

Summary of Communications

EXHIBIT NO. 3

Nearburg Exploration Company, L.L.C. (4.09388% WI)

Bob Shelton and Duke Roush

(432) 686-8235

- 1) Proposed well via certified letter dated 2-9-04 with AFE, offered to purchase a term assignment if they didn't want to join.
- 2) Received Nearburg's letter dated 2-11-04 wherein Nearburg wanted to evaluate the Tombstone "5" Fed. Com #1 Well prior to making an election on the #2 Well.
- 3) Reproposed well per letter dated 4-27-04 for a location 1650' FNL & 1450' FWL with revised AFE because of surface concerns.
- 4) Received Nearburg's letter dated 5-7-04 wherein Nearburg elected to be a non-consenting party to our well proposal.
- 5) Bob Shelton called and wanted to know of status of well proposal. Told him we were evaluating results of #1 Well prior to proceeding.
- 6) Advised Bob that we had filed a pooling application and planned to pool them if they had no objection.

EOG Resources, Inc. (1.34330% WI)

Patrick Tower

(432) 686-3758

- 1) Proposed well via certified letter 2-18-04 with AFE and offered to purchase a term assignment if they didn't want to join.
- 2) Reproposed well via certified letter dated 4-27-04 with revised AFE enclosed.
- 3) Per phone conversation with Patrick 6-17-04, EOG was agreeable to giving us a term assignment after well was drilled or we could force pool them. They have small interest and low net revenue interest.
- 4) Per phone conversation with Patrick, they were agreeable to us force pooling their interest provided we were agreeable to furnishing them well information. Advised Patrick that we were agreeable, asked Patrick to send me a letter evidencing same with their well requirements.

Mr. Louis Berney (.00098% WI)

- 1) Proposed well via certified letter 2-17-04 with AFE.
- 2) Reproposed well via certified letter 4-27-04 with AFE.

Mr. David A. Metts (.76760% WI)

- 1) Proposed well via certified letter 2-12-04 with AFE.
- 2) Reproposed well via certified letter 4-7-04 with AFE.
- 3) Per phone conversation 5-13-04, Mr. Metts didn't want to join. He wanted \$500.00 per acre in lieu of the \$150.00 per acre we offered for a term assignment in lieu of his joining. Advised him we weren't paying \$500.00 per acre, we had taken leases and other assignments @ \$150.00 acre. He wasn't interested, advised me to pool him.

Leslea Ingram Cole (.05685% WI)

(520) 797-3572

- 1) Proposed well via certified letter 2-10-04 with AFE to Roswell address.
- 2) Proposed letter via certified letter 2-11-04 with AFE to Tucson address.
- 3) Per phone conversation 2-23-04 with Leslea, she would do the term assignment.
- 4) Sent term assignment with our check via letter 2-24-04.
- 5) Follow up letter 4-26-04 with AFE for revised location.

Joseph T. Ingram (.05685% WI)

- 1) Proposed well via certified letter 2-10-04 with AFE.
- 2) Sent term assignment with our check via letter 2-24-04.
- 3) Sent follow up letter via certified letter 4-26-04 with AFE. Letter was returned undeliverable.

Kaiser-Francis Oil Company (1.77523% WI)

Wayne Fields

(918) 491-4436

- 1) Proposed well via certified letter 2-10-04 with AFE.
- 2) Received K-F's letter 3-12-04 wherein K-F non-consented our well proposal.
- 3) Reproposed well 4-27-04 with revised AFE.
- 4) Faxed Wayne information regarding their ownership 4-30-04.
- 5) Received my 4-27-04 letter signed by K-F wherein K-F elected to participate in lieu of non-consent interest.
- 6) Sent K-F our JOA via letter 6-11-04 for their consideration and execution.
- 7) Sent K-F letter 6-16-04 with revised Page of JOA.

Advised Bob Shelton we had
filed pooling application
and planned to pool them
if it was agreeable with
them since their interest was
small and their net revenue
interest was small. Bob
agreed it wasn't worth
spending time on a trade
or trade agreement. He agreed
that we would carry them
under the pooling order.

BT

6-11-04

~~Howard Energy Part~~

Per Bob Shelton -

they have a 73% NRI in

N/2 as to their 4+% (.0409388)

I told Bob we may not drill

this - We'll put our trade on

hold until we're serious about

drilling

RB

5/12/04

Nearburg Exploration Company, L.L.C.

Exploration and Production
3300 North "A" Street
Building 2, Suite 120
Midland, Texas 79705
432/686-8235
FAX: 432/686-7806

May 7, 2004

Mr. Allen Brinson
Mcwbourne Oil Company
P. O. Box 7698
Tyler, Texas 75711

FAX: (903) 561-1515

RE: Tombstone "5" Federal Com. #2
1,650' FNL and 1,450' FWL
Section 5, T-20-S, R-25-E
Eddy County, New Mexico
Covert 90 Prospect

Gentlemen:

Nearburg Exploration Company, L.L.C. ("NEC") hereby elects to be a non-consenting party in the captioned well. NEC would be interested in granting a mutually acceptable farmout as an alternative to the non-consent election. Enclosed please find NEC's well requirement list. Please provide NEC with drilling reports, mud and electric logs on the well.

Thank you for your consideration in this matter.

Very truly yours,



Bob Shelton
Land Manager

BS/dw

cc: Kathie Craft
Bill Fairhurst
Fred White
Bill Elton
Carolyn McIver

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

April 27, 2004

Nearburg Exploration Company, L.L.C.
3300 North "A" Street
Building 2, Suite 120
Midland, Texas 79705
Attn: Duke Roush

Re: MOC's Tombstone "5" Fed. Com. #2 Well
1650' FNL & 1450' FWL
Section 5, T20S, R25E
Eddy County, New Mexico

Gentlemen:

Please be advised, the name of the Tombstone "5" Fee Com. #2 Well has been renamed Tombstone "5" Federal Com. #2 Well and the proposed location has been moved to 1650' FNL & 1450' FWL in lieu of the previously proposed location 1650' FNL & 990' FWL due to topographic concerns relating to surface drainage issues.

