

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

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

CASE NO. 15619

AFFIDAVIT

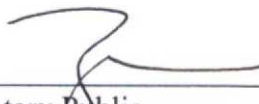
STATE OF NEW MEXICO)
) ss.
COUNTY OF BERNALILLO)

Jennifer L. Bradfute, attorney in fact and authorized representative of Cimarex Energy Co., the Applicant herein, being first duly sworn, upon oath, states that the above-referenced Application was provided under the notice letter and proof of receipt attached hereto.



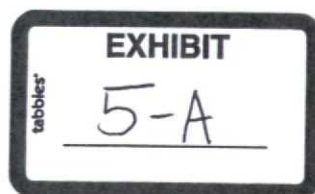
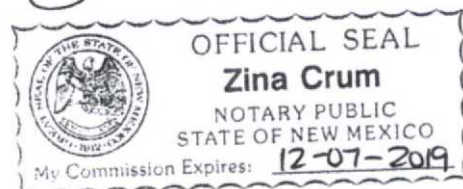
Jennifer L. Bradfute

SUBSCRIBED AND SWORN to before me this 18th day of January 2017 by Jennifer L. Bradfute.



Notary Public

My commission expires: 12-07-2019





December 29, 2016

VIA CERTIFIED MAIL RETURN RECEIPT REQUESTED

Jennifer L. Bradfute
505.848.1845
Fax: 505.848.1882
jlb@modrall.com

**Re: In The Matter of the Application of Cimarex Energy Co. for
a Non-Standard Oil Spacing and Proration Unit, Project
Area and Compulsory Pooling in Eddy County, New
Mexico.**

Case No. 15619

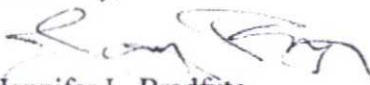
TO: POOLED PARTIES LISTED ON EXHIBIT A:

This letter is to advise you that Cimarex Energy Co. has filed the enclosed application with the New Mexico Oil Conservation Division seeking a non-standard spacing and proration unit and compulsory pooling, Eddy County, New Mexico for the development of its **Hackberry 26 Federal Com 1H**.

This application has been set for hearing before a Division Examiner at 8:15 a.m. on January 19, 2017. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Office located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. As a party who may be affected by this application, we are notifying you of your right to appear at the hearing and participate in this case, including the right to present evidence either in support of or in opposition to the application. Failure to appear at the hearing may preclude you from any involvement in this case at a later date.

Pursuant to Division Rule 1208.B, you are further notified that if you desire to appear in this case, then you are requested to file a Pre-Hearing Statement with the Division not later than 5:00 PM on Thursday, January 12, 2017, with a copy delivered to the undersigned.

Sincerely,


Jennifer L. Bradfute
*Attorney for Cimarex Energy
Co.*

Modrall Sperling
Roehl Harris & Sisk P.A.

Bank of America Centre
500 Fourth Street NW
Suite 1000
Albuquerque,
New Mexico 87102

PO Box 2168
Albuquerque,
New Mexico 87103-2168

Tel: 505.848.1800
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Fax: 505.848.1882
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**Re: In The Matter of the Application of Cimarex Energy Co. for
a Non-Standard Oil Spacing and Proration Unit, Project
Area and Compulsory Pooling in Eddy County, New
Mexico.**

Case No. 15619

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Sincerely,

Jennifer L. Bradfute
*Attorney for Cimarex Energy
Co.*

Modrall Sperling
Roehl Harris & Sisk P.A.

