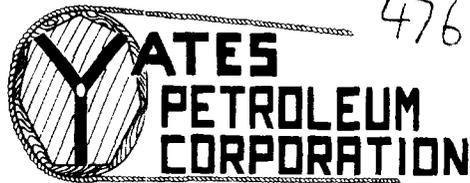


CTB 8-19-98
476

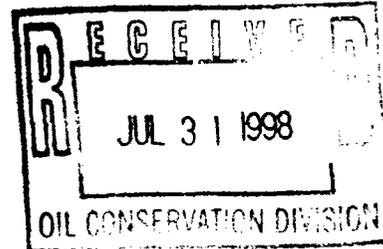
~~PC~~ ~~N/R~~

MARTIN YATES, III
1912 - 1985
FRANK W. YATES
1936 - 1986



105 SOUTH FOURTH STREET
ARTESIA, NEW MEXICO 88210
TELEPHONE (505) 748-1471

S. P. YATES
CHAIRMAN OF THE BOARD
JOHN A. YATES
PRESIDENT
PEYTON YATES
EXECUTIVE VICE PRESIDENT
RANDY G. PATTERSON
SECRETARY
DENNIS G. KINSEY
TREASURER



July 29, 1998

Oil Conservation Division
Attn: Lori Wrotenbery
P.O. Box 6429
Santa Fe, NM 87505-6429

Re: Surface Commingling, Lease Commingling,
Off-Lease Storage and Measurement.
Indian Basin Upper Penn and ~~Wildcat Canyon~~

Dear Ms. Wrotenbery,

Yates Petroleum Corporation respectfully requests administrative approval for surface commingling, lease commingling, off-lease storage and measurement for the following wells:

Smith Federal Gas Com. #2
Unit E, SWNW
2049' FNL & 480' FWL
Sec. 12-T22S-R22E
Eddy Co., NM 23

Malone ASA Federal Com #1
Unit G, SWNE
1800' FNL & 1650' FEL
Sec. 12-T22S-R22E
Eddy Co., NM 23

INDIAN BASIN - UPPER PENN,
NOT WILDCAT-CANYON. PER
BRYAN ARANT. 8-18-98
MA

The production from these wells is transported prior to measurement to a common tank battery, located at the Smith Federal Gas Com. #2 (Unit E, 2049' FNL & 480' FWL Sec. 12-T22S-R23E).

The purpose of the surface commingling, lease commingling, off lease storage and measurement is to reduce operating costs for storage and treating, thereby extending the economic life of each well. Without approval for utilizing existing batteries on adjacent leases, it will become necessary to build separate facilities for each well. This will greatly increase costs and shorten the economic life of the wells.

Because working and royalty interests for the wells are different, oil from each of the wells will be measured by turban equipment prior to surface commingling. Gas from the wells will also be metered separately. This metering will ensure that all production from each of the wells is equitably accounted for with no significant effect on your revenue. The production is from the Indian Basin Upper Penn and the ~~Wildcat Canyon~~

The following is enclosed:

A map showing the location of the wells.

A diagram of the proposed measurement equipment, separators and storage tanks in accordance with the "Manual of Installation and Operation of Commingling Facilities".

Notification of working interest, royalty interest and overriding royalty interest owners.

Notification to the Bureau of Land Management.

If you should have any questions or need further information, please give me a call at (505) 748-4206 (direct line).

Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink that reads "Pamela S. Evans". The signature is written in a cursive style with a large initial 'P'.

