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

**IN THE MATTER OF THE APPLICATION OF
HERITAGE PETROLEUM, INC., FOR
COMPULSORY POOLING, RIO ARRIBA
COUNTY, NEW MEXICO**

Case No. 14904

**JICARILLA APACHE NATION'S WRITTEN REQUEST
FOR ISSUANCE OF SUBPOENAS**

COMES NOW the Jicarilla Apache Nation (Nation), by and through its attorneys, pursuant to 19.15.4.16 NAMC, and requests that the Director or the Director's authorized representative issue subpoenas to compel the individuals listed below to appear and testify on behalf of the Nation at the hearing scheduled in this matter on September 20, 2012, and to produce the books, papers, records, other tangible things, or electronic data listed below:

1. William T. Walker, Regional Director
Southwest Regional Office
Bureau of Indian Affairs
United States Department of the Interior
1001 Indian School Road, NW
Albuquerque, NM 87104

Items to Be Produced:

See "Exhibit A" attached hereto and incorporated herein by reference.

2. Marlana Reval, Realty Specialist
Jicarilla Agency
Bureau of Indian Affairs
United States Department of the Interior
208 Hawks Drive
P.O. Box 167
Dulce, NM 87528

Items to Be Produced:

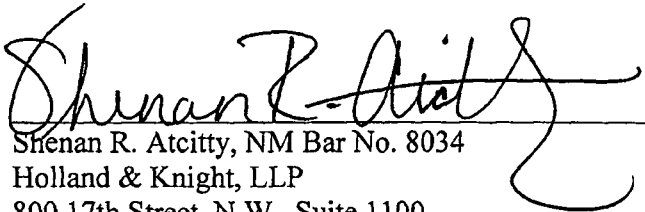
See "Exhibit A" attached hereto and incorporated herein by reference.

Dated: August 30, 2012

Respectfully submitted,

JICARILLA APACHE NATION

By:



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Attorneys for the Nation

Exhibit A

Items to Be Produced

The Items to Be Produced concern the following: A) the **"Theis Ranch,"** a 55,000 ± acre parcel of land acquired by the Jicarilla Apache Nation via a warranty deed from the Theis Company (a Kansas partnership) dated June 21, 1985, which was originally a part of the Tierra Amarilla Land Grant, confirmed by Congress in 1860 and patented by the United States Government to a Mr. Francisco Martinez in 1881; B) the **"Theis Ranch Mineral Estate,"** the mineral estate consisting of all oil, gas, and other minerals on, under, and within the "Theis Ranch;" and C) the **"Subject Lands,"** a 40 acre parcel of land that is described as the SE/4 NE/4 of projected Section 27, Township 30 North, Range 1 East, in Rio Arriba County, New Mexico. As used herein, the term "records" includes but is not limited to books, papers, documents, other tangible things, and electronic data.

With respect to the "Theis Ranch" produce any and all records relating to the transfer of ownership and title from the Jicarilla Apache Nation to the United States in Trust for the Jicarilla Apache Nation and/or the commencement of federal trust supervision over any land or interest in land constituting any part, portion or interest in the Theis Ranch or any portion thereof and/or declaration of Reservation status with respect to any land or interest in land constituting any part, portion or interest in the Theis Ranch or any portion thereof pursuant to federal law.

With respect to the "Theis Ranch Mineral Estate" or any part or portion thereof or any interest therein, produce any and all records relating to the transfer of ownership and title from the Jicarilla Apache Nation to the United States in Trust for the Jicarilla Apache Nation and/or the commencement of federal trust supervision over any part, portion or interest in the Theis Ranch Mineral Estate and/or declaration of Reservation status with respect to any part, portion or interest in the Theis Ranch Mineral Estate pursuant to federal law.

With respect to the "Theis Ranch" and the "Subject Lands" produce records, if any, constituting a contract, lease, or agreement that reflects either approval of the Secretary of the Interior or any subordinate official acting on behalf of the Secretary of the Interior that grants (or purports to grant) the approval by or on behalf of the United States for the lease, use, development or exploitation of any and all gas, oil, or any other minerals of any kind that are situated, on, under or within the Theis Ranch or the Subject Lands or any portion thereof. The preceding shall, without limitation, include any lease under the *Indian Mineral Leasing Act of 1938*, 25 U.S.C. 396a *et seq.*, the *Indian Mineral Development Act of 1982*, 25 U.S.C. § 2101 *et seq.*, or any other federal law relating to the leasing or development of any and all gas, oil, or any other minerals of any kind.

CERTIFICATE OF SERVICE

I certify that on this date, August 30, 2012, I caused a true and accurate copy of the foregoing to be served on the following parties and attorneys of record by depositing the same in the United States mail, postage prepaid, addressed as follows:

J. Scott Hall, Esq., and Seth McMillan, Esq.
Montgomery & Andrews PA
523 Paseo de Peralta
Santa Fe, New Mexico 87051
Attorneys for Heritage Petroleum, Inc.

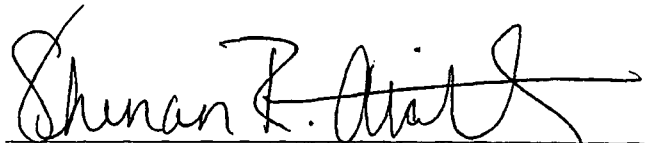
Superintendent Sherryl Vigil
Jicarilla Agency
Bureau of Indian Affairs
P.O. Box 167
Dulce, NM 87528

Donald Laverdure
Acting Assistant Secretary
Bureau of Indian Affairs
MS-4141-MIB
1849 C Street, N.W.
Washington, D.C. 20240

Farmington Field Office
Bureau of Land Management
6251 College Blvd. Suite A
Farmington, NM 87402

Jesse June, State Director
Bureau of Land Management
301 Dinosaur Trail
Santa Fe, NM 87508

Ken Salazar, Secretary
Department of the Interior
1849 C Street, N.W.
Washington DC 20240


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