



New Mexico Oil Conservation Division Attn. Richard Ezeanyim 1220 South St. Francis Drive Santa Fe, NM 87505

Re: NMOCD Case No. 14163

Application of Merrion Oil & Gas Corporation for Compulsory Pooling

Gentlemen:

Enclosed please find Affidavit of Briana Campbell, with four (4) exhibits attached. Merrion Oil & Gas Corporation requests that the Affidavit, with attachments, be admitted as evidence in Case No. 14163 and that the record applicable to Case No. 14163 be supplemented accordingly.

Please let me know if you have any questions regarding this submission. My phone number is 505-324-5314.

Sincerely,

George Sharpe

Manager, Oil and Gas Development

AFFIDAVIT

STATE OF NEW MEXICO)) ss. COUNTY OF SAN JUAN)

Briana Campbell, being first duly sworn, states as follows:

- 1. I am employed as a lease analyst in the Land Department of Merrion Oil & Gas Corporation (MOG).
- MOG is the Applicant in New Mexico Oil Conservation Division (NMOCD) Case No. 14163.
- 3. NMOCD Case No. 14163 an application for compulsory pooling was heard by the NMOCD Hearing Examiner on August 21, 2008.
- 4. At the conclusion of the hearing on August 21, 2008, the Hearing Examiner continued the hearing until September 18, 2008 and directed MOG to provide notice of the continuation to all persons entitled to notice pursuant to the rules of the NMOCD.
- 5. By certified return receipt requested letter dated August 25, 2008, a copy of which is attached hereto as Exhibit No. 1, MOG provided to all uncommitted interest owners written notification of the continuance of NMOCD Case No. 14163. A list of the names of those interest owners, together with their last known mailing address and a copy of the signed return receipt, if applicable, is attached hereto as Exhibit No. 2.
- 6. In addition to the certified letter dated August 25, 2008, MOG published notice of the continuance of NMOCD Case No. 14163 in the Farmington Daily Times. A copy of the legal advertisement is attached hereto as Exhibit No. 3 and a copy of an Affidavit of Publication is attached hereto as Exhibit No. 4.
- 7. MOG conducted a good faith, diligent effort to find the correct addresses for all persons entitled to notice pursuant to the rules of the NMOCD.
- MOG has given notice at the correct address for each person entitled to notice or has notified each such person by publication, all as required by 19.15.14.1210 NMAC.
- Based on the foregoing, MOG has complied with the notice provisions of 19.15.14.1210

day of September, 2008

Subscribed and sworn to before me this the day of September, 2008.

<u>10-20-2008</u>

My commission expires:



August 25, 2008

7007 1490 0005 0869 0701 CERTIFIED RETURN RECEIPT REQUESTED

RE: NOTIFICATION OF CONTINUATION OF CASE # 14163

APPLICATION OF MERRION OIL AND GAS CORP

FOR COMPULSORY POOLING - WESTLAND PARK #1 AND #2 WELLS

BASIN FRUITLAND COAL GAS POOL

N/2 SECTION 18, T29N, R13W

SAN JUAN COUNTY, NEW MEXICO

To Uncommitted Interest Owners:

By certified letter dated June 18, 2008 you were advised that Merrion Oil & Gas Corp. (Merrion) intended to drill the subject wells. The letter outlined various options as to what you might do with your interest in the spacing unit. Those options are still available to you.

In that letter, Merrion advised that the above referenced case had been set for hearing before the New Mexico Oil Conservation Division (NMOCD) on August 7, 2008. Merrion subsequently requested that the hearing be continued to the August 21, 2008 docket of the NMOCD. Merrion presented the subject case at the NMOCD Examiner Hearing on August 21, 2008. The Hearing Examiner received testimony and evidence, but continued the case until the September 18, 2008 docket of the NMOCD, and directed Merrion to provide all uncommitted interest owners with written notification of the continuance.

The purpose of this letter, therefore, is to advise you of the continuance and to further advise you that you may participate in the hearing on this application by appearing at 8:15 a.m. on September 18, 2008 at the NMOCD hearing room located at 1220 S. St. Francis Dr., Santa Fe, NM 87505. If you decide to participate at the hearing, the rules of the NMOCD require that you file a pre-hearing statement at the same address not later than 5:00 pm on Thursday, September 11, 2008.

If you have any questions about the process or concerns about our application, please call me at the number below, or call the NMOCD at 505-476-3483.

