

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

APPLICATION OF CIMAREX ENERGY CO. FOR  
A NON-STANDARD OIL SPACING AND PRORATION  
UNIT AND COMPULSORY POOLING, CHAVES COUNTY,  
NEW MEXICO.

Case No. 14,443

AFFIDAVIT OF NOTICE

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

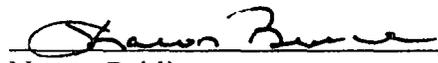
James Bruce, being duly sworn upon his oath, deposes and states:

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 addresses, by certified mail. Copies of the notice letter and certified return receipts 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 16th day of March, 2010 by James Bruce.

My Commission Expires 3/14/13

  
\_\_\_\_\_  
Notary Public

Oil Conservation Division  
Case No. \_\_\_\_\_  
Exhibit No. 3

**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)  
(505) 660-6612 (Cell)  
(505) 982-2151 (Fax)

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

February 24, 2010

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

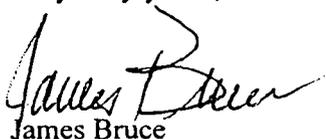
Ladies and gentlemen:

Enclosed is a copy of an application for compulsory pooling and a non-standard spacing and proration unit, filed with the New Mexico Oil Conservation Division by Cimarex Energy Co., regarding the S½N½ of Section 19, Township 15 South, Range 31 East, N.M.P.M., Chaves County, New Mexico.

This matter is scheduled for hearing at 8:15 a.m. on Thursday, March 18, 2010, 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 Thursday, March 11, 2010. 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.

EXHIBIT

A

EXHIBIT A

Trustees of the Estate Peter L. Shea  
Trustees of the Peter L. Shea Trust  
Edwina S. Brokaw Millington  
c/o John Walsh  
Bryan Cave, LLP  
Suite 3501  
290 Avenue of the Americas  
New York, New York 10104

Helene Singer  
Heirs of Herman Singer  
P..O. Box 1883  
Santa Fe, New Mexico 87504

Sigyn Lund  
1052 Montgomery Road  
Altamonte Springs, Florida 32714

**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:

Helene Singer  
Heirs of Herman Singer  
P. O. Box 1883  
Santa Fe, New Mexico 87504

2. Article Number  
(Transfer from service label) 7009 2620 0002 6539 3286

PS Form 3811, February, 2004 Domestic Return Receipt **CX H3**

102585-02-IM-1540

**COMPLETE THIS SECTION ON DELIVERY**

- A. Signature *Helene C. Singer*  Agent  Addressee
- B. Received by (Printed Name) *HELENE C. SINGER* C. Date of Delivery *FEB 25 2004*
- D. Is delivery address different from item 1?  Yes  No  
If YES, enter delivery address below:

Postage \$  
Certified Fee  
Return Receipt Fee (Endorsement Required)  
Restricted Delivery Fee (Endorsement Required)  
Total Postage & Fees \$

3. Service Type  
 Certified Mail  
 Registered  
 Insured Mail  
 Express Mail  
 Return Receipt for Merchandise  
 C.O.D.  
 Restricted Delivery? (Extra Fee)  Yes



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Sent to  
 Sigyn Lund  
 1052 Montgomery Road  
 Altamonte Springs, Florida 32714

PS Form 3800, August 2006 See Reverse for Instructions

7009 2620 0002 6539 3293

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Postage \$  
 Certified Fee  
 Return Receipt Fee (Endorsement Required)  
 Restricted Delivery Fee (Endorsement Required)  
 Total Postage & Fees \$

Postmark Here  
 Helene Singer  
 Heirs of Herman Singer  
 P. O. Box 1883  
 Santa Fe, New Mexico 87504

PS Form 3800, August 2006 See Reverse for Instructions

7009 2620 0002 6539 3293

**SENDER: COMPLETE THIS SECTION**

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- 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:

Sigyn Lund  
 1052 Montgomery Road  
 Altamonte Springs, Florida 32714

**COMPLETE THIS SECTION ON DELIVERY**

- A. Signature *[Signature]*  Agent  Addressee
- B. Received by (Printed Name) *Danyl Price* C. Date of Delivery *3-1-10*
- D. Is delivery address different from item 1?  Yes  No  
If YES, enter delivery address below:

3. Service Type  
 Certified Mail  
 Registered  
 Insured Mail  
 Express Mail  
 Return Receipt for Merchandise  
 C.O.D.  
 Restricted Delivery? (Extra Fee)  Yes

2. Article Number  
(Transfer from service label) 7009 2620 0002 6539 3293

PS Form 3811, February, 2004 Domestic Return Receipt **CX H3**

102585-02-IM-1540



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# Track & Confirm

## Search Results

Label/Receipt Number: 7009 2820 0002 8539 3279  
Service(s): Certified Mail™  
Status: Delivered

Track & Confirm  
Enter Label/Receipt Number.

Your item was delivered at 5:49 AM on March 3, 2010 in NEW YORK, NY 10019.

Go >

### Detailed Results:

- Delivered, March 03, 2010, 5:49 am, NEW YORK, NY 10019
- Forwarded, February 27, 2010, 10:14 am, NEW YORK, NY
- Undeliverable as Addressed, February 27, 2010, 10:14 am, NEW YORK, NY 10014
- Arrival at Unit, February 27, 2010, 6:57 am, NEW YORK, NY 10014

### Notification Options

#### Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

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**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery (Endorsement Req)	
Total Postage &	Trustees of the Estate Peter L. Shea Trustees of the Peter L. Shea Trust Edwina S. Brokaw Millington c/o John Walsh
Sent To	Bryan Cave, LLP Suite 3501
Street, Apt. No., or PO Box No.	290 Avenue of the Americas
City, State, ZIP+4	New York, New York 10104

PS Form 3800, August 2006 See Reverse for Instructions

SANTA FE MAIN POST OFFICE  
FEB 24 2010  
Postmark Here  
1052501