Bank of America Centre
500 Fourth Street NW
Suite 1000
Albuquerque,
New Mexico 87102

PO Box 2168
Albuquerque,
New Mexico 87103-2168

Tel: 505.848.1800
www.modrall.com

CIMAREX APPLICATION NOTICE**Hackberry 26 Federal Com 1 H****MAILED: DECEMBER 29, 2016**

PARTIES	CERTIFIED RECEIPT No.
Pooled Parties	
Shackelford Oil Company Attn: Don Shackelford 203 W. Wall St., Ste. 200 Midland, Texas 79701	7010-2780-0002-5895-6790 January 9, 2017
Devon Energy Attn: Meg Muhlinghouse 333 West Sheridan Avenue Oklahoma City, Oklahoma 73102-8260	7010-2780-0002-5895-6776 January 9, 2017
McBride Oil & Gas Corporation P.O. Box 1515 Roswell, New Mexico 88202	7010-2780-0002-5895-6738 January 9, 2017
Offsets	
Yates Petroleum 105 S. 4 th St. Artesia, NM 88210	7010-2780-0002-5895-6769 January 9, 2017
Mobil Production TX and NM Inc. 9193 S. Jamaica St. PO Box 6501 Englewood, CO 80155	7010-2780-0002-5895-6752 January 9, 2017
Southwest Royalties (Clayton Williams) 6 Desta Drive Suite 1100 Midland, Texas 79705	7010-2780-0002-5895-6745
Shackelford Oil Co. 203 W. Wall St., Ste. 200 Midland, Texas 79701 Attn: Don Shackelford	7010-2780-0002-5895-6707 January 9, 2017
McBride Oil & Gas Corporation P.O. Box 1515 Roswell, New Mexico 88202	7010-2780-0002-5895-6738 January 9, 2017
Wallfam, Ltd. 1811 Heritage Blvd., Suite 200 Midland, Texas 79707	7010-2780-0002-5895-6721 January 12, 2017
Estate of Earl Lyle 6700 E Cedar Ave. A Denver, CO 80222	7010-2780-0002-5895-6783 Return – No such name January 10, 2017

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<ul style="list-style-type: none"> ■ 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. 	<p>A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee <i>x [Signature]</i></p> <p>B. Received by (Printed Name) C. Date of Delivery <i>Kate H. [Signature]</i> <i>1/3</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p style="text-align: center;">Shackelford Oil Co. Attn: Don Shackelford 203 W. Wall St., Ste. 200 Midland, Texas 79701</p> <p style="text-align: center;">Hackberry 1H / 2H</p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p style="text-align: center;">7010 2780 0002 5895 6707</p>

PS Form 3811, July 2013 Domestic Return Receipt

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 ALBUQUERQUE, NEW MEXICO 87103-2168**

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Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		7.57

1 Shackelford Oil Co.
 Attn: Don Shackelford
 203 W. Wall St., Ste. 200
 Midland, Texas 79701

Se Hackberry 1H/2H

Postmark: **ALBUQUERQUE, NEW MEXICO 87101 9102-03-030**

PS Form 3800, August 2006 See Reverse for Instructions

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<p>1. Article Addressed to:</p> <p style="text-align: center;">Shackelford Oil Company Attn: Don Shackelford 203 W. Wall St., Ste. 200 Midland, Texas 79701</p> <p style="text-align: center;">Hackberry 1H / 2H</p>	<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p style="text-align: center;">7010 2780 0002 5895 6790</p>

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Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee	<i>7.57</i>

Shackelford Oil Company
 Attn: Don Shackelford
 203 W. Wall St., Ste. 200
 Midland, Texas 79701

Hackberry 1H / 2H

ALBUQUERQUE, NEW MEXICO
 DEC 29 2016
 USPS

PS Form 3800, August 2006 See Reverse for Instructions

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<ul style="list-style-type: none"> ■ 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. 		A. Signature <i>Leumari Puente</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee B. Received by (Printed Name) <i>ROSE PUENTE</i>	
1. Article Addressed to: Mobil Production TX and NM Inc. 9193 S. Jamaica St. PO Box 6501 Englewood, CO 80155 Hackberry IH/ 2H		C. Date of Delivery D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:	
2. Article Number (Transfer from service label)		3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
PS Form 3811, July 2013		Domestic Return Receipt	

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Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	7.57

