

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

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IN THE MATTER OF THE APPLICATION OF GREAT WESTERN DRILLING LTD. TO RE-OPEN CASE NO. 13897: APPLICATION FO CIMAREX ENERGY CO. OF COLORADO FOR POOL CREATION, DISCOVERY ALLOWABLE, AND SPECIAL POOL RULES, EDDY COUNTY, NEW MEXICO.

CASE NO. 13897

SUBPOENA DUCES TECUM

TO: Cimarex Energy Co. of Colorado
c/o James Bruce, Esq.
Post office Box 1056
Santa Fe, New Mexico 87504-1056

Pursuant to Section 70-2-8, NMSA (1978) and Rule 1211 of the New Mexico Oil Conservation Divisions Rules of Procedure, you are hereby ORDERED to appear at 8:15 a.m., August 23, 2007, at the offices of the Oil Conservation Division, 1220 South Saint Francis Drive, Santa Fe, New Mexico 87504, and to produce the documents and items specified in attached Exhibit A and to make available to Great Western Drilling Ltd., (hereinafter referred to as "Great Western") and their attorneys for copying, all of said documents.

This subpoena is issued on application of Great Western Drilling Ltd. through their attorneys, Holland & Hart LLP, Post Office Box 2208, Santa Fe, New Mexico 87504.

Dated this 16th day of August, 2007

NEW MEXICO OIL CONSERVATION DIVISION

BY:

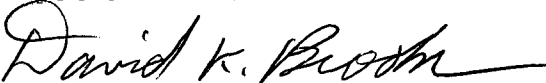



MARK E. FESMIRE, P.E., DIRECTOR

EXHIBIT A
TO SUBPOENA DUCES TECUM
TO CIMAREX ENERGY CO. OF COLORADO
IN NEW MEXICO OIL CONSERVATION DIVISION
CASE NO. 13897

PURPOSE: The purpose of this subpoena is to provide all of the information necessary for Great Western Drilling Ltd. to be able to prepare its evidence and testimony for New Mexico Oil Conservation Division Case 13897.

PRODUCE THE FOLLOWING DOCUMENTS:

For the Grayburg Deep Unit Well No. 22 located 1940 feet from the North line and 330 feet from the West line of Section 25, Township 17 South, Range 29 East, NMPM:

- (1) the complete drilling and operational report.
- (2) All well test, production test and pressure test information including the PVT test data and analysis and the DST and analysis
- (3) All drainage calculations.
- (4) copies of all permits obtained from regulatory agencies
- (5) copies of all completion reports and documents showing completions procedures
- (6) Copies of the Exploration and Farmout Agreement dated November 1, 2004, between ConocoPhillips and Cimarex Energy Co. of Colorado referenced in the hearing in Oil Conservation Division Case No. 13,897 for the Pool Creation and Special Pool Rules on April 12, 2007.
- (7) The election of any working interest owner to participate in this well pursuant to the November 1, 2004 Exploration and Farmout Agreement.

For the Keely 26 Federal Well No. 1 located 1980 feet from the North line and 1550 feet from the East line of Section 26, Township 17 South, Range 29 East, NMPM:

- (1) All well test, production test and pressure test information including the PVT test data and analysis, Fesco Reports, and the DST and analysis;
- (2) All drainage calculations;
- (3) copies of all permits obtained from regulatory agencies; and
- (4) copies of all completion reports and documents showing completions procedures.

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.

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DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES
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**IN THE MATTER OF THE APPLICATION OF GREAT WESTERN DRILLING LTD. TO RE-
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COUNTY, NEW MEXICO.**

CASE NO. 13897

ACCEPTANCE OF SERVICE OF SUBPOENA DUCES TECUM

I, James Bruce, Esq., the attorney of record for Cimarex Energy Co. of Colorado, hereby accept service of the original Subpoena Duces Tecum dated August __, 2007, issued in this matter to Great Western Drilling Ltd. on this ____ day of August 2007.

James Bruce, Esq.
Post Office Box 1056
Santa Fe, New Mexico 87504-1056
Facsimile No. (505) 982-2151