

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF YATES PETROLEUM  
CORPORATION FOR AN ORDER (1) DIRECTING  
PRIDE ENERGY COMPANY TO REIMBURSE  
YATES, ETC., LEA COUNTY, NEW MEXICO.

Case No. 13,531

SUBPOENA DUCES TECUM

To: Yates Petroleum Corporation  
c/o William F. Carr  
Holland & Hart LLP  
P.O. Box 2208  
Santa Fe, New Mexico 87504

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Pursuant to NMSA 1978 §70-2-8 and Oil Conservation Division Rule 1211, you are hereby ordered to appear at 8:15 a.m. on Thursday, August 25, 2005, at the offices of the Oil Conservation Division, 1220 South St. Francis Drive, Santa Fe, New Mexico 87505, and to produce the documents and items specified in Exhibit A attached hereto, and to make available to Pride Energy Company, or its attorney, James Bruce, for copying, all of said documents.

This subpoena is issued on the application of Pride Energy Company, through its attorney, James Bruce, P.O. Box 1056, Santa Fe, New Mexico 87504.

Dated this 9th day of August, 2005.

NEW MEXICO OIL CONSERVATION DIVISION

By: David K. Bessie  
Assistant General Counsel  
Mark E. Fesmire, P.E., Director

EXHIBIT A

TO SUBPOENA DUCES TECUM

The purpose of this subpoena is to provide all of the information necessary for Pride Energy Company to be able to prepare its evidence and testimony in Oil Conservation Division Case No. 13,531.

PRODUCE THE FOLLOWING DOCUMENTS:

For the State "X" Well No. 1 (API No. 30-205-01838), a/k/a the Limbaugh AYO State Well No. 1, located 1980 feet from the north line and 1980 feet from the west line of Section 12, Township 12 South, Range 34 East, N.M.P.M., Lea County, New Mexico:

1. Chronological reports of all activity performed by or for you on the subject well, including all daily drilling reports;
2. Any and all documents and data concerning work actually conducted, attempted, or contemplated on the subject well;
3. A detailed accounting of all expenses and payments for any activity or work conducted on or for the subject well, including copies of all invoices and supporting contracts;
4. Copies of all land exhibits and ownership data and exhibits to be used by you at the hearing; and
5. If not already included above, all data and documents utilized by you for support of all exhibits you will present at hearing.

## **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 persons and entity to whom this Subpoena Duces Tecum is addressed to including all of his or its attorneys, officers, agents, consultants, employees, directors, representatives, officials, departments, divisions, subdivisions, subsidiaries, or predecessors in interest.

The term "document" as used herein means every writing and record of every type and description in the possession, your custody or control, 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, 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.