

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

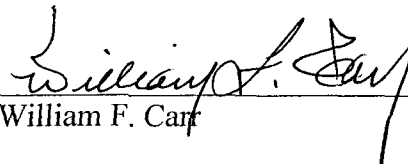
IN THE MATTER OF THE APPLICATION OF  
MEWBOURNE OIL COMPANY FOR A NON-  
STANDARD SPACING AND PRORATION  
UNIT, UNORTHODOX WELL LOCATION,  
AND COMPULSORY POOLING, EDDY COUNTY,  
NEW MEXICO.

CASE NO. 14603

AFFIDAVIT

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

William F. Carr, 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.

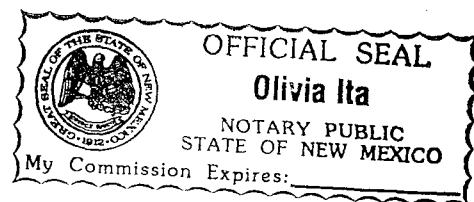
  
\_\_\_\_\_  
William F. Carr

SUBSCRIBED AND SWORN to before me this 2nd day of March 2011 by  
William F. Carr.

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

My Commission Expires: 3-10-12

BEFORE THE OIL CONSERVATION DIVISION  
Santa Fe, New Mexico  
Consolidated Case No's 14603 & 14604  
Exhibit No. 5  
Submitted by:  
MEWBOURNE OIL COMPANY  
Hearing Date: March 3, 2011



**EXHIBIT A**

**APPLICATION OF  
MEWBOURNE OIL COMAPNY  
FOR A NON-STANDARD SPACING AND PRORATION UNIT,  
UNORTHODOX WELL LOCATION AND  
COMPULSORY POOLING  
E/2 W/2 OF SECTION 6, TOWNSHIP 20 SOUTH, RANGE 29 EAST, N.M.P.M.  
EDDY COUNTY, NEW MEXICO.  
[Ruger "6" Federal Com 5H Well]**

**NOTIFICATION LIST**

Yates Petroleum Corporation  
105 South Fourth Street  
Artesia, New Mexico 88210  
Attn: Mr. Chuck Moran

Devon Energy Production Company, LP  
20 North Broadway, Suite 1500  
Oklahoma City, Oklahoma 73102  
Attn: Mr. Ken Gray

# Affidavit of Publication

NO.

21538

STATE OF NEW MEXICO

County of Eddy:

Walter L. Green

*Walter L. Green*

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 state, and that the hereto 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 weeks/days on the same  
day as follows:

First Publication February 8, 2011

Second Publication \_\_\_\_\_

Third Publication \_\_\_\_\_

Fourth Publication \_\_\_\_\_

Fifth Publication \_\_\_\_\_

Subscribed and sworn to before me this

8th day of February 2011



**OFFICIAL SEAL**  
**Danny Scott**  
**NOTARY PUBLIC-STATE OF NEW MEXICO**

My commission expires: 3/18/2014

*Danny Scott*  
\_\_\_\_\_  
Danny Scott  
Notary Public, Eddy County, New Mexico

# Copy of Publication:

## LEGAL NOTICE

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

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 March 3, 2011, in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appointed 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, 1-800-659-1779 by February 21, 2011. 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 14603

**Application of Mewbourne Oil Company for a non-standard spacing and proration unit unorthodox well location, and compulsory pooling, Eddy County, New Mexico.** Applicant in the above-styled cause seeks an order creating a non-standard spacing unit comprised of the E/2 W/2 of Section 6, Township 20 South, Range 29 East, NMMP, and pooling all mineral interests in the Bone Spring formation, Winchester Bone Spring Pool, in this non-standard spacing and proration unit which spacing unit will be the project area for its proposed Ruger 6, Federal Com. No. 5H Well (API No. 30-015-37199) to be horizontally drilled from a surface location 150 feet from the North line and 1400 feet from the West line of said Section 6 and then in a southerly direction in the third sand interval of the Bone Spring formation to a bottom hole terminus at a location 330 feet from the South line and 1400 feet from the West line of said Section 6. This well will penetrate the Bone Spring formation at an unorthodox location 150 feet from the North line and 1400 feet from the West line of Section 6, however, the producing interval in the well bore is within the well's producing area. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision, designation of Mewbourne Oil Company as operator of the well and a charge for risk involved in drilling said well. Said area is located approximately 12 miles northeast of Carlsbad, New Mexico.

