

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

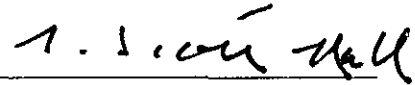
**IN THE MATTER OF THE APPLICATION
OF ENERGEN RESOURCES
CORPORATION TO AMEND
COMPULSORY POOLING ORDER NO.
R-10154, SAN JUAN COUNTY, NEW
MEXICO**

Case No. 15072

AFFIDAVIT

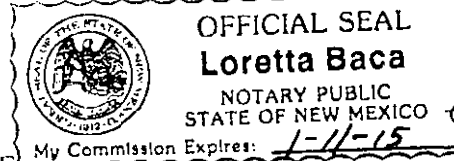
STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

J. SCOTT HALL, attorney and authorized representative of Energen Resources Corporation, the Applicant in NMOCD Case No. 15072, being first duly sworn, upon oath states that he sent copies of this Application to the parties as specified on the attached Exhibit A.



J. SCOTT HALL

SUBSCRIBED AND SWORN to before me this 2nd day of April, 2014.



My Commission Expires. _____


Notary Public

528835

EXHIBIT A

Gilbreath Energy, LLC
c/o John R. Taylor, Registered
Agent
505 B 14th NW
Albuquerque, NM 87104

Norman L. Gilbreath
Loretta E. Gilbreath
c/o J. Edward Hollington, Esq.
708 Marquette Avenue N.W.
Albuquerque, NM 87102-2035

Frank A. King
Paula S. Elmore
c/o Stephen D. Ingram, Esq.
40 First Plaza Center NW #610
Albuquerque, NM 87103-1216

Norman L. Gilbreath
Loretta E. Gilbreath
c/o Richard T. Tully, Esq.
500 W Broadway #301
Farmington, NM 87499-0268



**MONTGOMERY
& ANDREWS**
LAW FIRM

J. SCOTT HALL

Office: (505) 986-2646
Email: shall@montand.com
Reply To: Santa Fe Office
www.montand.com

December 19, 2013

**Via Certified Mail
Return Receipt Requested**

Gilbreath Energy, LLC
c/o John R. Taylor, Registered Agent
505 B 14th NW
Albuquerque, NM 87104

**Re: NMOC D Case No. 15072: Application of Energen Resources Corporation to Amend
Compulsory Pooling Order No. R-10154, San Juan County, New Mexico**

Dear Mr. Taylor:

This is to advise that Energen Resources Corporation has filed an application with the New Mexico Oil Conservation Division for an order amending Order No. R-10154 which pooled all interests in the Fruitland Coal formation, Basin-Fruitland Coal Gas Pool (71629), underlying the S/2 of Section 19, Township 30 North, Range 11 West NMPM in San Juan County, New Mexico, forming a standard 326.26 acre \pm spacing and proration unit, now dedicated to the Flora Vista "19" Well No. 2 and the Flora Vista "19" Well No. 3. Applicant seeks an amendment to the Order No. R-10154 in order to consolidate additional interests. A copy of the application is enclosed.

This Application will be set for hearing before a Division Examiner on January 9, 2014, at 8:15 a.m. at the New Mexico Oil Conservation Division, 1220 South St. Francis Drive, Santa Fe, New Mexico. You are not required to attend this hearing, but as an owner of an interest that may be affected, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging this application at a later time. If you intend to attend the hearing and present testimony or evidence, you must enter your appearance and serve the Division, counsel for the Applicant and other parties with a pre-hearing

REPLY TO:

325 Paseo de Peralta
Santa Fe, New Mexico 87501
Telephone (505) 982-3873 • Fax (505) 982-4289

Post Office Box 2307
Santa Fe, New Mexico 87504-2307

6301 Indian School Road NE, Suite 400
Albuquerque, New Mexico 87110
Telephone (505) 884-4200 • Fax (505) 888-8929

Post Office Box 36210
Albuquerque, New Mexico 87176-6210

John R. Taylor
December 19, 2013
Page 2

statement at least four business days before the scheduled hearing date in accordance with Division Rule 19.15.4.13.

