

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

**APPLICATION OF CIMAREX ENERGY CO.  
OF COLORADO FOR A NON-STANDARD OIL  
SPACING AND PRORATION UNIT, AN  
UNORTHODOX LOCATION, AND  
COMPULSORY POOLING, LEA COUNTY,  
NEW MEXICO.**

**Case No. 14,764**

**AFFIDAVIT OF NOTICE**

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

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

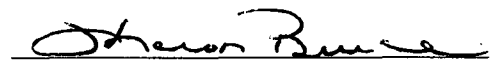
1.     I am over the age of 18, and have personal knowledge of the matters stated herein.
2.     I am an attorney for Cimarex Energy Co.
3.     Applicant has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the application filed herein.
4.     Notice of the application was provided to the 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 NMAC 19.15.4.9 and 19.15.4.12.C.



James Bruce

SUBSCRIBED AND SWORN TO before me this 14<sup>th</sup> day of February, 2012 by James Bruce.

My Commission Expires: 3/14/13

  
Notary Public

Oil Conservation Division  
Case No. 6A  
Exhibit No. 6A

**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)

January 25, 2012

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

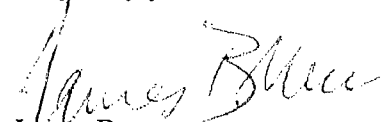
Ladies and gentlemen:

Enclosed is a copy of an application for a non-standard unit and compulsory pooling, filed with the New Mexico Oil Conservation Division by Cimarex Energy Co. of Colorado, regarding the E½E½ of Section 33, Township 19 South, Range 34 East, N.M.P.M., Lea County, New Mexico.

This matter is re-scheduled for hearing at 8:15 a.m. on Thursday, February 16, 2012, in Porter Hall at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting the matter at a later date.

A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than Thursday, February 9, 2012. This statement must be filed with the Division's Santa Fe office at the above address, and should include: The names of the party and its attorney; a concise statement of the case; the names of the witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the undersigned.

Very truly yours,

  
James Bruce

Attorney for Cimarex Energy Co. of Colorado

EXHIBIT

A

EXHIBIT A

Steven Rodrigue, Individually  
and as Trustee of the Jessica  
and Tyler Rodrigue Trust  
8035 Corn Mountain Place N.W.  
Albuquerque, New Mexico 87114

Thomas Beall  
Carolyn Beall  
Fuel Products, Inc.  
P.O. Box 3098  
Midland, Texas 79702

**U.S. Postal Service™**  
**CERTIFIED MAIL™ RECEIPT**  
*(Domestic Mail Only; No Insurance Coverage Provided)*  
 For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**  
 MIAMI TX 79702

Postage	\$ 1.10	0500
Certified Fee	\$2.95	
Return Receipt Fee (Endorsement Required)	\$2.35	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$6.40	

Sent To: Thomas Beall  
 Carolyn Beall  
 Fuel Products, Inc.  
 P.O. Box 3098  
 Midland, Texas 79702

Street, Apt. No., or PO Box No.  
 City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

0696 9E6E 2000 0820 0102

**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:  
 Steven Rodrigue, Individually  
 and as Trustee of the Jessica  
 and Tyler Rodrigue Trust  
 8035 Corn Mountain Place N.W.  
 Albuquerque, New Mexico 87114

2. Article Number  
 (Transfer from service label)  
 7010 0780 0002 3936 9706

PS Form 3811, February 2004. Domestic Return Receipt CX Chap 33-3 102595-4

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature ☒ Agent ☐ Addressee

B. Received by (Printed Name) C. Date of Delivery

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

3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

PS Form 3800, August 2006 See Reverse for Instructions

**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:  
 Thomas Beall  
 Carolyn Beall  
 Fuel Products, Inc.  
 P.O. Box 3098  
 Midland, Texas 79702

2. Article Number  
 (Transfer from service label)  
 7010 0780 0002 3936 9690

PS Form 3811, February 2004. Domestic Return Receipt CX Chap 33-3 102595-02-M-1540

**U.S. Postal Service™**  
**CERTIFIED MAIL™ RECEIPT**  
*(Domestic Mail Only; No Insurance Coverage Provided)*  
 For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**  
 ALBUQUERQUE NM 87102

Postage	\$ 1.10	0500
Certified Fee	\$2.95	
Return Receipt Fee (Endorsement Required)	\$2.35	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$6.40	

Sent To: Steven Rodrigue, Individually  
 and as Trustee of the Jessica  
 and Tyler Rodrigue Trust  
 8035 Corn Mountain Place N.W.  
 Albuquerque, New Mexico 87114

Street, Apt. No., or PO Box No.  
 City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

9026 9E6E 2000 0820 0102