

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

IN THE MATTER OF THE APPLICATION
OF YATES PETROLEUM CORPORATION
FOR A NON-STANDARD SPACING AND
PRORATION UNIT AND COMPULSORY
POOLING, EDDY COUNTY, NEW
MEXICO.

CASE NO. 14598

AFFIDAVIT OF MAILING

STATE OF NEW MEXICO)
 : ss.
COUNTY OF EDDY)

DAVID R. VANDIVER, being first duly sworn, upon oath, states that the notice provisions of Rules 19315.4.9 and 19.15.4.12 NMAC 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 with respect to applicant's Application for Compulsory Pooling, and that pursuant to Rules 19.15.4.9 and 19.15.4.12 NMAC, notice has been given at the correct addresses as provided by such rule.

In support hereof, affiant states that a true copy of the Application of Yates Petroleum Corporation for a Non-Standard Spacing and Proration Unit and Compulsory Pooling, Eddy County, New Mexico, was mailed in accordance with Rules 19.15.4.9 and 19.15.4.12 NMAC, to each known individual owning an interest in the mineral estate

Yates Petroleum Corporation
Case No. 14598
Exhibit 6

consisting of an uncommitted leasehold interest, an unleased and uncommitted mineral interest, or royalty interest not subject to a pooling or unitization clause in any portion of the lands affected by such application, which interest must be committed and has not been voluntarily committed to the area proposed to be pooled or unitized, in a securely sealed, certified mail, return receipt requested, postage prepaid envelope, addressed to the following parties:

Tom R. Cone
P.O. Box 400
Southwest City, Missouri 64863

Kenneth G. Cone
P.O. Box 11310
Midland, Texas 79702

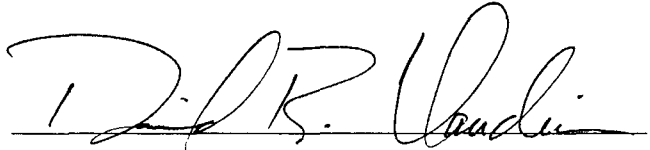
Kenneth G. Cone, Trustee of the Trusts created under the Will and Codicil of Kathleen Cone, deceased, f/b/o children of Kenneth G. Cone
P.O. Box 11310
Midland, Texas 79702

Cathie Cone McCown
P.O. Box 658
Dripping Spring, Texas 78620

Auvenshines's Children's Testamentary Trust
Cathie Cone McCown, Trustee
P.O. Box 507
Dripping Spring, Texas 78620

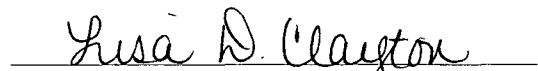
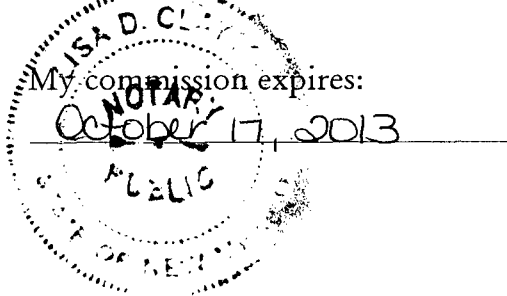
Bank of Oklahoma, N.A., Successor Trustee of the Trust created under the Will and Codicil of Kathleen Cone, deceased, f/b/o children of Tom R. Cone
P.O. Box 1588
Tulsa, Oklahoma 74101-1588

on the 27th day of January, 2011, as reflected by the copies of the letters transmitting such copies of the application and the return receipts executed on behalf of the addressees, attached hereto.



David R. Vandiver

SUBSCRIBED AND SWORN TO before me this 16th day of February, 2011, by
David R. Vandiver.


Notary Public

VANDIVER & BOWMAN, P.C.

Attorneys at Law

611 West Mahone, Suite E
Artesia, New Mexico 88210-2075
(575) 746-9841

DAVID R. VANDIVER
JEFFREY L. BOWMAN

FAX
(575) 746-4208

January 27, 2011

Via Certified Mail - Return Receipt Requested

Auvenshine's Children's Testamentary Trust
Ms. Cathie Cone McCown, Trustee
P.O. Box 507
Dripping Spring, Texas 78620

*Re: New Mexico Oil Conservation Division Case No. 14598,
In the Matter of the Application of Yates Petroleum
Corporation for a Non-Standard Spacing and Proration
Unit and Compulsory Pooling, Eddy County, New
Mexico.*

Dear Ms. McCown:

This letter will advise you that Yates Petroleum Corporation has filed the enclosed application with the New Mexico Oil Conservation Division seeking an order (1) creating a non-standard spacing unit comprised of S/2 S/2 Section 36, Township 19 South, Range 24 East, N.M.P.M., Eddy County, New Mexico, which will be a 160-acre project area for its Dee 36SE State Com. No. 7H Well (formerly known as the Dee 36SW State Com. No. 2 Well), and (2) pooling all mineral interests in the Cisco formation underlying S/2 S/2 of said Section 36. Yates proposes to reenter and drill the well, located 940 feet from the south line and 990 feet from the west line of Section 36, to a true vertical depth of approximately 7,500 feet (estimated measured depth of approximately 11,255 feet), and then in an easterly direction to a terminus 940 feet from the south line and 660 feet from the east line of Section 36 to test the Cisco formation underlying the proposed project area.