Mobil Production TX and NM Inc.
9193 S. Jamaica St.
PO Box 6501
Englewood, CO 80155
Hackberry IH / 2H

PS Form 3800, August 2005

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ 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. 		<p>A. Signature <i>Tracee Porter</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p>McBride Oil & Gas Corporation P.O. Box 1515 Roswell, New Mexico 88202</p> <p>Hackberry 1H/2H</p>		<p>B. Received by (Printed Name) <i>Tracee Porter</i></p> <p>C. Date of Delivery</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7010 2780 0002 5895 6738</p>		<p>D. Is delivery address different from Item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>PS Form 3811, July 2013</p>		<p>Domestic Return Receipt</p>	

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Certified Fee	
Return Receipt Fee (Endorsement Required)	7.78
Restricted Delivery Fee	

McBride Oil & Gas Corporation
P.O. Box 1515
Roswell, New Mexico 88202

Hackberry 1H/2H

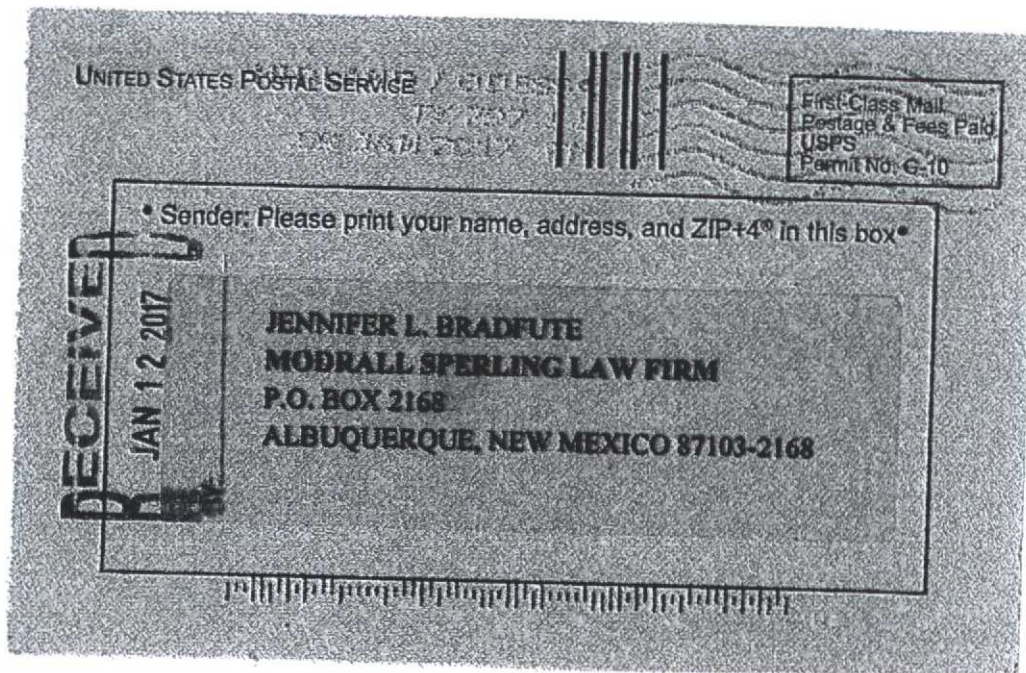
City, State, ZIP+4

PS Form 3800, August 2006

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<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:</p> <p style="margin-left: 40px;">Wallfam, Ltd. 1811 Heritage Blvd., Suite 200 Midland, Texas 79707</p> <p style="margin-left: 40px;">Hackberry 1H / 2H</p>	<p>A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p style="font-size: 1.5em; margin-left: 20px;">S. Smith</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p style="margin-left: 20px;">S. Smith 1/9/17</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>2. Article Number (Transfer from service label)</p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>7010 2780 0002 5895 6721</p>	
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	



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Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	7.57
<p style="text-align: center;">Wallfam, Ltd. 1811 Heritage Blvd., Suite 200 Midland, Texas 79707</p>	
Se or Ci	Hackberry 1H / 2H
<p>7010 2780 0002 5895 6721</p>	
<p>PS Form 3800, August 2006 See Reverse for Instructions</p>	