Sincerely,

Briana Campbell Land Analyst

505-324-5325

bcampbell@merrion.bz

NMOCD Examiner Hearing September 18, 2008
Docket #30-08
Case #14163
Exhibit #2
List of Uncommitted Owners

N½ Section 18, Township 29 North, Range 13 West, San Juan County NM

Sent Certified letters out on August 25, 2008

Name	Address	City	State	Zip
Synergy Operating LLC XTO Energy Inc	P O Box 5513 810 Houston Street	Farmington Fort Worth	×××××××××××××××××××××××××××××××××××××××	87499 76102
Uncommitted Mineral Owners				
Billy Harris	2706 La Salle St	Farmington	Z S	87401
BS Enterprises	101 E. Main St	Farmington	Z Z	87401
Anna Chacon	308 La Belle Ave	Farmington	Z S	87401
Gary Clichee	302 La Crosse Ave	Farmington	Z Z	87401
Carol Cooper	308 La Cuesta Ave	Farmington	Z S	87401
DBL Systems 7 LLC	3801 W Clarendon	Phoenix	ΑZ	85019
Jonathon & Ivy Durfee	305 La Belle Ave	Farmington	Z K	87401
Anthony Espinosa	2802 La Puenta St	Farmington	Z M	87401
Norman & Martha Faver Rev Trust	1028 West Main St	Farmington	Z M	87401
Bonnie Frazer	1923 Glade Rd	Farmington	Z S	87401
Humberto Frias	2904 La Puenta St	Farmington	Z M	87401
Joseph Garcia	308 La Crosse Ave	Farmington	Z Z	87401
Steve & Wendy Gardenhire	2704 La Salle St	Farmington	Z Z	87401
Mary Mae Goodding Trust	2311 W. Apache	Farmington	N N	87401
John Haxton	303 La Belle Ave	Farmington	Z N	87401
Jones Hewey	2705 La Salle St	Farmington	Z N	87401
Jon Jacobson	2900 La Puenta St	Farmington	Z N	87401
Peter Kakos	307 La Belle Ave	Farmington	Z N	87401
Peter Klug	3507 E Campo Bello Dr	Phoenix	ΑZ	85032
Katherine La Rue	2708 La Salle St	Farmington	Z M	87401
Terry Ladwig	P.O. Box 926	Kamuela	Ξ	96743
Richard Lanzi	2712 La Salle St	Farmington	Z	87401
Max Lare	2600 Ridgeview Dr	Farmington	Z S	87401

Christine Wright	William Woodall Jr	Western Refining Inc	T K Webster	Achille Vitali	Tres Tse Rocks LLC	Thomas Strange	Scott & Tammi Stimson	Charles Sherman	T C & Sharon Shaffer	Nazario & Lucinda Salazar	Leroy Riley	Richard Potter	Jose Alberto & Justina Ponce	Richard Ramos	Nancy Olguin & Angel Miguel	Nygren Investment	Northern Properties I LLC Attn Wendy's	NM Department of Transportation	Navajo Shopping Center	Carl Mitchell	Samuel Medrano	Alfredo & Reyna Martinez	Anthony Marinaro	Christine Maestas	Lechuga Transporation	Wesley Lattin	Name
100 Hidden Acres Dr	2703 La Salle St	123 W Mills Ave	PO Box 5981	2708 La Puenta St	P O Box 3015	301 La Crosse Ave	2714 La Salle St	307 La Crosse Ave	2401 Ridgeview Dr	310 La Cuesta Ave	2403 Riverside	306 La Belle Ave	309 La Belle Ave	2712 La Puenta St	2805 La Salle	816 Crestview Dr	1515 N. Academy Blvd,	1120 Cerrillos Road	P O Box 77	309 La Crosse Ave	303 La Crosse Ave	2710 La Salle St	306 La Cuesta Ave	2802 La Salle St	2501 W Main	301 La Belle Ave	Address
Farmington	Farmington	El Paso	Farmington	Farmington	Durango	Farmington	Farmington	Farmington	Farmington	Farmington	Farmington	Farmington	Farmington	Farmington	Farmington	Farmington	# Colorado Sprin(CO	Santa Fe	Gamerco	Farmington	Farmington	Farmington	Farmington	Farmington	Farmington	Farmington	City
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NMOCD Examiner Hearing September 18, 2008

