

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

CASE NO: 14340

EXHIBIT

4

Affidavit of Publication

STATE OF NEW MEXICO)

) ss.

COUNTY OF LEA)

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 LOV-**

INGTON LEADER and not in any supplement thereof, for

one (1) day, beginning with the issue of
June 25, 2009 and ending with the issue
of June 25, 2009.

And that the cost of publishing said notice is the sum of
\$ 96.73 which sum has been (Paid) as
Court Costs.

Joyce Clemens

Subscribed and sworn to before me this 9th day of

July 2009

Debbie Schilling

Debbie Schilling

Notary Public, Lea County, New Mexico

My Commission Expires June 22, 2010

LEGAL NOTICE NOTICE OF PUBLICATION

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 July 23, 2009, in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint 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 July 16, 2009. 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, including:

Heirs and Unknown Heirs of M.S. Bannatyne, aka Matthew Bannatyne, including Alice T. Bannatyne; and Heirs and Unknown Heirs of Harald Muller and Helen Muller, including Todd Burns, Robert Burns, Bruce Burns and Kari Burns Rader.

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

CASE 14340: Application of Chesapeake Energy Corporation, L.L.C. to re-instate Division Order R-11993-A for compulsory pooling, Lea County, New Mexico. Applicant seeks to re-instate Order R-11993-A to authorize the pooling and the recompletion of the Duncan Well No. 1 (API #30-025-36235) located in Unit A of Section 19, T20S, R39E into the Tubb and Drinkard formations and to commingle that production with the existing Abo formation. Applicant is the current operator of this wellbore that was formerly operated by Xeric Oil & Gas Corporation who obtained Order R-11993 that pooled all mineral interests from the surface to the base of the Abo formation. This wellbore is currently dedicated to production from the DK-Abo Pool underlying the NE/4NE/4 in Section 19, T20S, R39E, NMPM. If successful production from the Tubb and Drinkard to be dedicated to the existing Abo 40-acre spacing unit Also to be considered are provisions for the subsequent operation of this wellbore and the costs of recompleting this well and the allocation of the costs thereof as well as actual operating costs and charges for supervision, designation of the applicant as the operator of the well and a 200% charge for risk involved in this recompletion. This unit is located approximately 5-1/2 miles southeast of Nadine, New Mexico.

Given under the Seal of the State of New Mexico Oil Conservation Division at Santa Fe, New Mexico.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

Mark E. Fesmire, P.E., Director
Published in the Lovington Leader June 25, 2009.

Before the Oil Conservation Division
Exhibit No. 4
Chesapeake Energy Corp
OCD CASE 14340
Hearing: July 23, 2009