

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 in the regular and entire
issue of said newspaper, and not a
supplement thereof for a period

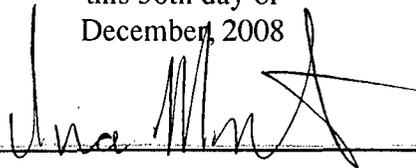
of 1 issue(s).

Beginning with the issue dated
December 30, 2008
and ending with the issue dated
December 30, 2008



PUBLISHER

Sworn and subscribed to before me
this 30th day of
December, 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
DECEMBER 30, 2008
NOTICE**

To: Marie A. Gass, Al McInnis, Natalie Swan, Baron Abbot, Elizabeth Northrup, Sophie B. Scherck, Elizabeth Fulton, Willie Frances Willey, Annie Abell, Byron Abell, Marrion E. Dushane, Fred A. Dushane, Jason P. Phelps, Mary E. Phelps, Aubrey Eugene Edwards, Nannie Allen Edwards, Zilpha S. Todd, John W. Rheinhart, Jennie E. Rheinhart, Joshua F. Cockey, Ruth E. Cockey, and A.W. Haessling or 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 Lot 4 and the SW/4NW/4 (the W/2NW/4) of Section 6, Township 15 South, Range 38 East, NMPM, to form a non-standard 80.04-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 Denton-Wolfcamp Pool, and pooling all mineral interests in the Wolfcamp formation underlying the non-standard unit. The unit is to be dedicated to the Harvard 6 Fee Well No. 2, a horizontal well drilled at a surface location 430 feet from the north line and 430 feet from the west line, with a terminus at an unorthodox bottom hole location 2595 feet from the north line and 441 feet from the west line, of Section 6. Also to be considered will be approval of the unorthodox location, 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, January 8, 2009 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 4-1/2 miles southeast of Prairieview, New Mexico.
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JAMES BRUCE, ATTORNEY AT LAW
P.O. BOX 1056
SANTA FE, NM 87504

Oil Conservation Division
Case No. 4
Exhibit No. 4