

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF DEVON ENERGY PRODUCTION
COMPANY, L.P. FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.

Case No. 13,334

AFFIDAVIT REGARDING NOTICE

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

James Bruce, being duly sworn upon his oath, deposes and states:

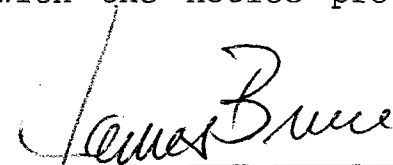
1. I am over the age of 18, and have personal knowledge of the matters set forth herein.

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.

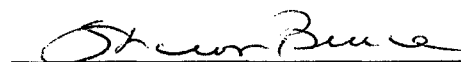
4. Notice of the Application was provided to the interest owners at their correct addresses, by certified mail. Copies of the notice letter and certified return receipts are attached hereto as Exhibit A.

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



James Bruce

SUBSCRIBED AND SWORN TO before me this 15th day of September, 2004, by James Bruce.



Notary Public

My Commission Expires:
3/14/05

OIL CONSERVATION DIVISION
CASE NUMBER
EXHIBIT NUMBER **5**

JAMES BRUCE
ATTORNEY AT LAW

POST OFFICE BOX 1056
SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213
SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone)
(505) 660-6612 (Cell)
(505) 982-2151 (Fax)

jamesbruc@aol.com

August 12, 2004

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

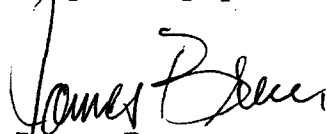
To: Persons on Exhibit A

Ladies and gentlemen:

Enclosed is a copy of an application for compulsory pooling, filed with the New Mexico Oil Conservation Division by Devon Energy Production Company, L.P., regarding the W $\frac{1}{2}$ of Section 3, Township 22 South, Range 27 East, N.M.P.M., Eddy County, New Mexico. This application is scheduled to be heard at 8:15 a.m. on Thursday, September 2, 2004 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.

You are required to notify, in writing, the Division and the undersigned, by Friday, August 27, 2004, if you intend to enter an appearance and participate in the case.

Very truly yours,


James Bruce

Attorney for Devon Energy Production Company, L.P.



EXHIBIT A

Magnum Hunter Production, Inc.
Suite 200
3500 William D. Tate Avenue
Grapevine, Texas 76051

Carolyn Ann Nunnally
507 Meadowview Lane
Coppell, Texas 75019

Tex-Ok Energy Ltd. Partnership
P.O. Box 3010
Cody, Wyoming 82414

Cody Energy, Inc.
P.O. Box 3010
Cody, Wyoming 82414

Marbob Energy Corporation
P.O. Box 227
Artesia, New Mexico 88211

Pitch Energy Corporation
P.O. Box 304
Artesia, New Mexico 88211

Wadi Petroleum, Inc.
Suite 400
14405 Walters Road
Houston, Texas 77014

BK Exploration Corporation
Suite 208
810 South Cincinnati
Tulsa, Oklahoma 74119

James L. Pierce
2607 Ward Street
Midland, Texas 79705

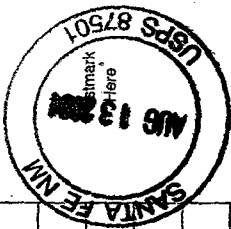
Pozo Rico Partners, Ltd.
Suite D-202
900 N.E. Loop 419
San Antonio, Texas 78209

T.J. & Mary R. Sively Trust
c/o Bank of America, N.A.
P.O. Box 832407
Dallas, Texas 75283

Georgette Olmsted
8724 Madre Avenue N.E.
Albuquerque, New Mexico 87111

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CERTIFIED MAILTM RECEIPTTM
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Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees \$	



Sent To

Georgette Olmedo
 8724 Madra Avenue N.E.
 Albuquerque, New Mexico 87111

City, State, ZIP+4

PS Form 3800, June 2002 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:

Georgette Olmedo
 8724 Madra Avenue N.E.
 Albuquerque, New Mexico 87111

2. Article Number
 (Transfer from service label)

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

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

7002 2410 0003 1546 6786

Domestic Return Receipt

PS Form 3811, August 2001

102595-02-M-1540

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:

Pozo Rico Partners, Ltd.
 Suite D-402
 900 N.E. Loop 419
 San Antonio, Texas 78209

