

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

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

**APPLICATION OF FASKEN OIL & RANCH LTD. FOR
AN ORDER AUTHORIZING AN ADDITIONAL WELL IN
THE "POTASH AREA" AT AN UNORTHODOX WELL
LOCATION IN LEA COUNTY, NEW MEXICO.**

Case No. 14116

**SUBPOENA DUCES TECUM
(SECOND)**

TO: Fasken Oil & Ranch, Ltd.
c/o Michael H. Feldewert, Esq.
Holland & Hart, LLP
P.O. Box 2208
Santa Fe, New Mexico 87504

Pursuant to Section 70-2-8, N.M.S.A. (1978) and Rule 1214 of the New Mexico Oil Conservation Division's Rules of Procedure, YOU ARE HEREBY COMMANDED to appear on June 13, 2008 at 9:30 a.m. at Comeau, Maldegen, Templeman & Indall, 141 E. Palace Ave., Suite 200, Santa Fe, New Mexico 87504, (505) 982-4611 and produce for inspection and copying the documents described on the attached Exhibit "A".

This subpoena is issued on the Application for Permit to Drill of Fasken Oil & Ranch, Ltd., and the Request of Intrepid Potash – New Mexico, LLC for a hearing on Intrepid's Protest to said application.

DATED this 5th day of June 2008.

New Mexico Oil Conservation Division

By _____

By David K. Brooks
Local Examiner
Mark E. Fesmire, PE
Director