

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF NADEL AND GUSSMAN  
PERMIAN, L.L.C. FOR COMPULSORY  
POOLING, EDDY COUNTY, NEW MEXICO.

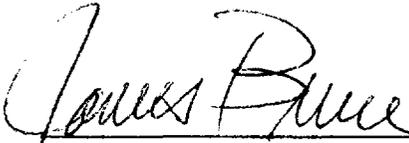
Case No. 12829

AFFIDAVIT REGARDING NOTICE

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

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 set forth herein.
2. I am an attorney for Applicant.
3. Applicant 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 Rule 1207.

  
\_\_\_\_\_  
James Bruce

SUBSCRIBED AND SWORN TO before me this 5th day of March, 2002, by James Bruce.

  
\_\_\_\_\_  
Notary Public

My Commission Expires:  
3/14/2005

OIL CONSERVATION DIVISION

CASE NUMBER \_\_\_\_\_

EXHIBIT 4

**JAMES BRUCE**

**ATTORNEY AT LAW**

POST OFFICE BOX 1056  
SANTA FE, NEW MEXICO 87504

324 MCKENZIE STREET  
SANTA FE, NEW MEXICO 87501

(505) 982-2043  
(505) 982-2151 (FAX)

February 13, 2002

**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 Nadel and Gussman Permian, L.L.C., regarding the E½ of Section 36, Township 17 South, Range 29 East, N.M.P.M., Eddy County, New Mexico. This application is scheduled to be heard at 8:15 a.m. on Thursday, March 7, 2002 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 appear at the hearing and present evidence. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Very truly yours,



James Bruce

Attorney for Nadel and Gussman Permian, L.L.C.



EXHIBIT A

EOG Resources, Inc.  
P.O. Box 2267  
Midland, Texas 79702

Attention: Patrick J. Tower

Phillips Petroleum Company  
4001 Penbrook Street  
Odessa, Texas 79762

Attention: Linda Hicks

Southwestern Energy Production Company  
Suite 300  
2350 North Sam Houston Parkway East  
Houston, Texas 77032

Attention: Samuel Glenn Thompson

Westway Petroleum  
Lock Box 70  
500 North Akard Street  
Dallas, Texas 75201

U.S. Postal Service

CERTIFIED MAIL RECEIPT

Domestic Mail Only. No Insurance Coverage Provided.

7001 2510 0006 7383 0276 1001

Postage	\$ 0.57
Certified Fee	2.10
Return Receipt Fee (Endorsement Required)	1.50
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.17

Sent To: EOG Resources, Inc.  
Street, Apt. No. or PO Box No. P.O. Box 2267  
City, State, ZIP+4 Midland, Texas 79702

Postmark Here: SANKRFE MW 8750

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:

Westway Petroleum  
Lock Box 70  
500 North Akard Street  
Dallas, Texas 75201

2. Article Number (Copy from service label)  
7001 2510 0006 7383 0276

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

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:

EOG Resources, Inc.  
P.O. Box 2267  
Midland, Texas 79702

2. Article Number (Copy from service label)  
7001 2510 0006 7383 0269

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

SENDER: COMPLETE THIS SECTION

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Lock Box 70  
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Dallas, Texas 75201

Postmark Here: SANKRFE MW 87501-969 FEB 12 2002 USPS

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

1. Article Addressed to:

Phillips Petroleum Company  
4001 Penbrook Street  
Odessa, Texas 79762

2. Article Number (Copy from service label)  
1201 2510 0006 7383

PS Form 3811, July 1999

102595-00-M-0952

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Restricted Delivery Fee (Endorsement Required)	4.17
<b>Total Postage &amp; Fees</b>	<b>\$ 8.34</b>

Sent To: Phillips Petroleum Company  
Street, Apt. No., or PO Box No.: 4001 Penbrook Street  
City, State, ZIP+4: Odessa, Texas: 79762

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

4. Restricted Delivery? (Extra Fee)  Yes



**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:

Southwestern Energy Production Company  
Suite 300  
2350 North Sam Houston Parkway East  
Houston, Texas 77032

2. Article Number (Copy from service label)  
1201 2510 0006 7383

PS Form 3811, July 1999

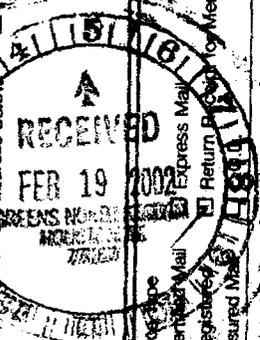
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Sent To: Southwestern Energy Production Company  
Street, Apt. No., or PO Box No.: Suite 300, 2350 North Sam Houston Parkway East  
City, State, ZIP+4: Houston, Texas 77032

3. Service Type  
 Certified Mail  
 Registered  
 Insured Mail  
 Express Mail  
 Return Receipt for Merchandise

4. Restricted Delivery? (Extra Fee)  Yes



**RECIPIENT: 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.

A. Received by (Please Print Clearly) **Amy Fair**

B. Date of Delivery **FEB 19 2002**

C. Signature **Amy Fair**

D. Is delivery address different from item 1?  Yes  No

If YES, enter delivery address below:

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Phillips Petroleum Company  
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Odessa, Texas 79762

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