In reference to the above, I've enclosed a revised AFE dated April 4, 2004 for your consideration and execution should you elect to participate in the captioned well at the revised location. Please sign and return same to me at your earliest convenience. We anticipate spudding same on or about June 15, 2004.

Should you have any questions regarding the above, please call me.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

Nearburg Exploration Company, L.L.C.

Exploration and Production
3300 North "A" Street
Building 2, Suite 120
Midland, Texas 79705
432/686-8235
FAX: 432/686-7806

FEB 12 2004

February 11, 2004

Mewbourne Oil Company
500 W. Texas Ave., Suite 1020
Midland, Texas 79701

ATTN: Mr. Paul Haden

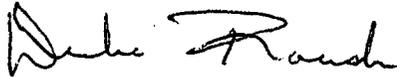
RE: Tombstone "5" Fee Com. #2
N/2 Section 5, T-20-S, R-25-E
Eddy County, New Mexico
Covert Prospect

Gentlemen:

Pursuant to our telephone conversation of this date, Nearburg Exploration Company, L.L.C.'s (NEC) is participating in the Tombstone "5" Fee Com. #1 well and would like to see the results of said well prior to making an election on the captioned offset well. We will timely elect as to our participation in said well upon reviewing the results of the #1 well and ask that NEC not be named in any force pooling hearing should you feel the need to take this well proposal before the New Mexico Oil and Gas Conservation Division.

If we can be of further assistance, please feel free to contact the undersigned.

Very truly yours,



Duke Roush
Senior Landman

DR/dw

cc: Bob Shelton
Fred White w/att.

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

February 9, 2004

Via Certified Mail-Return Receipt No. 5616

Nearburg Exploration Company
3300 North "A" Street
Building 2, Suite 120
Midland, Texas 79705

Re: Tombstone "5" Fee Com. #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Gentlemen:

Mewbourne Oil Company (Mewbourne) as Operator hereby proposes drilling the captioned well at a location 1650' FNL & 990' FWL of the captioned Section 5 to a depth sufficient to evaluate the Morrow formation, estimated total depth being 9,700' beneath the surface. The N/2 of the captioned Section 9 will be dedicated to the initial proposed well. Enclosed for your information and consideration is our AFE dated February 5, 2004.

In reference to the above, records indicate Nearburg Exploration Company (NEC) owns a 37.5% WI in the S/2SE/4NW/4, a 4.6875% WI in the SW/4NE/4 and a 9.375% WI in the SW/4NW/4 of the captioned Section 5.

In the event NEC elects to participate in the subject proposed well, please have the attached AFE executed and I will forward you our Operating Agreement for consideration and execution. In the event your firm elects not to participate in the proposed well, Mewbourne would be agreeable to acquiring a two (2) year term assignment of all of your firm's right, title and interest in the referenced land on the basis of \$150.00 per net acre wherein Mewbourne would be delivered a 75% NRI, subject to proportionate reduction.

Please call should you have any questions regarding the above.

Sincerely yours,

MEWBOURNE OIL COMPANY


D. Paul Haden
Senior Landman

DPH/gb

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:

Franking Exploration Company
3300 North A Street
Building 2, Suite 120
Mesa, AZ 85205

COMPLETE THIS SECTION ON DELIVERY

A. Signature

W. Walter Agent Addressee

B. Received by (Printed Name)

Walter Date of Delivery

2-10-04
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below

FEB 11 2004

3. Service Type

- Certified Mail Express Mail
- Registered Return Receipt for Merchandise
- Insured Mail C.O.D.
- Restricted Delivery (Extra Fee) Yes

2. Article Number
(Transfer from service label)

7003 1680 0006 6283 5616

PS Form 3811, August 2001

Domestic Return Receipt

Sanbata 5 Pm Am #2

102595-02-M-1540

Per Patrick Tower w/EOG 686-3758

Per phone conversation, Patrick agreed to allow EOG to be force pooled (non-consent under pooling order) since their title wasn't clear and because of the small WI and low NRI. I assured him we wouldn't portray EOG at the hearing as being the non-cooperative bad guys. The force pooling option was the easiest to do for both of us considering the circumstances. He's to send me letter with their well requirements -

FF.
6/18/04

Patrick Tower called this date. He said EOG would give us a free term assignment after well was drilled for we could pool them - whatever was easiest for us since this interest was so small. Advised him we would do it however they wanted but I told him it was just as easy for us to pool them since we were going to the hearing anyway. We'd give them well info either way. He's to let me know.

AP · 6-17-04

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

April 27, 2004

Via Certified Mail-Return Receipt No. 6347

EOG Resources, Inc.
P.O. Box 2267
Midland, Texas 79702
Attn: Mr. Patrick J. Tower

Re: Tombstone "5" Federal Com. #2 Well
(formerly Tombstone "5" Fee Com. #2 Well)
1650' FNL & 1450' FWL
Section 5, T20S, R25E
Eddy County, New Mexico

Dear Patrick:

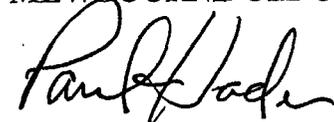
Reference is made to my previous letter dated February 10, 2004 (see copy enclosed) wherein Mewbourne Oil Company (Mewbourne) as Operator proposed drilling the Tombstone "5" Fee Com. #2 Well at a location 1650' FNL & 990' FWL of the captioned Section 5 to a depth sufficient to evaluate the Morrow formation. Please be advised, the proposed location has been moved to a location 1650' FNL & 1450' FWL due to topographic concerns regarding drainage issues. The well name has also been revised as referenced above. Enclosed for your consideration and execution if you choose to participate in the proposed well is our revised AFE dated April 4, 2004. In the event you elect to participate in the proposed well at the revised location, please execute and return the AFE and I will forward you our Operating Agreement for execution.

