

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

IN THE MATTER OF THE HEARING CALLED BY
THE OIL CONSERVATION DIVISION FOR THE
PURPOSE OF CONSIDERING:

APPLICATION OF CHESAPEAKE PERMIAN, L.P.
FOR COMPULSORY POOLING
LEA COUNTY, NEW MEXICO

CASE NO. 13493

SUBPOENA DUCES TECUM

TO: KAISER-FRANCIS OIL COMPANY
c/o its Registered Agent:
CT Corporation System
123 East Marcy
Santa Fe, New Mexico, 87501

Pursuant to Section 70-2-8, NMSA (1978) and Rule 1211 of the New Mexico Oil Conservation Division's Rules of Procedure, you are hereby ORDERED within fourteen (14) days of receipt of this subpoena to produce the documents and items specified in attached Exhibit A at the offices of the New Mexico Oil Conservation Division, 1120 S. St. Francis Drive, Santa Fe, New Mexico 87505 and to make available to Chesapeake Permian, L.P. and their attorney, W. Thomas Kellahin, for copying, all of said documents.

This subpoena is issued on application of Chesapeake Permian, L. P. through their attorneys, Kellahin & Kellahin, P. O. Box 2265, Santa Fe, New Mexico 87504.

Dated this 15th day of June, 2005

NEW MEXICO OIL CONSERVATION DIVISION

BY: David K. Brooks
DAVID K. BROOKS,
ASSISTANT GENERAL COUNSEL

EXHIBIT "A"
TO SUBPOENA DUCES TECUM
TO KAISER-FRANCIS OIL COMPANY
IN NEW MEXICO OIL CONSERVATION DIVISION
CASE 13493

For the Hunger Buster State Well No. 3 (API 30-025-37177) Unit I of Section 9, T21S, R35E, NMPM, Lea County, New Mexico:

1. All open-hole and cased-hole logs from surface to total depth.
2. All mud logs form surface to total depth.
3. All DST reports, including pressure charts, fluid recovery data and observed flow rates, together with service company analysis thereof with respect to reservoir parameters.
4. All daily drilling and completion reports form commencement through completion of the well.
5. All data, analysis and reports for cores and side-wall cores.
6. A copy of the drilling plans for the subject well.
7. All documents or a summary reflecting actual expenditures from commencement of operations on the well to drilling to total depth.
8. All completion reports as such become available.
9. All documents and materials in any way related to your opposition to Chesapeake in this case.

These subpoena items are ongoing and you have the obligation to supplement the production of documents and materials responsive hereto as new documents and material become available.

INSTRUCTIONS

This Subpoena Duces Tecum seeks all information available to you or in your possession, custody or control from any source, wherever situated, including but not limited to information from any files, records, computers documents, employees, former employees, consultants, counsel and former counsel. It is directed to each person to whom such information is a matter of personal knowledge.

When used herein, "you" or "your" refers to the person or entity to whom this Subpoena Duces Tecum is addressed to including all of his or its attorneys, officers, agent, consultants, employees, directors, representatives, officials, departments, divisions, subdivisions, subsidiaries, or predecessors.

The term "document" as used herein means every writing and record of every type and description in the possession, custody or control of Kaiser Francis Oil Company, whether prepared by you or otherwise, which is in your possession or control or known by you to exist, including but not limited to all drafts, papers, books, writings, records, letters, photographs, computer disks, e-mail, tangible things, correspondence, communications, telegrams, cables, telex messages, memoranda, notes, notations, work papers, transcripts, minutes, reports and recordings of telephone or other conversations or of interviews, conferences, or meetings. It also includes diary entries, affidavits, statements, summaries, opinions, reports, studies, analyses, evaluations, contracts, agreements, jottings, agenda, bulletins, notices, announcements, plans, specifications, sketches, instructions charts, manuals, brochures, publications, schedules, price lists, client lists, journals, statistical records, desk calendars, appointment books, lists, tabulations sound recordings, computer printouts, books of accounts, checks, accounting records, vouchers, and invoices reflecting business operations, financial statements, and any notice or drafts relating to the foregoing, without regard to whether marked confidential or proprietary,. It also includes duplicate copies if the original is unavailable or if the duplicate is different in any way, including marginal notations, from the original.