

AFFIDAVIT OF PUBLICATION

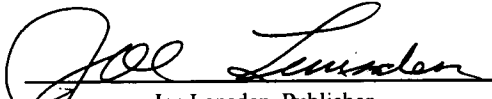
COPY OF PUBLICATION

STATE OF OKLAHOMA, BEAVER COUNTY, ss


I, of lawful age, being duly sworn, am a legal representative of *The Herald-Democrat*, a weekly newspaper of general circulation, published at Beaver, in the state and county above named for more than 104 consecutive weeks last past, and that the attached publication appeared in the regular issue of every number of the newspaper during the period and time of publication, and not in supplement, for one week. The publication being made on the **9th day of October, AD, 2008.**

Affiant further states that said newspaper comes within all the prescriptions and requirements of Senate Bill No. 47 passed by the Nineteenth Legislature effective April 13, 1943 and thereafter.

Printer's Fee, **\$130.85**

  
Joe Lansden, Publisher

Subscribed and sworn to before me this **9th day of October, AD, 2008.**

  
(Notary Public)

(My commission expires 6 November 2011)

**FILED**  
**OCT 14 2008**  
**COURT CLERK'S OFFICE — OKLAHOMA**  
**CORPORATION COMMISSION**  
**OF OKLAHOMA**

**BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA**  
**APPLICANT: EXCO RESOURCES, INC.**  
**RELIEF REQUESTED: POOLING**  
**LEGAL DESCRIPTION: SECTION 21, TOWNSHIP 5 NORTH, RANGE 25 EAST OF CIMARRON MERIDIAN, BEAVER COUNTY, OKLAHOMA.**  
**CAUSE CD NO. 200807035-T**  
**NOTICE OF HEARING**

**STATE OF OKLAHOMA:** To all persons, owners, producers, operators, purchasers and lessees of oil and gas and all other interested persons, particularly in Beaver County, Oklahoma, and more particularly: Michelle Lee Konda; Leonard S Newcomb; Parties Listed for Curative; Karen Wagner; Nadine Mapee; Doris Canaday, Deceased; Rachel Marie Balder, Deceased; Virginia Young, Deceased; Thelma Webb, Deceased; Joseph A Jones, Deceased; Leonard Greever aka Hugh L Greever, Deceased; Donna Jo Lee, Deceased; June Mull, Deceased; Glen Greever, Deceased; Opel Stockton aka Opel Stockton Whitaker c/o Pat Stockton; Bernice Jeffrie aka Ethel B Jeffrie, Deceased; Marvin Kenneth Jeffrie Jr, Deceased; Ellen Carol Burkhalter; Alice I Smathers aka Alice Irene Smathers, Deceased; Mildred Lucille Newby aka Lucille Newby; and if any of the above are deceased, the unknown heirs, executors, administrators, devisees, trustees and assigns, immediate and remote, of the above-named parties; and if any of the above are corporations which do not continue to have legal existence, the unknown trustees or assigns of such parties.

NOTICE IS HEREBY GIVEN that the Applicant in this Cause is requesting that the Commission pool and adjudicate the rights and equities of all oil and gas owners pursuant to Title 62, Section 87.1, O.S., in the Chester Lime common source of supply (840-acre drilling and spacing unit by Order No. 29724) underlying Section 21, Township 5 North, Range 25 East of the Cimarron Meridian, Beaver County, Oklahoma.

NOTICE IS FURTHER GIVEN that the Applicant in this cause is requesting the following special relief: that the Applicant or some other party be designated as operator of said unit; that the Applicant is requesting at the hearing that the order provide that any owner electing an alternative to participation in the well drilled thereunder shall be deemed to have relinquished all of its working interest and right to drill in the unit and common source of supply named herein as to such well and any wells drilled subsequent thereto.

NOTICE IS FURTHER GIVEN that the Applicant in this cause is requesting the following special relief: Applicant may request at the hearing that the Order provide that as to all payments provided for out of proceeds derived from the sale of production as to any owner electing an alternative to participation in the well drilled hereunder, that such royalty proceeds shall be net royalty proceeds, after deducting therefrom each owner's proportionate part of all taxes and each owner's proportionate part of the actual costs incurred by the Operator, limited however to those deducted by the purchaser or gatherer from the contract price of the oil and gas or other substances sold, in delivering, processing, gathering, dehydrating, or otherwise making such oil and gas or other substances merchantable or marketable from the unit area.

NOTICE IS FURTHER GIVEN that the Applicant in this cause is requesting the following special relief: Applicant may request at the hearing that the Order provide Applicant with 365 days from the date of the Order to commence drilling operations.

NOTICE IS FURTHER GIVEN that the Applicant in this cause is requesting the following special relief: that the Applicant or some other party be named as operator.

NOTICE IS FURTHER GIVEN that this Cause be set before an Administrative Law Judge for hearing, taking of evidence and reporting to the Commission.

NOTICE IS FURTHER GIVEN that this Cause will be heard before an Administrative Law Judge on the Initial Hearing Docket at the Corporation Commission, Tulsa office facility, 440 S. Houston, Suite 114, Tulsa, Oklahoma, at 8:30 A.M. on the 27th day of October, 2008, and that this Notice be published as required by law and the Rules of the Commission.

NOTICE IS FURTHER GIVEN that the Applicant and interested parties may present testimony by telephone. The cost of telephonic communication shall be paid by the person or persons requesting its use. Interested parties who wish to participate by telephone shall contact the Applicant or Applicant's attorney, prior to the hearing date, and provide their name and phone number.

NOTICE IS FURTHER GIVEN that in the event this cause is uncontested, the Applicant, its attorney, representatives, witnesses and other proponents of the Applicant may appear and conduct the hearing by telephone from either the Tulsa office facility, 440 S. Houston, Suite 114, Tulsa, Oklahoma 74127, or at the Oklahoma City facility, Jim Thorpe Building, Oklahoma City, Oklahoma 73105.

NOTICE IS FURTHER GIVEN that all interested persons may appear and be heard. For information concerning this action, contact Karen Laughlin, EXCO Resources, Inc., Telephone: (918) 582-7332; OR Eric R. King (OBA #6028), GABLE & GOTWALS, Attorney for Applicant, One Leadership Square, 15th Floor, 211 N. Robinson, Oklahoma City, Oklahoma 73102, Telephone (405) 235-5800.

**CORPORATION COMMISSION OF OKLAHOMA**  
**/s/ JEFF CLOUD, Chairman**  
**/s/ BOB ANTHONY, Vice Chairman**  
**/s/ JIM ROTH, Commissioner**  
**DONE AND PERFORMED this 1st day of October, 2008.**  
**BY ORDER OF THE COMMISSION:**  
**/s/ PEGGY MITCHELL, Secretary**  
**(Published in The Herald-Democrat October 9, 2008.)**