As we anticipate spudding the above proposed well on or about June 15, 2004, we are compelled to file an Application for Compulsory Pooling regarding the uncommitted joint interest owners in the N/2 spacing unit. Accordingly, we would appreciate receiving a decision from you at the earliest possible date to avoid your interest being force pooled.

Should you have any questions regarding the above, please call me.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

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
Attn: Mr. Patrick J. Tower

2. Article Number
(Transfer from service label)

7003 1680 0006 6283 6347

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
[Handwritten Signature]

B. Received by (Printed Name) Date of Delivery
[Handwritten Signature] 4/23/04

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

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

[Handwritten Signature] *[Handwritten Initials]* #2

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

February 18, 2004

Certified Mail-Return Receipt No. 5807

EOG Resources, Inc.
P.O. Box 2267
Midland, Texas 79702
Attn: Mr. Patrick J. Tower

Re: Tombstone "5" Fee Com. #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Dear Patrick:

As discussed, Mewbourne Oil Company (Mewbourne) as Operator, hereby proposes drilling the captioned well at a location 1650' FNL & 990' FWL of the captioned Section 5 to a depth sufficient to evaluate the Morrow formation, estimated total depth being 9,700' beneath the surface. The N/2 of the captioned Section 5 will be dedicated to the well. Enclosed for your further handling is our AFE dated February 5, 2004.

In reference to the above, title examination reflects that Unicon Producing Company owns a leasehold interest in the S/2SE/4NW/4, the SW/4NE/4 and the SW/4NW/4 of the captioned Section 5. Through previous communications with Unicon in 1997, apparently the Unicon interest was divested to Union Texas Petroleum Company, then to Meridian, Inc. and then to Burlington Resources Oil & Gas Company. We assume EOG Resources, Inc. acquired the Burlington interest in the captioned land. In this regard, I've enclosed a copy of our previous Original Drilling Title Opinion dated November 7, 1997 for your information and file. We are currently updating the enclosed title opinion for drilling purposes.

As referenced in the enclosed title opinion, records indicate Unicon (now apparently EOG) owns 12.30469% in the S/2SE/4NW/4, 1.53809% in the SW/4NE/4 and 3.07617% in the SW/4NW/4 of the captioned Section 5 being 4.306642 net acres which corresponds to a 1.34159% unit interest in the captioned land which contains 321.01 acres.

EOG Resources, Inc
Tombstone "5" Fee Com. #2 Well
February 18, 2004
Page -2-

Please confirm EOG's ownership in the subject land. Should EOG elect to join in the proposed well, please have the enclosed AFE executed on behalf of EOG and I will forward you our Operating Agreement for EOG's consideration and execution. In the event EOG elects not to participate in the proposed well, Mewbourne would be interested in acquiring the EOG interest on the basis of \$150.00 per acre wherein Mewbourne would be delivered a 75% NRI in the EOG leases.

As Mewbourne anticipates drilling the referenced well in the 1st or 2nd quarter of this year, we would appreciate receiving an immediate response from EOG as to EOG's participation in the proposed well. Please call me should you have any questions regarding the above.

Sincerely yours,

MEWBOURNE OIL COMPANY


D. Paul Haden
Senior Landman

DPH/gb

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
Attn: Mr. Patrick J. Tower

2. Article Number
(Transfer from service label)

7003 1680 0006 6283 5807

COMPLETE THIS SECTION ON DELIVERY

A. Signature

J. B. Rigg Agent Addressee

B. Received by (Printed Name) C. Date of Delivery

F. B. Rigg *7-19-04*

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

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

Tombstones "5" Fee Corn #2

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

April 27, 2004

Via Certified Mail-Return Receipt No. 6330

Mr. Louis Berney
1797 15th Ave.
Star Prairie, WI 54026-5502

Re: Tombstone "5" Federal Com. #2 Well
(formerly Tombstone "5" Fee Com. #2 Well)
1650' FNL & 1450' FWL
Section 5, T20S, R25E
Eddy County, New Mexico

Dear Mr. Berney:

Reference is made to my previous letter dated February 10, 2004 (see copy enclosed) wherein Mewbourne Oil Company (Mewbourne) as Operator proposed drilling the Tombstone "5" Fee Com. #2 Well at a location 1650' FNL & 990' FWL of the captioned Section 5 to a depth sufficient to evaluate the Morrow formation. Please be advised, the proposed location has been moved to a location 1650' FNL & 1450' FWL due to topographic concerns regarding drainage issues. The well name has also been revised as referenced above. Enclosed for your consideration and execution if you choose to participate in the proposed well is our revised AFE dated April 4, 2004. In the event you elect to participate in the proposed well at the revised location, please execute and return the AFE and I will forward you our Operating Agreement for execution.

As we anticipate spudding the above proposed well on or about June 15, 2004, we are compelled to file an Application for Compulsory Pooling regarding the uncommitted joint interest owners in the N/2 spacing unit. Accordingly, we would appreciate receiving a decision from you at the earliest possible date to avoid your interest being force pooled.

Should you have any questions regarding the above, please call me.

