

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

**IN THE MATTER OF THE APPLICATION
OF LYNX PETROLEUM CONSULTANTS, INC.
FOR PERMIT TO DRILL IN POTASH AREA,
EDDY 'BD' STATE NO. 2 WELL,
EDDY COUNTY, NEW MEXICO**

Case No. 13762

SECOND SUBPOENA DUCES TECUM FOR PRODUCTION OF DOCUMENTS

**TO: Intrepid Potash – New Mexico, LLC
C/O Larry P. Ausherman
Modrall Sperling Law Firm
PO Box 2168
Albuquerque, NM 87103**

YOU ARE HEREBY COMMANDED TO APPEAR as follows:

**PLACE: New Mexico Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, New Mexico 87505**

DATE: Friday October 6, 2006

TIME: 10:00 a.m.

To permit inspection of the following described documents or objects:

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.

The definitions contained in Lynx's First Subpoena apply as if set forth herein in full.

Please produce the following documents:

- 1. All leases, deeds or other documents that demonstrate Intrepid's mineral leasehold interest.**

2. All documents relied upon by Intrepid that formed the basis of Intrepid's purchase of its mineral leasehold interest in the Known Potash Leasing Area at issue in the 18 section area identified in prior discussions.
3. Provide documents that state the amount of the purchase price that Intrepid paid for the mineral leasehold interest, and/or the valuation of mineral interest by either buyer or sell in the purchase documents.
4. All economic evaluations and/or reserve studies of all potash deposits within the 18-section area prepared by Intrepid's predecessors in interest and/or their consultants.
5. The entry location of the mine Intrepid intends to utilize to mine the potash reserve located in Section 32, T20S, R30E, Eddy County, New Mexico.
6. All documents that establish, discuss or designate the time period when Intrepid intends to enter the mine Intrepid intends to utilize to mine the potash reserve located in Section 32, T20S, R30E, Eddy County, New Mexico, and/or the time period Intrepid plans to construct a new mine entrance to mine the potash reserve located in the same Section 32.
7. All documents that state the mining method that Intrepid intends to utilize to mine the potash reserves located within the 18-Section area.
8. All documents that state the processing method that Intrepid intends to utilize to process the potash reserves located within the 18-Section area.
9. Copies of all documents in Intrepid's possession or control pertaining to the bankruptcy of Intrepid's predecessor in interest.
10. All information for any time period, including any summaries or maps, Intrepid's possession or control pertaining to the known thickness and grades of K2O as sylvite and K2O as langbeinite, or an equivalent combination of the two, in the "Eddy Mine."
11. All information, including any summaries or maps, which indicates the known thickness and grades of K2O as sylvite and K2O as langbeinite, or an equivalent combination of the two, for potash reserves in the 18-Section area.
12. Documents that establish, discuss or state the commercial cut-off threshold determined by Intrepid for each of the following ores:
 - a. Sylvite
 - b. Langbeinite
 - c. Mixed ores
13. Provide all reports, technical evaluations, and/or any other type of document that have been prepared by Intrepid, or any individual hired or contracted by Intrepid, which discusses the use of Gamma-Ray logs to evaluate potash.

14. Provide all reports, technical evaluations, and/or any other type of document that have which provide an industry-accepted "peer review" of any document responsive to Request number 13 above.

THIS SUBPOENA issued by or at request of:

Charles N. Lakins, Esq.
Attorney for Applicant Lynx Petroleum Consultants, Inc.

320 Gold Ave SW, Suite 1000, Albuquerque, N.M. 87102
Address

(505) 883-6250
Telephone

CERTIFICATE OF SERVICE BY ATTORNEY

I certify that I caused a copy of this subpoena to be served on the following persons entities by (hand - delivery) (mail) (facsimile) on this _____ day of September 2006:

Intrepid Potash – New Mexico, LLC
C/O Larry P. Ausherman
Modrall Sperling Law Firm
PO Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, NM 87103



Attorney for Oil Conservation Division

Signature

9/27/06

Date