# BEFORE THE OIL CONSERVATION DIVISION NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

APPLICATION OF MCELVAIN OIL & GAS PROPERTIES, INC., FOR COMPULSORY POOLING, RIO ARRIBA COUNTY, NEW MEXICO

**CASE NO. 13693** 

### **AFFIDAVIT**

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

Ocean Munds-Dry, attorney in fact and authorized representative of McElvain Oil & Gas Properties, Inc., the Applicant herein, being first duly sworn, upon oath, states that notice of the above-referenced Application was mailed to the interested parties shown on Exhibit "A" attached hereto in accordance with Oil Conservation Division Rules, and that true and correct copies of the notice letter and proof of notice are attached hereto.

Ocean Munds-Dry

SUBSCRIBED AND SWORN to before me this 16th day of March

OFFICIAL SEAL
LISAMARIE ORTIZ
NOTARY PUBLIC-STATE OF NEW MEDICO
My completion cycles (1/14/07)

Notary Public

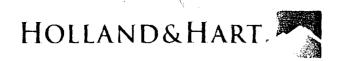
My Commission Expires:

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Case No. 13693 Exhibit No. 6

Case No. <u>13693</u> Exhibit No. 6 Submitted by:

McElvain Oil & Gas Properties, Inc. Hearing Date: April 13, 2006

3529906 1.DOC



Ocean Munds-Dry Associate omundsdry@hollandhart.com

March 16, 2006

## **CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Re:

Application of McElvain Industries, Inc. for compulsory

pooling, Rio Arriba County, New Mexico.

#### Ladies and Gentlemen:

This letter is to advise you that McElvain Oil & Gas Properties, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interests from the surface to the base of the Blanco-Mesaverde formation in a certain spacing and proration unit in the W/2 of Section 14, Township 25 North, Range 2 West, N.M.P.M., Rio Arriba County, New Mexico. McElvain proposed to drill the Badger 14 Well No. 1A at a standard location 2120 feet from the South line and 660 feet from the West line to a depth of approximately 5832 feet to test the Blanco-Mesaverde formation. This well will be dedicated to an existing 320-acre spacing or proration unit as the first optional infill well under the Special Poll Rules and Regulations for the Blanco-Mesaverde Gas Pool.

This application has been set for hearing before a Division Examiner on April 13, 2006. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Offices located at 1220 South Saint 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 this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date.

Parties appearing in cases are required by Division Rule 1208.B to file a Pre-hearing Statement four days in advance of a scheduled hearing. This statement must be filed at the Division's Santa Fe office at the above specified address and should include: the names of the parties and their attorneys; a concise statement of the case; the names of all 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 are to be resolved prior to the hearing.

Sincerely,

Ocean Munds-Dry

ATTORNEY FOR MCELVAIN OIL & GAS

PROPERTIES, INC.

#### 7001 1140 9245 9557 9557 7001 1140 9238 0002 Street, Apt. No or PO Box No. City, State, ZIP Sent To Street, Apt. No. or PO Box No. PS Form 3800 Restricted Delivery Fee (Endorsement Required) Return Receipt Fee (Endorsement Required) City, State, Zip Sent To 28 Form 3800 44735.0035 Total Postage & Fees | \$ Restricted Delivery Fee (Endorsement Required) Return Receipt Fee (Endorsement Required) Certified Fee CERTIFIED MAIL RECEIP! Total Postage & Fees \$ 250 CERTIFIED MAIL RECEIPT グスセ (Domestic Mail Only: No Insurance Cove Certifled Fee erga: San Juan Gas Corporation Mr. Alex Phillips 1318 Philtower Building Tulsa, OK 74101-3100 c/o Natural Evolutions, Inc Mr. Christopher Phillips 5719 E. 13th Street #B Iulsa, OK 74112 5 : 85 KME 246 2.40 NEW SANTAFE \$00 878 WAR 16 200 USPS (I) M m SENDER: COMPLETE THIS SECTION ■ Print your name and address on the reverse ■ Complete items 1, 2, and 3. Also complete Article Addressed to: PS Form 3811, July 1999 SENDER COMPLETE THIS SECTION Article Number Article Addressed to: ■ Complete items 1, 2, and 3. Also complete Attach this card to the back of the mailpiece Mr. Christopher Phillips 5719 E. 13th Street #B c/o Natural Evolutions, Inc. so that we can return the card to you. Article Number (Cor. or on the front if space permits. item 4 if Restricted Delivery is desired. Attach this card to the back of the mailpiece Tulsa, OK 74112 San Juan Gas Corporation Mr. Alex Phillips or on the front if space permits. so that we can return the card to you. Print your name and address on the reverse 1318 Philtower Building item 4 if Restricted Delivery is desired. Tulsa, OK 74101-3100 Copy 7001 7001 2000 Ohtt OHTT Domestic Return Receipt 2000 9557 A. Received by (Please Print Cigarly) COMPLETE THIS SECTION ON DELIVERY D. Is delivery address different from item 1? Yes COMPLETE: THIS SECTION ON DELIVERY A. Received by (Please Print Clearly) 9557 D. Is delivery address Restricted Delivery? (Extra Fee) Certified Mail Registered Restricted Delivery? (Extra Fee) Insured Mail If YES, enter delivery address below: Service Type ☐ Insured Mail Certified Mail Service Type ☐ Registered If YES, enter delivery address below: GESE 5456 different from item 1? Return Receipt for Merchandise C.O.D. ☐ Express Mail AReturn Receipt for Merchandise ☐ Express Mail B. Date of Deliver ☐ Agent☐ Addressee 02595-00-M-095 □ Ş Addressee D g □ 8 E

PS Form 3811, July 1999

Domestic Return Receipt

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