2. Article Number
 (Transfer from service label)

PS Form 3811, August 2001

7002 2410 0003 1546 6779

Domestic Return Receipt

102595-02-M-1540

SENDER: COMPLETE THIS SECTION

A. Signature
 X *Andres Medina* Agent

B. Received by (Printed Name) ☐ Addressee

C. Date of Delivery

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

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

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

7002 2410 0003 1546 6786

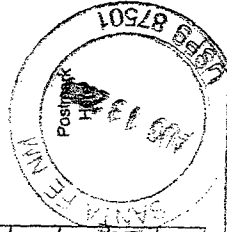
Domestic Return Receipt

PS Form 3811, August 2001

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



Sent To

Pozo Rico Partners, Ltd.
 Suite D-402
 900 N.E. Loop 419
 San Antonio, Texas 78209

City, State, ZIP+4

7002 2410 0003 1546 6779

Domestic Return Receipt

PS Form 3811, August 2001

102595-02-M-1540

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

Sent To

James L. Pierce
2607 Ward Street
Midland, Texas 79705

City, State, ZIP+4

PS Form 3800, June 2002 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:

James L. Pierce
2607 Ward Street
Midland, Texas 79705

2. Article Number
(Transfer from service label)

7002 2410 0003 1546 6809

PS Form 3811, August 2001

Domestic Return Receipt

D-3

102595-02-M-1540

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:

T.J. & Mary R. Sively Trust
c/o Bank of America, N.A.
P.O. Box 832407
Dallas, Texas 75283

2. Article Number
(Transfer from service label)

7002 2410 0003 1546 6793

PS Form 3811, August 2001

Domestic Return Receipt

D-3

102595-02-M-1540

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.

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PS Form 3811, August 2001

Domestic Return Receipt

D-3

102595-02-M-1540

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7002 2410 0003 1546 6793

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D-3

102595-02-M-1540

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Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees

Sent To

T.J. & Mary R. Sively Trust
c/o Bank of America, N.A.
P.O. Box 832407
Dallas, Texas 75283

PS Form 3800, June 2002 See Reverse for Instructions

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(Transfer from service label)

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PS Form 3811, August 2001

Domestic Return Receipt

D-3

102595-02-M-1540

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Postage

Certified Fee

Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees

Sent To

T.J. & Mary R. Sively Trust
c/o Bank of America, N.A.
P.O. Box 832407
Dallas, Texas 75283

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Dallas, Texas 75283

2. Article Number
(Transfer from service label)

7002 2410 0003 1546 6793

PS Form 3811, August 2001

Domestic Return Receipt

D-3

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

Sent To
 Street, Apt. No., Suite 400
 or PO Box No. 14405 Walters Road
 City, State, ZIP+4 Houston, Texas 77014

PS Form 3800, June 2002 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:

Wadi Petroleum, Inc.
 Suite 400
 14405 Walters Road
 Houston, Texas 77014

2. Article Number
 (Transfer from service label)

7002 2410 0003 1546 6823

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Signature]* Agent ☐ Addressee ☐

B. Received by (Printed Name) *[Signature]* Date of Delivery *[Signature]*

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

3. Service Type

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

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

0.3

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:

BK Exploration Corporation
 Suite 208
 810 South Cincinnati
 Tulsa, Oklahoma 74119

2. Article Number

(Transfer from service label)

PS Form 3811, August 2001

7002 2410 0003 1546 6823

Domestic Return Receipt

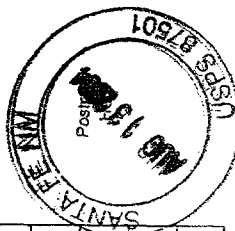
102595-02-M-1640

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OFFICIAL USE

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



Sent To

Street, Apt. No., Suite 208
 or PO Box No. 810 South Cincinnati
 City, State, ZIP+4 Tulsa, Oklahoma 74119

PS Form 3800, June 2002

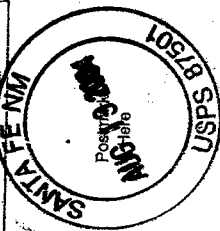
See Reverse for Instructions

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For delivery information visit our website at www.usps.com

OFFICIAL USE

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



Sent To
 Street Apt. No.,
 P.O. Box 227
 Artesia, New Mexico 88211
 City, State, Zip+4

PS Form 3800, June 2002 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:

Marbob Energy Corporation
 P.O. Box 227
 Artesia, New Mexico 88211

3. Service Type

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

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

2. Article Number
 (Transfer from service label) 7002 2410 0003 1546 6847

PS Form 3811, August 2001

Domestic Return Receipt

102598-02-M-1540

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:

