

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

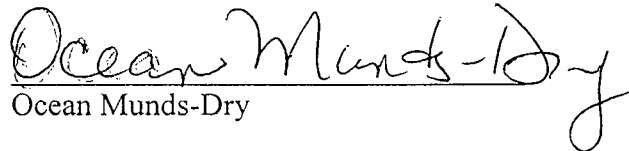
APPLICATION OF MEWBOURNE OIL  
COMPANY FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.

CASE NO. 14386

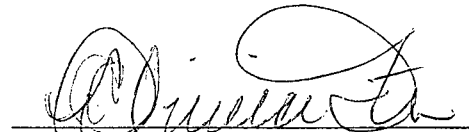
AFFIDAVIT

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

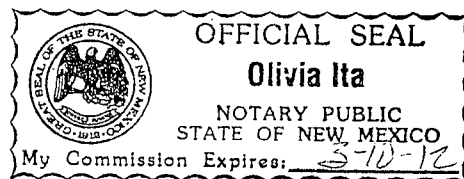
Ocean Munds-Dry, attorney in fact and authorized representative of MEWBOURNE OIL COMPANY, the Applicant herein, states that notice of the above-referenced Application was mailed to the interested parties shown on Exhibit "A" attached hereto in accordance with Oil Conservation Division Rules, and that 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 30<sup>TH</sup> day of September 2009 by Ocean Munds-Dry.

  
Notary Public

My Commission Expires: 3-10-12





August 26, 2009

**CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

ALL INTERESTED PARTIES:

Re: Application of Mewbourne Oil Company for compulsory pooling, Eddy County, New Mexico.

Ladies and Gentlemen:

This letter is to advise you that Mewbourne Oil Company has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests from a depth of 3,350 feet subsurface through the base of the Morrow formation in the following described spacing and proration units located in the S/2 of Section 29, Township 18 South, Range 30 East, N.M.P.M., Eddy County, New Mexico: the S/2 for all formations and/or pools developed on 320-acre spacing which includes but is not necessarily limited to the Undesignated North Turkey Track-Morrow Gas Pool; Undesignated Benson-Strawn Gas Pool; the SE/4 for all formations and/or pools developed on 160-acre spacing; the S/2 SE/4 for all formations and/or pools developed on 80-acre spacing which includes but is not necessarily limited to the Undesignated Santo Nino-Bone Spring Pool; and the SW/4 SE/4 for all formations and/pools developed on 40-acre spacing which includes but is not limited to the North Benson-Queen-Grayburg Pool; Undesignated South Loco Hills-San Andres Pool; Undesignated South Leo Wolfcamp Pool. Applicant, dedicate these pooled units to its Bradley "29" Federal Com Well No. 1 to be drilled at a standard gas well location 660 feet from the South line and 1980 feet from the East line of said Section 29 to an approximate total depth of 11,800 feet to test any and all formations from a depth of 3,350 feet subsea through the base of the Morrow formation. Also to be considered will be the cost of drilling and completing said well as well as actual operating costs and charges for supervision, designation of applicant as operator of the well and a charge for risk involved in drilling said well. This application has been set for hearing before a Division Examiner at 8:15 AM on October 1, 2009. 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 with the Oil Conservation Division's Santa Fe office, four days in advance of a scheduled hearing, but at least on the Thursday preceding the hearing. This statement must 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.

Very truly yours,

William F. Carr  
ATTORNEY FOR MEWBOURNE OIL COMPANY

cc: Paul Haden  
Mewbourne Oil Company

**EXHIBIT A**  
**APPLICATION OF MEWBOURNE OIL COMPANY**  
**FOR COMPULSORY POOLING**  
**EDDY COUNTY, NEW MEXICO.**

**NOTICE LIST**

Edge Petroleum Exploration Corporation  
1301 Travis, Suite 2000  
Houston, Texas 77002  
Attention: Mr. William Michalak

Marilyn J. Cone, Trustee of the  
D. C. Trust  
Post Office Box 64244  
Lubbock, Texas 79464

Kenneth G. Cone, Individually and as  
Trustee of the Trusts Created U/W/O  
& Codicil of Kathleen Cone, Deceased  
fbo the children of Kenneth G. Cone  
Post Office Box 11310  
Midland, Texas 79702

Tom R. Cone  
Post Office Box 778  
Jay, Oklahoma 74346

Randy Lee Cone  
Post Office Box 552  
Jay, Oklahoma 74346

Cathie Cone McCown, Individually and as  
Trustee of the Auvenshine Children's Trust  
Created U/W/O & Codicil of Kathleen Cone, Deceased  
Post Office Box 507  
Dripping Springs, Texas 78620

