

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

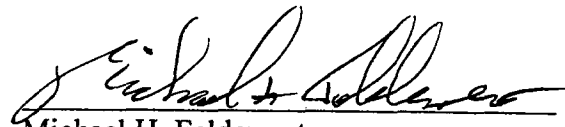
APPLICATION OF McELVAIN OIL & GAS
PROPERTIES, INC. FOR COMPULSORY
POOLING, RIO ARriba COUNTY,
NEW MEXICO.

CASE NO. 13340

AFFIDAVIT

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

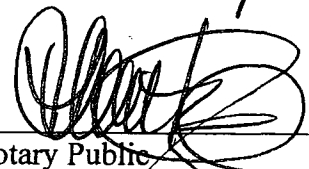
Michael H. Feldewert, attorney in fact and authorized representative of McElvain Oil & Gas Properties, Inc., the Applicant herein, being first duly sworn, upon oath, states that notice of the above-referenced Application was mailed to the interested parties shown on Exhibit "A" attached hereto in accordance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



Michael H. Feldewert

SUBSCRIBED AND SWORN to before me this 15th day of September 2004

by Michael H. Feldewert
 OFFICIAL SEAL
LISAMARIE ORTIZ
NOTARY PUBLIC-STATE OF NEW MEXICO
My commission expires 01/14/07



Notary Public

My Commission Expires: 01/14/07

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Case No. 13340 Exhibit No. 3
Submitted by:
McElvain Oil & Gas Properties, Inc.
Hearing Date: September 16, 2004

NOTIFICATION LIST

**Application of
McElvain Oil and Gas Properties, Inc.
for compulsory pooling
W/2, Section 14, Township 25 North, Range 2 West, NMPM
Rio Arriba County, New Mexico.**

Four Star Oil & Gas Company
1111 South Wilcrest
Houston, Texas 77099

Mountain States Natural Gas Corp.
Post Office Box 12323
Las Vegas, Nevada 89112

San Juan Gas Corp.
1318 Philtower Building
Tulsa, Oklahoma 74103

Christopher Phillips
23 West 4th Street, Suite 900
Tulsa, Oklahoma 74103

Christopher Phillips
1620 South Newport
Tulsa, Oklahoma 74120

HOLLAND & HART LLP



Michael H. Feldewert
Recognized Specialist in the Area of
Natural Resources - oil and gas law -
New Mexico Board of Legal
Specialization
mfeldewert@hollandhart.com

August 25, 2004

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Four Star Oil & Gas Company
111 South Wilcrest
Houston, Texas 77099

Re: Application of McElvain Oil & Gas Properties, Inc. for compulsory
pooling Badger 14 Well No. 1, Rio Aribba County, New Mexico

Dear Interest Owner:

This letter is to advise you that McElvain Oil & Gas Properties, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division. This application has been set for hearing before a Division Examiner on September 16, 2004. You are not required to attend these hearings, but as an owner of an interest in this property, you may appear and present testimony. Failure to appear at this hearing 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 the 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.

Sincerely,

Michael H. Feldewert
Holland & Hart, L.L.P.
Attorneys for McElvain Oil & Gas
Properties, Inc.

3271299_1.DOC

Holland & Hart LLP

Phone [505] 988-4421 Fax [505] 983-6043 www.hollandhart.com

110 North Guadalupe Suite 1 Santa Fe, NM 87501 Mailing Address P.O. Box 2208 Santa Fe, NM 87504-2208

Aspen Billings Boise Boulder Cheyenne Colorado Springs Denver Denver Tech Center Jackson Hole Salt Lake City Santa Fe Washington, D.C. ☎

HOLLAND & HART^{LLP}



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mfeldewert@hollandhart.com

August 25, 2004

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Mountain States Natural Gas Corp.
Post Office Box 12323
Las Vegas, Nevada 89112

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mfeldewert@hollandhart.com

August 25, 2004

CERTIFIED MAIL
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San Juan Gas Corp.
1318 Philtower Building
Tulsa, Oklahoma 74103

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August 25, 2004

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Christopher Phillips
23 West 4th Street, Suite 900
Tulsa, Oklahoma 74103

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mfeldewert@hollandhart.com

August 25, 2004

CERTIFIED MAIL
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Christopher Phillips
1620 South Newport
Tulsa, Oklahoma 74120

Re: Application of McElvain Oil & Gas Properties, Inc. for compulsory
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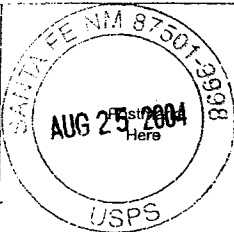
110 North Guadalupe Suite 1 Santa Fe, NM 87501 Mailing Address P.O. Box 2208 Santa Fe, NM 87504-2208

Aspen Billings Boise Boulder Cheyenne Colorado Springs Denver Denver Tech Center Jackson Hole Salt Lake City Santa Fe Washington, D.C.

