

# Affidavit of Publication

State of New Mexico,  
County of Lea.

I, DANIEL RUSSELL  
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

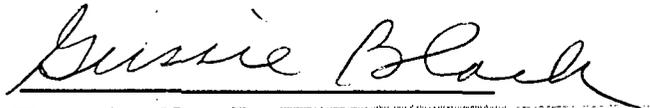
of 1 issue(s).

Beginning with the issue dated  
July 17, 2013  
and ending with the issue dated  
July 17, 2013



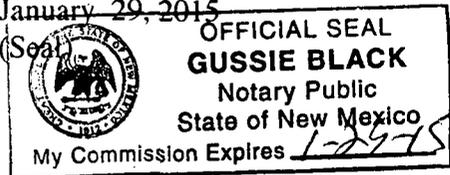
PUBLISHER

Sworn and subscribed to before me  
this 17th day of  
July, 2013



Notary Public

My commission expires  
January 29, 2015



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 Notice  
July 17, 2013

To: Steven Rodrigue, individually and as Trustee of the Jessica & Tyler Rodrigue Trust, or your heirs, devisees, or successors. Cimarex Energy Co. of Colorado has filed an application with the New Mexico Oil Conservation Division seeking an order approving a 160-acre non-standard oil spacing and proration unit (project area) in the Bone Spring formation comprised of the W/2E/2 of Section 33, Township 19 South, Range 34 East, NMPM. Applicant further seeks the pooling of all mineral interests in the Bone Spring formation underlying the non-standard spacing and proration unit (project area) for any pools or formations developed on 40-acre spacing within that vertical extent. The unit is to be dedicated to the Chaparral 33 Fed. Com. Well No. 4, a horizontal well to be drilled a surface location in the NW/4NE/4 with a terminus in the SW/4SE/4 of Section 33. 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, August 8, 2013 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 17 miles west of Monument, New Mexico.

#28295

Oil Conservation Division  
Case No. 5 15034  
Exhibit No. 5

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JAMES BRUCE, ATTORNEY AT LAW  
P.O. BOX 1056  
SANTA FE, NM 87504