Clifford Cone, Individually and as  
Trustee of Trusts Created U/W/O & Codicil of  
Kathleen Cone, Deceased, fbo the children of Clifford Cone  
address unknown

Robert J. Leonard and  
Marian M. Leonard, Trustees  
of the Leonard Trust  
Post Office Box 329  
Roswell, New Mexico 88202

# Affidavit of Publication

NO. 20842

STATE OF NEW MEXICO

County of Eddy:

GARY D. SCOTT being duly

sworn, says: That he is the PUBLISHER of The

Artesia Daily Press, a daily newspaper of general

circulation, published in English at Artesia, said county

and county and state, and that the here to attached

## Legal Notice

was published in a regular and entire issue of the said

Artesia Daily Press, a daily newspaper duly qualified

for that purpose within the meaning of Chapter 167 of

the 1937 Session Laws of the state of New Mexico for

1 Consecutive week/days on the same

day as follows:

First Publication September 11, 2009

Second Publication

Third Publication

Fourth Publication

Fifth Publication

Subscribed and sworn to before me this

11 Day September 2009



OFFICIAL SEAL  
Jo Morgan  
NOTARY PUBLIC-STATE OF NEW MEXICO

My commission expires: 9/26/2012

Jo Morgan  
Notary Public, Eddy County, New Mexico

# Copy of Publication:

## NOTICE OF PUBLICATION STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPART- MENT

## OIL CONSERVATION DIVISION SANTA FE, NEW MEXI- CO

The State of New Mexico through its Oil Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on October 1, 2009, in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact: Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-858-1779 by September 21, 2009. Public documents including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

## STATE OF NEW MEXICO TO:

All named parties and persons having any right, title, interest,

or claim in the following cases

and notice to the public.

(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.)

## CASE 14379:

Application of Mewbourne Oil Company for compulsory pooling, Eddy County, New Mexico. To: Clifford Cone, Individually and as Trustee of Trusts Created U/W/O & Codicil of Kathleen Cone,

Deceased, Ibo the children of Clifford Cone, his successors, heirs and assigns. Applicant in the above-styled cause seeks an order pooling all mineral interests from a depth of 3,350 feet subsurface through the base of the Morrow formation in the following described spacing and proration units located in the S/2 of Section 29, Township 18 South, Range 30 East, N.M.P.M., Eddy County, New Mexico: the S/2 for all formations and/or pools developed on 320-acre spacing which includes but is not necessarily limited to the Undesignated North Turkey Track-Morrow Gas Pool; Undesignated Benson-Strawn Gas Pool; the SE/4 for all formations and/or pools developed on 160-acre spacing; the S/2 SE/4 for all formations and/or pools developed on 80-acre spacing which includes but is not necessarily limited to the Undesignated Santa Nino-Bone Spring Pool; and the SW/4 SE/4 for all formations and/or pools developed on 40-acre spacing which includes but is not limited to the North Benson-Queen-Grayburg Pool; Undesignated South Loco Hills-San Andres Pool; Undesignated South Leo Wolfcamp Pool. Applicant, dedicate these pooled units to its Bradley "29" Federal Com Well No. 1 to be drilled at a standard gas well location 660 feet from the South line and 1980 feet from the East line of said Section 29 to an approximate total depth of 11,800 feet to test any and all formations from a depth of 3,350 feet subsurface through the base of the Morrow formation. Also to be considered will be the cost of drilling and completing said well as well as actual operating costs and charges for supervision, designation of applicant as operator of the well and a charge for risk involved in drilling said well. Said area is located approximately 7 miles south of Loco Hills, New Mexico.

Given under the Seal of the State of New Mexico Oil Conservation Division at Santa Fe, New Mexico on this 10th day of September 2009.

## STATE OF NEW MEXICO OIL CONSERVATION DIVISION

Mark E. Fesmire, P.E.,  
Director

Published in the Artesia Daily Press, Artesia, NM September 11, 2009

Legal No: 20842

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Restricted Delivery Fee (Endorsement Required) 5.71

 Edge Petroleum Expl  
 Corporation  
 1301 Travis, Suite 20  
 Houston, Texas 7700  
 Attention Mr. William

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- 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 mailpiece, or on the front if space permits.

1. Article Addressed to:

 Edge Petroleum Exploration  
 Corporation  
 1301 Travis, Suite 2000  
 Houston, Texas 77002  
 Attention Mr. William Michalak

A. Signature

 x Cindy Schmidt ☒ Agent  
☐ Addressee

B. Received by (Printed Name) C. Date of Delivery

Cindy Schmidt 9-2-9

 D. Is delivery address different from item 1? ☐ Yes  
 If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail  
☐ Registered ☒ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

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Certified Fee 2.80

Return Receipt Fee (Endorsement Required) 2.30

Restricted Delivery Fee (Endorsement Required)

Total Postage &amp; Fees \$5.71

 Marilyn J Cone, Trustee  
 D.C. Trust  
 Post Office Box 64244  
 Lubbock, Texas 79464

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- 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 mailpiece, or on the front if space permits.

