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August 6, 2007

Mark E. Fesmire, P.E.
Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

Dear Mr. Fesmire:

Enclosed for issuance, on behalf of Bold Energy, LP, are an original and two copies of a subpoena *duces tecum*.

Very truly yours,


James Bruce
Attorney for Bold Energy, LP

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BEFORE THE NEW MEXICO OIL CONSERVATION COMMISSION

APPLICATION OF BOLD ENERGY, LP FOR
APPROVAL OF AN APPLICATION FOR
PERMIT TO DRILL AND TO ALLOW TWO
OPERATORS IN A WELL UNIT, EDDY
COUNTY, NEW MEXICO.

Case No. 13,877 (*de novo*)

APPLICATION OF OXY USA WTP LIMITED
PARTNERSHIP FOR DENIAL OF AN
APPLICATION FOR PERMIT TO DRILL,
EDDY COUNTY, NEW MEXICO.

Case No. 13,950

SUBPOENA DUCES TECUM

To: OXY USA WTP Limited Partnership
c/o William F. Carr
Holland & Hart LLP
P.O. Box 2208
Santa Fe, New Mexico 87504

Pursuant to NMSA 1978 §70-2-8 and Oil Conservation Division Rule 1211, OXY USA WTP Limited Partnership ("OXY") is hereby ordered to appear at 9:00 a.m. on Thursday, August ~~10~~⁹, 2007, at the offices of the Oil Conservation Division, 1220 South St. Francis Drive, Santa Fe, New Mexico 87505, and to produce the documents and items specified in Exhibit A attached hereto, and to make available to Bold Energy, LP, or its attorney, James Bruce, for examination and copying, all of said documents.

This subpoena is issued on the application of Bold Energy, LP, through its attorney, James Bruce, P.O. Box 1056, Santa Fe, New Mexico 87504.

Dated this 6th day of August, 2007.

NEW MEXICO OIL CONSERVATION
DIVISION

By:

David K. Booth
Legal Examiner
Mark E. Fesmire, P.E., Director

EXHIBIT A

TO SUBPOENA DUCES TECUM

The purpose of this subpoena is to provide all of the information necessary for Bold Energy, LP to be able to prepare its evidence and testimony in Oil Conservation Commission Case Nos. 13,877 (*de novo*) and 13,950.

PRODUCE THE FOLLOWING DOCUMENTS:

For the OXY Checker State Well No. 2, to be located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, Township 19 South, Range 29 East, N.M.P.M., Eddy County, New Mexico (the "Well"), and the development of the oil and gas reserves underlying the W $\frac{1}{2}$ of Section 8, Township 19 South, Range 29 East, N.M.P.M., Eddy County, New Mexico (the "Land"):

1. All documents and data concerning any proposals or efforts by OXY to drill a well or wells on the Land, or to develop the Land, since November 1, 2006, including well proposals and approvals, geological maps or analyses, engineering and reservoir analyses, economic analyses, authorization(s) for expenditure ("AFE"), and memoranda and e-mails addressing such proposals;
2. All documents, memoranda, and e-mails addressing or relating to the consideration, approval, or rejection of the proposals by Bold Energy, LP to drill the Well;
3. All documents and procedures relating to the consideration, approval, or rejection of a proposal made by a third party to drill a well;
4. All AFE's received by OXY since August 1, 2007 for drilling wells, proposed by third parties, in Eddy County, New Mexico, Lea County, New Mexico, and Chaves County, New Mexico;
5. All AFE's approved by OXY since August 1, 2007 for drilling wells, proposed by third parties, in Eddy County, New Mexico, Lea County, New Mexico, and Chaves County, New Mexico;
6. All geological maps or analyses, engineering and reservoir analyses, and economic analyses pertaining to or related to the Land; and
7. If not already included above, all data and documents utilized by OXY for support of all exhibits OXY will present at hearing.