Sincerely yours,

MEWBOURNE OIL COMPANY


D. Paul Haden
Senior Landman

DPH/gb

SENDER: COMPLETE THIS SECTION

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- 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:

Mr. Louis Berney
1797 15th Ave.
Star Prairie, WI 54026-5502

2. Article Number
(Transfer from service label)

7003 1680 0006 6283 6330

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

1111 Jambotuku 51 Fedl. Cm #2

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]*

Agent

Addressee

B. Received by (Printed Name)

Louis Berney

C. Date of Delivery

4/30/04

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

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

February 17, 2004

Via Certified Mail-Return Receipt No. 5784

Mr. Louis Berney
1797 15th Ave.
Star Prairie, WI 54026-5502

Re: Tombstone "5" Fee Com. #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Dear Mr. Berney:

Mewbourne Oil Company (Mewbourne) as Operator hereby proposes drilling the captioned well at a location 1650' FNL & 990' FWL of the captioned Section 5 to a depth sufficient to evaluate the Morrow formation, estimated total depth being 9,700' beneath the surface. The N/2 of the captioned Section 9 will be dedicated to the initial proposed well. Enclosed for your information and consideration is our AFE dated February 5, 2004.

In reference to the above, records indicate you own a .00902% WI in the S/2SE/4NW/4, a .00113% WI in the SW/4NE/4 and a .00225% WI in the SW/4NW/4 of the captioned Section 5 below a depth of 4500' beneath the surface. On a unit basis, you own a .00098% WI in the captioned spacing unit.

In the event you elect to participate in the subject proposed well, please sign and return the attached AFE and I will forward you our Operating Agreement for consideration and execution. In the event you elect not to participate in the proposed well, Mewbourne would be agreeable to acquiring a two (2) year term assignment of all of your right, title and interest in the referenced land on the basis of \$150.00 per net acre wherein Mewbourne would be delivered a 75% NRI, subject to proportionate reduction.

Please call should you have any questions regarding the above.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

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:

Mr. Louis Berney
1797 15th Ave.
Star Prairie, WI 54026-5502

2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X *L. Berney* Agent Addressee

B. Received by (Printed Name) *L. Berney* C. Date of Delivery *2-20-08*

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

7003 1680 0006 6283 5784

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

Tom Berney Bldg Com #2

Per Dave Metz, this date,
he is not interested in
granting us a term assignment
@ \$150.00/ac. - he wants
at least \$500.00/ac. I told
him we had purchased term
assignments and leases on this
spacing unit @ \$150.00/ac.
Advised Mr. Metz we would not
pay \$500/ac. He said fine,
he didn't want to participate
so he advised us to force
pool him. I told him that
was what we were going to
do as we weren't paying
\$500.00/ac.

RR
5/13/04

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

April 7, 2004

Via Certified Mail-Return Receipt No. 6279

Mr. David A. Metts
2609 Hodges
Midland, Texas 79705

Re: Tombstone "5" Federal Com. #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Dear Mr. Metts:

Mewbourne Oil Company (Mewbourne) as Operator hereby proposes drilling the captioned well at a location 1650' FNL & 1450' FWL of the captioned Section 5 to a depth sufficient to evaluate the Morrow formation, estimated total depth being 9,700' beneath the surface. The N/2 of the captioned Section 9 will be dedicated to the initial proposed well. Enclosed for your information and consideration is our AFE dated April 4, 2004. We anticipate commencing the proposed well within 60 days.

In the event you elect to participate in the subject proposed well, please sign and return the attached AFE and I will forward you our Operating Agreement for consideration and execution. In the event you elect not to participate in the proposed well, Mewbourne would be agreeable to acquiring a two (2) year term assignment of all of your right, title and interest in the referenced land on the basis of \$150.00 per net acre wherein Mewbourne would be delivered a 75% NRI, subject to proportionate reduction.

Please call should you have any questions regarding the above.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

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:

Mr. David A. Metts
2609 Hodges
Midland, Texas 79705

2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
[Signature] Addressee

B. Received by (Printed Name) C. Date of Delivery
David A. Metts

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

3. Service Type
 Certified Mail Express Mail
 Registered ~~Registered~~ Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

7003 1680 0006 6283 6279

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

Tombs 5 Fed Com #2

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

February 12, 2004

Via Certified Mail-Return Receipt No. 5746

Mr. David A. Metts
2609 Hodges
Midland, Texas 79705

Re: Tombstone "5" Fee Com. #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Dear Mr. Metts:

Mewbourne Oil Company (Mewbourne) as Operator hereby proposes drilling the captioned well at a location 1650' FNL & 990' FWL of the captioned Section 5 to a depth sufficient to evaluate the Morrow formation, estimated total depth being 9,700' beneath the surface. The N/2 of the captioned Section 9 will be dedicated to the initial proposed well. Enclosed for your information and consideration is our AFE dated February 5, 2004.

In reference to the above, records indicate you own a 3.07617% WI in the S/2SE/4NW/4, a .38452% WI in the SW/4NE/4 and a .76904% WI in the SW/4NW/4 of the captioned Section 5 below a depth of 4500' beneath the surface. On a unit basis, you own a .7676% WI in the captioned spacing unit.

In the event you elect to participate in the subject proposed well, please sign and return the attached AFE and I will forward you our Operating Agreement for consideration and execution. In the event you elect not to participate in the proposed well, Mewbourne would be agreeable to acquiring a two (2) year term assignment of all of your right, title and interest in the referenced land on the basis of \$150.00 per net acre wherein Mewbourne would be delivered a 75% NRI, subject to proportionate reduction.

Please call should you have any questions regarding the above.

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

April 26, 2004

Certified Mail-Return Receipt No. 6309

Leslea I. Cole
832 West Ammandale Way
Tucson, AZ 85737

Re: MOC's Tombstone "5" Prospect
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Dear Mrs. Cole:

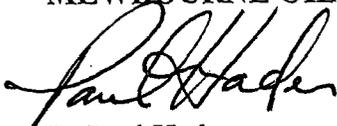
To date we have not received the executed Term Assignment of Oil and Gas Leases I sent to you February 24, 2004 (see enclosures). Regarding same, please have the referenced original term assignment executed and return same to me at your very earliest convenience.

