

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

Case No. 14310

EXHIBIT

3

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

**APPLICATION OF DEVON ENERGY PRODUCTION
COMPANY, L.P. FOR AN EXCEPTION TO NMAC
19.15.15.10.C TO ALLOW A SECOND WELL ON A
WELL UNIT AND FOR AN UNORTHODOX GAS WELL
LOCATION, SAN JUAN COUNTY, NEW MEXICO.**

Case No. 14,310

AFFIDAVIT OF NOTICE

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

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

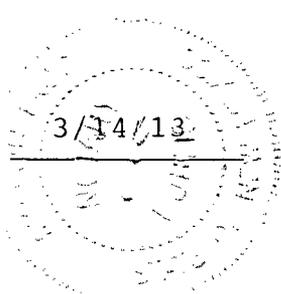
1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Devon Energy Production Company, L.P.
3. Applicant has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the application filed herein.
4. Notice of the application was provided to the interest owners, at their last known 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.

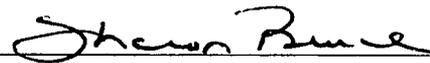


James Bruce

SUBSCRIBED AND SWORN TO before me this 1st day of June, 2009 by James Bruce.

My Commission Expires:


3/14/13


Notary Public

Oil Conservation Division
Case No. 3 14310
Exhibit No. 3

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

April 6, 2009

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

Ladies and gentlemen:

Enclosed is a copy of an application to allow two wells on a well unit, and for an unorthodox gas well location, filed with the New Mexico Oil Conservation Division by Devon Energy Production Company, L.P., regarding the SE $\frac{1}{4}$ of Section 18, Township 31 North, Range 6 West, N.M.P.M., San Juan County, New Mexico.

This matter is scheduled for hearing at 8:15 a.m. on Thursday, April 30, 2009, 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, April 23, 2009. 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 Devon Energy Production Company, L.P.

EXHIBIT **A**

EXHIBIT A

Williams Production Company, LLC
P.O. Box 3102
Tulsa, Oklahoma 74101

Attention: Vern Hansen

BP America Production Company
501 Westlake Boulevard
Houston, Texas 77079

Attention: Land Department

Burlington Resources Oil & Gas Company LP
ConocoPhillips Company
P.O. Box 4289
Farmington, New Mexico 87499

Attention: Land Department

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OFFICIAL USE

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

Sent to
 Burlington Resources Oil & Gas Company LP
 ConocoPhillips Company
 Street, Apt. No., P.O. Box 4289
 or PO Box No. Farmington, New Mexico 87499
 City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

7202 4883 7000 0050 8002



SENDER: COMPLETE THIS SECTION

Complete items 1, 2, & 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:
 Williams Production Company, LLC
 P.O. Box 3102
 Tulsa, Oklahoma 74101

2. Article Number (Transfer from service label) 7008 0500 0001 4883 2071

PS Form 3811, February 2004 Domestic Return Receipt *Dev NEBA* 102585-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Signature]*
 B. Received by (Printed Name) *[Name]*
 C. Date of Delivery *APR 02 2009*
 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

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, & 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:
 Burlington Resources Oil & Gas Company LP
 ConocoPhillips Company
 P.O. Box 4289
 Farmington, New Mexico 87499

2. Article Number (Transfer from service label) 7008 0500 0001 4883 2071

PS Form 3811, February 2004 Domestic Return Receipt *Dev NEBA* 102585-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

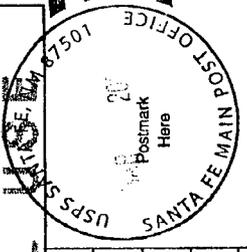
A. Signature *[Signature]*
 B. Received by (Printed Name) *[Name]*
 C. Date of Delivery *4-3-09*
 D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
 4. Restricted Delivery? (Extra Fee) Yes

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

Sent to
 Williams Production Company, LLC
 P.O. Box 3102
 Street, Apt. No., Tulsa, Oklahoma 74101
 or PO Box No.
 City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions



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Service(s): **Certified Mail™**
Status: **Delivered**

Your item was delivered at 6:31 AM on April 3, 2009 in HOUSTON, TX 77079.

Track & Confirm
Enter Label/Receipt Number.

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

Sent To: **BP America Production Company**
501 Westlake Boulevard
Houston, Texas 77079

Street, Apt. No., or PO Box No.
City, State, ZIP+4

PS Form 3800, August 2006. See Reverse for Instructions