Given under the Seal of the State of New Mexico Oil Conservation Division at Santa Fe, New Mexico on this 3rd day of February 2011.

STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION

Daniel Sanchez, Acting Director

Published in the Artesia Daily Press, Artesia, N.M. February 8, 2011. Legal No. 21538



February 1, 2011

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

**TO AFFECTED INTEREST OWNERS:**

**Re: Application of Mewbourne Oil Company for a non-standard spacing and proration unit, unorthodox well location, and 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 an order (1) creating a non-standard spacing unit comprised of the E/2 W/2 of Section 6, Township 20 South, Range 29 East, NMPM, and (2) pooling all mineral interests in the Bone Spring formation, in this non-standard spacing and proration unit which spacing unit will be the project area for its proposed Ruger "6" Federal Com No. 5H Well (API No. 30-015-37199) to be horizontally drilled from a surface location 150 feet from the North line and 1400 feet from the West line of said Section 6 and then in a southerly direction in the third sand interval of the Bone Spring formation, to a bottom hole terminus at a location 330 feet from the South line and 1400 feet from the West line of said Section 6. This well will penetrate the Bone Spring formation at an unorthodox location 150 feet from the North line and 1400 feet from the West line of Section 6, however, the producing interval in the wellbore is within the well's "producing area."

This application has been set for hearing before a Division Examiner at 8:15 AM on March 3, 2011. 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

cc: Mr. D. Paul Haden  
Senior Landman  
Mewbourne Oil Company

7006 0100 0005 0625 2769

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**CERTIFIED MAIL™ RECEIPT**  
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Postage	\$ .61
Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
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Yates Petroleum Corporation  
Attn: Chuck Moran  
105 South Fourth Street  
Artesia, New Mexico 88210

Use for Instructions

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"><li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li><li>Print your name and address on the reverse so that we can return the card to you.</li><li>Attach this card to the back of the mailpiece, or on the front if space permits.</li></ul>		<p>A. Signature x1 <i>Chavarría</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>D. Chavarría</i></p> <p>C. Date of Delivery <i>2-7-11</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
1. Article Addressed to:  Yates Petroleum Corporation Attn: Chuck Moran 105 South Fourth Street Artesia, New Mexico 88210		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
2. Article Number (Transfer from service label) 7006 0100 0005 0625 2769		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

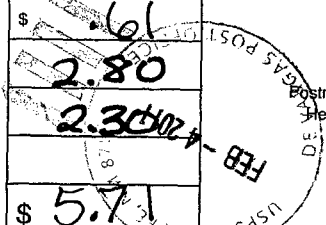
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

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Certified Fee	2.80	
Return Receipt Fee (Endorsement Required)	2.30	
Restricted Delivery Fee (Endorsement Required)		
<b>Total Postage &amp; Fees</b>	<b>\$ 5.71</b>	

Devon Energy Production  
 Company, LP  
 Attn: Ken Gray  
 20 North Broadway, Suite 1500  
 Oklahoma City, Oklahoma 73102

See for Instructions

**SENDER: COMPLETE**

- 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:

Devon Energy Production  
 Company, LP  
 Attn: Ken Gray  
 20 North Broadway, Suite 1500  
 Oklahoma City, Oklahoma 73102

2. Article Number

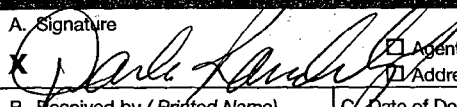
(Transfer from service label)

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PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

<p>PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE</p>	
<p><b>SECTION ON DELIVERY</b></p>	
<p>A. Signature  </p>	
<p>B. Received by (Printed Name) _____ C. Date of Delivery _____</p>	
<p>D. Is delivery address different from item 1? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No          If YES, enter delivery address below: _____</p>	
<p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	

