

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

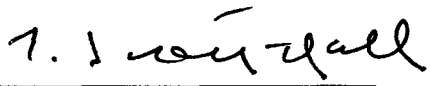
IN THE MATTER OF THE APPLICATION  
OF ENERGEN RESOURCES CORPORATION  
FOR COMPULSORY POOLING,  
SAN JUAN COUNTY, NEW MEXICO

CASE NO. 13860

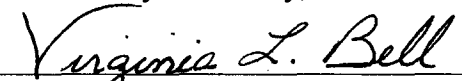
AFFIDAVIT

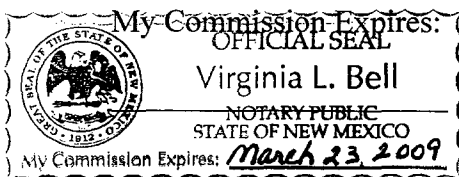
STATE OF NEW MEXICO    )  
  ) ss.  
COUNTY OF SANTA FE    )

J. SCOTT HALL, attorney and authorized representative for ENERGEN RESOURCES CORPORATION, the Applicant herein, being first duly sworn, upon oath, states that the notice provisions of Rule 1207 of the New Mexico Oil Conservation Division have been complied with, that Applicant has caused to be conducted a good faith diligent effort to find the correct addresses of all interested persons entitled to receive notice, as shown by Exhibit "A" attached hereto, and that pursuant to Rule 1207, notice has been given at the correct addresses provided by such rule.

  
\_\_\_\_\_  
J. SCOTT HALL

SUBSCRIBED AND SWORN to before me this 17th day of January, 2007.

  
\_\_\_\_\_  
Notary Public



# MILLER STRATVERT

LAW OFFICES

Ranne B. Miller  
Alice T. Lorenz  
Stephen M. Williams  
Stephan M. Vidmar  
Seth V. Bingham  
Timothy R. Briggs  
Rudolph Lucero  
Deborah A. Solove  
Gary L. Gordon  
Lawrence R. White  
Virginia Anderman  
Marte D. Lightstone  
J. Scott Hall\*  
Thomas R. Mack  
Thomas M. Domme

Ruth O. Pregenzer  
Jeffrey E. Jones  
James J. Widland  
Bradley D. Tepper\*\*  
Robin A. Goble  
James R. Wood  
Dana M. Kyle  
Kirk R. Allen  
Ruth Fuess  
H. Brook Laskey  
Paula G. Maynes  
M. Dylan O'Reilly  
Jennifer D. Hall  
Todd A. Schwarz  
Nell Graham Sale

Scott P. Hatcher  
Ann M. Conway  
Randall J. McDonald  
Robert H. Clark  
Richard L. Alvidrez  
Kelsey D. Green  
Marcy Baysinger  
Caroline Blankenship  
Matthew S. Rappaport  
Karen E. Wootton  
Nicole V. Strauser  
Joseph L. Romero  
Kelly A. Stone  
Deron B. Knoner  
Patricia A. Bradley

T. Aaron Garrett  
Amy P. Hauser  
Rebecca M. Alves  
Alisa R. Wigley-DeLara  
W. Scott Jaworski  
Anita M. Kelley  
Elizabeth B. Driggers  
Jerome A. O'Connell  
  
Of Counsel  
  
William K. Stratvert  
James B. Collins  
Sharon P. Gross  
Robert D. Taichert

## Reply to Santa Fe

150 Washington Ave., Suite 300  
Santa Fe, NM 87501

Mailing Address:  
P.O. Box 1986  
Santa Fe, NM 87504-1986

Telephone: (505) 989-9614  
Facsimile: (505) 989-9857

Writer's Direct E-Mail:  
shall@mstlaw.com

\* Board Certified Specialist: Natural Resources - Oil & Gas Law  
\*\* Board Certified Specialist: Real Estate Law

January 5, 2007

## CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Bennett Interests, L.P.  
PMB 305  
8409 Pickwick Lane  
Dallas, Texas 75225-9006

Re: NMOCD Case No. 13860; In the Matter of the Application of Energen Resources Corporation for Compulsory Pooling, San Juan County, New Mexico

Dear Sirs:

This will advise that Energen Resources Corporation has filed an Application with the New Mexico Oil Conservation Division seeking order an order pooling all mineral interests in the Fruitland Coal formation underlying Lots 1, 2, S/2NE/4, SE/4 (E/2 equivalent) of Section 2, Township 27 North, Range 13 West, N.M.P.M., San Juan County, New Mexico. A copy of the application is enclosed.

This application will be set for hearing before a Division Examiner on January 18, 2007, at 8:15 a.m. at the New Mexico Oil Conservation Division, 1220 South St. Francis Dr., 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 statement at least four business days before the scheduled hearing date in accordance with Division Rule 1211.

Very truly yours,

MILLER STRATVERT P.A.

  
J. Scott Hall

JSH/glb

A PROFESSIONAL ASSOCIATION

ALBUQUERQUE  
(505) 842-1950

FARMINGTON  
(505) 326-4521

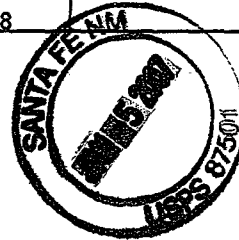
EXHIBIT A

LAS CRUCES  
(505) 523-2481

SANTA FE  
(505) 989-9614

7161 8863 9710 0000 6544

<b>RETURN RECEIPT SERVICE</b>	POSTAGE	\$0.63	<b>POSTMARK OR DATE</b>
	RESTRICTED DELIVERY FEE	\$0.00	
	CERTIFIED FEE	\$2.40	
	RETURN RECEIPT FEE	\$1.85	
<b>SENT TO:</b>		TOTAL POSTAGE AND FEES	\$4.88
<p>Bennett Interests, L.P. PMB 305 8409 Pickwick Lane Dallas, Texas 75225-9006</p> <p>1/5/2007 10:54 AM</p>			



PS FORM 3800



**RECEIPT FOR CERTIFIED MAIL**  
NO INSURANCE COVERAGE PROVIDED  
NOT FOR INTERNATIONAL MAIL  
(SEE OTHER SIDE)

<b>2. Article Number</b>	<b>COMPLETE THIS SECTION ON DELIVERY</b>	
7161 8863 9710 0000 6544	A. Signature <i>[Signature]</i>	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
	B. Received by (Printed Name) <i>[Signature]</i>	C. Date of Delivery 1-8-07
	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES enter delivery address below: <input type="checkbox"/> No	
	<p>Bennett Interests, L.P. PMB 305 8409 Pickwick Lane Dallas, Texas 75225-9006</p> <p>1/5/2007 10:54 AM</p>	
3. Service Type		<input checked="" type="checkbox"/> <b>Certified</b>
4. Restricted Delivery? (Extra Fee)		<input type="checkbox"/> Yes

PS Form 3811

Domestic Return Receipt