

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 AND COMPULSORY  
POOLING, LEA COUNTY, NEW MEXICO.

Case No. 15,034

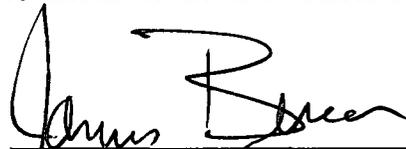
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2013 AUG 23 P

AFFIDAVIT OF NOTICE

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

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 stated herein.
2. I am an attorney for Cimarex Energy Co.
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 address, by certified mail. Copies of the notice letter and certified return receipt are attached hereto as Exhibit A.
5. Applicant has complied with the notice provisions of Division Rules NMAC 19.15.4.9 and 19.15.4.12.C.



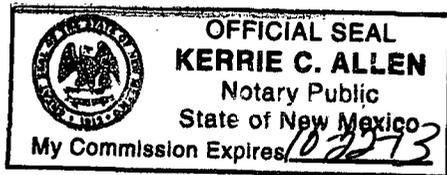
James Bruce

SUBSCRIBED AND SWORN TO before me this 22 day of August, 2013 by James Bruce.

My Commission Expires: 10-22-13



Notary Public



Oil Conservation Division  
Case No. 4  
Exhibit No. 4

**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)  
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[jamesbruc@aol.com](mailto:jamesbruc@aol.com)

July 17, 2013

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Steven Rodrigue, individually and as Trustee  
of the Jessica & Tyler Rodrigue Trust  
8035 Corn Mountain Place NW  
Albuquerque, New Mexico 87114

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 W½E½ 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, August 8, 2013, 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 Wednesday, August 1, 2013. 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.

Very truly yours,

  
James Bruce

Attorney for Cimarex Energy Co. of Colorado

EXHIBIT

A

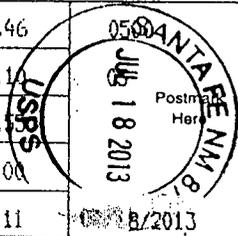
7012 0470 0001 5976 6399

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**CERTIFIED MAIL™ RECEIPT**  
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ALBUQUERQUE NM 87114

Postage	\$ 0.46
Certified Fee	\$3.10
Return Receipt Fee (Endorsement Required)	\$2.55
Restricted Delivery Fee (Endorsement Required)	\$0.00
<b>Total Postage &amp; Fees</b>	<b>\$ 6.11</b>



Sent To Steven Rodrigue, individually and as Trustee  
of the Jessica & Tyler Rodrigue Trust  
 Street, Apt. No.: 8035 Corn Mountain Place NW  
 or PO Box No. Albuquerque, New Mexico 87114  
 City, State, ZIP+4

PS Form 3800, August 2006 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:

Steven Rodrigue, individually and as Trustee  
 of the Jessica & Tyler Rodrigue Trust  
 8035 Corn Mountain Place NW  
 Albuquerque, New Mexico 87114

2. Article Number

(Transfer from service label)

7012 0470 0001 5976 6399

PS Form 3811, February 2004

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature [Signature]  Agent  Addressee  
 B. Received by (Printed Name) Donna Rodrigue C. Date of Delivery 7/19/13  
 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

Domestic Return Receipt

Cx copy 33-9

102595-02-M-1540