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ 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. 		A. Signature <i>David Carrillo</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee X	
1. Article Addressed to: Devon Energy Attn: Meg Muhlinghaus 333 West Sheridan Avenue Oklahoma City, Oklahoma 73102-8260 Hackberry 1H/2H		B. Received by (Printed Name) _____ C. Date of Delivery _____ D. Is delivery address different from Item 12? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below: _____	
2. Article Number (Transfer from service label) _____		3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
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Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	7.57

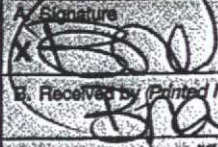
Devon Energy
Attn: Meg Muhlinghaus
333 West Sheridan Avenue
Oklahoma City, Oklahoma 73102-8260

Hackberry 1H/2H

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Postmark
DEC 29 2016

7010 2780 0002 5895 6776

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<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p style="text-align: right;">Yates Petroleum 105 S. 4th St. Artesia, NM 88210 Hackberry 1H/ 2H</p>		<p>B. Received by (Printed Name) <u>Bra</u></p>	<p>C. Date of Delivery <u>1/3/16</u></p>
<p>2. Article Number (Transfer from service label) 7010 2780 0002 5895 6769</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p>	
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Restricted Delivery Fee (Endorsement Required)	7.57

Yates Petroleum
105 S. 4th St.
Artesia, NM 88210

Hackberry 1H / 2H

PS Form 3800, August 2006

See Reverse for Instructions

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ALBUQUERQUE NM

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 Return Receipt Fee
 (Endorsement Required)
 Restricted Delivery Fee
 (Endorsement Required)

Estate of Earl R. Lyle
 6700 E Cedar Ave. A
 Denver, CO 80222

Hackberry 1H/ 2H



PO Box 2168
 Albuquerque, NM
 87103-2168

Estate of Earl R. Lyle
 6700 E Cedar Ave. A
 Denver, CO 80222

MODRALL SPERLING

7010 2780 0002 5895 6783

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- 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:

Estate of Earl R. Lyle
 6700 E Cedar Ave. A
 Denver, CO 80222

Hackberry 1H / 2H

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- ☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

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

3. Service Type

- ☒ Certified Mail® ☐ Priority Mail Express™
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

(Transfer from service label)

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PS Form 3811, July 2013

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\$07.57

ZIP 87102
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7010 2780 0002 5895 6714

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Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	736
Total	Estate of Earl Lyie 6700 E Cedar Ave. A Denver, CO 80222



Sent	
Size or Glt	Hackberry 1H / 2H

PS Form 3800, August 2006

See Reverse for Instructions

7010 2780 0002 5895 6745

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Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	757

Southwest Royalties (Clayton Williams)
6 Desta Drive Suite 1100
Midland, Texas 79705



Hackberry 1H / 2H

PS Form 3800, August 2006

for Instructions

Affidavit of Publication

State of New Mexico,
County of Eddy, ss.

Danny Fletcher, being first duly
sworn, on oath says:

That he is the Publisher of the
Carlsbad Current-Argus, a
newspaper published daily at the
City of Carlsbad, in said county of
Eddy, state of New Mexico and of
general paid circulation in said
county; that the same is a duly
qualified newspaper under the laws
of the State wherein legal notices
and advertisements may be
published; that the printed notice
attached hereto was published in the
regular and entire edition of said
newspaper and not in supplement
thereof on the date as follows, to wit:

January 6 2017

That the cost of publication is **\$96.16**
and that payment thereof has been
made and will be assessed as court
costs.

