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

APPLICATION OF OGX OPERATING, LLC FOR A NON-STANDARD SPACING AND PRORATION UNIT, COMPULSORY POOLING, AND AN **UNORTHODOX GAS WELL LOCATION, EDDY** COUNTY, NEW MEXICO.

Case No. 15,565

AFFIDAVIT OF NOTICE

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

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 stated herein.

2. I am an attorney for OGX Operating, LLC.

3. OGX Operating, LLC 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 owner, at its correct address. by certified mail. Copies of the notice letter and certified return receipt are attached hereto as Attachment A.

5. Applicant has complied with the notice provisions of Division Rules NMAC 19.15.4.9 and 19.15.4.12.C.

James Bruce

SUBSCRIBED AND SWORN TO before me this 35^{Th} day of October, 2016 by James Bruce. OFFICIAL SEAL KERRIE C. ALLEN Notary Public State of New Mexico My Commission Expi Commission Expires 10-221

EXHIBIT

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

October 6, 2016

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Occidental Permian LP Suite 110 5 Greenway Plaza Houston, Texas 77046

Ladies and gentlemen:

Enclosed is an application for a non-standard unit, compulsory pooling, and an unorthodox gas well location, filed with the New Mexico Oil Conservation Division by OGX Operating, LLC, regarding a Wolfcamp well in the W¹/₂ of Section 28 and the W¹/₂ of Section 33, Township 26 South, Range 29 East, N.M.P.M., Eddy County, New Mexico.

This matter is re-scheduled for hearing at 8:15 a.m. on Thursday, October 27, 2016, in Porter Hall at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest that may be affected by the application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting this matter at a later date.

A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than Thursday, October 20, 2016. This statement must be filed with the Division's Santa Fe office at the above address, and should include: The names of the party and its attorney; a concise statement of the case; the names of the 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 need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the undersigned.

Verv truly yours.

mes Bruce

Attorney for OGX Operating LLC



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SENDER: COMPLETE THIS SECTION Complete Items 1, 2,rd 3. 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 mallplece, or on the front if space permits. 1. Article Addressed to: Occidental Permian LP Suite 110 5 Greenway Plaza Houston, Texas 77046	COMPLETE THIS SECTION ON DELIVERY A. Signature B. Deceived to (Printed Name) C. Date of Delivery D. Is delivery address different from item 17 YES, enter delivery address below:
9590 9402 1689 6053 5248 58	3. Service Type □ Priority Mail Express® □ Adult Signature □ Registered Mail™ □ Adult Signature Restricted Delivery □ Registered Mail Restricted Delivery □ Certified Mail Restricted Delivery □ Return Receipt for Merchandise □ Collect on Delivery □ Identified Mail Restricted Delivery □ Collect on Delivery □ Identified Mail Restricted Delivery □ Collect on Delivery □ Identified Mail Restricted Delivery □ Collect on Delivery □ Identified Mail Restricted Delivery □ Collect on Delivery □ Identified Mail Restricted Delivery
2. Article Number 7014 0510 0000	1 Signature Committation 1 Signature Committation 1 Signature Committation 1 Restricted Delivery
PS Form 3811, July 2015 PSN 7530-02-000-9053	OGX 2 Domestic Return Receipt