

Affidavit of Publication

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STATE OF NEW MEXICO

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) ss.
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2008 MAY 27 PM 4 08

COUNTY OF LEA

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Joyce Clemens being first duly sworn on oath deposes and says that she is Advertising Director of **THE LOVINGTON LEADER**, a daily newspaper of general paid circulation published in the English language at Lovington, Lea County, New Mexico; that said newspaper has been so published in such county continuously and uninterruptedly for a period in excess of Twenty-six (26) consecutive weeks next prior to the first publication of the notice hereto attached as hereinafter shown; and that said newspaper is in all things duly qualified to publish legal notices within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico.

That the notice which is hereto attached, entitled

Legal Notice

was published in a regular and entire issue of **THE LOVINGTON LEADER** and not in any supplement thereof, for one (1) day, beginning with the issue of May 17, 2008 and ending with the issue of May 17, 2008.

And that the cost of publishing said notice is the sum of \$59.92 which sum has been (Paid) as Court Costs.

Joyce Clemens

Subscribed and sworn to before me this 22nd day of May 2008

Debbie Schilling

Debbie Schilling

Notary Public, Lea County, New Mexico

My Commission Expires June 22, 2010

LEGAL NOTICE NOTICE OF HEARING

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

The State of New Mexico through its Oil Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on June 12, 2008, in the Oil Conservation Division Hearing Room at 1220 South St. Francis Drive, Santa Fe, New Mexico, before an examiner duly appointed for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-659-1779 by June 2, 2008. Public documents, including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

STATE OF
NEW MEXICO TO:
All named parties
and persons
having any right, title,
interest
or claim in the following
cases
and notice to the public.

(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.)

CASE 14135: ✓
Application of the New Mexico Oil Conservation Division for a Compliance Order against Southwestern Inc. The Applicant seeks an order finding that operator is in violation of the financial assurance requirements of Rule 19.15.3.101.C NMAC as to one well and requiring operator to post a financial assurance for the well in the correct amount, finding operator to be in violation of Order No. R-12909 because of its failure to complete the corrective action required by that order, and formally assessing the civil penalty imposed by that order. The affected well is: State VC #001, 30-025-03035, L-36-17S-35E. The well is located approximately eight miles west of Humble City in Lea County, New Mexico.

Given under the Seal of the State of New Mexico Oil Conservation Commission at Santa Fe, New Mexico on this 14th day of May 2008.
STATE OF NEW MEXICO
OIL CONSERVATION
DIVISION
Mark E. Fesmire, P.E.
Division Director
S E A L
Published in the Lovington Leader May 17, 2008.

Case 14135
Southwestern, Inc.
OCD Exhibit 1-D