# 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. 14,484

## **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 interest owners entitled to receive notice of the application filed herein.
- 4. Notice of the application was provided to the 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 NMAC 19.15.4.9 and 19.15.4.12.C.

James Bruce

SUBSCRIBED AND SWORN TO before me this 9th day of June, 2010 by James Bruce.

My Commission Expires:

**Notary Public** 

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)

jamesbruc@aol.com

May 20, 2010

#### CERTIFIED MAIL - RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

### Ladies and gentlemen:

Enclosed is a copy of an application for compulsory pooling and a non-standard spacing and proration unit, filed with the New Mexico Oil Conservation Division by Cimarex Energy Co., regarding the N½S½ of Section 30, 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, June 10, 2010, in Porter Hall at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting the matter at a later date.

A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than Thursday, Juane 3, 2010. This statement must be filed with the Division's Santa Fe office at the above address, and should include: The names of the party and its attorney; a concise statement of the case; the names of the witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the undersigned.

Very truly yours,

lames Bruce

Attorney for Cimarex Energy Co.

EXHIBIT

## **EXHIBIT A**

Edward L. Shea Trust/Estate Peter L. Shea Trust/Estate c/o John Walsh Bryan Cave, LLP Suite 3501 1290 Avenue of the Americas New York, New York 10104

Sigyn Lund 1052 Montgomery Road Altamonte Springs, Florida 32714

Mitchell Minerals, LLC P.O. Box 488 Henryetta, Oklahoma 74437

Clare Lundbeck Fraser c/o O'Neill Properties, Ltd. P.O. Box 2840 Midland, Texas 79702

J.A. Vickers Testamentary Trusts andJ.A. Vickers Trust Estates, et al.1223 North Rock RoadWichita, Kansas 67206-1271

NDER: COMPLETE THIS SECTION:	COMPLETE THIS SECTION ON DELIVERY
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