BEFORE THE OIL CONSERVATION DIVISION NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

APPLICATION OF McELVAIN OIL & GAS PROPERTIES, INC. TO REOPEN COMPULSORY POOLING CASE 12633 FOR THE LIMITED PURPOSE OF INCLUDING ADDITIONAL MINERAL INTERESTS UNDER ORDER R-11471-A AND TO AMEND SAID ORDER TO FORM A STANDARD 640-ACRE SPACING UNIT, RIO ARRIBA COUNTY, NEW MEXICO.

CASE NO.12633

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

Michael H. Feldewert, attorney in fact and authorized representative of McElvain Oil & Gas Properties, Inc., the Applicant herein, being first duly sworn, upon oath, states that notice of the above-referenced Application was mailed to the addresses shown on Exhibit "A" attached hereto and that true and correct copies of the notice letter and proof of receipt are attached hereto.

AFFIDAVIT

Michael H. Feldewert

SUBSCRIBED AND SWORN to before me this 22 day of August, 2001

Notary Public

My Commission Expires:

BEFORE THE OIL CONSERVATION DIVISION SANTA FE, NEW MEXICO
Case No. 12633 Exhibit No. 6

EXHIBIT A

NOTICE LIST

James M. Raymond P. O. Box 1445 Kerrville, TX 78028

Cougar Capital, LLC 200 East Sunset, Suite E El Paso, TX 79922

Peña Blanca Corporation 1050 17th Street, Suite 1800 Denver, CO 80265

Big Snowy Exploration Limited Partnership 1050 17th Street, Suite 1800 Denver, CO 80265

Joe Elledge P. O. Box 111 Farmington, NM 87499

Noseco Corporation 7400 Lakeside Drive Reno, NV 89511

Neumann Family Trust c/o Peter C. Neumann 136 Ridge Street Reno, TV 89501 Gavilan Dome Properties 1180 Cedarwood Drive Moraga, CA 94556

NM&O Operating Company 6 E. 5th Street, Suite 200 Tulsa, OK 74103

Mesa Grande Resources, Inc. 1200 Philtower Building Tulsa, OK 74103

Huntington Walker et ux 1580 Lincoln, Suite 635 Denver, CO 80203

Johansen Energy Partnership P. O. Box 1773 Whitefish, MT 59937

Dugan Production Corporation P. O. Box 420 Farmington, NM 87499-420

Williams Production Company P. O. Box 3102 Tulsa, OK 74101

HOLLAND & HART LLP

CAMPBELL & CARR
ATTORNEYS AT LAW

DENVER • ASPEN
BOULDER • COLORADO SPRINGS
DENVER TECH CENTER
BILLINGS • BOISE • CASPER
CHEYENNE • JACKSON HOLE
SALT LAKE CITY • SANTA FE
WASHINGTON, D.C.

P.O. BOX 2208
SANTA FE, NEW MEXICO 87504-2208
110 NORTH GUADALUPE, SUITE 1
SANTA FE, NEW MEXICO 87501-8525

TELEPHONE (505) 988-4421 FACSIMILE (505) 983-6043

Michael H. Feldewert

mfeldewert@hollandhart.com

August 2, 2001

<u>CERTIFIED MAIL</u> RETURN RECEIPT REQUESTED

TO: AFFECTED INTEREST OWNERS

Re: Application of McElvain Oil & Gas Properties, Inc. to Reopen Compulsory Pooling Case No. 12633 for the Limited Purpose of Including Additional Mineral Interests Under Order No. R-11471-A and to Amend Said Order to Form a Standard 640-Acre Spacing Unit, Rio Arriba County, New Mexico; Cougar Com 4 Well No. 2-A.

