No. 1949 P.

District I
1625 N. French Dr., Hobbs, NM 88240
District II
1301 W. Grand Avenue, Artesia, NM 88210
District III
1000 Rio Brazos Road, Aztec, NM 87410
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico Energy Minerals and Natural Resources

Oil Conservation Division 1220 South St. Francis Dr. Santa Fe, NM 87505

NFO Permit No.

Form C-129 Revised June 10, 2003

Submit 3 Copies to appropriate
District Office

2 - 1000 (For Division Use Only)

APPLICATION FOR EXCEPTION TO NO-FLARE RULE 306

(See Rule 306 and Rule 1129) 30-015-36408 Applicant Cimarex Energy Co. of Colorado A. whose address is 5215 N. O'Connor Blvd ste 1500; Irving, TX 75039 hereby requests an exception to Rule 306 for _______30______days or until , Yr 2008 , for the following described tank battery (or LACT): Name of Lease White City 14 Federal 5 Name of Pool Cottonwood Draw; Delaware Location of Battery: Unit Letter B Section 14 Township 25S Range 26E Number of wells producing into battery _ 1 Based upon oil production of 86 barrels per day, the estimated * volume B. of gas to be flared is 100 MCF; Value per day. C. Name and location of nearest gas gathering facility: Hunter Gas Gathering Distance Estimated cost of connection D. This exception is requested for the following reasons: Expect Hunter gas pipeline and treatment. E. Facility to be completed in mid October. OIL CONSERVATION DIVISION OPERATOR I hereby certify that the rules and regulations of the Oil Conservation Division have been complied with and that the information given above Approved Until JUN 1 1 2009 is true and complete to the best of my knowledge and belief. Signature Leno F Printed Name & Title Zeno Farris, Manager Operations Administration Date ____MAY 1 1 2009 ____ E-mail Address ___zfarris@cimarex.com Telephone No. <u>972-443-6489</u>

^{*} Gas-Oil ratio test may be required to verify estimated gas volume.