

AFFIDAVIT OF PUBLICATION

State of New Mexico,  
County of Lea.

I, KATHI BEARDEN

Publisher

of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, do solemnly swear that the clipping attached hereto was published once a week in the regular and entire issue of said paper, and not a supplement thereof for a period.

of 1

weeks.

Beginning with the issue dated

July 22 2005

and ending with the issue dated

July 22 2005

*Kathi Bearden*

Publisher

Sworn and subscribed to before

me this 22nd day of

July 2005

*[Signature]*

Notary Public.

My Commission expires  
February 07, 2009

(Seal) OFFICIAL SEAL  
DORA L. GONZALEZ  
NOTARY PUBLIC  
STATE OF NEW MEXICO



My Commission Expires: \_\_\_\_\_

This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws of 1937, and payment of fees for said publication has been made.

LEGAL NOTICE  
July 22, 2005

To: Richard Pettigrew, Randall Pettigrew, Bruce W. Crockett, Andrea Crockett, and the heirs or devisees of James Obed Baker and Fred T. Schooler, and other mineral interest owners in the land described below: Cimarex Energy Co. has filed an application with the New Mexico Oil Conservation Division (Case No. 13, 496 reopened) seeking an order pooling all mineral interests from the surface to the base of the Permian-Upper Pennsylvanian formation underlying the SE/4NW/4 of Section 21, Township 15 South, Range 36 East, NMPM, Lea County, New Mexico, to form a standard 40-acre oil-spacing and production unit. The unit is to be dedicated to the Caudill South "21" Fee Well No. 1 to be located 1830 feet from the north and west lines of Section 21. Also to be considered will be the cost of drilling and completing the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the well, and a 200% charge for the risk involved in drilling and completing the well. The application is scheduled to be heard at 8:15 a.m. on Thursday, August 11, 2005 at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to enter an appearance and participate in the case. Failure to appear will preclude you from contesting this matter at a later date. The unit is located approximately 5 miles north-northeast of Lovington, New Mexico. #21663

OIL CONSERVATION DIVISION

CASE NUMBER

EXHIBIT NUMBER 3

EXHIBIT NUMBER

NUMBER

CONSERVATION DIVISION

01101711000 02577771

James Bruce  
P.O. Box 1056  
SANTA FE, NM 87504