Dear Interest Owner:

This letter is to advise you that McElvain Oil & Gas Properties, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division. This application has been set for hearing before a Division Examiner on August 23, 2001. 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 Prehearing Statement three days in advance of a scheduled hearing. This statement must include: the name of the party and its attorney; 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,

Michael H. Feldewert

MHF/ras Enclosure

HOLLAND & HART LLP CAMPBELL & CARR

ATTORNEYS AT LAW

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BOULDER • COLORADO SPRINGS
DENVER TECH CENTER
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TELEPHONE (505) 988-4421 FACSIMILE (505) 983-6043

Michael H. Feldewert

mfeldewert@hollandhart.com

August 2, 2001

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Noseco Corporation 7400 Lakeside Drive Reno, NV 89511

Re: Application of McElvain Oil & Gas Properties, Inc. to Reopen Compulsory Pooling Case No. 12633 for the Limited Purpose of Including Additional Mineral Interests Under Order No. R-11471-A and to Amend Said Order to Form a Standard 640-Acre Spacing Unit, Rio Arriba County, New Mexico; Cougar Com 4 Well No. 2-A.

Dear Interest Owner:

Since you now dispute the Farmout Agreement executed by your representatives on February 15, 2001, McElvain has included your working interests in pending pooling applications with the New Mexico Oil Conservation Division. This letter is to advise you that the enclosed application for McElvain's Cougar Com 4 Well No. 2-A has been set for hearing before an Examiner for the New Mexico Oil Conservation Division on August 23, 2001. 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 Prehearing Statement three days in advance of a scheduled hearing. This statement must include: the name of the party and its attorney; 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.

Michael H. Feldewert

MHF/ras Enclosure

cc. Mary E. Walta, Esq.

HOLLAND & HARTLLP CAMPBELL & CARR

DENVER • ASPEN
BOULDER • COLORADO SPRINGS
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TELEPHONE (505) 988-4421 FACSIMILE (505) 983-6043 Michael H. Feldewert

mfeldewert@hollandhart.com

August 2, 2001

<u>CERTIFIED MAIL</u> RETURN RECEIPT REQUESTED

Neumann Family Trust c/o Peter C. Neumann 136 Ridge Street Reno, NV 89501

Re: Application of McElvain Oil & Gas Properties, Inc. to Reopen Compulsory Pooling Case No. 12633 for the Limited Purpose of Including Additional Mineral Interests Under Order No. R-11471-A and to Amend Said Order to Form a Standard 640-Acre Spacing Unit, Rio Arriba County, New Mexico; Cougar Com 4 Well No. 2-A.

Dear Interest Owner:

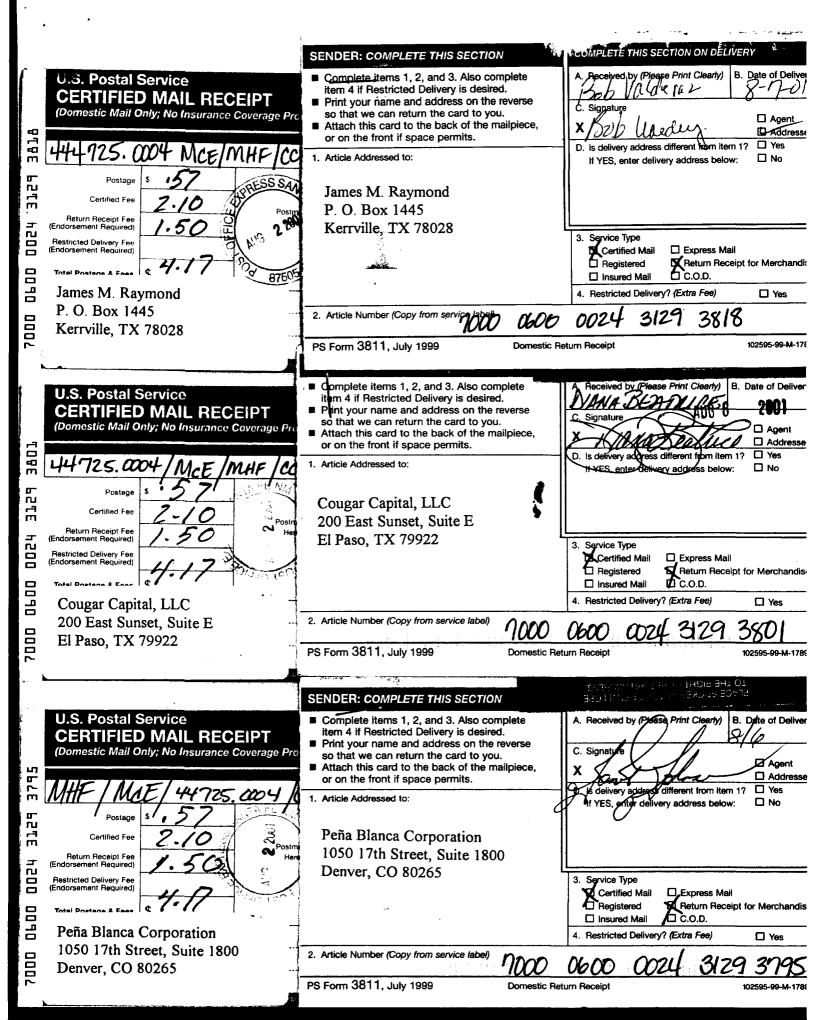
Since you now dispute the Farmout Agreement executed by your representatives on February 15, 2001, McElvain has included your working interests in pending pooling applications with the New Mexico Oil Conservation Division. This letter is to advise you that the enclosed application for McElvain's Cougar Com 4 Well No. 2-A has been set for hearing before an Examiner for the New Mexico Oil Conservation Division on August 23, 2001. 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 Prehearing Statement three days in advance of a scheduled hearing. This statement must include: the name of the party and its attorney; 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,

