

AFFIDAVIT OF PUBLICATION

Ad No. 54413

STATE OF NEW MEXICO
County of San Juan:

COPY OF PUBLICATION

ROBIN ALLISON, being duly sworn says:
That she is the CLASSIFIED MANAGER of
THE DAILY TIMES, a daily newspaper of
general circulation published in English at
Farmington, said county and state, and that
the hereto attached Legal Notice was
published in a regular and entire issue of the
said DAILY TIMES, a daily newspaper duly
qualified for the purpose within the meaning of
Chapter 167 of the 1937 Session Laws of the
State of New Mexico for publication and
appeared in the Internet at The Daily Times
web site on the following day(s):

Wednesday, December 20, 2006

And the cost of the publication is \$88.81

Robin Allison

ON 1/3/07 ROBIN ALLISON
appeared before me, whom I know personally
to be the person who signed the above
document.

Wynell Corey
My Commission Expires Nov 17, 2008

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NOTICE

To: Jack Pierson and Harvey Dell Cranmore, or their heirs or devisees: XTO Energy Inc. has filed two applications with the New Mexico Oil Conservation Division, seeking orders pooling all mineral interests in the Basin-Fruitland Coal Gas Pool underlying (i) Lots 3, 4, S/2NW/4, and SW/4 (the W/2) of Section 5, Township 30 North, Range 13 West, NMPM, San Juan County, New Mexico, to form a 320.72-acre gas spacing unit within that vertical extent, to be dedicated to the Lunt Well No. 1, to be drilled at an orthodox gas well location in the SW/4NW/4 of Section 5, and the Lunt Well No. 2, to be drilled at an orthodox gas well location in the SW/4SW/4 of Section 5, and (ii) the W/2 of Section 8, Township 30 North, Range 13 West, NMPM, San Juan County, New Mexico, to form a 320.00-acre gas spacing unit within that vertical extent, to be dedicated to the Lunt Well No. 11, to be drilled at an orthodox gas well location in the NW/4NW/4 of Section 8. Also to be considered will be the cost of drilling and completing the wells and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the wells, and a 200% charge for the risk involved in drilling and completing the wells. The applications are scheduled to be heard at 8:15 a.m. on Thursday, January 4, 2007 at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. As interest owners in the well units you have the right to enter an appearance and participate in the cases. Failure to appear will preclude you from contesting these matters at a later date. The attorney for applicant is James Bruce, P.O. Box 1056, Santa Fe, New Mexico 87504. The W/2 of Section 5 unit is located approximately 6-1/2 mile south-southwest of La Plata, New Mexico, and the W/2 of Section 8 unit is located approximately 7-1/2 mile south-southwest of La Plata, New Mexico.

Legal No. 54413, published in The Daily Times, Farmington, New Mexico on Wednesday, December 27, 2006

Oil Conservation Division
Case No. 13,849
Exhibit No. 3