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, LEA COUNTY, NEW MEXICO.

Case No. 14,921

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

Case No. 14,922

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

Case No. 14,923

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 applications filed herein.
- 4. Notice of the applications 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.

Oil Conservation Division
Case No.
Exhibit No.

James Bruce

SUBSCRIBED AND SWORN TO before me this $\frac{12\text{th}}{}$ day of December, 2012 by James Bruce.

My Commission Expires: 3/14/13

Notary Public

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

October 11, 2012

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

Ladies and gentlemen:

Cimarex Energy Co has filed three applications for non-standard units with the New Mexico Oil Conservation Division regarding three wells in Section 26, Township 20 South, Range 32 East, N.M.P.M., Lea County, New Mexico. These matters are scheduled for hearing at 8:15 a.m. on Thursday, November 1, 2012, 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 one or more of the well units. As an offset operator or working interest owner, you have the right to enter an appearance and participate in the cases. Failure to appear will preclude you from contesting these matters at a later date.

You are required to notify (in writing) the Division, and the undersigned, by Thursday, October 25, 2012 if you intend to participate in the hearing.

Very truly yours,

James Bruce

Attorney for Cimarex Energy Co.

EXHIBIT _

EXHIBIT A

Fasken Oil and Ranch, Ltd. Fasken Land and Minerals, Ltd. Suite 1800 303 West Wall Midland, Texas 79701

EOG Resources, Inc. P.O. Box 2267 Midland, Texas 79702

Chesapeake Operating, Inc. P.O. Box 18496 Oklahoma City, Oklahoma 73154

Breck Operating Corp. P.O. Box 911 Breckenridge, Texas 76424

Torch Oil & Gas Company Suite 1600 1221 Lamar Houston, Texas 77010

Oil, Gas and Minerals Division Commissioner of Public Lands 310 Old Santa Fe Trail Santa Fe, New Mexico 87501

Wesley Ingram
Bureau of Land Management
620 East Greene
Carlsbad, New Mexico 88220

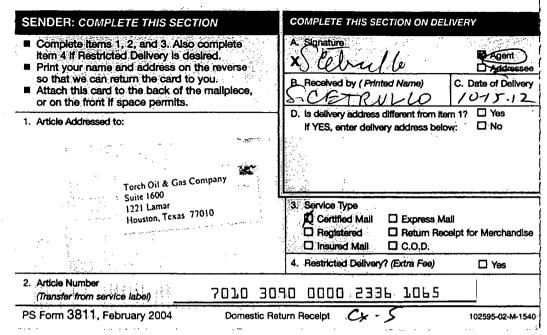
BOPCO, L.P. Suite 2900 201 Main Street Fort Worth, Texas 76102 Chevron U.S.A. Inc. 15 Smith Road Midland, Texas 79705

COG Operating, LLC Suite 100 550 West Texas Midland, Texas 79701

Betty Raines Unit 6026 100 South Eisenhower Midland, Texas 79703

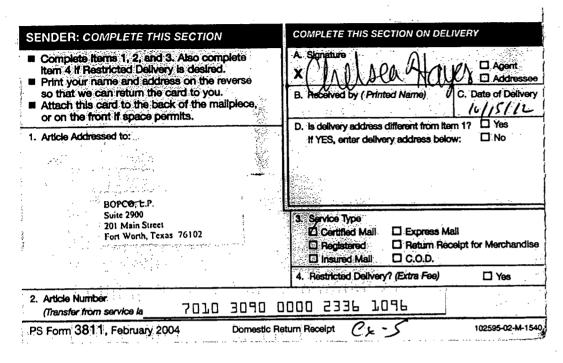
Dell and Wilbur Herring, Trustees of the Herring 1990 Trust 1310 Coronet Avenue Pasadena, California 91107