Pitch Energy Corporation
 P.O. Box 304
 Artesia, New Mexico 88211

2. Article Number
 (Transfer from service label) PS Form 3811, August 2001

Domestic Return Receipt

102598-02-M-1540

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:

Marbob Energy Corporation
 P.O. Box 227
 Artesia, New Mexico 88211

3. Service Type

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

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

2. Article Number
 (Transfer from service label) 7002 2410 0003 1546 6847

PS Form 3811, August 2001

Domestic Return Receipt

102598-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

- A. Signature
 x Misty McQuay Agent
- B. Received by (Printed Name)
 Misty McQuay 8-14-02
- C. Date of Delivery
 8-14-02
- D. Is delivery address different from item 1? ☐ Yes ☐ No
 (YES, enter delivery address below)

- 3. Service Type
☒ Certified Mail
☐ Registered
☐ Insured Mail
☐ Express Mail
☐ Return Receipt for Merchandise
☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

7002 2410 0003 1546 6830

Domestic Return Receipt

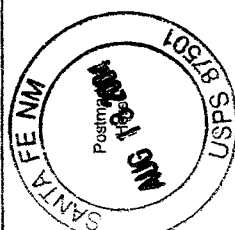
0.3

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



Sent To

Pitch Energy Corporation
 P.O. Box 304
 Artesia, New Mexico 88211
 City, State, Zip+4

PS Form 3800, June 2002

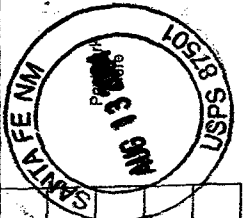
See Reverse for Instructions

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OFFICIAL USE

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



Sent To
 Cody Energy, Inc.
 P.O. Box 3010
 Cody, Wyoming 82414
 City, State, ZIP+4

PS Form 3800, June 2002 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:

Magnum Hunter Production, Inc.
 Suite 200
 3500 William D. Tate Avenue
 Grapevine, Texas 76051

2. Article Number
(Transfer from service label)
 PS Form 3811, August 2001

COMPLETE THIS SECTION ON DELIVERY

A. Signature
[Signature]
 B. Received by (Printed Name)
 C. Date of Delivery

D. Is delivery address different from item 1?
 IF YES, enter delivery address below:
 IF NO, leave blank

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
 4. Restricted Delivery? (Extra Fee) ☐ Yes

7002 2410 0003 1546 6885
 Domestic Return Receipt
 102595-02-M-1540

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:

Cody Energy, Inc.
 P.O. Box 3010
 Cody, Wyoming 82414

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
(Transfer from service label)
 PS Form 3811, August 2001

COMPLETE THIS SECTION ON DELIVERY

A. Signature
[Signature]
 B. Received by (Printed Name)
 C. Date of Delivery

D. Is delivery address different from item 1?
 IF YES, enter delivery address below:
 IF NO, leave blank

U.S. Postal Service[™]
CERTIFIED MAIL[™] RECEIPT
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Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$



Sent To
 Magnum Hunter Production, Inc.
 Suite 200
 3500 William D. Tate Avenue
 Grapevine, Texas 76051
 City, State, ZIP+4

7002 2410 0003 1546 6885

PS Form 3800, June 2002 See Reverse for Instructions

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

Sent To

Street, Apt. No.,
or PO Box No.
City, State, ZIP+4

PS Form 3800, June 2002

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:

Tex-Ok Energy Ltd. Partnership
P.O. Box 3010
Cody, Wyoming 82414

2. Article Number

(Transfer from service label)

PS Form 3811, August 2001

COMPLETE THIS SECTION ON DELIVERY

A. Signature Cher Roseman ☐ Agent
☒ Addressee

B. Received by (Printed Name) Cher Roseman ☐ Date of Delivery 8/14/01

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

7002 2410 0003 1546 6861

Domestic Return Receipt

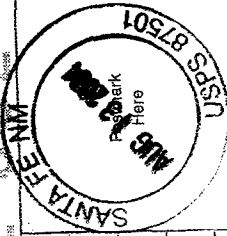
D-3

102596-02-M1540

**U.S. Postal Service™
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OFFICIAL USE



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

Sent To

Street, Apt. No.,
or PO Box No.
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Tex-Ok Energy Ltd. Partnership
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Cody, Wyoming 82414

PS Form 3800, June 2002

See Reverse for Instructions