As we plan to commence drilling the Tombstone "5" Federal Com. #2 Well at a location 1650' FNL & 1450' FWL of the captioned Section 5 on or about June 15, 2004, we will be filing an Application for Compulsory Pooling soon regarding the uncommitted joint interest owners as to the proposed well. Accordingly, I would appreciate your cooperation in signing and returning the referenced term assignment to avoid being named in the compulsory pooling application. However, in the event you have decided to participate in the referenced well, I've enclosed a revised AFE for your signature as to your .0005678 unit interest in the captioned land.

Should you have any questions regarding the above, please do not hesitate to call me at your convenience.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

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:

Mr. David A. Metts
2609 Hodges
Midland, Texas 79705

2. Article Number
(Transfer from service label)

7003 1680 0006 6283 5746

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

Tomestone 5 Jee Com #2

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
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

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

February 24, 2004

520-797-3572

Leslea Ingram Cole
832 West Ammandale Way
Tucson, AZ 85737

Re: MOC's Tombstone "5" Fee Com #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Dear Ms. Cole:

Pursuant to my phone conversation with Joan Ingram, enclosed for your further handling are duplicate originals of a Term Assignment of Oil and Gas Leases prepared for your execution. As previously discussed, you own a 0.52083% WI in the S/2SE/4NW/4, a 0.06510% WI in the SW/4NE/4 and a 0.13021% WI in the SW/4NW/4 of the captioned Section 5. Collectively you own 0.18229 net mineral acres in said land. Should you have elected to participate in the captioned well, your proportionate part of the estimated well cost would have been:

$\begin{aligned} 0.18229 \text{ (your net acres)} &\div 321.01 \text{ acres (acres in spacing unit)} \\ 0.18229 \div 321.01 &= .0005678 \text{ (your unit interest)} \\ .0005678 \times \$962,600 \text{ (estimated well cost)} &= \$546.56 \text{ (your part of well cost)} \end{aligned}$

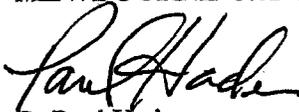
In reference to the above, enclosed is our check for \$27.35 which represents the lease bonus consideration of \$150.00 per net acre for the enclosed assignment. As agreed, the term assignment is for a two (2) year term wherein you are delivering Mewbourne a 75% net revenue interest in the leases you are assigning to Mewbourne. In the event Mewbourne does not establish any production within two (2) years of the assignment, under the captioned land, Mewbourne or its successors and assigns will owe you a reassignment of such interest.

Regarding the above, please sign your name exactly as typed on the enclosed assignments in the presence of a Notary Public and return one (1) of same to me in the enclosed envelope provided for your convenience.

Should you have any questions regarding the above, please call me. Your cooperation in connection with this trade is greatly appreciated.

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

February 11, 2004

Via Certified Mail-Return Receipt No. 5722

Leslea Ingram Cole
832 W. Ammandale Way
Tucson, AZ 85737

Re: Tombstone "5" Fee Com. #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Ladies and Gentlemen:

Mewbourne Oil Company (Mewbourne) as Operator hereby proposes drilling the captioned well at a location 1650' FNL & 990' FWL of the captioned Section 5 to a depth sufficient to evaluate the Morrow formation, estimated total depth being 9,700' beneath the surface. The N/2 of the captioned Section 9 will be dedicated to the initial proposed well. Enclosed for your information and consideration is our AFE dated February 5, 2004.

In reference to the above, records indicate you own a .52083% WI in the S/2SE/4NW/4, a .06510% WI in the SW/4NE/4 and a .13021% WI in the SW/4NW/4 of the captioned Section 5 below a depth of 4500' beneath the surface. Or a unit basis, you own a .05685% WI in the captioned spacing unit.

In the event you elect to participate in the subject proposed well, please have the attached AFE executed and I will forward you our Operating Agreement for consideration and execution. In the event you elect not to participate in the proposed well, Mewbourne would be agreeable to acquiring a two (2) year term assignment of all of your right, title and interest in the referenced land on the basis of \$150.00 per net acre wherein Mewbourne would be delivered a 75% NRI, subject to proportionate reduction.

Please call should you have any questions regarding the above.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

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:

Leslea Ingram Cole
832 W. Ammandale Way
Tucson, AZ 85737

2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X *Dee Al* Agent Addressee

B. Received by (Printed Name) C. Date of Delivery
2/19/04

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

7003 1680 0006 6283 5722

111 111 Tom With 15 Del Num # 2

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

February 10, 2004

Via Certified Mail-Return Receipt No. 5678

Leslea Ingram
P.O. Box 1757
Roswell, NM 88202

Re: Tombstone "5" Fee Com. #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Ladies and Gentlemen:

Mewbourne Oil Company (Mewbourne) as Operator hereby proposes drilling the captioned well at a location 1650' FNL & 990' FWL of the captioned Section 5 to a depth sufficient to evaluate the Morrow formation, estimated total depth being 9,700' beneath the surface. The N/2 of the captioned Section 9 will be dedicated to the initial proposed well. Enclosed for your information and consideration is our AFE dated February 5, 2004.

In reference to the above, records indicate you own a .52083% WI in the S/2SE/4NW/4, a .06510% WI in the SW/4NE/4 and a .13021% WI in the SW/4NW/4 of the captioned Section 5 below a depth of 4500' beneath the surface.

In the event you elect to participate in the subject proposed well, please have the attached AFE executed and I will forward you our Operating Agreement for consideration and execution. In the event you elect not to participate in the proposed well, Mewbourne would be agreeable to acquiring a two (2) year term assignment of all of your right, title and interest in the referenced land on the basis of \$150.00 per net acre wherein Mewbourne would be delivered a 75% NRI, subject to proportionate reduction.