COMPLETE THIS SECTION ON DELIVERY
A Signature X Addressee B Received by (Printed Name) C. Date of Delivery D. is delivery address different from item 17
If YES, enterpreniusly address below: OC7 15 2012 3. Service YPS Certified Mail 7 Dedress Mail Registered Assum Receipt for Merchandise
4. Restricted Delivery? (Extra Fee)
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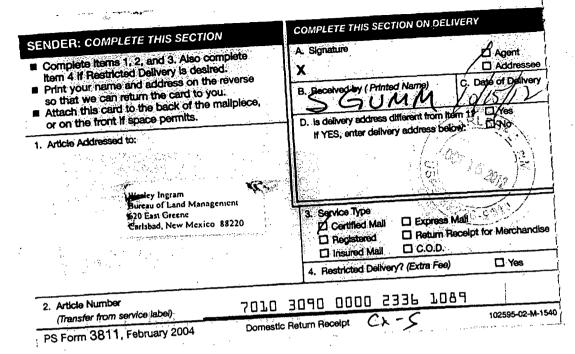
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Sent To Su	rch Oil & G	s Company	· 		
	21 Lamar uston, Texas	77010		••••••	
PS Form 3800, August 20	06		-Sec-Reve	rse for In	structions

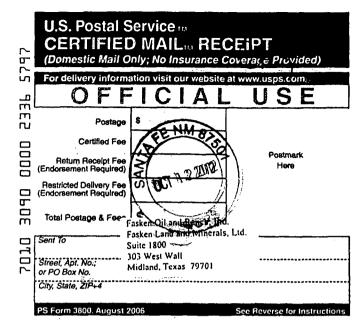






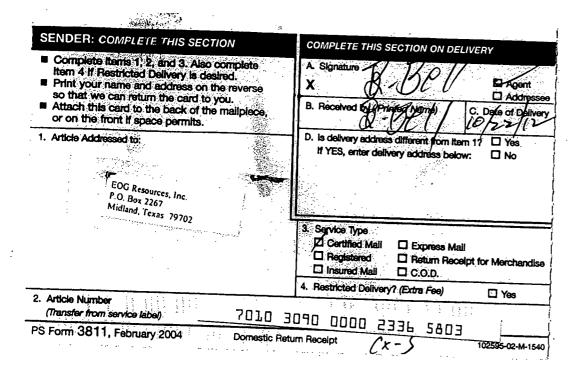
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailplece, or on the front if space permits.	A. Signature X. D. Agent Addressee B. Received by (Printed Number) C. Date of Delivery
Chesapeake Operating, Inc. P.O. Box 18496 Oklahoma City, Oklah	D. is delivery address of traffem (190 protein 17 Pes If YES, enter delivery address below: No MAILKUUM 17
Oklahoma City, Oklahoma 73154	3. Service Type \$\begin{align*} \begin{align*} \be
	4. Restricted Delivery? (Extra Fee)
2. Article Number	0 0000 2336 1041

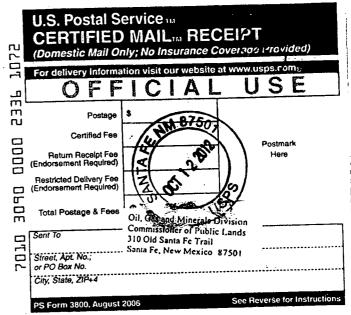






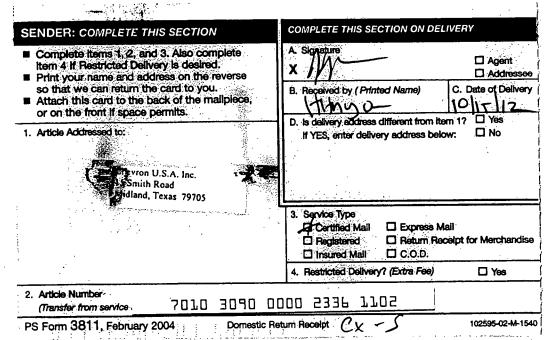
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Article Addressed to: Fasken Oil and Ranch, Ltd. Fasken Land and Minerals, Ltd.	D. Is delivery address different from Item 17. ☐ Yes If YES, enter delivery address below: ☐ No
Suite 1800 303 West Wall Midland, Texas 79701	3. Service Type 2. Certified Mail
	4. Restricted Delivery? (Extra Fee) Yes
2. Article Number (Transfer from service label) 7010 30	190 0000 2336 5797
PS Form 3811, February 2004 Domestic Re	sturn Receipt Cx - 5 102595-02-M-1540