Very truly yours,

MONTGOMERY & ANDREWS, P.A.

A handwritten signature in black ink, appearing to read "J. Scott Hall", is written over the printed name.

J. Scott Hall

Attorneys for Energen Resources Corporation

Enclosures

cc: w/o Bryan Lewis
Matt Hutchison

525574

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:

Norman L. Gilbreath
Loretta E. Gilbreath
c/o Richard T. Tully, Esq.
500 W Broadway #301
Farmington, NM 87499-0268

2. Article Number

(Transfer from service label)

7012 3460 0000 6690 8909

PS Form 3811, February 2004

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Edr Paul* ☐ Agent
☐ Addressee

B. Received by (Printed Name)

Esther Paul C. Date of Delivery *12/23/12*

D. Is delivery address different from item 1? ☐ YesIf 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

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

OFFICIAL USE

Postage	\$ 1.66
Certified Fee	3.10
Return Receipt Fee (Endorsement Required)	2.55
Restricted Delivery Fee (Endorsement Required)	-
Total Postage & Fees	\$ 7.31



Sent To
Mr & Mrs Gilbreath
c/o Richard T. Tully, Esq.
Street, Apt. No.,
or PO Box No. 500 W Broadway #301
City, State, ZIP+4
Farmington, NM 87499-0268

PS Form 3800, August 2006

See Reverse for Instructions

U.S. Postal Service™

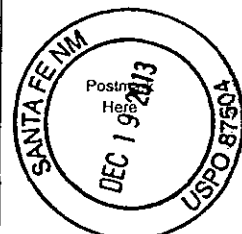
CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

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

OFFICIAL USE

Postage	\$ 1.66
Certified Fee	3.10
Return Receipt Fee (Endorsement Required)	2.55
Restricted Delivery Fee (Endorsement Required)	-
Total Postage & Fees	\$ 7.31



Sent To
Frank King & Paula Elmore c/o Stephen Ingram
Street, Apt. No.,
or PO Box No. 40 First Plaza Center NW #610
City, State, ZIP+4
Albuquerque, NM 87103-1216

PS Form 3800, August 2006

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:

Frank A. King
Paula S. Elmore
c/o Stephen D. Ingram, Esq.
40 First Plaza Center NW #610
Albuquerque, NM 87103-1216

2. Article Number

(Transfer from service label)

7012 3460 0000 6690 8749

PS Form 3811, February 2004

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *TA* ☐ Agent
☐ Addressee

B. Received by (Printed Name)

FRANK KING C. Date of Delivery *DEC 23 2012*

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

3. Service Type

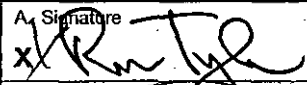
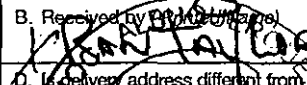
- ☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

Domestic Return Receipt

102595-02-M-1540

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature </p> <p><input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p>Norman L. Gilbreath Loretta E. Gilbreath c/o J. Edward Hollington, Esq. J. Edward Hollington & Associates, P.A. 708 Marquette Avenue N.W. Albuquerque, NM 87102-2035</p>		<p>B. Received by (Print Name) </p> <p>C. Date of Delivery 12-20-13</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7012 3460 0000 6690 8886</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below <input checked="" type="checkbox"/> No</p>	
<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1000</p>			

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$ 1.66
Certified Fee	3.10
Return Receipt Fee (Endorsement Required)	2.55
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.31
<p>Sent To: Mr. & Mrs. Gilbreath c/o J. Edward Hollington, Esq. Street, Apt. No., or PO Box No. 708 Marquette Ave. N.W. City, State, ZIP+4 Albuquerque, NM 87102-2035</p>	
<p>PS Form 3800, August 2006 See Reverse for Instructions</p>	