

STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION

APPLICATION OF MEWBOURNE OIL COMPANY  
FOR APPROVAL OF A NON-STANDARD OIL SPACING  
AND PRORATION UNIT AND COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO.

Case No. 14,690

AFFIDAVIT OF NOTICE

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

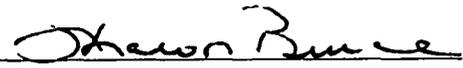
James Bruce, being duly sworn upon his oath, deposes and states:

1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Mewbourne Oil Company.
3. Mewbourne Oil Company 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 Rules NMAC 19.15.4.9 and 19.15.4.12.C.

  
\_\_\_\_\_  
James Bruce

SUBSCRIBED AND SWORN TO before me this 20<sup>th</sup> day of July, 2011 by James Bruce.

My Commission Expires: 3/14/13

  
\_\_\_\_\_  
Notary Public

Oil Conservation Division  
Case No. \_\_\_\_\_  
Exhibit No. 5

**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](mailto:jamesbruc@aol.com)

June 30, 2011

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

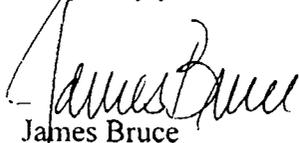
Ladies and gentlemen:

Enclosed is a copy of an application for compulsory pooling, *etc.* filed with the New Mexico Oil Conservation Division by Mewbourne Oil Company, regarding the N½N½ of Section 17, Township 19 South, Range 33 East, N.M.P.M., Eddy County, New Mexico.

This matter is scheduled for hearing at 8:15 a.m. on Thursday, July 21, 2011, in Porter Hall at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting the matter at a later date.

A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than Thursday, July 14, 2011. This statement must be filed with the Division's Santa Fe office at the above address, and should include: The names of the party and its attorney; a concise statement of the case; the names of the witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the undersigned.

Very truly yours,

  
James Bruce

Attorney for Mewbourne Oil Company

EXHIBIT   A

Exhibit A

Ard Oil, Ltd.  
PH-5  
222 West 4th Street  
Fort Worth, Texas 76102

James H. Yates, Inc.  
P.O. Box 189  
Roswell, New Mexico 88202

Nadel and Gussman Capitan, LLC  
Suite 508  
601 North Marienfeld  
Midland, Texas 79701

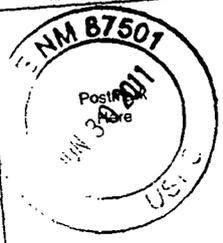
7008 1140 0003 5862 7008

# U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)  
For delivery information visit our website at [www.usps.com](http://www.usps.com)

## OFFICIAL USE

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



Sent To: Nadel and Gussman Capitan, LLC  
 Suite 508  
 Street, Apt No.; or PO Box No: 601 North Marienfeld  
 City, State, ZIP+4: Midland, Texas 79701

PS Form 3800, August 2006

See Reverse for Instructions

### 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:

James H. Yates, Inc.  
 P.O. Box 189  
 Roswell, New Mexico 88202

2. Article Number

(Transfer from service label)

7008 1140 0003 5862 6988

PS Form 3811, February 2004

### COMPLETE THIS SECTION ON DELIVERY

A. Signature: *[Signature]*  Agent  Addressee

B. Received by (Printed Name): *Carol B. Yates*

C. Date of Delivery: *7/5/2011*

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

Domestic Return Receipt

*MOC 517*

102595-02-M-1540

### 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.
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1. Article Addressed to:

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(Transfer from service label)

7008 1140 0003 5862 7008

PS Form 3811, February 2004

Domestic Return Receipt

*MOC 517*

102595-02-M-1540

### COMPLETE THIS SECTION ON DELIVERY

A. Signature: *[Signature]*  Agent  Addressee

B. Received by (Printed Name): *J. BELTMAN*

C. Date of Delivery: *7-5-11*

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

7008 1140 0003 5862 6988

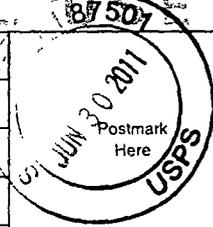
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For delivery information visit our website at [www.usps.com](http://www.usps.com)

## OFFICIAL USE

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



Sent To: James H. Yates, Inc.  
 P.O. Box 189  
 Street, Apt No.; or PO Box No: Roswell, New Mexico 88202  
 City, State, ZIP+4:

PS Form 3800, August 2006

See Reverse for Instructions



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[Track & Confirm](#)   [FAQs](#)

## Track & Confirm

### Search Results

Label/Receipt Number **7008 1140 0003 5862 6995**  
 Expected Delivery Date **July 5, 2011**  
 Class **First-Class Mail®**  
 Service(s) **Certified Mail™**  
**Return Receipt**  
 Status: **Notice Left**

[Track & Confirm](#)

Enter Label/Receipt Number.

[Go >](#)

We attempted to deliver your item at 6 07 pm on July 05, 2011 in FORT WORTH, TX 76102 and a notice was left. You may arrange redelivery by visiting [www.usps.com/redelivery](http://www.usps.com/redelivery) or calling 800-ASK-USPS, or may pick up the item at the Post Office indicated on the notice. If this item is unclaimed after 15 days then it will be returned to the sender. Information, if available, is updated periodically throughout the day. Please check again later.

### Detailed Results

- Notice Left, July 05, 2011, 6:07 pm, FORT WORTH, TX 76102
- Arrival at Unit, July 02, 2011, 5:23 am, FORT WORTH, TX 76102
- Processed through Sort Facility, July 02, 2011, 12:17 am, FORT WORTH, TX 76161
- Acceptance, June 30, 2011, 3:15 pm, SANTA FE, NM 87501

### Notification Options

#### Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

Site Map

Feedback

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<b>OFFICIAL USE</b>											
<table border="1"> <tr><td>Postage</td><td>\$</td></tr> <tr><td>Certified Fee</td><td></td></tr> <tr><td>Return Receipt Fee (Endorsement Required)</td><td></td></tr> <tr><td>Restricted Delivery Fee (Endorsement Required)</td><td></td></tr> <tr><td><b>Total Postage &amp; Fees</b></td><td><b>\$</b></td></tr> </table>	Postage	\$	Certified Fee		Return Receipt Fee (Endorsement Required)		Restricted Delivery Fee (Endorsement Required)		<b>Total Postage &amp; Fees</b>	<b>\$</b>	
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<table border="1"> <tr> <td style="width: 50%;">Sent To</td> <td>Ard Oil, Ltd</td> </tr> <tr> <td></td> <td>PH-5</td> </tr> <tr> <td>Street, Apt. No. or PO Box No.</td> <td>222 West 4th Street</td> </tr> <tr> <td>City, State, ZIP+4</td> <td>Fort Worth, Texas 76102</td> </tr> </table>		Sent To	Ard Oil, Ltd		PH-5	Street, Apt. No. or PO Box No.	222 West 4th Street	City, State, ZIP+4	Fort Worth, Texas 76102		
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5862 6995 0000 0411 9002