Subscribed and sworn to before me
this 6 day of January, 2017

Cynthia Arredondo
My commission Expires 2/13/17

Notary Public



January 6, 2017

CASE No. 15619: Notice to all affected parties, as well as the heirs and devisees of Shackelford Oil Company, Devon Energy, McBride Oil & Gas Corporation, Yates Petroleum, Mobil Production TX and NM Inc., Southwest Royalties (Clayton Williams), Wallfam, Ltd., Estate of Earl Lyle for a non-standard oil spacing and proration unit, project area, and compulsory pooling, Eddy County, New Mexico. The State of New Mexico, through its Oil Conservation Division, hereby gives notice that the Division will conduct a public hearing at 8:15 a.m. on January 19, 2017, to consider this application. Applicant seeks an order from the Division: (1) treating a non-standard 360-acre, more or less, oil spacing and proration unit and non-standard project area in the Bone Spring formation, comprised of the N/2 N/2 of Sections 26 and 27 and the NE/4 NE/4 of Section 28, Township 19 South, Range 30 East, NMPM, Eddy County, New Mexico; and (2) pooling all mineral interests in the Bone Spring formation underlying this proposed non-standard project area and spacing and proration unit. This proposed non-standard spacing and proration unit will be the project area for the Hackberry 26 Federal Com 1H, to be horizontally drilled. The producing area for this well will be orthodox. Also to be considered will be the cost of drilling and completing said well, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Cimarex Energy Co. as operator of the well, and a 200% charge for risk involved in drilling said well. Said area is located approximately 31 miles southeast of Carlsbad, New Mexico.

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


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

CASE NO. 15620

AFFIDAVIT


STATE OF NEW MEXICO)
) ss.
COUNTY OF BERNALILLO)

Jennifer L. Bradfute, attorney in fact and authorized representative of Cimarex Energy Co., the Applicant herein, being first duly sworn, upon oath, states that the above-referenced Application was provided under the notice letter and proof of receipt attached hereto.



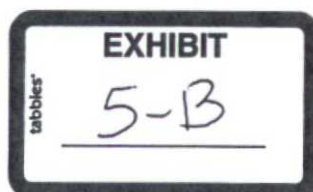
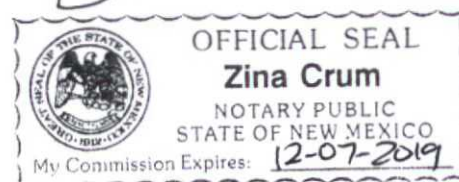
Jennifer L. Bradfute

SUBSCRIBED AND SWORN to before me this 18th day of January 2017 by Jennifer L. Bradfute.



Notary Public

My commission expires: 12-07-2019





December 29, 2016

VIA CERTIFIED MAIL RETURN RECEIPT REQUESTED

Jennifer L. Bradfute
505.848.1845
Fax: 505.848.1882
jlb@modrall.com

**Re: In The Matter of the Application of Cimarex Energy Co. for
a Non-Standard Oil Spacing and Proration Unit, Project
Area and Compulsory Pooling in Eddy County, New
Mexico.**

Case No. 15620

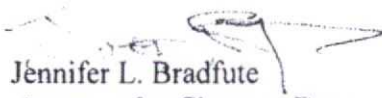
TO: POOLED PARTIES LISTED ON EXHIBIT A:

This letter is to advise you that Cimarex Energy Co. has filed the enclosed application with the New Mexico Oil Conservation Division seeking a non-standard spacing and proration unit and compulsory pooling, Eddy County, New Mexico for the development of its **Hackberry 26 Federal Com 2H**.

This application has been set for hearing before a Division Examiner at 8:15 a.m. on January 19, 2017. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Office located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. As a party who may be affected by this application, we are notifying you of your right to appear at the hearing and participate in this case, including the right to present evidence either in support of or in opposition to the application. Failure to appear at the hearing may preclude you from any involvement in this case at a later date.

Pursuant to Division Rule 1208.B, you are further notified that if you desire to appear in this case, then you are requested to file a Pre-Hearing Statement with the Division not later than 5:00 PM on Thursday, January 12, 2017, with a copy delivered to the undersigned.

