

**BEFORE THE  
OIL CONSERVATION DIVISION  
NEW MEXICO ENERGY, MINERALS AND  
NATURAL RESOURCES DEPARTMENT**

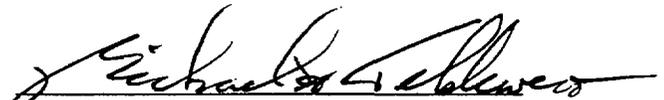
**APPLICATION OF MCELVAIN OIL & GAS  
PROPERTIES, INC. FOR COMPULSORY POOLING,  
RIO ARRIBA COUNTY, NEW MEXICO**

**CASE NO. 12635**

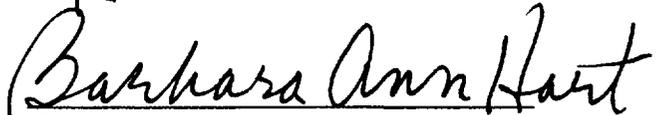
**AFFIDAVIT**

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

Michael H. Feldewert, attorney in fact and authorized representative of McElvain Oil & Gas Properties, Inc., the Applicant herein, being first duly sworn, upon oath, states that notice of the above-referenced Application was mailed to the addresses shown on Exhibit "A" attached hereto and that true and correct copies of the notice letter and status of receipt are attached hereto.

  
Michael H. Feldewert

SUBSCRIBED AND SWORN to before me this 16<sup>th</sup> day of May, 2001.

  
Notary Public

My Commission Expires:

3/28/04

**EXHIBIT A**

Herbert Kai  
Post Office Box 500  
Rilliot, Arizona 85654

Forcenergy Onshore, Inc.  
c/o Forest Oil Corp.  
1600 Broadway, Suite 2200  
Denver, Colorado 80202

D. J. Simmons Company Limited Partnership  
1099 Ridgeway Place  
Farmington, New Mexico 87401

HOLLAND & HART LLP  
AND  
CAMPBELL & CARR  
ATTORNEYS AT LAW

DENVER • ASPEN  
BOULDER • COLORADO SPRINGS  
DENVER TECH CENTER  
BILLINGS • BOISE  
CHEYENNE • JACKSON HOLE  
SALT LAKE CITY • SANTA FE  
WASHINGTON, D.C.

SUITE 1  
110 NORTH GUADALUPE  
SANTA FE, NEW MEXICO 87501-6525  
MAILING ADDRESS  
P.O. BOX 2208  
SANTA FE, NEW MEXICO 87504-2208

TELEPHONE (505) 988-4421  
FACSIMILE (505) 983-6043  
www.hollandhart.com

March 15, 2001

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

**TO ALL AFFECTED INTEREST OWNERS**

Re: Application of McElvain Oil & Gas, Inc. for compulsory pooling, Rio Arriba County,  
New Mexico.

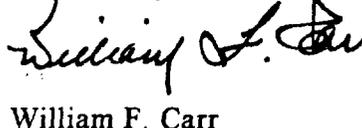
Ladies and Gentlemen:

This letter is to advise you that McElvain Oil & Gas Properties, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests from the base of the Pictured Cliffs formation to the base of the Mesaverde formation in certain spacing and proration units in the S/2 of Section 25, Township 25 North, Range 3 West, N.M.P.M., Rio Arriba County, New Mexico. McElvain proposes to dedicate the referenced pooled unit to its Naomi Well No. 1 (formerly the Wynona Well No. 1) in the SW/4 of said Section 25, which McElvain proposes to reenter and in the Mesaverde formation, Blanco-Mesaverde Pool at a previously approved unorthodox gas well location 1650 feet from the South line and 450 feet from the West line of said Section 25.

This application has been set for hearing before a Division Examiner on April 5, 2001. 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 challenging the matter at a later date.

Parties appearing in cases are required by Division Rule 1208.B to file a Prehearing Statement three days in advance of a scheduled hearing. This statement must include: the names of the parties and their attorneys; a concise statement of the case; the names of all 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 are to be resolved prior to the hearing.

Very truly yours,



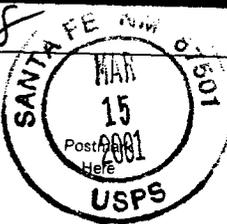
William F. Carr  
Attorney for McElvain Oil & Gas Properties, Inc.

Enclosures

cc: Mona Binion, Land Manager  
McElvain Oil & Gas Properties, Inc.

**U.S. Postal Service**  
**CERTIFIED MAIL RECEIPT**  
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WFC 438



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MAIL RETURNED  
 NOT DELIVERED

Herbert Kai  
 Post Office Box 500  
 Rilliot, AZ 85654

See Instructions

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| <b>Total Postage &amp; Fees</b>                | <b>\$ 3.95</b> |

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- 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:

D.J. Simmons Company Limited Partnership  
 1099 Ridgeway Place  
 Farmington, NM 87401

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) Nancy Walden B. Date of Delivery 3/16/01

C. Signature X NWalden  Agent  Addressee

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

2. Article Number (Copy from service label)  
7000 0600 0024 3129 1432

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| <b>Total Postage &amp; Fees</b>                | <b>\$ 3.95</b> |

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

1. Article Addressed to:

Forcenergy Onshore, Inc.  
 c/o Forest Oil Corp.  
 1600 Broadway, Suite 2200  
 Denver, CO 80202

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) Jim Mansuetico B. Date of Delivery 3/21/01

C. Signature X [Signature]  Agent  Addressee

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

2. Article Number (Copy from service label)  
7000 0600 0024 3129 1418

Rec  
 Street Forcenergy Onshore, Inc.  
 c/o Forest Oil Corp.  
 1600 Broadway, Suite 2200  
 Denver, CO 80202