

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF NADEL AND GUSSMAN
PERMIAN, L.L.C. FOR COMPULSORY
POOLING, EDDY COUNTY, NEW MEXICO.

Case No. 12706

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.

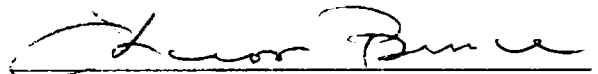
3. Applicant has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the Application filed herein.

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

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


James Bruce

SUBSCRIBED AND SWORN TO before me this 6th day of August, 2001, by James Bruce.


Notary Public

My Commission Expires:
3/14/2005

OIL CONSERVATION DIVISION

CASE NUMBER

EXHIBIT 1

JAMES BRUCE
ATTORNEY AT LAW

POST OFFICE BOX 1056
SANTA FE, NEW MEXICO 87504

3304 CAMINO LISA
HYDE PARK ESTATES
SANTA FE, NEW MEXICO 87501

(505) 982-2043
(505) 982-2151 (FAX)

July 16, 2001

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ameristate Exploration, L.L.C.
Suite 130
211 RR 620 South
Austin, Texas 78734

Marathon Oil Company
P.O. Box 552
Midland, Texas 79702

Devon Energy Production Company, L.P.
Suite 1500
20 North Broadway
Oklahoma City, Oklahoma 73102

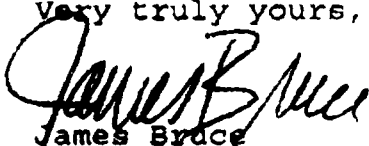
OXY USA WTP Limited Partnership
c/o OXY USA Inc.
Suite 6000
6 Desta Drive
Midland, Texas 79705

Joe and Billie Helm
Bill and Clara Helm
P.O. Box 1081
Artesia, New Mexico 88211

Ladies and Gentlemen:

Enclosed is a copy of an application for compulsory pooling, filed with the New Mexico Oil Conservation Division by Nadel and Gussman Permian, L.L.C., regarding the S½ of Section 17, Township 19 South, Range 24 East, N.M.P.M., Eddy County, New Mexico. This application is scheduled to be heard at 8:15 a.m. on Thursday, August 9, 2001 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. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

Very truly yours,


James Bruce

Attorney for Nadel and Gussman Permian, L.L.C.



U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only. No Insurance Coverage Provided.)

1. Article Addressed to:
Joe and Billie Helm
Bill and Clara Helm
P.O. Box 1081
Artesia, New Mexico 88211

2. Article Number (Copy from service label)
1000 0530 0021 6897 9131

PS Form 3811, July 1999

102595-00-M-0052

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.

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Bill and Clara Helm
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Artesia, New Mexico 88211

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2. Article Number (Copy from service label)
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PS Form 3811, July 1999

102595-00-M-0052

U.S. Postal Service
CERTIFIED MAIL RECEIPT

(Domestic Mail Only: No Insurance Coverage Provided)

7000 0520 0021 6897 9714

Postage	\$ 1.57
Certified Fee	2.40
Return Receipt Fee (Endorsement Required)	1.50
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.16



Recipient's Name (Marathon Oil Company is completed by mailer)

P.O. Box 552
Midland, Texas 79702

City, State, ZIP+4

PS Form 3800, February 2000

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:

Marathon Oil Company
P.O. Box 552
Midland, Texas 79702

2. Article Number (Copy from service label)

7000 0520 0021 6897 9714

PS Form 3811, July 1999

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

Frankie Vinson JUL 19 2001

C. Signature

X Mark Vinson 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 ☐ No

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:

Devon Energy Production Company, L.P.
Suite 1500
20 North Broadway
Oklahoma City, Oklahoma 73102

2. Article Number (Copy from service label)

7000 0520 0019 0382 3701

PS Form 3811, July 1999

Domestic Return Receipt

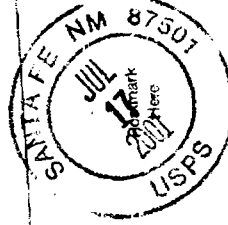
AKS N61

U.S. Postal Service
CERTIFIED MAIL RECEIPT

(Domestic Mail Only: No Insurance Coverage Provided)

7000 0520 0019 0382 3701

Postage	\$ 0.57
Certified Fee	2.10
Return Receipt Fee (Endorsement Required)	1.50
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.17



Recipient's Name (Devon Energy Production Company, L.P. is completed by mailer)

Suite 1500
20 North Broadway
Oklahoma City, Oklahoma 73102

City, State, ZIP+4

PS Form 3800, February 2000

See Reverse for Instructions

JAMES BRUCE
ATTORNEY AT LAW

POST OFFICE BOX 1056
SANTA FE, NEW MEXICO 87504

3304 CAMINO LISA
HYDE PARK ESTATES
SANTA FE, NEW MEXICO 87501

(505) 982-2043
(505) 982-2151 (FAX)

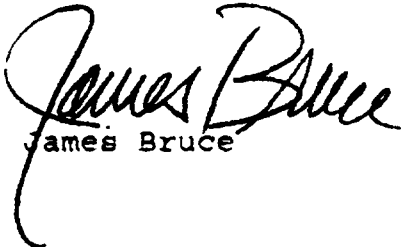
July 27, 2001

Certified Mail - Return Receipt Requested

Mark K. Nearburg
Ameristate Exploration, LLC
p.O. Box 341449
Austin, Texas 78734

Dear Mark: Enclosed is a pooling notice I sent to Ameristate on behalf of Nadel and Gussman Permian, L.L.C. It was returned as undeliverable, so I am mailing it to your post office box. The hearing is scheduled for August 9th. I understand that you have agreed to participate, but I forward it to you for your information.

Very truly yours,


James Bruce



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:

Mark K. Nearburg
Ameristate Exploration, LLC
P.O. Box 341449
Austin, Texas 78734

2. Article Number (Copy from service label)

7000 0520 0021 6898 0161

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

B. Date of Delivery

7-27-01

C. Signature

D. Is delivery address different from item 1?

If YES, enter delivery address below:

☐ Yes

☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail

☐ Registered ☐ Return Receipt for Merchandise

☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

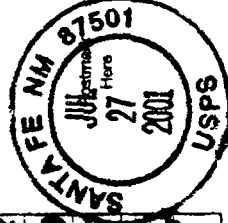
U.S. Postal Service

CERTIFIED MAIL RECEIPT

(Domestic Mail Only. No Insurance Coverage Provided)

7970 8689 7200 0250 0002

Postage	\$ 5.57
Certified Fee	2.40
Return Receipt Fee (Endorsement Required)	1.50
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.17



Recipient's Name

Mark K. Nearburg

Ameristate Exploration, LLC

P.O. Box 341449

Austin, Texas 78734

City, State, ZIP+4

PS Form 3800, February 2000

See Reverse for Instructions