Sincerely,


Jennifer L. Bradfute
*Attorney for Cimarex Energy
Co.*

Modrall Sperling
Roehl Harris & Sisk P.A.

Bank of America Centre
500 Fourth Street NW
Suite 1000
Albuquerque,
New Mexico 87102

PO Box 2168
Albuquerque,
New Mexico 87103-2168

Tel: 505.848.1800
www.modrall.com



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L A W Y E R S

December 29, 2016

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Jennifer L. Bradfute
505.848.1845
Fax: 505.848.1882
jlb@modrall.com

**Re: In The Matter of the Application of Cimarex Energy Co. for
a Non-Standard Oil Spacing and Proration Unit, Project
Area and Compulsory Pooling in Eddy County, New
Mexico.**

Case No. 15620

TO: OFFSETS LISTED ON EXHIBIT A:

This letter is to advise you that Cimarex Energy Co. has filed the enclosed application with the New Mexico Oil Conservation Division seeking a non-standard spacing and proration unit and compulsory pooling, Eddy County, New Mexico for the development of its **Hackberry 26 Federal Com 2H**.

This application has been set for hearing before a Division Examiner at 8:15 a.m. on January 19, 2017. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Office located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. As a party who may be affected by this application, we are notifying you of your right to appear at the hearing and participate in this case, including the right to present evidence either in support of or in opposition to the application. Failure to appear at the hearing may preclude you from any involvement in this case at a later date.

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Sincerely,

Jennifer L. Bradfute
*Attorney for Cimarex Energy
Co.*

Modrall Sperling
Roehl Harris & Sisk P.A.

Bank of America Centre
500 Fourth Street NW
Suite 1000
Albuquerque,
New Mexico 87102

PO Box 2168
Albuquerque,
New Mexico 87103-2168

Tel: 505.848.1800
www.modrall.com

CIMAREX APPLICATION NOTICE**Hackberry Federal Com 2 H****MAILED: DECEMBER 29, 2016**

PARTIES	CERTIFIED RECEIPT No.
Pooled Parties	
Shackelford Oil Company Attn: Don Shackelford 203 W. Wall St., Ste. 200 Midland, Texas 79701	7010-2780-0002-5895-6790 January 9, 2017
Estate of Earl R. Lyle 6700 E Cedar Ave. A Denver, CO 80222	7010-2780-0002-5895-6714
Devon Energy Attn: Meg Muhlinghouse 333 West Sheridan Avenue Oklahoma City, Oklahoma 73102-8260	7010-2780-0002-5895-6776 January 9, 2017
Offsets	
Yates Petroleum 105 S. 4 th St. Artesia, NM 88210	7010-2780-0002-5895-6769 January 9, 2017
Mobil Production TX and NM Inc. 9193 S. Jamaica St. PO Box 6501 Englewood, CO 80155	7010-2780-0002-5895-6752 January 9, 2017
Southwest Royalties (Clayton Williams) 6 Desta Drive Suite 1100 Midland, Texas 79705	7010-2780-0002-5895-6745
Shackelford Oil Co. 203 W. Wall St., Ste. 200 Midland, Texas 79701 Attn: Don Shackelford	7010-2780-0002-5895-6707 January 9, 2017
McBride Oil & Gas Corporation P.O. Box 1515 Roswell, New Mexico 88202	7010-2780-0002-5895-6738 January 12, 2017
Wallfam, Ltd. 1811 Heritage Blvd., Suite 200 Midland, Texas 79707	7010-2780-0002-5895-6721 January 9, 2017
Estate of Earl Lyle 6700 E Cedar Ave. A Denver, CO 80222	7010-2780-0002-5895-6783 Return – No such name January 10, 2017