Michael H. Feldewert

MHF/ras Enclosure cc. Mary E. Walta, Esq.



PS Form 3/ 11. Jul 1999

Donnestic Heturn Receipt

Tulsa, OK 74103

CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) Postage Certified Fee Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Mesa Grande Resources, Inc. 1200 Philtower Building Tulsa, OK 74103 NULLED FIÑE PLACE STICKER AT TOP OF EUVELOPESS **U.S. Postal Service** SENDER: COMPLETE THIS SECTION CERTIFIED MAIL RECEIPT Complete items 1, 2, and 3. Also complete (Domestic Mail Only; No Insurance Coverage Pro item 4 if Restricted Delivery is desired. Print your name and address on the reverse C. Signature so that we can return the card to you. ☐ Agent Attach this card to the back of the mailpiece, MHF MCE CC 42A Address or on the front if space permits. ☐ Yes D. Is delivery address different from item 1? Postage 1. Article Addressed to: 375 If YES, enter delivery address below: Certified Fee Return Receipt Fee (Endorsement Required) Huntington Walker et ux 1580 Lincoln, Suite 635 Restricted Delivery Fee (Endorsement Required) Denver, CO 80203 Service Type Total Postage & Fees Certified Mail Express Mail Return Receipt for Merchandi C.O.D. Registered Huntington Walker et ux ☐ Insured Mail 1580 Lincoln, Suite 635 4. Restricted Delivery? (Extra Fee) ☐ Yes Denver, CO 80203 2. Article Number (Copy from service label) 7000,0600 3129 PLACE STORERS OF ECTURED EDURESS. TO THE RIGHT OF RETURN FIDNESS. SENDER: COMPLETE THIS SECTION **U.S. Postal Service** A. Received by (Please Print Clearly) B. Date of Deliver Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. CERTIFIED MAIL RECEIPT Print your name and address on the reverse C. Signature (Domestic Mail Only; No Insurance Coverage Pro so that we can return the card to you. Attach this card to the back of the mailpiece, amon ☐ Addresse or on the front if space permits. ☐ Yes D. Is delivery address different from item 1? Article Addressed to: □ No If YES, enter delivery address below: nu. Johansen Energy Partnership Certified Fee P. O. Box 1773 Return Receipt Fee (Endorsement Required) 02 t Whitefish, MT 59937

U.S. Postal Service

Restricted Delivery Fee (Endorsement Required)

P. O. Box 1773

Whitefish, MT 59937

Johansen Energy Partnership

090

PS Form 3811, July 1999

2. Article Number (Copy from service label)

Domestic Return Receipt

11000

Service Type

0600

Certified Mail /☐ Registered

4. Restricted Delivery? (Extra Fee)

Insured Mail

102595-99-M-178

☐ Yes

☐ Express Mail

€ C.O.D.

WZY 3129

Return Receipt for Merchandis

