

**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. 14,444**

**AFFIDAVIT OF NOTICE**

COUNTY OF SANTA FE    )  
                                  ) ss.  
STATE OF NEW MEXICO    )

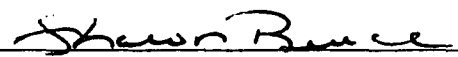
James Bruce, being duly sworn upon his oath, deposes and states:

1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Cimarex Energy Co.
3. Applicant has conducted a good faith, diligent effort to find the names and correct addresses of the offset operators or working interest owners entitled to receive notice of the application filed herein.
4. Notice of the application was provided to the operators or working interest owners, at their correct addresses, by certified mail. Copies of the notice letter and certified return receipts are attached hereto as Exhibit A.
5. Applicant has complied with the notice provisions of Division Rules.

  
James Bruce

SUBSCRIBED AND SWORN TO before me this 16<sup>th</sup> day of March, 2010 by James Bruce.

My Commission Expires: 3/14/13

  
Notary Public

Oil Conservation Division  
Case No. \_\_\_\_\_  
Exhibit No. 4

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)

[jamesbruc@aol.com](mailto:jamesbruc@aol.com)

February 24, 2010

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

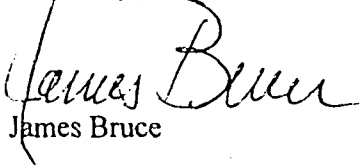
To: Persons on Exhibit A

Ladies and gentlemen:

Enclosed are copies of three applications for a non-standard unit, *etc.*, filed with the New Mexico Oil Conservation Division by Cimarex Energy Co., regarding N $\frac{1}{2}$ N $\frac{1}{2}$ , S $\frac{1}{2}$ N $\frac{1}{2}$ , and S $\frac{1}{2}$ S $\frac{1}{2}$  of Section 19, Township 15 South, Range 31 East, N.M.P.M., Chaves County, New Mexico. These matters are scheduled for hearing at 8:15 a.m. on Thursday, March 18, 2010, at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. **The Division requires applicant to notify offset operators or working interest owners of the non-standard unit portion of the applications, and you offset the above well units.** The well locations are orthodox. As an offset operator, you have the right to enter an appearance and participate in the cases. Failure to appear will preclude you from contesting these matters at a later date.

You are required to notify (in writing) the Division, and the undersigned, by Thursday, March 11, 2010 if you intend to participate in the hearings.

Very truly yours,

  
James Bruce

Attorney for Cimarex Energy Co.

EXHIBIT 

EXHIBIT A

Kevin O. Butler & Associates, Inc.  
P.O. Box 1171  
Midland, Texas 79702

Yates Petroleum Corporation  
Abo Petroleum Corporation  
Myco Industries, Inc.  
Yates Drilling Company  
105 South Fourth Street  
Artesia, New Mexico 88210

Mack Energy Corporation  
Chase Oil Corporation  
P.O. Box 960  
Artesia, New Mexico 88211

Marbob Energy Corporation  
P.O. Box 227  
Artesia, New Mexico 88211

# 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 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:

Kevin O. Butler & Associates, Inc.  
P.O. Box 1171  
Midland, Texas 79702

2. Article Number

(Transfer from service label)

PS Form 3811, February 2004

7009 2820 0002 8539 2067

Domestic Return Receipt

102596-02-M-1540

Cr-H

# COMPLETE THIS SECTION ON DELIVERY

- A. Signature ☐ Agent ☐ Addressee
- B. Received by (Printed Name) Kevin O. Butler C. Date of Delivery 3-1-10
- D. Is delivery address different from item 1? ☐ Yes ☐ No
- If YES, enter delivery address below:

3. Service Type
- ☒ Certified Mail ☐ Express Mail
- ☐ Registered ☐ Return Receipt for Merchandise
- ☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

# U.S. Postal Service™

# CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

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# OFFICIAL USE

Postage \$

Certified Fee

Return Receipt Fee (Endorsement Required)

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees \$

Sent To Marbob Energy Corporation  
P.O. Box 227  
Artesia, New Mexico 88211

City, State, ZIP+4

See Reverse for Instructions

# U.S. Postal Service™

# CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

# OFFICIAL USE

Postage \$

Certified Fee

Return Receipt Fee (Endorsement Required)

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees \$

Sent To Kevin O. Butler & Associates, Inc.  
P.O. Box 1171  
Midland, Texas 79702

City, State, ZIP+4

See Reverse for Instructions

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1. Article Addressed to:

Marbob Energy Corporation  
P.O. Box 227  
Artesia, New Mexico 88211

2. Article Number

(Transfer from service label)

