southwest City, Missouri 64863

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VANDIVER & BOWMAN, P.C.

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David R. Vandiver

DRV:ldc

Encl. as stated

cc: Mr. Chuck Moran

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Postage	\$ 1.22	0612
Certified Fee	2.80	04
Return Receipt Fee (Endorsement Required)	2.30	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	JAN 17 2011
Total Postage & Fees	\$ 6.32	01/27/2011

Sent To
Auwenshine's Children's
 Cathie Cone McGown
 P.O. Box 507
 Dripping Spring, Tx

PS Form 3800, August 2006 See Reverse

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:
 Auwenshine's Children's Testamentary Trust
 Cathie Cone McGown, Trustee
 P.O. Box 507
 Dripping Spring, Tx 78620

2. Article Number (Transfer from service label) 7008 1300 0001 9162 5902

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
 X [Signature]

B. Received by (Printed Name) C. Date of Delivery
 Billie McGown 2/1/11

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

U.S. Postal Service™
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For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 1.05	0612
Certified Fee	2.80	04
Return Receipt Fee (Endorsement Required)	2.30	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	JAN 17 2011
Total Postage & Fees	\$ 6.32	01/27/2011

Sent To
 Kenneth G. Cone, Trustee of the
 Trusts created w/ a codicil
 of Kathleen Cone, fbo
 Kenneth G. Cone
 P.O. Box 1131D
 Midland, Texas 79702

PS Form 3800, August 2006 See Reverse

SENDER: COMPLETE THIS SECTION

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1. Article Addressed to:
 Kenneth G. Cone, Trustee of the Trusts created w/ a codicil of Kathleen Cone, fbo Kenneth G. Cone
 P.O. Box 1131D
 Midland, Texas 79702

2. Article Number (Transfer from service label) 7009 0820 0001 4129 5170

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
 X [Signature]

B. Received by (Printed Name) C. Date of Delivery
 [Signature] 2/1/11

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

U.S. Postal Service™
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 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com
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Postage	\$ 1.25	0612 04 ARTESIA NM Postmark Here JAN 27 2011 USPS 8210
Certified Fee	2.80	
Return Receipt Fee (Endorsement Required)	2.30	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 6.35	

Sent To Cathie Cone McCown
 Street, Apt. No., or PO Box No. P.O. Box 658
 City, State, ZIP+4 Dripping Springs, TX 78620
 PS Form 3800, August 2005 See Reverse for Instructions

Cathie Cone McCown
 P.O. Box 658
 Dripping Spring, Texas
 78620

COMPLETE THIS SECTION

1, 2, and 3. Also complete Restricted Delivery if desired. and address on the reverse return the card to you. to the back of the mailpiece, if space permits.

COMPLETE THIS SECTION ON DELIVERY

A. Signature [Signature] Agent Addressee

B. Received by (Printed Name) Bill McCown C. Date of Delivery 2/1/11

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) 7008 1300 0001 9162 5889

PS Form 3811, February 2004 Domestic Return Receipt

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com
OFFICIAL USE

Postage	\$ 1.22	0612 04 ARTESIA NM Postmark Here JAN 27 2011 USPS 8210
Certified Fee	2.80	
Return Receipt Fee (Endorsement Required)	2.30	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 6.32	

Sent To Kenneth G. Cone
 Street, Apt. No., or PO Box No. P.O. Box 11310
 City, State, ZIP+4 Midland, TX 79702
 PS Form 3800, August 2006 See Reverse for Instructions

Kenneth G Cone
 P.O. Box 11310
 Midland, TX
 79702

COMPLETE THIS SECTION

1, 2, and 3. Also complete Restricted Delivery if desired. and address on the reverse return the card to you. to the back of the mailpiece, if space permits.

COMPLETE THIS SECTION ON DELIVERY

A. Signature [Signature] Agent Addressee

B. Received by (Printed Name) C. Date of Delivery 2/1/11

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) 7008 1300 0001 9162 5896

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

DLR # 5

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information, visit our website at www.usps.com

TULSA, OK 74101

OFFICIAL USE

Postage	\$ 1.25	0612
Certified Fee	2.80	04
Return Receipt Fee (Endorsement Required)	2.30	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 6.35	01/27/2011



Sent To Oklahoma, N.A.
Bank of
 Street, Apt. No.; or PO Box No. P.O. Box 1588 Trust Dept
 City, State, ZIP+4 Tulsa, OK 74101

PS Form 3800, August 2006 See Reverse for Instructions

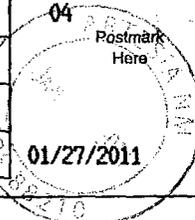
U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

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SOUTHWEST CITY, MO 64863

OFFICIAL USE

Postage	\$ 1.25	0612
Certified Fee	2.80	04
Return Receipt Fee (Endorsement Required)	2.30	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 6.35	01/27/2011



Sent To Tom R. Cone
 Street, Apt. No.; or PO Box No. P.O. Box 400
 City, State, ZIP+4 Southwest City, Missouri 64863

PS Form 3800, August 2006 See Reverse for Instructions

THIS SECTION

and 3. Also complete 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:

Tom R. Cone
 P.O. Box 400
 Southwest City, Missouri
 64863

2. Article Number

(Transfer from service label)

7008 1300 0001 9162 5872

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee
Sue Ray

B. Received by (Printed Name) Sue Ray

C. Date of Delivery 2/2/11

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



[Track & Confirm](#)

[FAQs](#)

Track & Confirm

Search Results

Label/Receipt Number: **7009 0820 0001 4129 5255**

Expected Delivery Date: **January 31, 2011**

Class: **First-Class Mail®**

Service(s): **Certified Mail™**

Return Receipt

Status: **Acceptance**

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

Your item was accepted at 3:50 pm on January 27, 2011 in ARTESIA, NM 88210. No further information is available for this item.

Notification Options

Track & Confirm by email

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No FEAR Act EEO Data

FOIA



United States Postal Service



Project 25

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