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<ul style="list-style-type: none"> ■ 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. 	<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>x <i>[Signature]</i></p> <p>B. Received by (Printed Name) <i>Kate Huchins</i></p> <p>C. Date of Delivery <i>1/3</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p>
<p>1. Article Addressed to:</p> <p style="text-align: center;">Shackelford Oil Co. Attn: Don Shackelford 203 W. Wall St., Ste. 200 Midland, Texas 79701</p> <p style="text-align: center;">Hackberry 1H / 2H</p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p style="text-align: center;">7010 2780 0002 5895 6707</p>
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	

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Restricted Delivery Fee (Endorsement Required)	7.57

Shackelford Oil Co.
Attn: Don Shackelford
203 W. Wall St., Ste. 200
Midland, Texas 79701

Hackberry 1H / 2H

PS Form 3800, August 2006 See Reverse for Instructions

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<p>2. Article Number (Transfer from service label)</p>	<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery </p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	

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Restricted Delivery Fee	<i>7.57</i>

Shackelford Oil Company
 Attn: Don Shackelford
 203 W. Wall St., Ste. 200
 Midland, Texas 79701
 Hackberry 1H / 2H

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PS Form 3800, August 2006 See Reverse for Instructions

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1. Article Addressed to: Mobil Production TX and NM Inc. 9193 S. Jamaica St. PO Box 6501 Englewood, CO 80155 Hackberry IH/ 2H		D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:	
2. Article Number (Transfer from service label)		3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
		7010 2780 0002 5895 6752	
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Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	7.57

Mobil Production TX and NM Inc.
9193 S. Jamaica St.
PO Box 6501
Englewood, CO 80155
Hackberry IH / 2H

PS Form 3800, August 2006 See Reverse for Instructions

7010 2780 0002 5895 6752

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<ul style="list-style-type: none"> 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. 		<p>A. Signature <i>Tracee Porter</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received By (Printed Name) <i>Tracee Porter</i> C. Date of Delivery</p> <p>D. Is delivery address different from Item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>1. Article Addressed to:</p> <p>McBride Oil & Gas Corporation P.O. Box 1515 Roswell, New Mexico 88202</p> <p>Hackberry 1H/ 2H</p>		<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer from service label)</p>		<p>7010 2780 0002 5895 6738</p>	
PS Form 3811, July 2013		Domestic Return Receipt	

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Restricted Delivery Fee	

McBride Oil & Gas Corporation
 P.O. Box 1515
 Roswell, New Mexico 88202

Hackberry 1H / 2H

City, State, ZIP+4

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<p>1. Article Addressed to:</p> <p>Wallfam, Ltd. 1811 Heritage Blvd., Suite 200 Midland, Texas 79707</p> <p>Hackberry 1H / 2H</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If YES, enter delivery address below:</p>	
<p>2. Article Number (Transfer from service label)</p>		<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p>	
<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>		<p>5. Article Number</p>	
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Wallfam, Ltd.
1811 Heritage Blvd., Suite 200
Midland, Texas 79707

Hackberry 1H / 2H

7010 2780 0002 5895 6721

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1. Article Addressed to: Devon Energy Attn: Meg Muhlinghouse 333 West Sheridan Avenue Oklahoma City, Oklahoma 73102-8260 Hackberry 1H/ 2H		B. Received by (Printed Name) _____ C. Date of Delivery _____ D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below: _____	
2. Article Number (Transfer from service label)		3. Service Type <input checked="" type="checkbox"/> Certified Mail* <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
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Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	7.57

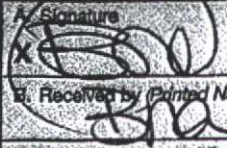
Devon Energy
Attn: Meg Muhlinghouse
333 West Sheridan Avenue
Oklahoma City, Oklahoma 73102-8260

Hackberry 1H/ 2H

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<p>1. Article Addressed to:</p> <p>Yates Petroleum 105 S. 4th St. Artesia, NM 88210</p> <p>Hackberry 1H/ 2H</p>		<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7010 2780 0002 5895 6769</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	
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Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	7.57

Yates Petroleum
 105 S. 4th St.
 Artesia, NM 88210

Hackberry 1H/ 2H

PS Form 3800, August 2006

See Reverse for Instructions

Postmark Here
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 (Endorsement Required)
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 (Endorsement Required)

