

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF XTO ENERGY INC. TO
AMEND DIVISION ORDER NO. R-11132-B
FOR SIMULTANEOUS DEDICATION AND AN
UNORTHODOX GAS WELL LOCATION, SAN
JUAN COUNTY, NEW MEXICO.

Case No. 13327

AFFIDAVIT REGARDING NOTICE

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

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

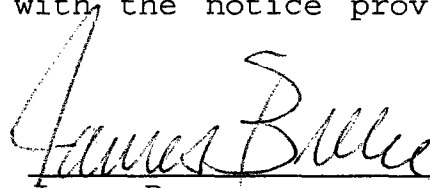
1. I am over the age of 18, and have personal knowledge of the matters set forth herein.

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.

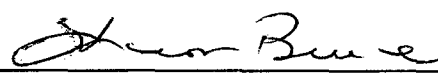
4. Notice of the Application was provided to the interest owners at their correct addresses by certified mail. Copies of the notice letter and certified return receipts are attached hereto as Exhibit A.

5. Applicant has complied with the notice provisions of Division Rule 1207.




James Bruce

SUBSCRIBED AND SWORN TO before me this 18th day of August, 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

July 27, 2004

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Gordon Hammond
Ute Mountain Ute Tribe
P.O. Box 42
Towaoc, Colorado 81334

Dan Rabinowitz
Bureau of Land Management
15 Burnett Court
Durango, Colorado 81301

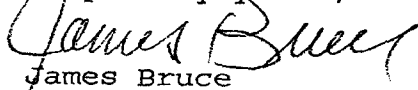
Gerry Simon
Data Consultants Inc.
P.O. Box 14749
Albuquerque, New Mexico 87191

Ladies and gentlemen:

Enclosed is a copy of an application for simultaneous dedication, etc., filed with the New Mexico Oil Conservation Division by XTO Energy Inc., regarding wells in the SE¼ of Section 2, Township 31 North, Range 14 West, N.M.P.M., San Juan County, New Mexico. This application is scheduled to be heard at 8:15 a.m. on Thursday, August 19, 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.

You are required to notify the Division, and the undersigned, in writing by Friday, August 13, 2004, if you intend to enter an appearance and participate in the case.

Very truly yours,


James Bruce

Attorney for XTO Energy Inc.



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For delivery information visit our website at www.usps.com

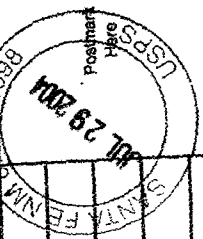
OFFICIAL USE

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

Sent To
Gerry Simon
Data Consultants Inc.
P.O. Box 14749
Albuquerque, New Mexico 87191
City, State, ZIP+4

PS Form 3800, June 2002 See Reverse for Instructions

7004 0750 0000 9054 4001



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:

Dan Rabinowitz Management
Bureau of Land
15 Burnett Court
Durango, Colorado 81301

2. Article Number
(Transfer from service label)

PS Form 3811, February 2004

7004 0750 0000 9054 4308

Domestic Return Receipt

PS Form 3800, June 2002

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Gerry Simon
Data Consultants Inc.
P.O. Box 14749
Albuquerque, New Mexico 87191

3. Service Type
 Certified Mail
 Registered
 Insured Mail
 C.O.D.

4. Restricted Delivery? (Extra Fee)
 Yes
 No

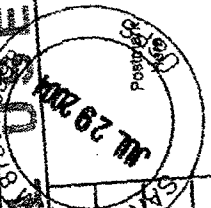
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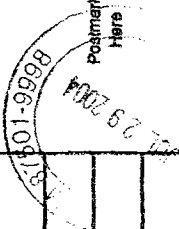


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OFFICIAL USE

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



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Uta Mountain Ute Tribe
P.O. Box 42
Towaoc, Colorado 81334
City, State, Zip+4

PS Form 3800, June 2002 See Reverse for Instructions

5624 4506 0000 0520 4002