

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 9 2008

and ending with the issue dated

July 9 2008

Kathi Bearden

PUBLISHER

Sworn and subscribed to before

me this 9th day of

July 2008

Notary Public.

My Commission expires
February 07, 2009
(Seal)



OFFICIAL SEAL
DORA MONTZ
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
JULY 09, 2008
NOTICE
To: Bruce W. Crockett, James Obed Baker and wife Vera Baker, Fred T. Schooler, Mabel Bennett, Randall Pettigrew, Frankie Caudill, Ruth Tandy Hoover, Chris Johnson, and Margaret Tandy Rice, and their heirs or devisees. Cimarex Energy Co. has filed an application with the New Mexico Oil Conservation Division seeking an order approving a non-standard oil spacing and proration unit (project area) comprised of the SW/4NE/4 and NW/4SE/4 of Section 21, Township 15 South, Range 36 East, NMPM, Lea County, New Mexico, to form a non-standard 80-acre oil spacing and proration unit (project area) for any and all formations or pools developed on 40-acre spacing within that vertical extent, including the Caudill-Permo Upper Penn. Pool, and pooling all mineral interests in the Wolfcamp formation underlying the non-standard unit. The unit is to be dedicated to the Caudill South "21" Fee Well No. 3H, a horizontal well to be drilled at a surface location 2000 feet from the south line and 2220 feet from the east line, with a terminus 1700 feet from the north line and 2200 feet from the east line, 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, July 24, 2008 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 attorney for applicant is James Bruce, P.O. Box 1056, Santa Fe, New Mexico 87504. The unit is located approximately 5 miles north-northeast of Lovington, New Mexico. #24203

Oil Conservation Division
Case No. _____
Exhibit No. 4

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JAMES BRUCE, ATTORNEY AT LAW
P.O. BOX 1056
SANTA FE, NM 87504

Case # 14153