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

APPLICATION OF CIMAREX ENERGY CO. OF COLORADO FOR A NON-STANDARD OIL SPACING AND PRORATION UNIT, AN **UNORTHODOX LOCATION, AND** COMPULSORY POOLING, LEA COUNTY, **NEW MEXICO.**

Case No. 14,764

	<u>AFFIDAVIT OF NOT</u>	<u>ICE</u>
COUNTY OF S	:	
STATE OF NE) ss. EW MEXICO)	
James B	Bruce, being duly sworn upon his oath, depo	oses and states:
1. I	I am over the age of 18, and have personal	knowledge of the matters stated herein.
2. I	I am an attorney for Cimarex Energy Co.	
	Applicant has conducted a good faith, dilig e interest owners entitled to receive notice of	
	Notice of the application was provided to certified mail. Copies of the notice letter and bit A.	
5. A 19.15.4.9 and 1	Applicant has complied with the notice 19.15.4.12.C.	provisions of Division Rules NMAC Augustian Structure S
SUBSC Bruce.	CRIBED AND SWORN TO before me this	17th day of January, 2012 by James
My Commissio	on Expires:3/14/13	Notary Public
		Oil Conservation Division

JAMES BRUCE ATTORNEY AT LAW

POST OFFICE BOX 1056 SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213 SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone) (505) 660-6612 (Cell) (505) 982-2151 (Fax)

jamesbruc@aol.com '

December 15, 2011

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

To: Working Interest Owners in the E½E½ of Section 33

Ladies and gentlemen:

Enclosed is a copy of an application for a non-standard unit and compulsory pooling, filed with the New Mexico Oil Conservation Division by Cimarex Energy Co. of Colorado, regarding the E½E½ of Section 33, Township 19 South, Range 34 East, N.M.P.M., Lea County, New Mexico.

This matter is scheduled for hearing at 8:15 a.m. on Thursday, January 5, 2012, in Porter Hall at the Division's offices at 1220 South St. 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 contesting the matter at a later date.

A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than Thursday, January 29, 2011. This statement must be filed with the Division's Santa Fe office at the above address, and should include: The names of the party and its attorney; a concise statement of the case; the names of the 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 need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the undersigned.

If you have committed your interest to the subject well, you may disregard this letter.

Very truly yours,

lames Bruce

Attorney for Cimarex Energy Co. of Colorado

EXHIBIT

ADDRESS LIST

Read & Stevens, Inc. Attn: Bob Watson P. O. Box 1518 Roswell, NM 88202

First Century Oil, Inc. C/O: Read & Stevens, Inc. Address above

Charles B. Read C/O: Read & Stevens, Inc. Address above

Diamond Star Production Co., LLC. C/O: Read & Stevens, Inc. Address above

Betty Read Young C/O: Read & Stevens, Inc. Address above

Laura K. Read C/O: Read & Stevens, Inc. Address above

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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 malipiece, or on the front if space permits.	A: Signature Agent Addressee B. Received by (Printed Name) C: Date of Delivery D: Is delivery address different from item 1?
1. Article Addressed to: W.A. Moncrief Jr. Trust Moncrief Building	If YES, enter delivery address below: No
9th & commerce Fort Worth, Texas 76102	3. Service Type Certified Mail
	4. Restricted Delivery? (Extra Fee) Yes
2. Article Number 7010 0780 (Transfer from service label)	0002 3930 1300
PS Form 3811, February 2004 Domestic Ret	urn Receipt ex 33 102595-02-M-1540

SENDER: COMPLETE THIS SECTION Complete items 1, 2, and 3. Also complete	COMPLETE THIS SECTION ON DELIVERY A. Signature
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 reverse.	X Agent B. Received by (Printed Name) C. Date of Delivery
or on the front if space permits: 1. Article Addressed to:	D: le delivery address différent from item 17
Hyde Oil & Gas Corp 6300 Ridglea Place, Suite 1018 Fort Worth, Texas 76116	3. Service Type 20 Certified Mall
2. Article Number	4. Restricted Delivery? (Extra Fee) ☐ Yes
(Transfer from service lever), rul	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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1. Article Addressed to: Tipe J. Moncrief 2008 Trust A Prince J. Moncrief Trustee T	D. Is delivery address different from item 1? fres If YES, enter delivery address below: No
Suife 1030 Fort Worth Club Tower T Worth, TX 76102	3. Service Type Certified Mail
2. Article Nümber 7010 078[4. Restricted Delivery? (Extra Fee)
PS Form 3811, February 2004 Domestic Rete	4.7

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 mallplece, or on the front if space permits: 1. Article Addressed to: D. Is delivery address different from Item 1? Yes	SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
1. Article Addressed to: Lee Wiley Moncrief 1988 Attn: Deborah Coughlin Bank of America, Successor Trustee P.O. Box 840738 Dallas, Texas 75284-0738 3. Service Type Certified Mail	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 mallplece,	X ☐ Agent ☐ Addressee B. Received by (Printed Name) C. Date of Delivery
**************************************	Lee Wiley Moncrief 1988 Attn: Deborah Coughlin Bank of America, Successor Trustee P.O. Box 840738	3. Service Type Contribed Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.
(ITAINSIEL ITOTTI SELVICE IAD	2. Article Number 7010 0780 0	002 3930 1324

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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 mallpiece, or on the front if space permits.	A Signature A Signature A Agent Addressee B. Received by (Printed Name) A C. Date of Delivery A VITATHUM (SON) D. is delivery address different from Item 12 Yes
1. Article Addressed to: Read & Stevens, Inc. Group Address List Attached	D. Is delivery address different from Item 1? Yes If YES, enter delivery address below:
nun: Boh w.	
P. O. Box 1518 Roswell, NM 88202	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 7008 1140 00	03 5864 4579
PS Form 3811, February 2004 Domestic Retu	rm Receipt C 33 102595-02-M-1540