Please call should you have any questions regarding the above.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

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:

Leslea Ingram
P.O. Box 1757
Roswell, NM 88202

2. Article Number
(Transfer from service label)

7003 1680 0006 6283 5678

RS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

Tom Burton 5 Tele Com #2

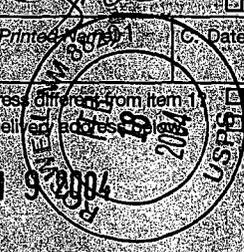
COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Joan Ingram 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

FEB 19 2004



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

4. Restricted Delivery? (Extra Fee) Yes

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

April 26, 2004

Certified Mail-Return Receipt No. 6316

Joseph T. Ingram
10204 Falconbridge Drive
Richmond, VA 23233-3830

Re: MOC's Tombstone "5" Prospect
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Dear Mr. Ingram:

To date we have not received the executed Term Assignment of Oil and Gas Leases I sent to you February 24, 2004 (see enclosures). Regarding same, please have the referenced original term assignment executed and return same to me at your very earliest convenience.

As we plan to commence drilling the Tombstone "5" Federal Com. #2 Well at a location 1650' FNL & 1450' FWL of the captioned Section 5 on or about June 15, 2004, we will be filing an Application for Compulsory Pooling soon regarding the uncommitted joint interest owners as to the proposed well. Accordingly, I would appreciate your cooperation in signing and returning the referenced term assignment to avoid being named in the compulsory pooling application. However, in the event you have decided to participate in the referenced well, I've enclosed a revised AFE for your signature as to your .0005678 unit interest in the captioned land.

Should you have any questions regarding the above, please do not hesitate to call me at your convenience.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> 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. 	<p>A. Signature: _____ <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name): _____ C. Date of Delivery: _____</p>
<p>1. Article Addressed to:</p> <div style="border: 1px solid black; padding: 5px; margin: 5px 0;"> <p>Joseph T. Ingram 10204 Falconbridge Drive Richmond, VA 23233-3830</p> </div>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>2. Article Number (Transfer from service label)</p>	<p>3. Service Type: <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>7003 1680 0006 6283 6316</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-11-1540

Domestic 5" Receipt

<p>FROM</p> <p>MEWBOURNE OIL COMPANY 500 WEST TEXAS, SUITE 1020 MIDLAND, TEXAS 79701</p>	<p>SHIP TO</p> <p>Joseph T. Ingram 10204 Falconbridge Drive Richmond, VA 23233-3830</p>
<p>RETURN POSTAGE GUARANTEED</p>	

FIRST CLASS

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

February 24, 2004

Joseph T. Ingram
10204 Falconbridge Drive
Richmond, VA 23233-3830

Re: MOC's Tombstone "5" Fee Com #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Dear Mr. Ingram:

Pursuant to my phone conversation with Joan Ingram, enclosed for your further handling are duplicate originals of a Term Assignment of Oil and Gas Leases prepared for your execution. As previously discussed, you own a 0.52083% WI in the S/2SE/4NW/4, a 0.06510% WI in the SW/4NE/4 and a 0.13021% WI in the SW/4NW/4 of the captioned Section 5. Collectively you own 0.18229 net mineral acres in said land. Should you had elected to participate in the captioned well, your proportionate part of the estimated well cost would have been:

$0.18229 \text{ (your net acres)} \times 321.01 \text{ acres (acres in spacing unit)}$
$0.18229 \times 321.01 = .0005678 \text{ (your unit interest)}$
$.0005678 \times \$962,600 \text{ (estimated well cost)} = \$546.56 \text{ (your part of well cost)}$

In reference to the above, enclosed is our check for \$27.35 which represents the lease bonus consideration of \$150.00 per net acre for the enclosed assignment. As agreed, the term assignment is for a two (2) year term wherein you are delivering Mewbourne a 75% net revenue interest in the leases you are assigning to Mewbourne. In the event Mewbourne does not establish any production within two (2) years of the assignment, under the captioned land, Mewbourne or its successors and assigns will owe you a reassignment of such interest.

Regarding the above, please sign your name exactly as typed on the enclosed assignments in the presence of a Notary Public and return one (1) of same to me in the enclosed envelope provided for your convenience.

Should you have any questions regarding the above, please call me. Your cooperation in connection with this trade is greatly appreciated.

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

February 10, 2004

Via Certified Mail-Return Receipt No. 5685

Joseph T. Ingram
10204 Falconbridge Drive
Richmond, VA 23233-3830

Re: Tombstone "5" Fee Com. #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Dear Mr. Ingram:

Mewbourne Oil Company (Mewbourne) as Operator hereby proposes drilling the captioned well at a location 1650' FNL & 990' FWL of the captioned Section 5 to a depth sufficient to evaluate the Morrow formation, estimated total depth being 9,700' beneath the surface. The N/2 of the captioned Section 9 will be dedicated to the initial proposed well. Enclosed for your information and consideration is our AFE dated February 5, 2004.

In reference to the above, records indicate you own a .52083% WI in the S/2SE/4NW/4, a .06510% WI in the SW/4NE/4 and a .13021% WI in the SW/4NW/4 of the captioned Section 5 below a depth of 4500' beneath the surface.

In the event you elect to participate in the subject proposed well, please have the attached AFE executed and I will forward you our Operating Agreement for consideration and execution. In the event you elect not to participate in the proposed well, Mewbourne would be agreeable to acquiring a two (2) year term assignment of all of your right, title and interest in the referenced land on the basis of \$150.00 per net acre wherein Mewbourne would be delivered a 75% NRI, subject to proportionate reduction.

