

AFFIDAVIT OF PUBLICATION

Ad No. 50325

STATE OF NEW MEXICO  
County of San Juan:

CONNIE PRUITT, being duly sworn says:  
That she is the CLASSIFIED MANAGER of  
THE DAILY TIMES, a daily newspaper of  
general circulation published in English at  
Farmington, said county and state, and that  
the hereto attached Legal Notice was  
published in a regular and entire issue of the  
said DAILY TIMES, a daily newspaper duly  
qualified for the purpose within the meaning of  
Chapter 167 of the 1937 Session Laws of the  
State of New Mexico for publication and  
appeared in the Internet at The Daily Times  
web site on the following day(s):

Friday, August 13, 2004.

And the cost of the publication is \$163.55.

Connie Pruitt

ON 8-16-04 CONNIE PRUITT  
appeared before me, whom I know personally  
to be the person who signed the above  
document.

Danny Beck  
My Commission Expires April 2, 2008.

Burlington's Exhibit 9  
to  
Case 13314, August 8, 2004

COPY OF PUBLICATION

NOTICE OF PUBLICATION

STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION 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 2, 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 August 27, 2004. Public documents including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

STATE OF NEW MEXICO TO:

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 13314:

Application of Burlington Oil & Gas Company LP for Surface Commingling,  
San Juan County, New Mexico. Applicant seeks an order granting an exception  
to Rule 303.A and, in accordance with Rule 303.B (4), approving surface  
commingling of oil production as a "pre-approved" allocation and measurement  
method other than individual well/lease metering for the following described

wells/leases:

San Juan 29-7 Unit #191 Well, NW/4SE/4 Section 22-T29N-R7W,  
Basin Fruitland Coal and Blanco Pictured Cliffs Gas Pools;

San Juan 29-7 Unit #65A Well, NW/4SE/4 Section 22-T29N-R7W,  
Basin Dakota and Blanco Mesaverde Gas Pools;

San Juan 29-7 Unit #193 Well, SE/4SE/4 Section 36-T29N-R7W,  
Blanco PC South Gas Pool;

San Juan 29-7 Unit #55A Well, SE/4SE/4 Section 36-T29N-R7W,  
Blanco Mesaverde Gas Pool;

which shall be stored and measured at its centralized facilities located on each of  
the production pads located in the sections listed above. If the Division approves  
this application, then the applicant intends to utilize this approved method for the  
surface commingling of oil production from other wells and areas with notification  
made in accordance with Rule 303.B(4)(d)(iii). The #191 and #65A facilities are  
located approximately 24 miles East of Bloomfield, New Mexico. The #193 and  
#55A facilities are located approximately 25 miles East-Southeast of Bloomfield,  
New Mexico

Given under the Seal of the State of New Mexico Oil Conservation Commission  
at Santa Fe, New Mexico.

STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION

Mark E. Fesmire, P.E., Director