

**STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION**

**APPLICATION OF CIMAREX ENERGY CO. FOR  
A NON-STANDARD OIL SPACING AND PRORATION  
UNIT AND COMPULSORY POOLING, CHAVES COUNTY,  
NEW MEXICO.**

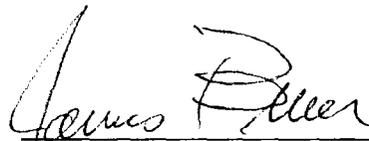
Case No. 14,416

**AFFIDAVIT OF NOTICE**

COUNTY OF SANTA FE    )  
                                          ) ss.  
STATE OF NEW MEXICO )

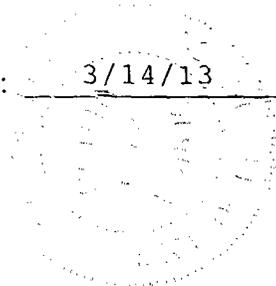
James Bruce, being duly sworn upon his oath, deposes and states:

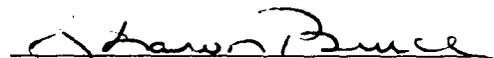
1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Cimarex Energy Co.
3. Applicant has conducted a good faith, diligent effort to find the names and correct addresses of the offset operators or working interest owners entitled to receive notice of the application filed herein.
4. Notice of the application was provided to the operators or working interest owners, at their correct addresses, by certified mail. Copies of the notice letter and certified return receipts are attached hereto as Exhibit A.
5. Applicant has complied with the notice provisions of Division Rules.

  
\_\_\_\_\_  
James Bruce

SUBSCRIBED AND SWORN TO before me this 6<sup>th</sup> day of January, 2010 by James Bruce.

My Commission Expires: 3/14/13



  
\_\_\_\_\_  
Notary Public

Oil Conservation Division  
Case No. \_\_\_\_\_  
Exhibit No. 4

**JAMES BRUCE**  
ATTORNEY AT LAW

POST OFFICE BOX 1056  
SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213  
SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone)  
(505) 660-6612 (Cell)  
(505) 982-2151 (Fax)

[jamesbruc@aol.com](mailto:jamesbruc@aol.com)

December 17, 2009

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

Ladies and gentlemen:

Enclosed are copies of applications for a non-standard unit, *etc.*, filed with the New Mexico Oil Conservation Division by Cimarex Energy Co., regarding E $\frac{1}{2}$ E $\frac{1}{2}$  and W $\frac{1}{2}$ E $\frac{1}{2}$  of Section 18, Township 15 South, Range 31 East, N.M.P.M., Chaves County, New Mexico. These matters are scheduled for hearing at 8:15 a.m. on Thursday, January 7, 2010, at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. **The Division requires applicant to notify offset operators or working interest owners of the non-standard unit portion of the applications, and you offset the above well units.** The well locations are orthodox. As an offset operator, 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.

You are required to notify (in writing) the Division, and the undersigned, by Thursday, December 31, 2009 if you intend to participate in the hearing.

Very truly yours,

  
James Bruce

Attorney for Cimarex Energy Co.

EXHIBIT A

EXHIBIT A

Kevin O. Butler & Associates, Inc.  
P.O. Box 1171  
Midland, Texas 79702

Mobil Producing Texas & New Mexico Inc.  
P.O. Box 2305  
Houston, Texas 77210-2305

Marshall & Winston, Inc.  
P.O. Box 50880  
Midland, Texas 79710

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Marshall & Winston, Inc.  
P.O. Box 50880  
Midland, Texas 79710

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *Dina Brooks*

- Agent
- Addressee

B. Received by (Printed Name)

*Gina Brooks*

C. Date of Delivery

*1-4-10*

- D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type

- Certified Mail  Express Mail
- Registered  Return Receipt for Merchandise
- Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number

(Transfer from service label)

7008 3230 0000 2319 2196

PS Form 3811, February 2004

Domestic Return Receipt

*Cx F314*

102595-02-M-1540

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Kevin O. Butler & Associates, Inc.  
P.O. Box 1171  
Midland, Texas 79702

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *Lisa Thomas*

- Agent
- Addressee

B. Received by (Printed Name)

*Lisa Thomas*

C. Date of Delivery

*12/29/09*

- D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type

- Certified Mail  Express Mail
- Registered  Return Receipt for Merchandise
- Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number

(Transfer from service label)

7008 3230 0000 2319 2219

PS Form 3811, February 2004

Domestic Return Receipt

*Cx F314*

102595-02-M-1540



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## Track & Confirm

### Search Results

Label/Receipt Number: 7008 3230 0000 2319 2202

Service(s): **Certified Mail™**

Status: **Delivered**

Your item was delivered at 7:01 AM on December 28, 2009 in HOUSTON, TX 77252.

[Track & Confirm](#)

Enter Label/Receipt Number.

[Go >](#)

#### Detailed Results:

- **Delivered, December 28, 2009, 7:01 am, HOUSTON, TX 77252**
- **Notice Left, December 28, 2009, 3:08 am, HOUSTON, TX 77252**

#### Notification Options

##### Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

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