Please call should you have any questions regarding the above.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

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:

Joseph T. Ingram
10204 Falconbridge Drive
Richmond, VA 23233-3830

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
[Handwritten Signature] Addressee

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

4. Restricted Delivery? (Extra Fee) Yes

2. A

PS

102595-02-M-1540

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

June 16, 2004

Kaiser-Francis Oil Company
P.O. Box 21468
Tulsa, OK 74121-1468
Attn: Mr. Wayne Fields

Re: Tombstone "5" Federal Com. #2
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Dear Wayne:

Attached hereto for your further handling is revised Page 5 of Exhibit "C" of the JOA dated May 12, 2004 for the captioned land and well. The producing well rate has been revised to \$600.00 in lieu of \$6,000.

Please have the JOA executed and return the signature page at your earliest convenience as previously requested.

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

June 11, 2004

Kaiser-Francis Oil Company
P.O. Box 21468
Tulsa, OK 74121-1468
Attn: Mr. Wayne Fields

Re: Tombstone "5" Federal Com. #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Dear Wayne:

Enclosed for your further handling is our JOA dated May 12, 2004 for the captioned well with an extra signature page. Please have the JOA and signature page executed on behalf of Kaiser-Francis and return the executed signature page to me. Retain the executed JOA for your file.

Should you have any questions regarding the above, please call.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

KF ENERGY, L.L.C.

P. O. BOX 2101

TULSA, OKLAHOMA 74101-2101

6733 South Yale Avenue, 74136
(918) 491-4457 Fax: (918) 491-4459

FAX (432) 682-3715
Certified Number 70032260000390223225

June 8, 2004

Mewbourne Oil Company
Attn: D. Paul Haden
500 W. Texas, Suite 1020
Midland, Texas 79701

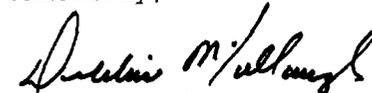
Re: Tombstone "5" Federal Com. #2 Well
SE/4 NW/4 Section 5-T20S-R25E
Eddy County, New Mexico

Dear Mr. Haden:

Pursuant to your letter dated April 27, 2004, and receipt of the notice of compulsory pooling received June 7, 2004, KF Energy, L.L.C. General Partner of KF Energy, Limited Partnership Individually and as Agent for Kaiser-Francis Oil Company hereby elects to be participate in the Tombstone "5" Federal Com. #2 well. Enclosed is the executed AFE along with a Well Requirement Sheet please forward it to the appropriate person in your company.

We would appreciate being dismissed from the Pooling. If you need anything further, do not hesitate to contact us.

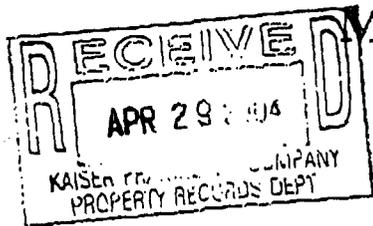
Sincerely,


Debbie McCullough
Senior Land Technician

/dym
Encls

xc: Wayne Fields
Jim Wakefield

D90:\ltr\tombstong5fcom2.Wpd



MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

Mesa
KF ENERGY, LLC *MGF*
RECEIVED BY *JTW / ADD*
DATE *4-29-04*

April 27, 2004

Kaiser-Francis Oil Company
P.O. Box 21468
Tulsa, Oklahoma 74121-1468
Attn: Mr. Jim Wakefield

Re: Tombstone "S" Federal Com. #2 Well
1650' FNL & 1450' FWL
Section 5, T20S, R25E
Eddy County, New Mexico

Dear Jim:

We acknowledge receiving Kaiser-Francis Oil Company's (Kaiser-Francis) letter dated March 12, 2004 (see copy enclosed) wherein Kaiser-Francis advised us of its election to be a non-consent joint interest owner in the Tombstone "S" Fee Com. #2 Well. Please be advised, the well name has been renamed Tombstone "S" Federal Com. #2 Well as the previous location 1650' FNL & 990' FWL was moved to 1650' FNL & 1450' FWL due to topographic concerns regarding surface drainage issues.

In the event Kaiser-Francis still elects to non-consent the revised proposed location under a Pooling Order, please indicate such election by having the copy of this letter signed on behalf of Kaiser-Francis and returned to me. In the event Kaiser-Francis elects to participate in the referenced well at the referenced revised location, enclosed for Kaiser-Francis' consideration is our revised AFE dated April 4, 2004.

As we anticipate spudding the captioned well on or about June 15, 2004, we will be filing an Application for Compulsory Pooling soon regarding all uncommitted joint interest owners.

Sincerely yours,

MEWBOURNE OIL COMPANY

D. Paul Haden
Senior Landman

DPH/gb

participate (JTW) in
and participate in

The undersigned joint interest owners elects to ~~non consent~~ participate in the captioned proposed well at the above referenced revised well location this 7 day of June, 2004, under the terms of a Pooling Order to be issued which provides for a non-consent penalty of the actual well cost plus 200%. (JTW)

KAISER-FRANCIS OIL COMPANY

By *James T. Wakefield*
Name typed/printed: James T. Wakefield

KFSC - AFE Reg. 63381
Mewbourne
OSage
MGF O.T Corp. (9345)
JTW, WF, BM
input /
PR ✓
du/i: 5-28-04
(JTW)

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

FACSIMILE TRANSMITTAL COVER SHEET

DATE: 4-30-04
PAGE 1 of 14 PAGES

TO: WAYNE FIELDS COMPANY: _____
FACSIMILE NO. (918) 491-4383 PHONE NO.: _____
FROM: PAUL HADEN RE: TOMBSTONE "5" FED. Com #2
MESSAGE: WAYNE - ACCORDING TO THE TITLE OPINION, K-F
OWNS THE FOLLOWING:

<u>S/2 SE 1/4 NW 1/4</u>	<u>SW 1/4 NE 1/4</u>	<u>SW 1/4 NW 1/4</u>
<u>.0546328</u>	<u>.0068291</u>	<u>.0136582</u>
<u>.0708750</u>	<u>.0088594</u>	<u>.0177188</u>
<u>.0359912</u>	<u>.0044989</u>	<u>.0089978</u>
<u>.0011125</u>	<u>.0001391</u>	<u>.0002781</u>
<u>.1626115</u>	<u>.0203265</u>	<u>.0406529</u>
<u>N/A = 3.25223</u>	<u>N/A = .81306</u>	<u>N/A = 1.626116</u>

TOTAL N/A = 5.691406 K-F UNIT INTEREST = .0177523
SPACING UNIT = 320.60 AC.