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

MHF/Badger #14

Postage \$.60
Certified Fee 2.30
Return Receipt Fee (Endorsement Required) 1.75
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$ 4.65



Four Star Oil & Gas Company
1111 South Wilcrest
Houston, Texas 77099

PS Form 3800, January 2001

See Reverse for

SENDER: COMPLETE

- 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.

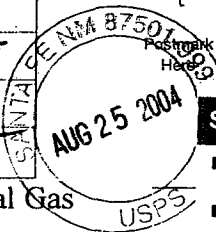
1. Article Addressed to:

Four Star Oil & Gas Company
1111 South Wilcrest
Houston, Texas 77099

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

MHF/Badger #14

Postage \$.60
Certified Fee 2.30
Return Receipt Fee (Endorsement Required) 1.75
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$ 4.65



Mountain States Natural Gas Corp.
P.O. Box 12323
Las Vegas, Nevada 89112

PS Form 3800, January 2001

See Reverse for

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1. Article Addressed to:

Mountain States Natural Gas Corp.
P.O. Box 12323
Las Vegas, Nevada 89112

CERTIFIED MAIL

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery
C. Signature X Joyce Baker
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

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)

7001 1140 0002 5602 7341

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

CERTIFIED MAIL

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

IN DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery
C. Signature X David B...
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

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)

7001 1140 0002 5602 7303

PS Form 3811, July 1999

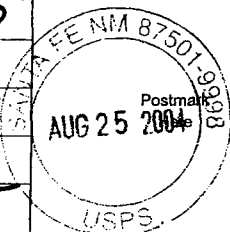
Domestic Return Receipt

102595-99-M-1789

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

MHF/Badger #14

Postage \$.60
Certified Fee 2.30
Return Receipt Fee (Endorsement Required) 1.75
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$4.65



San Juan Gas Corp.
1318 Philtower Building
Tulsa, Oklahoma 74103

PS Form 3800, January 2001

See Reverse for

SENDER: COMPLETE 1

- 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:

San Juan Gas Corp.
1318 Philtower Building
Tulsa, Oklahoma 74103

2. Article Number (Copy from service label)

7001 1148 0002 5602 7310

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-178

RECIPIENT: COMPLETE 2

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

C. Signature

x *Gale Phillips* ☐ Agent ☐ Address

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.


4. Restricted Delivery? (Extra Fee) ☐ Yes

110 North Guadalupe Suite 1 Santa Fe, NM 87501
P.O. Box 2208 Santa Fe, NM 87504-2208

7334 2095 2000 0140 1001

☐ Major Damage
☐ Unable To Forward
☐ Inefficient Address
☐ Incorrect Zip Or P.O.#
☒ Unclaimed
☐ Returned
☒ Undelivered
Christie Phillips
1620 South Newport
Tulsa, Oklahoma 74120

☐ No Mail Recd.
☐ No Mail Recd. - No Over
Central Address
☐ Estimated Fee Too High
☐ Estimated Date
☐ Postage Paid



☐ Filled
☐ Unfilled
☐ Filled - Left Side
☐ Filled - Right Side
☐ Unfilled - Not Known
☐ Filled - Not Known
☐ No Such Street or Number
☐ Vacant
☐ No Mail Today
☐ Box Closed - Not Known
☐ Returned For Better Address
☐ Postage Due

AUG 25 1964

MHF/Badger #14
 .60
 2.30
 1.75
 4.65

Christopher Phillips
23 West 4th Street, Suite 900
Tulsa, Oklahoma 74103

71012 0419 2000 5602 7322

HOLLAND & HART

110 North Guadalupe Suite 1 Santa Fe, NM 87501
PO Box 2208 Santa Fe, NM 87504-2208

RETURN ATTEMPTED NOT KNOWN 03:44 295



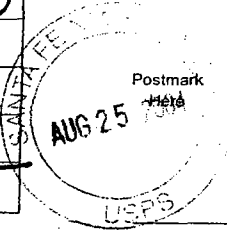
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1ST NOTICE **SEP 03 2004**
2ND NOTICE
RETURN

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PS Form 3800, January 2001 See Reverse for Instructions

HEE2 2095 2000 04TT 1002