1. Article Addressed to:

 Marilyn J Cone, Trustee of the  
 D.C. Trust  
 Post Office Box 64244  
 Lubbock, Texas 79464

A. Signature

 x Marilyn J Cone ☐ Agent  
☐ Addressee

B. Received by (Printed Name) C. Date of Delivery

Douglas L. Cone

 D. Is delivery address different from item 1? ☐ Yes  
 If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail  
☐ Registered ☒ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

7006 2760 0001 6379 1304

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Postage \$ .61

Certified Fee 2.80

Return Receipt Fee (Endorsement Required) 2.30

Restricted Delivery Fee (Endorsement Required) 5.71

 Kenneth G. Cone, Individually and  
 Trustee of the Trusts Created U/W/O  
 Codicil of Kathleen Cone, Deceased  
 children of Kenneth G. Cone  
 Post Office Box 11310  
 Midland, Texas 79702

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- 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 mailpiece, or on the front if space permits.

1. Article Addressed to:

 Kenneth G. Cone, Individually and as  
 Trustee of the Trusts Created U/W/O &  
 Codicil of Kathleen Cone, Deceased for the  
 children of Kenneth G. Cone  
 Post Office Box 11310  
 Midland, Texas 79702

A. Signature

 x Kenneth G. Cone ☐ Addressee

B. Received by (Printed Name) C. Date of Delivery

K. SHAPIRA 9/4/09

 D. Is delivery address different from item 1? ☐ Yes  
 If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail  
☐ Registered ☒ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

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Certified Fee 2.86  
Return Receipt Fee (Endorsement Required) 2.30  
Restricted Delivery Fee (Endorsement Required) 5.71

Tom R. Cone  
Post Office Box 778  
Jay, Oklahoma 74346

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- 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 mailpiece, or on the front if space permits.

1. Article Addressed to:

Tom R. Cone  
Post Office Box 778  
Jay, Oklahoma 74346

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature X Tom Cone ☐ Agent ☒ Addressee  
B. Received by (Printed Name) Tom Cone C. Date of Delivery 8/31/9  
D. Is delivery address different from item 1? ☐ Yes ☒ No  
If YES, enter delivery address below:

3. Service Type  
☐ Certified Mail ☐ Express Mail  
☐ Registered ☒ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.  
4. Restricted Delivery? (Extra Fee) ☐ Yes

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Postage \$ .61  
Certified Fee 2.86  
Return Receipt Fee (Endorsement Required) 2.30  
Restricted Delivery Fee (Endorsement Required) 5.71  
Total Postage & Fees \$ 5.71

Randy Lee Cone  
Post Office Box 552  
Jay, Oklahoma 74346

2. Article Number

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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 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.

1. Article Addressed to:

Randy Lee Cone  
Post Office Box 552  
Jay, Oklahoma 74346

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature X [Signature] ☐ Agent ☒ Addressee  
B. Received by (Printed Name) Randy Lee Cone C. Date of Delivery 9-14-9  
D. Is delivery address different from item 1? ☐ Yes ☒ No  
If YES, enter delivery address below:

3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.  
4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

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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 mailpiece, or on the front if space permits.

1. Article Addressed to:

Cathie Cone McCown, Individually and as Trustee of the Auvenshine Children's Trust Created U/W/O & Codicil of Kathleen Cone, Deceased  
Post Office Box 507  
Dripping Springs, Texas 78620

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature X Cathie McCown ☐ Agent ☒ Addressee  
B. Received by (Printed Name) Cathie McCown C. Date of Delivery 9/4/09  
D. Is delivery address different from item 1? ☐ Yes ☐ No  
If YES, enter delivery address below:

3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.  
4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

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Return Receipt Fee (Endorsement Required) 2.30  
Restricted Delivery Fee (Endorsement Required) 5.71  
Total Postage & Fees 5.71

Cathie Cone McCown, Individually and as Trustee of the Auvenshine Children's Trust Created U/W/O & Codicil of Kathleen Cone, Deceased  
Post Office Box 507  
Dripping Springs, Texas 78620

2. Article Number

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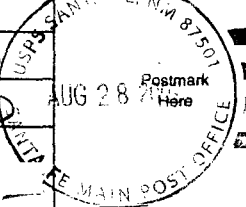
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Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 5.71	

Robert J. Leonard and Marian M. Leonard,  
 Trustee of the Leonard, Trustees of the  
 Leonard Trust  
 Post Office Box 329  
 Roswell, New Mexico 88202

Instructions

7006 2760 0001 6379 1267