

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF NEARBURG EXPLORATION COMPANY, L.L.C. FOR AN EXCEPTION TO DIVISION RULE 104.C.(2)(c), LEA COUNTY, NEW MEXICO.

Case No. 13283

AFFIDAVIT REGARDING NOTICE

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

James Bruce, being duly sworn upon his oath, deposes and states:

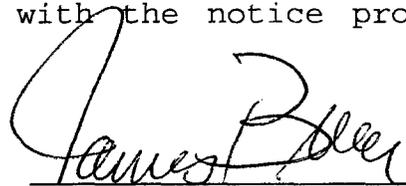
1. I am over the age of 18, and have personal knowledge of the matters set forth herein.

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.



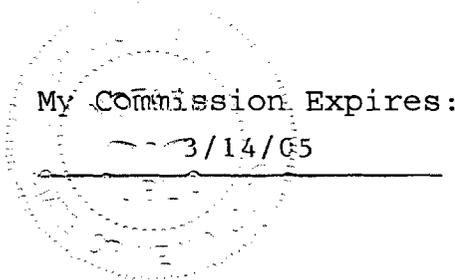
James Bruce

SUBSCRIBED AND SWORN TO before me this 21st day of June, 2004, by James Bruce.



Notary Public

My Commission Expires:
3/14/05



OIL CONSERVATION DIVISION
CASE NUMBER
EXHIBIT NUMBER 6

JAMES BRUCE
ATTORNEY AT LAW

POST OFFICE BOX 1056
SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213
SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone)
(505) 660-6612 (Cell)
(505) 982-2151 (Fax)

jamesbruc@aol.com

June 3, 2004

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

ConocoPhillips Company
600 North Dairy Ashford
Houston, Texas 77252

Attention: Linda Hicks

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

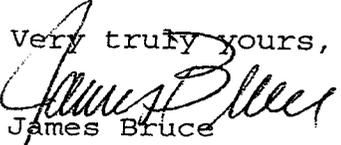
Attention: Jody D. Crook

Ladies and gentlemen:

Enclosed is a copy of an application for an exception to Division Rule 104.C.(2)(c), filed with the New Mexico Oil Conservation Division by Nearburg Exploration Company, L.L.C., regarding the N $\frac{1}{2}$ of Section 14, Township 21 South, Range 34 East, N.M.P.M., Lea County, New Mexico. This application is scheduled to be heard at 8:15 a.m. on Thursday, June 24, 2004 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.

You are required to notify, in writing, the Division and the undersigned, by Friday, June 18, 2004, if you intend to enter an appearance and participate in the case.

Very truly yours,


James Bruce

Attorney for Nearburg Exploration Company, L.L.C.



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(Domestic Mail Only, No Insurance Coverage Provided)

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OFFICIAL

Postage \$ _____
Certified Fee _____
Return Receipt Fee (Endorsement Required) _____
Restricted Delivery Fee (Endorsement Required) _____
Total Postage & Fees \$ _____

Sent To _____

Southwestern Energy Production Company
Suite 300
2350 North Sam Houston Parkway East
Houston, Texas 77032
City, State, ZIP+4

PS Form 3800, June 2002

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

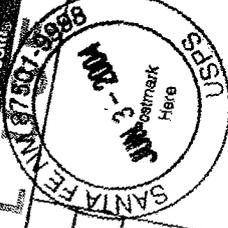
2. Article Number (Transfer from service label)

PS Form 3811, August 2001

7003 3110 0001 8383 7564

Domestic Return Receipt

102595-02-M-1540



COMPLETE THIS SECTION ON DELIVERY

A. Signature _____

B. Received by (Printed Name) _____

C. Date of Delivery _____
If YES, enter delivery address below: _____

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

4. Restricted Delivery? (Extra Fee) Yes No

1. Article Addressed to: _____

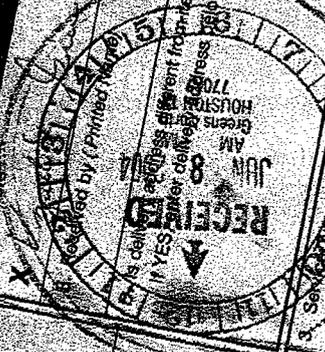
2. Article Number (Transfer from service label)

PS Form 3811, August 2001

7003 3110 0001 8383 7557

Domestic Return Receipt

102595-02-M-1540



SENDER: COMPLETE THIS SECTION

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- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to: _____

CanocoPhillips Company
500 North Dairy Ashford
Houston, Texas 77252

2. Article Number (Transfer from service label)

PS Form 3811, August 2001

7003 3110 0001 8383 7557

Domestic Return Receipt

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Return Receipt Fee (Endorsement Required) _____
Restricted Delivery Fee (Endorsement Required) _____
Total Postage & Fees \$ _____

Sent To _____

CanocoPhillips Company
500 North Dairy Ashford
Houston, Texas 77252
City, State, ZIP+4

PS Form 3800, June 2002



See Reverse for Instructions