

# Affidavit of Publication

State of New Mexico

County of Rio Arriba

I, Robert Trapp, being first duly sworn, declare and say I am the Publisher of the *Rio Grande SUN*, a weekly newspaper published in the English language and having a general circulation in the County of Rio Arriba, State of New Mexico, and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 of the Session Laws of 1937. The publication, a copy of which is hereto attached, was

published in said paper once each week for 1 consecutive weeks and on the same day of each week in the regular issue of the paper during the time of publication and the notice was published in the newspaper proper, and not in any

supplement. The first publication being on the 2<sup>nd</sup> day of

SEPT 2004 and the last publication on the 2<sup>nd</sup>

day of SEPT 2004. Payment for said advertisement has been duly made, or assessed as court costs. The undersigned has personal knowledge of the matters and things set forth in this affidavit.

## Publisher's Bill

103 lines one time at 72<sup>10</sup>

\_\_\_\_\_ lines \_\_\_\_\_ times at \_\_\_\_\_

Affidavit 5<sup>00</sup>

Subtotal 77<sup>10</sup>

Tax 5.4

Total 82<sup>21</sup>

Payment received at *Rio Grande SUN*

Date \_\_\_\_\_

By \_\_\_\_\_

Robert Trapp  
Publisher

Subscribed and sworn to before me this 2<sup>nd</sup>  
day of SEPT A.D. 2004

Ruth S. Trapp  
Ruth S. Trapp/Notary Public  
My commission expires 17 May 2005

**NOTICE OF PUBLICATION  
STATE OF NEW MEXICO  
ENERGY, MINERALS AND  
NATURAL RESOURCES DE-  
PARTMENT OIL CONSER-  
VATION DIVISION  
SANTA FE, NEW MEXICO**

The State of New Mexico through its Oil Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 a.m. on September 16, 2004, in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact: Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-659-1779 by September 6, 2004. Public documents including the agenda and minutes, can be provided in various accessible form. Please contact Florene Davidson if a summary or other type of accessible form is needed.

**STATE OF NEW MEXICO**  
All named parties and persons having any right, title, interest or claim in the following cases and notice to the public:

(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.) **CASE 13340: Application of McElvahn Oil & Gas Properties, Inc. for compulsory pooling, Rio Arriba County, New Mexico.** Applicant in the above-styled cause seeks an order pooling all uncommitted mineral interests in all formations from the surface to the base of the Mesaverde formation in the W/2 of Section 14, Township 25 North, Range 2 West, N.M.P.M. to form a standard 320-acre gas spacing and proration unit for all formations and/or pools developed on 320 acres within that vertical, which includes but is not necessarily limited to the Blanco-Mesaverde Gas Pool. Said unit is to be dedicated to applicant's proposed Badger Corn 14 Well No. 1 to be drilled at a standard gas well location 785 feet from the West line in Unit D of the NW/4 of said Section 14 to a depth sufficient to test any and all formations to the base of the Mesaverde formation. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof, as well as actual operating costs, and charges for supervision, designation of applicant as operator of the well and a charge for risk involved in drilling said well. Said area is located approximately 5 miles northeast of Lindreth, New Mexico. Given under the Seal of the State of New Mexico Oil Conservation Commission at Santa Fe, New Mexico on this 30th day of June 2004.

**STATE OF NEW MEXICO  
OIL CONSERVATION DIVI-  
SION**

MARK E. FESMIRE, P.E.,  
DIRECTOR  
(Published September 2,  
2004)