Estate of Earl R. Lyle
 6700 E Cedar Ave. A
 Denver, CO 80222

Hackberry 1H/ 2H



PO Box 2168
 Albuquerque, NM
 87103-2168

Estate of Earl R. Lyle
 6700 E Cedar Ave. A
 Denver, CO 80222

MODRALL SPERLING

7010 2780 0002 5895 6783

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- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Estate of Earl R. Lyle
 6700 E Cedar Ave. A
 Denver, CO 80222

Hackberry 1H / 2H

2. Article Number

(Transfer from service label)

7010 2780 0002 5895 6783

PS Form 3811, July 2013

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

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

3. Service Type

☒ Certified Mail® ☐ Priority Mail Express™
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee)

☐ Yes



12/29/2016
 US POSTAGE

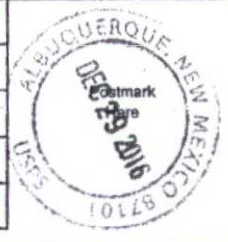
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CERTIFIED MAIL[®] RECEIPT	
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Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	7 36
Total	Estate of Earl Lyle 6700 E Cedar Ave. A Denver, CO 80222
Sent	
By	
or	
By	Hackberry 1H / 2H

PS Form 3800, August 2006 See Reverse for Instructions



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Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	7 57
Total	Southwest Royalties (Clayton Williams) 6 Desta Drive Suite 1100 Midland, Texas 79705
Sent	
By	
or	
By	Hackberry 1H / 2H

PS Form 3800, August 2006 See Reverse for Instructions



Affidavit of Publication

State of New Mexico,
County of Eddy, ss.

Danny Fletcher, being first duly
sworn, on oath says:

That he is the Publisher of the
Carlsbad Current-Argus, a
newspaper published daily at the
City of Carlsbad, in said county of
Eddy, state of New Mexico and of
general paid circulation in said
county; that the same is a duly
qualified newspaper under the laws
of the State wherein legal notices
and advertisements may be
published; that the printed notice
attached hereto was published in the
regular and entire edition of said
newspaper and not in supplement
thereof on the date as follows, to wit:

January 6 2017

That the cost of publication is **\$96.16**
and that payment thereof has been
made and will be assessed as court
costs.

Subscribed and sworn to before me
this 6 day of January, 2017

Cynthia Arredondo
My commission Expires 2/13/17

Notary Public



January 6, 2017

CASE No. 15620: Notice to all affected parties, as well as the heirs and devisees of Shackelford Oil Company, Estate of Earl R. Lyle, Devon Energy, Yates Petroleum, Mobil Production TX and NM Inc., Southwest Royalties (Clayton Williams), McBride Oil & Gas Corporation, Wallfam, Ltd. for a non-standard oil spacing and proration unit, project area, and compulsory pooling, Eddy County, New Mexico. The State of New Mexico, through its Oil Conservation Division, hereby gives notice that the Division will conduct a public hearing at 8:15 a.m. on January 19, 2017, to consider this application. Applicant seeks an order from the Division: (1) creating a non-standard 360-acre, more or less, oil spacing and proration unit and non-standard project area in the Bone Spring formation, comprised of the S/2 N/2 of Sections 26 and 27 and the SE/4 NE/4 of Section 28, Township 19 South, Range 30 East, NMPM, Eddy County, New Mexico; and (2) pooling all mineral interests in the Bone Spring formation underlying this proposed non-standard project area and spacing and proration unit. This proposed non-standard spacing and proration unit will be the project area for the Hackberry 26 Federal Com 2H, to be horizontally drilled. The producing area for this well will be orthodox. Also to be considered will be the cost of drilling and completing said well, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Cimarex Energy Co. as operator of the well, and a 200% charge for risk involved in drilling said well. Said area is located approximately 31 miles southeast of Carlsbad, New Mexico.