Docket #30-08

Case #14163

Exhibit #2

Copies of Return Receipts

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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
□ Complete items 1, 2, and 3. Also complete	A. Signature
item 4 if Restricted Delivery is desired. Print your name and address on the reverse	☐ Agent ☐ Addresse
so that we can return the card to you.	B. Received by (Printed Name) C. Date of Deliver
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X10 F16199 110 1	
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Fort Worth, TX 76102	3. Service Type
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so that we can return the card to you.	B. Received by (Printed Name) C. Date of Delivery
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	D. Is delivery/address different from item 1?
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PS Form 3811, February 2004

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4. Restricted Delivery? (Extra Fee)	☐ Yes
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or on the front if space permits. D. is delivery address different from item 1?	✓ CVO ☐ Yes
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310 La Cuesta Ave	4
Farmington, NM 87401 3. Service Type	. 1
G. Setvice Type ☐ Certified Mail ☐ Express Mail	
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☐ Insured Mail ☐ C.O.D. 4. Restricted Delivery? (Extra Fee)	□ V
2. Article Number	☐ Yes

Domestic Return Receipt

SENDER COMPLETE THIS SECTION			
□ Complete items 1, 2, and 3. Also complete items 1, 3, and 3, a	mplete	A. Signature	→ □ Agent
item 4 if Restricted Delivery is desire	ed.	X Stand Brown	Agent Agent
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1. Article Addressed to:		If YES, enter delivery address belongers	
Steve & Wendy Gardenhire			
2704 La Salle St			ļ
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Farmington, NM 87401		3. Service Type	
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PS Form 3811, February 2004	Domestic f	Return Receipt	102595-02-M-
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303 La Belle Ave	* 95		J
Farmington, NM 87401			
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2705 La Salle St		11	W
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	item 4 if Restricted Delivery is desired. Print your name and address on the reverse	X Wasse D Addresses
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	1. Article Addressed to:	D. Is delivery address different from item 1?
	Alfredo & Reyna Martinez	
	2710 La Salle St	Å.
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	SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
	Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.	A. Signature
	Print your name and address on the reverse	X X Addresse
	so that we can return the card to you.	B. Beeeived by (Printed Name) / C. Date of Deliver
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	Article Addressed to:	D. Is delivery address different from item 1? Yes
). Article Addressed to:	If YES, enter delivery address below: ☐ No
	Cook 0 Towns China	
	Scott & Tammi Stimson	
	2714 La Salle St	·
	Farmington, NM 87401	
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		Registered Return Receipt for Merchandise
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		If YES, enter delivery address below: No
	Anthony Marinaro	
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:	306 La Cuesta Ave	
	Farmington, NM 87401	3. Service Type
		S. Service type Certified Mail Express Mail
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© Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.	A. Signature
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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.	B. Received by (Printed Name) C. Date of Delive
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Leroy Riley	(8/2 16)
2403 Riverside	S 82 5 5
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and the second of the second o	3. Service Type ☐ Certified Mail ☐ Express Mail ☐ Registered. ☐ Receipt for Merchandi ☐ Insured Mail ☐ C.O.D.
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The state of the s	4. Restricted Delivery? (Extra Fee) ☐ Yes
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309 La Crosse Ave	AUG TE
Farmington, NM 87401	[[27] 2]
y - .	3. Service Type
	☐ Registered. ☐ Receipt for Merchan
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Domestic Return Receipt

so that we can return the card to you. Attach this card to the back of the maliplece, or on the front if space permits. 1. Article Addressed to: Thomas Strang e 301 La Crosse Ave Farmington, NM 87401 3. Service Type Scrittlied Mail Express Mail Express Mail Restricted belivery 2004 2. Article Number (Transfer from service label) SENDER SOURCE TENTIS SECTION B Complete from 1; 2, and 3. Also complete item 4 if Restricted to the back of the maliplece, or on the front if space permits. 1. Article Addressed to: Lechuga Transporation 2501 W Main Farmington, NM 87401 B Complete from service label) C Date of Deliver (Printed Name) C	Saniategominalianipoa	JIION	E COMPLETIE IL HIS SECTION UN DE	LIVERY
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2501 W Main Farmington, NM 87401 Registered	Article Addressed to:	S. S		
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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 mallpiece, or on the front if space permits. 1. Article Addressed to: Max Lar & 2600 Ridgeview Dr Farmington, NM 87401 3. Service Type Certified Mail	Complete items 1, 2, and 3. Also item 4 if Restricted Delivery is de	complete sired.	January Constitution of the Constitution of th	☐ Agent
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Farmington, NM 87401 3. Service Type Certified Mail				
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71117 LUGII 111716 DACA DE 71		•	4. Restricted Delivery? (Extra Fee)	☐ Yes
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Domestic Return Receipt

