



October 7, 2010

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

Re: NMOCD Case No. 14541

Application of Merrion Oil & Gas Corporation for Compulsory Pooling

Gentlemen:

Enclosed please find my Affidavit, with attached exhibit. Merrion Oil & Gas Corporation requests that the Affidavit, ~~with attachment, be admitted as evidence in Case No. 14541~~ and that the record applicable to Case No. 14541 be supplemented accordingly.

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

Sincerely,


A handwritten signature in black ink, appearing to read "George Sharpe", is written over the typed name.

George Sharpe
Manager, Oil and Gas Investments

Received
10-12-10

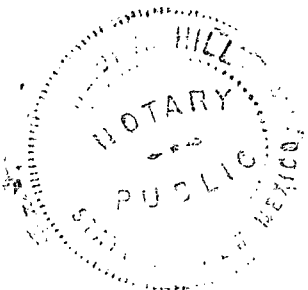
STATE OF NEW MEXICO)
) ss.
COUNTY OF SAN JUAN)

1. I am employed as the Manager of Investments of Merriam Oil & Gas Corporation (MOG).
2. MOG is the Applicant in New Mexico Oil Conservation Division (NMOCD) Case No. 14541.
3. NMOCD Case No. 14541– an application for compulsory pooling – was heard by the NMOCD Hearing Examiner on September 16, 2010, at which time Applicant’s testimony and related exhibits were received in evidence and made a matter of record.
4. At the conclusion of the hearing on September 16, 2010, the Hearing Examiner advised applicant that the notice of the hearing published in the Farmington Daily Times on September 2, 2010 should have been addressed to all uncommitted interest owners by name. The Hearing Examiner continued the hearing until October 14, 2010 to enable Applicant to provide such notice by publication.
5. By publication in the Farmington Daily Times on September 29, 2010, a copy of which is attached hereto as Exhibit No. 1, MOG provided to all uncommitted interest owners by name written notification of the continuance of NMOCD Case No. 14541.
6. 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.
7. 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.
8. Based on the foregoing, MOG has complied with the notice provisions of 19.15.14.1210 NMAC.


George Sharpe

10-20-2012
My commission expires:

Heidi A. Hill
Notary Public



AFFIDAVIT OF PUBLICATION

Ad No. 65204

STATE OF NEW MEXICO County of San Juan:

JOHN ELCHERT, being duly sworn says:
That HE is the PUBLISHER 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):

Wednesday, September 29, 2010

And the cost of the publication is \$110.34



ON 10/5/10 JOHN ELCHERT
appeared before me, whom I know personally
to be the person who signed the above
document.



My Commission Expires - 11/05/11

COPY OF PUBLICATION

NOTIFICATION OF CONTINUA-
TION OF CASE #14541 APPLICA-
TION 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 WEST
KUTZ PICTURED CLIFFS POOL
NW/4 SECTION 18, T29N, R13W
SAN JUAN COUNTY, NEW MEXI-
CO

To:
Charles Sherman
Christine Maestas
Humberto Frias
Jon Jacobson
Katherine La Rue
Nazario & Lucinda Salazar
Peter Kakos
Richard Lanzi
Scott & Tammy Stimson
TK Webster
Tres Tse Rocks LLC
Wesley Laffin
William Woodall Jr.

Merrion Oil and Gas Corp. presented the subject case at the New Mexico Oil Conservation Division (NMOCD) Examiner Hearing on September 16, 2010. The Hearing Examiner received testimony and evidence, but continued the case until the October 14, 2010 docket of the NMOCD, and directed Merrion to provide the above named 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 Thursday, October 14, 2010 at the NMOCD hearing room located at 1220 South St. Francis Drive, 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, October 7, 2010. Questions about the compulsory pooling process or about the application in this case may be directed to George Sharpe at Merrion at 325-5314, or to the NMOCD at 505-476-3458.

Legal No. 65204 published in The Daily Times on September 29, 2010.