Pamela S. Evans
Production Clerk

PE
Attachments

Lease No.: NM-0251099A

AMOCO PRODUCTION CO
USA-SMITH GAS UNIT

YATES PETROLEUM
SMITH FED GAS C

- 1

Yates Petroleum
Malone ASA Fed Com

- 2



1



12



Measurement & Storage Facility

YATES PETROLEUM		
NEW MEXICO 22S 23E		
1:12000		S. Davidson

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

FORM APPROVED
Budget Bureau No. 1004-0135
Expires: March 31, 1993

SUNDRY NOTICES AND REPORTS ON WELLS

Do not use this form for proposals to drill or to deepen or reentry to a different reservoir.
Use "APPLICATION FOR PERMIT-" for such proposals

SUBMIT IN TRIPLICATE

5. Lease Designation and Serial No.

NM-0251099A

6. If Indian, Allottee or Tribe Name

7. If Unit or CA, Agreement Designation

8. Well Name and No.

Smith Federal Gas Com #2

9. API Well No

30-015-26834

10. Field and Pool, or Exploratory Area

Indian Basin Upper Penn

11. County or Parish, State

Eddy Co., NM

1. Type of Well

Oil Well Gas Well Other

2. Name of Operator

YATES PETROLEUM CORPORATION

3. Address and Telephone No.

105 S. 4th Street, Artesia, NM 88210 (505) 748-1471

4. Location of Well (Footage, Sec., T., R., M., or Survey Description)

2049' FNL & 480' FWL Section 12-T22S-R23E (Unit E, SWNW)

12. CHECK APPROPRIATE BOX(s) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA

TYPE OF SUBMISSION

TYPE OF ACTION

- Notice of Intent
- Subsequent Report
- Final Abandonment Notice

- Abandonment
- Recompletion
- Plugging Back
- Casing Repair
- Altering Casing
- Other **Surface Commingling & Storage**

- Change of Plans
- New Construction
- Non-Routine Fracturing
- Water Shut-Off
- Conversion to Injection
- Dispose Water

(Note: Report results of multiple completion on Well Completion or Recompletion Report and Log form.)

13. Describe Proposed or Completed Operations (Clearly state all pertinent details, and give pertinent dates, including estimated date of starting any proposed work. If well is direction drilled, give subsurface locations and measured and true vertical depths for all markers and zones pertinent to this work.)*

Yates Petroleum Corporation respectfully request approval for surface commingling and off lease storage and measurement.

Please see attached application.

14. I hereby certify that the foregoing is true and correct

Signed Pamela S. Evans

Title Production Secretary

Date 7/29/98

(This space for Federal or State office use)

Approved by

Title

Date

Conditions of approval, if any:

Title 18 U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

*See Instruction on Reverse Side

**APPLICATION FOR SURFACE COMMINGLING
OFF LEASE STORAGE AND MEASUREMENT APPROVAL**
This Format Should Be Attached To A Sundry Notice

To: Bureau of Land Management
620 East Greene Street
Carlsbad, NM 88221-1778

Yates Petroleum Corporation (Operator's Name) is requesting approval for surface commingling and off lease storage and measurement of hydrocarbon production from the following formation(s) and well(s) on Federal Lease No. NM-0251099A; Lease Name: Smith Federal Gas Com. .

<u>Well No.</u>	<u>Loc.</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rng.</u>	<u>Formation</u>
<u>2</u>	<u>E</u>	<u>12</u>	<u>22S</u>	<u>23E</u>	<u>Indian Basin Upper Penn</u>

with hydrocarbon production from the following formation(s) and well(s) on a Federal Lease No. NM-0399448; Lease Name: Malone ASA Federal Com.

<u>1</u>	<u>G</u>	<u>12</u>	<u>22S</u>	<u>23E</u>	<u>Wildcat Canyon</u>
----------	----------	-----------	------------	------------	-----------------------

Production from the well(s) involved is as follows:

<u>Well Name and No.</u>	<u>BOPD</u>	<u>Oil Gravity</u>	<u>MCFPD</u>
<u>Smith Federal Gas Com #2</u>	<u>.0968</u>	<u>NA</u>	<u>761</u>
<u>Malone ASA Federal Com #1</u>	<u>.1667</u>	<u>NA</u>	<u>155</u>

The proposed operation is described in detail on the attached diagrams.

A map is enclosed showing the location of all the wells that will contribute production to the proposed commingling/common storage facility.

A schematic diagram is also attached which clearly identifies all equipment that will be utilized.

