

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

2005 JUN 19 PM 1 05

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

APPLICATION OF CHESAPEAKE PERMIAN, L.P.  
FOR COMPULSORY POOLING  
LEA COUNTY, NEW MEXICO

CASE NO. 13493

**SUBPOENA DUCES TECUM**

TO: KAISER-FRANCIS OIL COMPANY  
c/o J. Scott Hall, Esq.  
Miller Stratvert Law Firm  
P. O. Box 1986  
Santa Fe, New Mexico, 87504-1986

Pursuant to Section 70-2-8, NMSA (1978) and Rule 1211 of the New Mexico Oil Conservation Division's Rules of Procedure, you are hereby ORDERED within fourteen (14) days of receipt of this subpoena to produce the documents and items specified in attached Exhibit A and to make available to Chesapeake Permian, L.P. and their attorney, W. Thomas Kellahin, for copying, all of said documents.

This subpoena is issued on application of Chesapeake Permian, L. P. through their attorneys, Kellahin & Kellahin, P. O. Box 2265, Santa Fe, New Mexico 87504.

Dated this 13<sup>th</sup> day of June, 2005

NEW MEXICO OIL CONSERVATION DIVISION

BY: David K. Brook  
Assistant General Counsel  
MARK FESMIRE, P.E., DIRECTOR

**EXHIBIT "A"**  
**TO SUBPOENA DUCES TECUM**  
**TO KAISER-FRANCIS OIL COMPANY**  
**IN NEW MEXICO OIL CONSERVATION DIVISION**  
**CASE 13493**

For the Hunger Buster State Well No. 3 (API 30-025-37177) Unit I of Section 9, T21S, R35E, NMPM, Lea County, New Mexico:

1. All open-hole and cased-hole logs from surface to total depth.
2. All mud logs from surface to total depth.
3. All DST reports, including pressure charts, fluid recovery data and observed flow rates, together with service company analysis thereof with respect to reservoir parameters.
4. All reservoir pressure data including but not limited to bottom-hole surveys or pressures, surface pressure readings, daily tubing pressures and casing pressures, drill stem tests, build-up tests, draw-down tests and interference tests, with relevant information as to shut-in times and production rates prior to shut-in.
5. All daily drilling reports from commencement through completion of the well.
6. All daily completion reports from commencement through completion of the well.
7. All data, analysis and reports for cores and side-wall cores.
8. All production data including, but not limited to all well check records, including gauges/charts for the well on a daily basis from initial testing/completion to date showing actual production of oil, gas, water for said well per day.

These subpoena items are ongoing and you have the obligation to supplement the production of documents and materials responsive hereto as new documents and material become available.

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

The term "document" as used herein means every writing and record of every type and description in the possession, custody or control of Kaiser Francis Oil Company, 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, e-mail, 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.