

**BEFORE THE OIL CONSERVATION DIVISION
NEW MEXICO ENERGY, MINERALS AND
NATURAL RESOURCES DEPARTMENT**

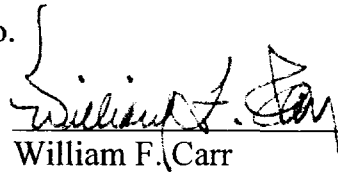
**APPLICATION OF NEARBURG EXPLORATION
COMPANY, L.L.C., FOR COMPULSORY
POOLING AND DIRECTIONAL DRILLING,
LEA COUNTY, NEW MEXICO.**

CASE NO. _____

AFFIDAVIT


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

William F. Carr, attorney in fact and authorized representative of Nearburg Exploration Company, L.L.C., the Applicant herein, being first duly sworn, upon oath, states that notice has been given to all interested persons entitled to receive notice of this application under Oil Conservation Division rules, and that notice has been given at the addresses shown on Exhibit "A" attached hereto.



William F. Carr

SUBSCRIBED AND SWORN to before me this 19th day of September 2002.



Notary Public

My Commission Expires:

Aug 23, 2005

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Case No. 12939 Exhibit No. 5
Submitted by:
NEARBURG EXPLORATION COMPANY, L.L.C.
Hearing Date: October 10, 2002

EXHIBIT A

**APPLICATION OF NEARBURG EXPLORATION COMPANY, L.L.C.
FOR COMPULSORY POOLING AND DIRECTIONAL DRILLING,
S/2 SE/4 OF SECTION 15, TOWNSHIP 17 SOUTH, RANGE 37 EAST, NMPM
LEA COUNTY, NEW MEXICO.**

NOTIFICATION LIST

OXY USA WTP Limited Partnership
Post Office Box 50250
Midland, Texas 79710

ZIA Royalty, L.L.C.
Post Office Box 2160
Hobbs, New Mexico 88241

Norma Jean Chanley
Post Office Box 728
Hobbs, New Mexico 88240

XTO Energy, Inc.
810 Houston Street, Suite 2000
Fort Worth, Texas 76102

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

WFC
Nearburg
Guernsey
Postage \$ 1.60
Certified Fee 2.30
Return Receipt Fee (Endorsement Required) 1.75
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$ 4.65

Sent To

Street, Apt. No.,
or PO Box No.
City, State, ZIP+4

PS Form 3800, Jan

Norma Jean Chanley
Post Office Box 728
Hobbs, New Mexico 88

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:

Norma Jean Chanley
Post Office Box 728
Hobbs, New Mexico 88240

2. Article Number (Copy from)

7001 1140 0002 5600 8722

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-C

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

C. Signature X Norma Jean Chanley

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

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

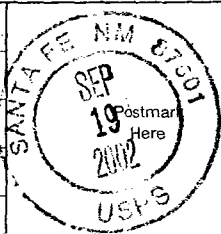
WFC
Nearburg
Guernsey
Postage \$.60
Certified Fee 2.30
Return Receipt Fee (Endorsement Required) 1.75
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$ 4.65

Sent To

Street, Apt. No.,
or PO Box No.
City, State, ZIP+4

PS Form 3800, Jan

OXY USA WTP Limited
Partnership
Post Office Box 50250
Midland, Texas 79710



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

WFC Nearburg Guernsey	Postage	\$.60
	Certified Fee	2.30
	Return Receipt Fee (Endorsement Required)	1.75
	Restricted Delivery Fee (Endorsement Required)	
	Total Postage & Fees	\$ 4.65

Sent To
Street, Apt. No.
or PO Box No.
City, State, ZIP

XTO Energy, Inc.
810 Houston Street, Suite 2000
Fort Worth, Texas 76102

PS Form 3800

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:

XTO Energy, Inc.
810 Houston Street, Suite 2000
Fort Worth, Texas 76102

COMPLETE THIS SECTION ON DELIVERY

- A. Received by (Please Print Clearly) **Steve Williams** B. Date of Delivery **9-23-99**
- C. Signature *Steve Williams* ☐ Agent ☐ Address
- 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 (C)

7001 1140 0002 5600 8739

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-05

- 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:

ZIA Royalty, L.L.C.
Post Office Box 2160
Hobbs, New Mexico 88241

- A. Received by (Please Print Clearly) **Nancy J. Elrod** B. Date of Delivery **9-23-99**
- C. Signature *Nancy J. Elrod* ☐ Agent ☐ Address
- 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 (C)

7001 1140 0002 5600 8715

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-

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

WFC Nearburg Guernsey	Postage	\$.60
	Certified Fee	2.30
	Return Receipt Fee (Endorsement Required)	1.75
	Restricted Delivery Fee (Endorsement Required)	
	Total Postage & Fees	\$ 4.65

Sent To
Street, Apt. No.;
or PO Box No.
City, State, ZIP

ZIA Royalty, L.L.C.
Post Office Box 2160
Hobbs, New Mexico 88

PS Form 3800