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

## APPLICATION OF MCKAY OIL & GAS, LLC FOR COMPULSORY POOLING, SAN JUAN COUNTY, NEW MEXICO.

Case No. 13739

### 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 McKay Oil & Gas, LLC.

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  $\frac{129th}{29th}$  day of June, 2006 by James Bruce.

Notary Public

OIL CONSERVATION DIVISION

CASE NUMBER EXHIBIT NUMBER (

My Commission Expires

#### 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

June 6, 2006

### 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 McKay Oil & Gas, LLC, regarding the  $W\frac{1}{2}$  of Section 1, Township 30 North, Range 12 West, N.M.P.M., San Juan County, New Mexico. This matter is scheduled for hearing at 8:15 a.m. on Thursday, July 6, 2006, 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 enter an appearance and participate in the case. Failure to appear will preclude you from contesting this matter at a later date.

You are required to notify (in writing) the Division, and the undersigned, by Thursday, June 29, 2006 if you intend to participate in the hearing.

EXHIBIT A

Very truly yours,

Attorney for McKay Oil & Gas, LLC

cc: Richard T.C. Tully w/encl. Robert J. Sutphin, Jr. w/encl. Paul S. Schliefman w/encl. John B. Pound w/encl.

# EXHIBIT A

Speerex Limited Partnership c/o Stephen Speer P.O. Box 1363 Mt. Pleasant, South Carolina 29465

Burlington Resources Oil & Gas Company LP ConocoPhillips Company P.O. Box 4289 Farmington, New Mexico 87499

Attention: Ben Malone

Bolack Minerals Co. 3901 Bloomfield Highway Farmington, New Mexico 87401

IIS SECTION   COMPLETE THIS SECTION ON DELIVERY     d 3. Also complete   d 3. Also complete     ery is desired.   A. Signature     first is desired.   A. Signature     arres on the reverse   A. Signature     acted to you.   X     acted to you.   B. Received by (Phinted Name)     acted to you.   C. Date of Delivery addresses different from item 1?     D. Is delivery address different from item 1?   Vest     A Pertnership   Prescipactivery address below:	3. Service Type 3. Service Type   Certified Mail Express Mail   Registered Return Receipt for Merchandlse   Insured Mail C.O.D.   A. Restricted Delivery? (Extra Fee) Dves   700L 0.100 0005   571.1 5235   Domestic Return Receipt Mc/Con	U.S. Postal Service U.S. Postal Service CERTIFIED MAIL. REC.1.1 Comestic fhair Only: No Insurance Coverage Provided) Contrastic fhair Only: No Insurance Coverage Provided) For delivery into Insurance Coverage Provided)	Total Postage & Fees & 4.64 06.06.06 Sent To Spectra Limited Partnership Siread, Apr. No., Spectra Spect Siread, Apr. No., P.O. Box 1333 or PO Box No. City, Siraio, ZiPi-4 P.S. Feltor Support M. Pleasant, South Carolina 29465 City, Siraio, ZiPi-4
SENDER: COMPLETE T Complete Items 1, 1 tem 4 If Restricted Delv Print your name and add so that we can return th Attach this card to the b or on the front if space p 1. Article Addressed to: p.0. Box 1353 Spectrat Limits of Box 1353 (2) Box 13	2. Article Number (Transfer from s. PS Form 3811,	COMPLETE THIS SECTION ON DELIVERY     A. Signature     A. Signature     B. Received by (Printed Name)     C. Date of Delivery     D. Is delivery address different from item 1?     D. Is delivery address below:	Sarytća Type Sarytća Type   E Cartifiad Mali Express Mali   E Cartifiad Mali Return Receipt for Merchandise   Insured Mali C.O.D.   Restricted Delivery? (Extra Fee) D Yes   IS 571.1 524.2   Receipt M.c/cory 102595-02.4M-1540
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