The storage and measuring facility is located at SWNW-1/4, Sec. 12, T22S, R23E, Federal lease Smith Federal Gas Com #2 Eddy Co. NM. BLM will be notified if there is any future change in the facility location.

Details of the proposed method of allocating production to contributing sources is as follows:

Oil will be transported off lease prior to measurement and will be measured by turban metering equipment. Gas will also be measured separately. Total sales volume will be allocated back to individual wells based on daily well test.

The working interest owners have been notified of the proposal.

The proposed commingling of production is in the interest of conservation and will not result in reduced royalty or improper measurement of production.

The purpose of the surface commingling, lease commingling, off lease storage and measurement is to reduce operating costs for storage and treating, thereby extending the economic life of each well. Without approval for utilizing existing batteries on adjacent leases, it will become necessary to build separate facilities for each well. This will greatly increase costs and shorten the economic life of the wells.

The proposed commingling is necessary for economic operation of the above referenced leases.

We understand that the request approval will not constitute the granting of any right-of-way or construction rights not granted by the lease instrument. And, we will submit within 30 days an application for right-of-way approval to the BLM's Realty Section in your office if we have not already done so.

Signature: Pamela S. Evans

Name: Pamela S. Evans

Title: Production Clerk

Date: 7-29-98

Working Interest Owners, Royalty Interest Owners, Overriding Royalty Interest

Barber Oil Exploration
P.O. Box 1772
Hobbs, NM 88241

Bryan Bell Family Ltd. #1
1331 Third Street
New Orleans, LA 70130

Rubie Crosby Bell Family Ltd. #1
1331 Third Street
New Orleans, LA 70130

Jack P. Brook
400 Poydus Street
Suite 2500
New Orleans, LA 70130

R.P. Bushman Jr. Estate Trust
Anne Holton Bushman, Trustee
1980 Post Oak Blvd., #2110
Houston, TX 77056

Diverse GP III
c/o NCNB Texas National Bank
P.O. Box 2059
San Antonio, TX 78297-2059

Gilbert J. Eaton
461 Rittenhouse Blvd.
Jeffersonville, PA 19403

Virginia E. Eaton
461 Rittenhouse Blvd.
Jeffersonville, PA 19403

James A. Elkins Jr.
1166 First City Tower
1001 Fannin
Houston, TX 77002

The Anderson-Malone Trust
P.O. Box 87
Roswell, NM 88202

Lunt Trust
FNB of Santa Fe, NM, Trustee
P.O. Box 1588
Tulsa, OK 74101

Fourway Oil Company
P.O. Box 2185
Longview, TX 75606

Brian Hugh Hanagan
2489 Wildoak Circle
Dallas, TX 75226-5824

Michael George Hanagan
P.O. Box 1737
Roswell, NM 88202-1737

Robert Wallace Hanagan
P.O. Box 430
Roswell, NM 88202-0430

Timothy Edward Hanagan
P.O. Box 3905
Durango, CO 81302

Debra Ann Hill Trust
Debra A. Hill, Trustee
P.O. Box 1887
Santa Fe, NM 87504

Lindenmuth & Associates, Inc.
510 Hearn Street
Suite 200
Austin, TX 78703

Ross L. Malone, Trust
Baynard W. Malone, Trustee
P.O. Box 87
Roswell, NM 88201

Russell D. Mann
1908 W. Carolina Way
Roswell, NM 88201-0700

Elizabeth A. Malone Trust
Baynard W. Malone, Trustee
P.O. Box 87
Roswell, NM 88201

Earl L. Malone
2501 Cortez
Roswell, NM 88201

Charles F. Malone Living Trust
Charles F. & Margaret T. Malone, Trustees
P.O. Drawer 700
Roswell, NM 88202

Menasco Marital Trust
Ione Newsome Menasco & Victor Wales, Trustees
P.O. Box 650291
Dallas, TX 75265-0291

