

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF DAVID H. ARRINGTON  
OIL & GAS INC. FOR COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO.

No. 12828

AFFIDAVIT REGARDING NOTICE


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

James Bruce, being duly sworn upon his oath, deposes and states:

1. I am over the age of 18, and have personal knowledge of the matters set forth herein.
2. I am an attorney for Applicant.
3. Applicant has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the Application filed herein.
4. Notice of the Application was provided to the interest owners at their correct addresses by certified mail. Copies of the notice letter and certified return receipts are attached hereto as Exhibit A.
5. Applicant has complied with the notice provisions of Division Rule 1207.

  
\_\_\_\_\_  
James Bruce

SUBSCRIBED AND SWORN TO before me this 20th day of March, 2002, by James Bruce.

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

My Commission Expires:

3/14/2005

OIL CONSERVATION DIVISION

CASE NUMBER 12828

EXHIBIT 5

**JAMES BRUCE**  
ATTORNEY AT LAW

POST OFFICE BOX 1056  
SANTA FE, NEW MEXICO 87504

324 MCKENZIE STREET  
SANTA FE, NEW MEXICO 87501

(505) 982-2043  
(505) 982-2151 (FAX)

February 13, 2002

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Yates Petroleum Corporation  
Yates Drilling Company  
Abo Petroleum Corporation  
Myco Industries, Inc.  
105 South Fourth Street  
Artesia, New Mexico 88210

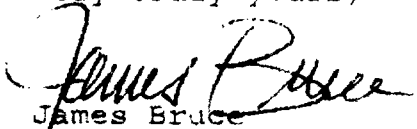
Purvis Oil Corp.  
Purvis Operating Co.  
P.O. Box 11006  
Midland, Texas 79702

Ladies and Gentlemen:

Enclosed is a copy of an application for compulsory pooling, filed with the New Mexico Oil Conservation Division by David H. Arrington Oil & Gas, Inc., regarding the E $\frac{1}{2}$  of Section 1, Township 15 South, Range 34 East, N.M.P.M., Lea County, New Mexico. This application is scheduled to be heard at 8:15 a.m. on Thursday, March 7, 2002 at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to appear at the hearing and present evidence. Failure to appear at the hearing will preclude you from contesting this matter at a later date.

You are requested to notify the Division, and the undersigned, by Friday, March 1, 2002, if you intend to enter an appearance and participate in the case.

Very truly yours,

  
James Bruce

Attorney for David H.  
Arrington Oil & Gas, Inc

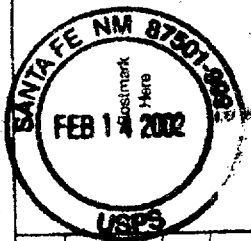


**U.S. Postal Service  
CERTIFIED MAIL RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

Postage \$	0.57
Certified Fee	2.10
Return Receipt Fee (Endorsement Required)	1.50
Restricted Delivery Fee (Endorsement Required)	4.17
<b>Total Postage &amp; Fees</b>	<b>\$ 8.34</b>

**Sent To**  
Purvis Oil Corp.  
Purvis Operating Co.  
P.O. Box 11006  
Midland, Texas 79702

**Street, Apt. No., or P.O. Box**  
**City, State, ZIP+4**



PS Form 3800, May 2000 See Reverse for Instructions

**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:

Yates Petroleum Corporation  
Yates Drilling Company  
Abo Petroleum Corporation  
Mycos Industries, Inc.  
105 South Fourth Street  
Artesia, New Mexico 88210

2. Article Number (Copy from service label)  
7001 2510 0006 7383 6184

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

**COMPLETE THIS SECTION ON DELIVERY**

- A. Received by (Please Print Clearly) *Patricia Carillo* B. Date of Delivery *2-15-02*
- C. Signature *[Signature]*  Agent  Addressee
- 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  No

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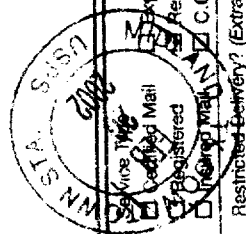
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2. Article Number (Copy from service label)  
7000 2810 0000 1193 1038

PS Form 3811, July 1999

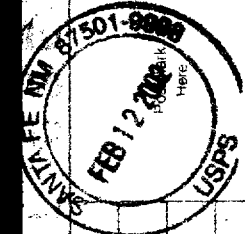
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