CONFIDENTIALITY NOTE: The information contained in this facsimile message is confidential and is intended only for the use of the individual or entity named above. Dissemination of this facsimile to anyone else is strictly prohibited. If you have received this facsimile in error, please notify us by telephone immediately.

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

April 27, 2004

Kaiser-Francis Oil Company
P.O. Box 21468
Tulsa, Oklahoma 74121-1468
Attn: Mr. Jim Wakefield

Re: Tombstone "5" Federal Com. #2 Well
1650' FNL & 1450' FWL
Section 5, T20S, R25E
Eddy County, New Mexico

Dear Jim:

We acknowledge receiving Kaiser-Francis Oil Company's (Kaiser-Francis) letter dated March 12, 2004 (see copy enclosed) wherein Kaiser-Francis advised us of its election to be a non-consent joint interest owner in the Tombstone "5" Fee Com. #2 Well. Please be advised, the well name has been renamed Tombstone "5" Federal Com. #2 Well as the previous location 1650' FNL & 990' FWL was moved to 1650' FNL & 1450' FWL due to topographic concerns regarding surface drainage issues.

In the event Kaiser-Francis still elects to non-consent the revised proposed location under a Pooling Order, please indicate such election by having the copy of this letter signed on behalf of Kaiser-Francis and returned to me. In the event Kaiser-Francis elects to participate in the referenced well at the referenced revised location, enclosed for Kaiser-Francis' consideration is our revised AFE dated April 4, 2004.

As we anticipate spudding the captioned well on or about June 15, 2004, we will be filing an Application for Compulsory Pooling soon regarding all uncommitted joint interest owners.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

The undersigned joint interest owners elects to non-consent the captioned proposed well at the above referenced revised well location this _____ day of _____, 2004 under the terms of a Pooling Order to be issued which provides for a non-consent penalty of the actual well cost plus 200%.

KAISER-FRANCIS OIL COMPANY

By: _____

Name typed/printed: _____

FAX (432) 682-3715
Certified Number 70032260000390223188

March 12, 2004

MAR 18 2004

Mewbourne Oil Company
Attn: D. Paul Haden
500 W. Texas, Suite 1020
Midland, Texas 79701

Re: Tombstone "5" Fee Com. #2 Well
N/2 Section 5-T20S-R25E
Eddy County, New Mexico

Dear Mr. Haden:

Pursuant to your letter dated February 10, 2004, Kaiser-Francis Oil Company hereby elects to be non-consent in the referenced well. We would appreciate receiving well information. Enclosed is our Well Requirement Sheet please forward it to the appropriate person in your company.

If you need anything further, do not hesitate to contact us.

Sincerely,


Debbie McCullough
Land Assistant

/dym
Enc.

xc: Wayne Fields
Jim Wakefield

MEWBOURNE OIL COMPANY

500 W. TEXAS, SUITE 1020
MIDLAND, TEXAS 79701

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

February 10, 2004

Via Certified Mail-Return Receipt No. 5623

Kaiser-Francis Oil Company
P.O. Box 21468
Tulsa, Oklahoma 74121-1468
Attn: Mr. Wayne A. Fields

Re: Tombstone "5" Fee Com. #2 Well
N/2 of Section 5, T20S, R25E
Eddy County, New Mexico

Gentlemen:

Mewbourne Oil Company (Mewbourne) as Operator hereby proposes drilling the captioned well at a location 1650' FNL & 990' FWL of the captioned Section 5 to a depth sufficient to evaluate the Morrow formation, estimated total depth being 9,700' beneath the surface. The N/2 of the captioned Section 9 will be dedicated to the initial proposed well. Enclosed for your information and consideration is our AFE dated February 5, 2004.

In reference to the above, records indicate Kaiser-Francis Oil Company (Kaiser-Francis) owns a 16.26115% WI in the S/2SE/4NW/4, a 2.03265% WI in the SW/4NE/4 and a 4.06529% WI in the SW/4NW/4 of the captioned Section 5 below a depth of 4500' beneath the surface.

In the event Kaiser-Francis elects to participate in the subject proposed well, please have the attached AFE executed and I will forward you our Operating Agreement for consideration and execution. In the event your firm elects not to participate in the proposed well, Mewbourne would be agreeable to acquiring a two (2) year term assignment of all of your firm's right, title and interest in the referenced land on the basis of \$150.00 per net acre wherein Mewbourne would be delivered a 75% NRI, subject to proportionate reduction.

Please call should you have any questions regarding the above.

Sincerely yours,

MEWBOURNE OIL COMPANY



D. Paul Haden
Senior Landman

DPH/gb

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:

Kaiser-Francis Oil Company
P.O. Box 21468
Tulsa, OK 74121-1468
Attn: Mr. Wayne A. Fields

2. Article Number

(Transfer from service label)

7003 1680 0006 6283 5623

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

1111 Tom butler 5 Feb Com #2

COMPLETE THIS SECTION ON DELIVERY

A. Signature

x *Harley C. [Signature]*

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

2-12

D. Is delivery address different from item 1? If YES, enter delivery address below

- Yes
- No

FEB 16 2004

3. Service Type

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

4. Restricted Delivery? (Extra Fee)

- Yes