MW Petroleum Corporation
Revenue Dept.
P.O. Box 840133
Dallas, TX 75284-0133

The Moore Trust
J. Hiram, Betty J. & Michael Moore, Trustees
P.O. Box 10908
Midland, TX 79702

The Lyons Foundation,
A Texas Non-Profit Corporation
c/o Sue Hill
1980 Post Oak Blvd.
Suite 2110
Houston, TX 77056

Patricia Penrose Schieffer Trustee
1000 Ballpark Ave.
Suite 300
Arlington, TX 76011

Estelle L. Shepherd
5739 Indian Circle
Houston, TX 77057-1302

June Danglade Speight
P.O. Drawer 1687
Lovington, NM 88260

Z 378 961 501

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided

Barber Oil Exploration
P.O. Box 1772,
Hobbs, NM 88241

PS Form 3800, April 1995

Postage	\$
Certified Fee	
Special Delivery Fee	
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Return Receipt Showing to Whom & Date Delivered	
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TOTAL Postage & Fees	\$
Postmark or Date <i>Smith + Malone</i> <i>7-28-98</i>	

Z 378 961 502

US Postal Service
Receipt for Certified Mail
Bryan Bell Family Ltd. #1
1331 Third St.,
New Orleans, LA 70130

PS Form 3800, April 1995

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Return Receipt Showing to Whom & Date Delivered	
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TOTAL Postage & Fees	\$
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No Insurance Coverage Provided

Rubie Crosby Bell Family Ltd. #1

1331 Third St.,

New Orleans, LA 70130

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Return Receipt Showing to Whom & Date Delivered	
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TOTAL Postage & Fees	\$
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2 378 961 504

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Jack P. Brook

400 Poydus St., Suite 2500

New Orleans, LA 70130

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No Insurance Coverage Provided.

R.P. Bushman Jr. Estate Trust
Anne Holton Bushman, Trustee
1980 Post Oak Blvd., #2110,
Houston, TX 77056

PS Form 3800, April 1995

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Return Receipt Showing to Whom & Date Delivered	
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TOTAL Postage & Fees	\$
Postmark or Date <i>Smith Malone 7-28-98</i>	

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No Insurance Coverage Provided

Diverse GP III
c/o NCNB Texas National Bank
P.O. Box 2059,
San Antonio, TX 78297-2059

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Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
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Z 378 961 507

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided
Gilbert J. Eaton
461 Rittenhouse Blvd.,
Jeffersonville, PA 19403

PS Form 3800, April 1995

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Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date <i>Smith + Malone</i> <i>7-28-98</i>	

Z 378 961 508

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No Insurance Coverage Provided.

Virginia E. Eaton
461 Rittenhouse Blvd.,
Jeffersonville, PA 19403

PS Form 3800, April 1995

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TOTAL Postage & Fees	\$
Postmark or Date <i>Smith + Malone</i> <i>7-28-98</i>	

Z 378 961 509

US Postal Service

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Mail Insurance Coverage Provided

James A. Elkins Jr.
1166 First City Tower, 1001 Fannin
Houston, TX 77002

PS Form 3800, April 1995

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The Anderson-Malone Trust

P.O. Box 87,

Roswell, NM 88202

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Z 378 961 511

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Do not use for late mail.

Lunt Trust

FNB of Santa Fe, NM, Trustee

P.O. Box 1588,

Tulsa, OK 74101

PS Form 3800, April 1995

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Fourway Oil Company
P.O. Box 2185,
Longview, TX 75606

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Brian Hugh Hanagan

2489 Wildoak Circle,

Dallas, TX 75226-5824

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TOTAL Postage & Fees	\$
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Michael George Hanagan

P.O. Box 1737,

Roswell, NM 88202-1737

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TOTAL Postage & Fees	\$
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Robert Wallace Hanagan
P.O. Box 430,
Roswell, NM 88202-0430

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TOTAL Postage & Fees	\$
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Timothy Edward Hanagan

P.O. Box 3905,

Durango, CO 81302

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TOTAL Postage & Fees	\$
Postmark or Date <i>Smith + Malone 7-28-98</i>	

Z 378 961 517

US Postal Service
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No Insurance Coverage Provided.