PS Form 3811, February 2004

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- B. Received by (Printed Name) Kevin O. Butler C. Date of Delivery 3-1-10
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3. Service Type
- ☒ Certified Mail ☐ Express Mail
- ☐ Registered ☐ Return Receipt for Merchandise
- ☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

7009 2820 0002 8539 2098

Domestic Return Receipt

102595-02-M-1540

Cr-H

**U.S. Postal Service<sup>TM</sup>**  
**CERTIFIED MAIL<sup>TM</sup> RECEIPT**  
*(Domestic Mail Only: No Insurance Coverage Provided)*  
 For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage \$  
 Certified Fee  
 Return Receipt Fee (Endorsement Required)  
 Restricted Delivery Fee (Endorsement Required)  
 Total Postage & Fees \$

Sent To Mack Energy Corporation  
 Chase Oil Corporation  
 P.O. Box 960  
 Artesia, New Mexico 88211

Street/Apt. No.,  
 or PO Box No.  
 City, State, ZIP+4

PS Form 3800, August 2005 See Reverse for Instructions

**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 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:  
 Yates Petroleum Corporation  
 Abo Petroleum Corporation  
 Myco Industries, Inc.  
 Yates Drilling Company  
 105 South Fourth Street  
 Artesia, New Mexico 88210

2. Article Number (Transfer from service label) 7009 2820 0002 8539 2074  
 PS Form 3811, February 2004 Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature *Clarissa Luna*  
 B. Agent ☐ Addressee ☐  
 C. Date of Delivery FEB 25 2010  
 D. Is delivery address different from item 1? ☐ Yes ☐ No  
 If YES, enter delivery address below:

3. Service Type  
☒ Certified Mail  
☐ Registered  
☐ Insured Mail  
☐ Express Mail  
☐ Return Receipt for Merchandise  
☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

**U.S. Postal Service<sup>TM</sup>**  
**CERTIFIED MAIL<sup>TM</sup> RECEIPT**  
*(Domestic Mail Only: No Insurance Coverage Provided)*  
 For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage \$  
 Certified Fee  
 Return Receipt Fee (Endorsement Required)  
 Restricted Delivery Fee (Endorsement Required)  
 Total Postage & Fees \$

Sent To Mack Energy Corporation  
 Chase Oil Corporation  
 P.O. Box 960  
 Artesia, New Mexico 88211

Street/Apt. No.,  
 or PO Box No.  
 City, State, ZIP+4

PS Form 3800, August 2005 See Reverse for Instructions

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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:  
 Mack Energy Corporation  
 Chase Oil Corporation  
 P.O. Box 960  
 Artesia, New Mexico 88211

2. Article Number (Transfer from service label) 7009 2820 0002 8539 2081  
 PS Form 3811, February 2004 Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature *Kathy Donaghy*  
 B. Agent ☐ Addressee ☐  
 C. Date of Delivery FEB 25 2010  
 D. Is delivery address different from item 1? ☐ Yes ☐ No  
 If YES, enter delivery address below:

3. Service Type  
☒ Certified Mail  
☐ Registered  
☐ Insured Mail  
☐ Express Mail  
☐ Return Receipt for Merchandise  
☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

**U.S. Postal Service<sup>TM</sup>**  
**CERTIFIED MAIL<sup>TM</sup> RECEIPT**  
*(Domestic Mail Only: No Insurance Coverage Provided)*  
 For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage \$  
 Certified Fee  
 Return Receipt Fee (Endorsement Required)  
 Restricted Delivery Fee (Endorsement Required)  
 Total Postage & Fees \$

Sent To Yates Petroleum Corporation  
 Abo Petroleum Corporation  
 Myco Industries, Inc.  
 Yates Drilling Company  
 105 South Fourth Street  
 Artesia, New Mexico 88210

Street/Apt. No.,  
 or PO Box No.  
 City, State, ZIP+4

PS Form 3800, August 2005 See Reverse for Instructions

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 Myco Industries, Inc.  
 Yates Drilling Company  
 105 South Fourth Street  
 Artesia, New Mexico 88210

2. Article Number (Transfer from service label) 7009 2820 0002 8539 2074  
 PS Form 3811, February 2004 Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature *Clarissa Luna*  
 B. Agent ☐ Addressee ☐  
 C. Date of Delivery FEB 24 2010  
 D. Is delivery address different from item 1? ☐ Yes ☐ No  
 If YES, enter delivery address below:

3. Service Type  
☒ Certified Mail  
☐ Registered  
☐ Insured Mail  
☐ Express Mail  
☐ Return Receipt for Merchandise  
☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No