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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 mallplece, or on the front if space permits.	A Skinature X AN MONCE PAgent Addressee B. Received by (Parket Name) C Date of Delivery 2 28
1. Article Addressed to: Richard B. Moncrief Grantors Trus C. Jan Moncrief & Edward R. Nelson, Hi	D/As delivery address different from Nem 1?
Co-Trustees P.O. Box 471610 Fort Worth, Texas 76147	3. Service Type Certified Mail
2. Article Number 7010 0780	0002 3930 1317
PS Form 3811, February 2004 Domestic Reti	urn Receipt (/) 3 102595-02-M-1540

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 mallpiece, or on the front if space permits.	COMPLETE THIS SECTION ON DELIVERY A. Signature X. Harman Bradan
1. Article Addressed to: Lincoln Oil & Gas LLC Attn: Land Dept. 701 Three Cross Roswell, NM 88201	3. Service Type Certified Mail
2. Article Number 7008 1.140 (Transfer from service labe PS Form 3811, February 2004 Domestic	0 0003 5864 4524 C Return Receipt C 73 102595-02-M-1540

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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 mallpiece, or on the front if space permits.	A Signature Agent Addressee B. Received by (Printed Name) C. Date of Delivery 22/1/
1. Article Addressed to: CLM Production Company Attn: Land Dept. P. O. Box 881 Roswell, NM 88202	D. Is delivery address different from item 1?
	☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D. 4. Restricted Delivery? (Extra Fee) ☐ Yes
2. Article Number 7010 0780	0002 3930 1393
PS Form 3811, February 2004 Domestic Retu	urn Receipt (* 33 102595-02-M-1540

	<u> </u>	4. Restricted Delivery? (Extra Fee)	☐ Yes
Bernadine Glenn 10-D Townpark Lane Charleston, SC 29412		☐ Insured Mall ☐ C.O.D.	ot for Merchandise
Print your name and address or so that we can return the card of a Attach this card to the back of or on the front if space permits. Article Addressed to:	to you. the mailpiece,	D. Is delivery address different from item If YES, enter delivery address below:	
Complete Items 1, 2, and 3. Als item 4 if Restricted Delivery is o	lesired.	A Signature	A77022 Agent
SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIV	ERY

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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.	A Signature Agent Addressee B. Received by (Printed Name) C. Date of Delivery 12 21 - 1
1. Article Addressed to: Watson Properties, LLC Attn: Bob Watson 3905 Futura Drive	D. Is delivery address different from item 1?
Roswell, NM 88201	3. Service Type Gertfled Mail
2. Article Number 7008 114	
PS Form 3811, February 2004 Domestic Ret	urn Receipt (7) 102595-02-M-1540

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
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 malipiece, or on the front if space permits.	A Signature X	
Article Addressed to:	If YES, enter delivery address below:	
Marion P. Riley 1105 San Juan Roswell, NM 88201	r:	
	3. Service Type ☐ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D.	
	4. Restricted Delivery? (Extra Fee)	
2. Article Number 7010 0780 (Transfer from service label)	0002 3930 138F	
PS Form 3811, February 2004 Domestic Retu	urn Receipt C 3 9 102595-02-M-1540	

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1. Article Addressed to: Cactus Operating Company, Local Company,	D. is delivery address different from hem 17. Des if YES, enter delivery address below: No
3226 Anderson Drive Lovington, NM 88260	3. Service Type 10 Certified Mall
	4. Restricted Delivery? (Extra Fee) ☐ Yes
Article Number 7010 (Transfer from service label)	0780 0002 3930 1263
PS Form 3811, February 2004 Dom	nestic Return Receipt (33 102595-02-M-15-

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SENDER: COMPLETE THIS SECTION	
	COMPLETE THIS SECTION ON DELIVERY
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 maliplece, or on the front if space permits.	A Signature Agent Addressee Received by (Proged Name) Date of Delivery
. Article Addressed to:	D. Is delivery address different from Item 17 Pes If YES, enter delivery address below. No
Spiral, Inc. P.O. Box 1933 Roswell, New Mexico 88202-1933	3. Service Type Q Certified Mail
	4. Restricted Delivery? (Extra Fee) ☐ Yes
S Form 3811, February 2004 Domestic Reti	um Receipt (うう 102595-02-M-1540
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
	A Signature A Signature A Agent Address B Received by (Printed Name) C: Date of Delivery
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 maliplece,	A Signature A Signature A Agent Address B. Received by (Printed Name) C. Date of Delivery

Article Number
(Transfer from service label)

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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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 mallplece, or on the front if space permits.	A Signature A Signature Agent Addressee B. Received by (Printed Name) C. Date of Delivery
1. Article Addressed to: HHB Limited Partnership 6823 S. Florence Ave. Tulsa, Oklahoma 74136	D. Is delivery address different from item 1?
	3. Service Type Contified Mail Dexpress Mail Registered Recurring Receipt for Merchandise Insured Mail C.O.D.
	4. Restricted Delivery? (Extra Fee)
2. Article Number 7010 0780 00	102 3930 1348
PS Form 3811 February 2004 Domestic Re	turn Receipt

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English

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January 04, 2012, 6:32 pm

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ALBUQUERQUE, NM

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December 19, 2011, 1:58 pm

ALBUQUERQUE, NM 87114

Arrival at Unit

December 19, 2011, 9:22 am

ALBUQUERQUE, NM 87114

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Mr James Bruce PO Box 1056 Santa Fe NM 87504 1ST NOTICE 2ND NOTICE RETURN

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