This application has been set for hearing before a Division Examiner at 8:15 a.m. on February 17, 2011. The hearing will be held in the Oil Conservation Division Hearing

Room located as 1220 South St. Francis Drive, Santa Fe, New Mexico. 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.

If you intend to attend the hearing and present testimony or evidence, you must enter your appearance and serve the Oil Conservation Division's Santa Fe Office, counsel for the Applicant and other parties with a pre-hearing statement at least four business days in advance of the scheduled hearing, but no later than on the Thursday preceding the hearing, in accordance with Division Rule 19.15.4.13. 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 and in case of expert witnesses, their fields of expertise; 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,

VANDIVER & BOWMAN, P.C.

A handwritten signature in black ink, appearing to read "David R. Vandiver", is written over the printed name.

David R. Vandiver

DRV:ldc

Encl. as stated

cc: Mr. Chuck Moran

VANDIVER & BOWMAN, P. C.

Attorneys at Law

611 West Mahone, Suite E
Artesia, New Mexico 88210-2075
(575) 746-9841

DAVID R. VANDIVER
JEFFREY L. BOWMAN

FAX
(575) 746-4208

January 27, 2011

Via Certified Mail – Return Receipt Requested

Mr. Kenneth G. Cone, *Trustee of the Trusts*
created under the Will and codicil of Kathleen
Cone, deceased, f/b/o children of Kenneth G. Cone
P.O. Box 11310
Midland, Texas 79702

Re: New Mexico Oil Conservation Division Case No. 14598,
In the Matter of the Application of Yates Petroleum
Corporation for a Non-Standard Spacing and Proration
Unit and Compulsory Pooling, Eddy County, New
Mexico.

Dear Mr. Cone:

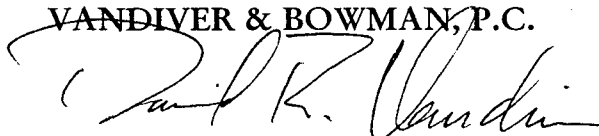
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VANDIVER & BOWMAN, P.C.

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David R. Vandiver

DRV:ldc

Encl. as stated

cc: *Mr. Chuck Moran*

VANDIVER & BOWMAN, P.C.

Attorneys at Law

611 West Mahone, Suite E
Artesia, New Mexico 88210-2075
(575) 746-9841

DAVID R. VANDIVER
JEFFREY L. BOWMAN

FAX
(575) 746-4208

January 27, 2011

Via Certified Mail – Return Receipt Requested

Ms. Cathie Cone McCown
P.O. Box 658
Dripping Spring, Texas 78620

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David R. Vandiver

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Encl. as stated

cc: Mr. Chuck Moran

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Attorneys at Law

611 West Mahone, Suite E
Artesia, New Mexico 88210-2075
(575) 746-9841

DAVID R. VANDIVER
JEFFREY L. BOWMAN

FAX
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January 27, 2011

Via Certified Mail - Return Receipt Requested

Mr. Kenneth G. Cone
P.O. Box 11310
Midland, Texas 79702

*Re: New Mexico Oil Conservation Division Case No. 14598,
In the Matter of the Application of Yates Petroleum
Corporation for a Non-Standard Spacing and Proration
Unit and Compulsory Pooling, Eddy County, New
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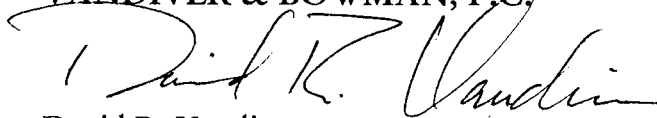
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Artesia, New Mexico 88210-2075
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DAVID R. VANDIVER
JEFFREY L. BOWMAN

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January 27, 2011

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Bank of Oklahoma, N.A.
Trust Department
P.O. Box 1588
Tulsa, Oklahoma 74101

*Re: Trust created under the Will and Codicil of Kathleen
Cone, deceased, f/b/o children of Tom R. Cone*

*New Mexico Oil Conservation Division Case No. 14598,
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JEFFREY L. BOWMAN

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David R. Vandiver

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cc: Mr. Chuck Moran

U.S. Postal Service™
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 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

DRIPPING SPRING, TX 78620

Postage	\$ 1.22
Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$ 6.32

0612



Sent To
 Owenshine's Children's
 Cathie Cone McGown
 P.O. Box 507
 Dripping Spring, Tx

PS Form 3800, August 2006

See Reverse

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:

Owenshine's Children's
 Testamentary Trust
 Cathie Cone McGown, Trustee
 P.O. Box 507
 Dripping Spring, Tx 78620

2. Article Number

(Transfer from service label)

7008 1300 0001 9162 5902

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X [Signature]
☐ Agent
☐ Addressee