Debra Ann Hill Trust
Debra A. Hill, Trustee
P.O. Box 1887,
Santa Fe, NM 87504

PS Form 3800, April 1995

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Return Receipt Showing to Whom & Date Delivered	
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TOTAL Postage & Fees	\$
Postmark or Date	7-28-98
<i>Smith + Malone</i>	

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US Postal Service

Receipt for Certified Mail

Lindenmuth & Associates, Inc.
510 Hearn St., Suite 200
Austin, TX 78703

PS Form 3800 April 1995

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Special Delivery Fee	
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Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	7-28-98
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US Postal Service

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No Insurance Coverage Provided.

Ross L. Malone, Trust
Baynard W. Malone, Trustee
P.O. Box 87,
Roswell, NM 88201

PS Form 3800, April 1995

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Special Delivery Fee	
Restricted Delivery Fee	
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Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	7-28-98
<i>Smith + Malone</i>	

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Russell D. Mann

1908 W. Carolina Way,

Roswell, NM 88201-0700

PS Form 3800, April 1995

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Return Receipt Showing to Whom & Date Delivered	
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TOTAL Postage & Fees	\$
Postmark or Date <i>Smith & Malone 7-28-98</i>	

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US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided.

Elizabeth A. Malone Trust
Baynard W. Malone, Trustee
P.O. Box 87,
Roswell, NM 88201

PS Form 3800, April 1995

Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date <i>Smith + Malone</i> 7-28-98	

Z 378 961 522

US Postal Service
Earl L. Malone
2501 Cortez,
Roswell, NM 88201

PS Form 3800, April 1995

Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date <i>Smith + Malone 7-28-98</i>	

Z 378 961 523

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Charles F. Malone Living Trust
Charles F. & Margaret T. Malone, Trustees
P.O. Drawer 700,
Roswell, NM 88202

PS Form 3800, April 1995

Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	7-28-98
<i>Smith + Malone</i>	

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US Postal Service

Receipt for Certified Mail

Menasco Martial Trust
Ione Newsome Menasco & Victor Wales,
Trustees
P.O. Box 650291,
Dallas, TX 75265-0291

PS Form 3800, April 1995

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Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date <i>Smith + Malene 7-28-98</i>	

Z 378 961 525

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

MW Petroleum Corporation, Revenue Dept.
P.O. Box 840133,
Dallas, TX 75284-0133

PS Form 3800, April 1995

Postage	\$
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Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	7-28-98
<i>Smith & Malone</i>	

Z 378 961 526

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided.

The Moore Trust
J. Hiram, Betty J. & Michael Moore,
Trustees
P.O. Box 10908,
Midland, TX 79702

PS Form 3800, April 1995

Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	7-28-98
<i>Smith + Malone</i>	

Z 378 961 527

U.S. Postal Service

The Lyons Foundation, A Texas Non-Profit
Corp.
c/o Sue Hill
1980 Post Oak Blvd., Suite 2110
Houston, TX 77056

Post Office, State, & ZIP Code	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date <i>Smith + Malone 7-28-98</i>	

PS Form 3800, April 1995

Z 378 961 528

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided

Neville G. Penrose Will Trust
Patricia Penrose Schieffer Trustee
1000 Ballpark Ave., Suite 300
Arlington, TX 76011

PS Form 3800, April 1995

Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	7-28-98
<i>Smith + Malone</i>	

Z 378 961 529

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Estelle L. Shepherd

5739 Indian Circle,

Houston, TX 77057-1302

PS Form 3800, April 1995

Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date <i>Smith + Malone 7-28-98</i>	

Z 378 961 530

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail.

June Dangle Speight

P.O. Drawer 1678,

Lovington, NM 88260

PS Form 3800, April 1995

Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	
<i>Smith + Malone 7-28-98</i>	