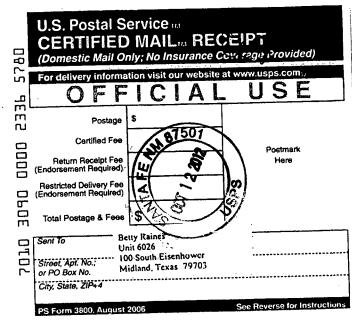




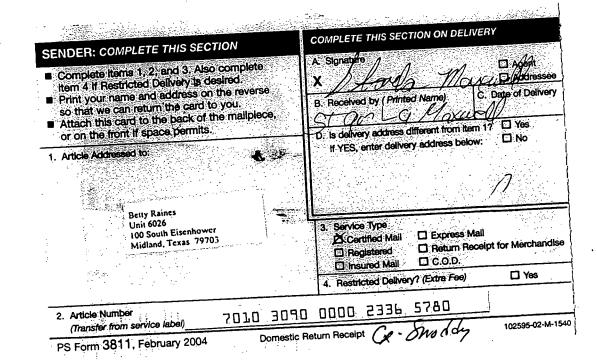


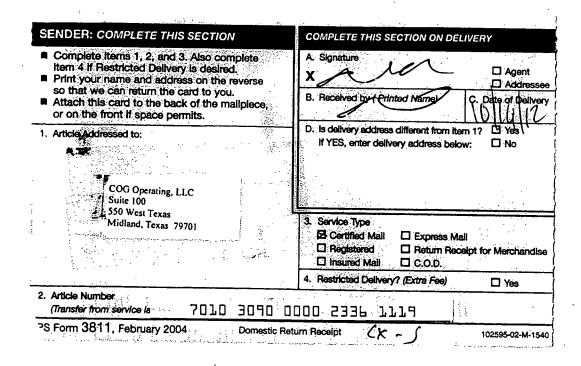
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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
 Complete Items 1, 2, and 3. Also complete Item 4 If Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailplece, or on the front if space permits. 	A Signature X Agent D Agent C. Date of Deliven (O) 2
Oil, Gas and Minerals Division Commissioner of Public Lands 310 Old Santa Fe Trail	D. Is delivery address different from Item 17 Ped The Transfer delivery address below:
Santa Fe, New Mexico 87501	3. Service Type Certified Mail
	4. Restricted Delivery? (Extra Fee) ☐ Yes
2. Article Number (Transfer from service labs 7010 3090	0000 5336 7075
PS Form 3811, February 2004 Domestic Re	turn Receipt () 102595-02-M-15

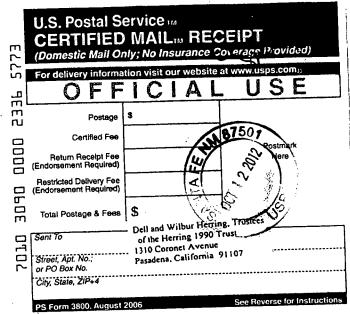




(Domestic Mail O) MAIL _{to} RE	Coverage Frovided) e at www.usps.comp
Postage Certified Fee Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees	\$ 2750 \$ 24 25 \$	Postmark Here
15 St	ron U.S.A. Inc. mith Road and, Texas 79705	See Reverse for instructions









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so that we can return the card to you. Attach this card to the back of the malipiece,	B. Received by (Printed Name) C. Date of Deliver		
or on the front if space permits. 1. Article Addressed to: Dell and Wilbur Herring, Trustees of the Herring 1990 Trust	D. is delivery address different from item 1? Ses if YES, enter delivery address below: No OCT 16 2012		
1310 Coronet Avenue Pasadena, California 91107	3. Service Type ☑ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandis ☐ Insured Mail ☐ C.O.D.		
	4. Restricted Delivery? (Extra Fee)		
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