# 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, CHAVES COUNTY, NEW MEXICO.

Case No. 14,253

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 s	tated herein.
2. I am an attorney for Cimarex Energy Co.	
3. Applicant has conducted a good faith, diligent effort to find the name addresses of the offset operators entitled to receive notice of the application filed here	
4. Notice of the application was provided to the operators, at their corre by certified mail. Copies of the notice letter and certified return receipts are attack Exhibit A.	
5. Applicant has complied with the notice provisions of Division Rules.	
James Bruce	'l
SUBSCRIBED AND SWORN TO before me this 6th day of January, 20 Bruce.	09 by James
My Commission Expires: 3/14/09.  Notary Public	<u>}</u>

Oil Conservation Division

Case No. \_\_\_\_Exhibit No. \_

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)

iamesbruc@aol.com

November 12, 2008

### CERTIFIED MAIL - RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

Ladies and gentlemen:

Enclosed is a copy of an application for a non-standard unit, etc., filed with the New Mexico Oil Conservation Division by Cimarex Energy Co., regarding the N½S½ of Section 10, Township 15 South, Range 31 East, N.M.P.M., Chaves County, New Mexico. This matter is scheduled for hearing at 8:15 a.m. on Thursday, December 4, 2008, at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. The Division has required applicant to notify offset operators of the non-standard unit portion of the application. As an offset operator, 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.

You are required to notify (in writing) the Division, and the undersigned, by Wednesday, November 26, 2008 if you intend to participate in the hearing.

Very truly yours,

pames Bruce

Attorney for Cimarex Energy Co.

EXHIBIT A

## EXHIBIT A

Yates Petroleum Corporation 105 South Fourth Street Artesia, New Mexico 88210

COG Operating, LLC Suite 1300 550 West Texas Midland, Texas 79701

Chesapeake Exploration Limited Partnership Chesapeake Energy Corporation P.O. Box 18496 Oklahoma City, Oklahoma 73154-0496

OXY USA Inc. 5 Greenway Plaza Houston, Texas 77046

#### PS Form 3811, February 2004 Article Addressed to: SENDER: COMPLETE THIS SECTION Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse (Transfer from service label) Article Number 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. 0001 4522 3193 0500 7008 Sireet, Apr. No.:.... Chesapeake Exploration Limited Partnership or PO Box No. Chesapeake Energy Corporation City, State, ZiP+4 Oklahoma City, Oklahoma 73154-0496 Return Receipt Fee (Endorsement Required) PS Form 3800. August 2006 Restricted Delivery Fee (Endorsement Required) Chesspeake Exploration Limited Partnership Chesspeake Energy Corporation P.O. Box 18496 U.S. Postal Service 1st CERTIFIED WAIL, RECEIPT Oklahoma City, Oklahoma 73154-0496 Total Postage & Fees Certified Fe Posts 69 Domestic Return Receipt Cx (371) 7008 See Reverse for Instructions 0.500 ω X My Postmark Here D. Is delivery address different from item 1? B. Received by ( Printed Name) A. Signature COMPLETE THIS SECTION ON DELIVERY Restricted Delivery? (Extra Fee) ☐ Insured Mail Service Type □ Registered Certified Mail If YES, enter delivery address below: ELTE 2254 TOOO ☐ Return Receipt for Merchandise ☐ C.O.D. ☐ Express Mall 10110 PS Form 3811, February 2004 SENDER: COMPLETE 2. Article Number Print your name and a Article Addressed to: so that we can return to Attach this card to the Complete items 1, 2, a or on the front if space (Transfer from service label item 4 if Restricted Del C. Date of Delivery 102595-02-M-1540 □ ‰ ☐ Agent ☐ Addressee 8 % ™ House YXO

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#### PS Form 3811, February 2004 Article Number Article Addressed to: Print your name and address on the reverse SENDER: COMPLETE THIS SECTION. ■ Complete items 1, 2, and 3. Also complete Attach this card to the back of the mailpiece or on the front if space permits. (Transfer from service label) so that we can return the card to you. item 4 if Restricted Delivery is desired. 4522 3148 0500 0001 7008 U.S. Postal Service Street, Apt. No., or PO Box No. Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) CERTIFIED N For delivery information visitable w Sent To City, State, ZIP+4 PS Form 3800. August 2006 Total Postage & Fees Yates Petroleum Corporation Yates Petroleum Corporation 105 South Fourth Street 105 South Fourth Street Artesia, New Mexico 88210 Certified Fee Postage 金 8 Yates Petroleum Corporation ----105 South Fourth Street Artesia, New Mexico 88210 7008 Domestic Return Receipt - Aut 10-1 NJ402595-02-M-1540 at win Lusps.com: T000 0050 See Reverse for Instructions COMPLETE THIS SECTION ON DELIVERY D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No B. Received by (Printed Name) Restricted Delivery? (Extra Fee) Postmark Here ☐ Insured Mall □ Registered Service Type Certified Mail If YES, enter delivery address below: elisas 8hTE 225h ☐ Return Receipt for Merchandise☐ C.O.D. ☐ Express Mail SENDER: COMPLETE THIS PS; Form 3811, February 2004 Domestic Return Receipt (a-At o-/ NSO 102595-02-M-1540) ■ Complete items 1, 2, and 3 A A The of Delivery Article Addressed to: Article Number Attach this card to the back THE Agent Print your name and address so that we can return the c item 4 if Restricted Delivery (Transfer from service label) or on the front if space per □ (% COG Operation 1300 Suite 1300 Suite 1300 West Ti-

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