B. Received by (Printed Name)
 Bill McGown

C. Date of Delivery
 2/1/11

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

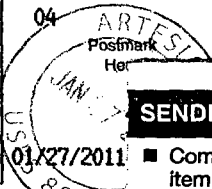
U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

MIDLAND, TX 79702

Postage	\$ 1.05
Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$ 6.15

0612



Sent To
 Kenneth G. Cone, Trustee of the
 Trust created w/o codicil of Kathleen
 Cone, deceased
 P.O. Box 11310
 Midland, Texas 79702

PS Form 3800, August 2006

See Reverse

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Kenneth G. Cone, Trustee of the
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 of Kathleen Cone, Fbo Kenneth
 G. Cone
 P.O. Box 11310
 Midland, Texas 79702

2. Article Number

(Transfer from service label)

7009 0820 0001 4129 5170

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X [Signature]
☐ Agent
☐ Addressee

B. Received by (Printed Name)
 [Signature]

C. Date of Delivery
 2/1/11

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
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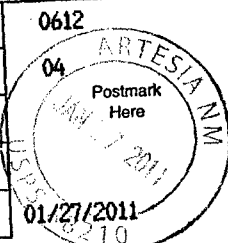
U.S. Postal ServiceTM
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For delivery information visit our website at www.usps.com

DRIPPING SPRING, TX 78620

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Certified Fee 2.80
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Total Postage & Fees \$ 6.35

0612



Sent To Cathie Cone McCown
Street, Apt. No., or PO Box No. P.O. Box 658
City, State, ZIP+4[®] Dripping Spring, TX 78620

PS Form 3800, August 2006

See Reverse for Instructions

Cathie Cone McCown
P.O. Box 658
Dripping Spring, Texas
78620

COMPLETE THIS SECTION

1, 2, and 3. Also complete Restricted Delivery if desired. and address on the reverse return the card to you. to the back of the mailpiece, if space permits.

to:

COMPLETE THIS SECTION ON DELIVERY

A. Signature [Signature] ☐ Agent ☒ Addressee

B. Received by (Printed Name) Bill McCown C. Date of Delivery 2/1/11

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
(Transfer from service label)

7008 1300 0001 9162 5889

PS Form 3811, February 2004

Domestic Return Receipt

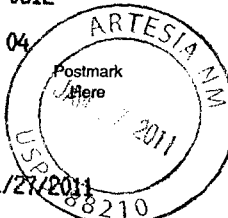
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For delivery information visit our website at www.usps.com

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Total Postage & Fees \$ 6.32

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Street, Apt. No., or PO Box No. P.O. Box 11310
City, State, ZIP+4[®] Midland, TX 79702

PS Form 3800, August 2006

See Reverse for Instructions

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4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number
(Transfer from service label)

7008 1300 0001 9162 5896

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

DEC 7

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information, visit our website at www.usps.com

TULSA OK 74101

OFFICIAL USE

Postage	\$ 1.25	0612
Certified Fee	\$2.80	04
Return Receipt Fee (Endorsement Required)	\$2.30	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 6.35	01/27/2011

Postmark
Here

Sent To
Bank of Oklahoma, N.A.
Street, Apt. No.,
or PO Box No. P.O. Box 1588 Trust
City, State, ZIP+4 Tulsa, OK 74101 Dept

PS Form 3800, August 2006

See Reverse for Instructions

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information, visit our website at www.usps.com

SOUTHWEST CITY MO 64863

OFFICIAL USE

Postage	\$ 1.25	0612
Certified Fee	\$2.80	04
Return Receipt Fee (Endorsement Required)	\$2.30	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 6.35	01/27/2011

Postmark
Here

Sent To
Tom R. Cone
Street, Apt. No.,
or PO Box No. P.O. Box 400
City, State, ZIP+4 Southwest City, Missouri 64863

PS Form 3800, August 2006

See Reverse for Instructions

THIS SECTION

and 3. Also complete
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
P.O. Box 400
Southwest City, Missouri
64863

COMPLETE THIS SECTION ON DELIVERY

A. Signature
☒ Sue Ray ☐ Agent
☐ Addressee
B. Received by (Printed Name) Sue Ray
C. Date of Delivery 2/5/11
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
(Transfer from service label)

7008 1300 0001 9162 5872

[Track & Confirm](#)[FAQs](#)

Track & Confirm

Search Results

Label/Receipt Number: **7009 0820 0001 4129 5255**Expected Delivery Date: **January 31, 2011**Class: **First-Class Mail®**Service(s): **Certified Mail™
Return Receipt**Status: **Acceptance**Your item was accepted at 3:50 pm on January 27, 2011 in ARTESIA,
NM 88210. No further information is available for this item.

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)[Site Map](#)[Customer Service](#)[Forms](#)[Gov't Services](#)[Careers](#)[Privacy Policy](#)[Terms of Use](#)[Business Customer Gateway](#)

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No FEAR Act EEO Data

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Equal Housing Opportunity



Equal Housing Opportunity

Bank of America
Dee