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	Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse	A. Signature X
3	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.	B. Received by (Printed Nathe) C. Date of Deliver
	1. Article Addressed to:	D. Is delivery address different from item 1?
	Peler Klug	* ·
	3507 E Campo Bello Dr	
	Phoenix, AZ 85032	
	· · · · · · · · · · · · · · · · · · ·	3. Service Type Certified Mail Registered. Return Receipt for Merchandis
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	1515 N. Academy Blvd, #400	
	Co orado Springs, CO 80909	
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	El Paso, TX 79901	
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		☐ Insured Mail ☐ C.O.D.
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Domestic Return Receipt

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Domestic Return Receipt

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Domestic Return Receipt

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NMOCD Examiner Hearing September 18, 2008 Docket #30-08 Case # 14163 Exhibit #3 Copy of Legal advertisement

CLASSIFIEDS

Legal Notices 152 Legal Notices 152 LUGA NOUCES 134 LUGAN NOUCES 134

NOTIFICATION OF CONTINUATION OF CASE #14163
APPLICATION OF MERRION OIL AND GAS, CORP.
FOR COMPULSORY POOLING WESTLAND PARK #1 AND #2 WELLSS BASIN FRUITLAND COAL GAS POOL NZ. SECTION 18, T29N, R13W SAN JUAN COUNTY, NEW MEXICO

Tổ: All Uncommitted Interest Owners

Merrion Oil and Gas Corp presented the subject case at the New Mexico Oil Conservation Division (NMOCD) Examiner Hearing on August 21, 2008. The Hearing in Examiner received testimony and evidence but continued the case until the September 18, 2008 docket of the NMOCD, and directed Merrion to provide all uncommitted interest owners with written notification of the continuance

interested parties may participate in the hearing on this application by appearing at \$15,000 hearing room located at 1220. \$ St. Francis Dr., Santa Fe, NM 87505. The rules of the NMOCD require that any party desiring to participate in the hearing file a pre-hearing statement at the same address not later than 5:00 pm on Thursday. September 11, 2008. Questions about the compulsory pooling process or about the application in this case may be directed to Briana Campbell at Merrion at 324-5325, or to the

Legal No. 60642 published in The Daily Times, Farmington, New Mexico on Thursday September 04, 2008

NMOCD Examiner Hearing September 18, 2008 Docket # 30-08 Case # 14163 Exhibit #4 Affidavit of Publication

AFFIDAVIT OF PUBLICATION

Ad No. 60642

STATE OF NEW MEXICO County of San Juan:

BOB WALLER, being duly sworn says: That he is the CLASSIFIED MANAGER of THE DAILY TIMES, a daily newspaper of general circulation published in English at Farmington, said county and state, and that the hereto attached Legal Notice was published in a regular and entire issue of the said DAILY TIMES, a daily newspaper duly qualified for the purpose within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico for publication and appeared in the Internet at The Daily Times web site on the following day(s):

And the cost of the publication is \$84.00

ON 9/09/08 BOB WALLER appeared before me, whom I know personally to be the person who signed the above document.

My Commission expires November 05, 2011

COPY OF PUBLICATION

NOTIFICATION OF CONTINUATION OF CASE #14163
APPLICATION OF MERRION OIL AND GAS CORP.
FOR COMPULSORY POOLING WESTLAND PARK #1 AND #2 WELLS
BASIN FRUITLAND COAL GAS POOL N/2 SECTION 18, T29N, R13W SAN JUAN COUNTY, NEW MEXICO

To: All Uncommitted Interest Owners

Merrion Oil and Gas Corp. presented the subject case at the New Mexico Oil Conservation Division (NMOCD) Examiner Hearing on August 21, 2008. The Hearing Examiner received testimony and evidence, but continued the case until the September 18, 2008 docket of the NMOCD, and directed Merrion to provide all uncommitted interest owners with written notification of the continuance.

Interested parties may participate in the hearing on this application by appearing at 8:15 a.m. on September 18, 2008 at the NMOCD hearing room located at 1220 S. St. Francis Dr., Santa Fe, NM 87505. The rules of the NMOCD require that any party desiring to participate in the hearing file a pre-hearing statement at the same address not later than 5:00 pm on Thursday, September 11, 2008. Questions about the compulsory pooling process or about the application in this case may be directed to Briana Camp bell at Merrion at 324-5325, or to the NMOCD at 505-476-3483.

Legal No. 60642 published in The Daily Times, Farmington, New Mexico on Thursday September 04, 2008