



MODRALL SPERLING

L A W Y E R S

February 16, 2017

**Via Email**

Mr. David Catanach  
Oil Conservation Division  
New Mexico Department of Energy,  
Minerals and Natural Resources  
1220 South Saint Francis Drive  
Santa Fe, New Mexico 87505

Jennifer L. Bradfute  
505.848.1845  
Fax: 505.848.1882  
jlb@modrall.com

**Re: Application of Cimarex Energy Co. for administrative approval of an unorthodox well location for its Medwick 32 Federal Com 8H well, located in the W/2 E/2 of Section 29, and Unit B and Lot 2 of (W/2 NE/4 equivalent) of Irregular Section 32, both in Township 26 South, Range 27 East, N.M.P.M., Eddy County, New Mexico.**

Dear Mr. Catanach:

Cimarex Energy Co. ("Cimarex") (OGRID No. 251099) seeks administrative approval of an unorthodox well location ("NSL") and a 223.32 acre non-standard spacing unit/horizontal project area for its Medwick 32 Federal Com 8H well (API No. 30-015-42173) to be completed within the WC-015 G-04 S262625B, Bone Spring pool (Pool Code 98018) underlying the W/2 E/2 of Section 29, and Unit B and Lot 2 (W/2 NE/4 equivalent) of Irregular Section 32, both in Township 26 South, Range 27 East, N.M.P.M., Eddy County, New Mexico. A C-102 for the well is attached hereto as Exhibit A. This is a horizontal Well that will be drilled as follows:

- Surface Hole Location: 290 feet from the South line and 2030 feet from the East line of Section 32;
- First Perforation Point: 330 feet from the South line and 1700 feet from the East line of Section 32;
- Last Perforation Point and Bottom Hole Location: 330 feet from the North line and 1700 feet from the East line of Section 29.

Cimarex is requesting this NSL and NSP in order to efficiently produce its interests in Sections 29 and 32. The attached C-102 shows that Section 32 is an irregular section whose southern boundary is the New Mexico/Texas State Line. This section is comprised of four 40-acre units (Units A, B, C & D) and

Modrall Sperling  
Roehl Harris & Sisk P.A.

Bank of America Centre  
500 Fourth Street NW  
Suite 1000  
Albuquerque,  
New Mexico 87102

PO Box 2168  
Albuquerque,  
New Mexico 87103-2168

Tel: 505.848.1800  
www.modrall.com

four non-standard lots (Lots 1-4) that each comprise approximately of 24 acres. The method proposed by Cimarex to develop Sections 29 and 32 in the Bone Spring formation is a reasonable and effective method by which portions of Irregular Section 32 can be incorporated into horizontal project areas.

This well will produce from the WC-015 G-04 S262625B, Bone Spring pool (Pool Code 98018). There are no special pool rules for this pool, and thus the setback requirements under Rule 19.15.15.9 of 330' apply. The completed interval for the proposed well is closer than 330' from the boundary of the project area. The unorthodox location will encroach towards the E/2 E/2 of Section 29, NE/4 NE/4 of Section 32 and Lot 1 in Section 32, and towards the SE/4 SE/4 of Section 20, Township 26 South, Range 27 East. A map showing the surrounding ownership and the project area for the proposed well in relation to adjoining spacing units is attached as Exhibit B. Please note that the ownership in the E/2 E/2 of Section 29, NE/4 NE/4 of Section 32 and Lot 1 in Section 32 is common, as stated in the letter attached hereto as Exhibit C.

Division Rule 19.15.4.12(A)(3) requires that notice for non-standard proration units be provided to "owners of interest in the mineral estate to be excluded from the proration unit in the quarter-quarter section for 40-acre pool or formations, the one-half quarter section for 80-acre pools or formations, the quarter section for 160-acres pools or formations, the half section for 320-acres pools or formations or section for 640-acre pools or formations in which the non-standard unit is located." All acreage in Irregular Section 32 will be included in the Project Area proposed by Cimarex. Since no acreage is excluded from participating in Bone Spring development in Sections 29 and Irregular Section 32, no interest owner is affected by the proposed non-standard unit, and as a result, notice of this application is not required.

Please note that all of the working interest owners within all of Section 29 and all of Irregular Section 32 is common by virtue of the execution of an operating agreement by all working interest owners in these sections. This information was provided to the Division in a similar application filed for the Medwick 32 Federal Com. No. 11H well, which was approved by the Division.

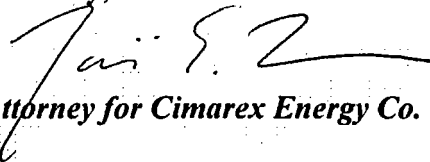
A list of the parties affected by the encroachment discussed above is attached as Exhibit D. Each of these parties has been provided notice of this application by certified mail, return receipt requested, advising them that if they have an objection to the location of this Well, it must be filed with the New Mexico Oil Conservation Division within 20 days of the mailing of this

Page 3

notice. In addition, a copy of this application has also been provided to the New Mexico State Land Office.

Your attention to this matter is appreciated.

Sincerely,



*Jari S. Z.*  
**Attorney for Cimarex Energy Co.**

cc: New Mexico State Land Office  
Post Office Box 1148  
Santa Fe, New Mexico 87504

2-16-2017

|                  |          |              |                    |          |                |
|------------------|----------|--------------|--------------------|----------|----------------|
| DATE IN 4-5-2017 | SUSPENSE | ENGINEER LRL | LOGGED IN 4-5-2017 | TYPE NSL | APP NO         |
|                  |          |              |                    | NSP      | pKSC1709556079 |
|                  |          |              |                    |          | pKSC1709556769 |

NOT RECORDED

2061

ABOVE THIS LINE FOR DIVISION USE ONLY

**NEW MEXICO OIL CONSERVATION DIVISION**  
**- Engineering Bureau -**  
 1220 South St. Francis Drive, Santa Fe, NM 87505



**ADMINISTRATIVE APPLICATION CHECKLIST**

THIS CHECKLIST IS MANDATORY FOR ALL ADMINISTRATIVE APPLICATIONS FOR EXCEPTIONS TO DIVISION RULES AND REGULATIONS WHICH REQUIRE PROCESSING AT THE DIVISION LEVEL IN SANTA FE

**Application Acronyms:**

[NSL-Non-Standard Location] [NSP-Non-Standard Proration Unit] [SD-Simultaneous Dedication]  
 [DHC-Downhole Commingling] [CTB-Lease Commingling] [PLC-Pool/Lease Commingling]  
 [PC-Pool Commingling] [OLS - Off-Lease Storage] [OLM-Off-Lease Measurement]  
 [WFX-Waterflood Expansion] [PMX-Pressure Maintenance Expansion]  
 [SWD-Salt Water Disposal] [IPI-Injection Pressure Increase]  
 [EOR-Qualified Enhanced Oil Recovery Certification] [PPR-Positive Production Response]

- [1] **TYPE OF APPLICATION** - Check Those Which Apply for [A] Cimarex Energy Co. (215099)  
 [A] Location - Spacing Unit - Simultaneous Dedication Medwick 32 Federal Com #8H  
☒ NSL ☒ NSP ☐ SD 30-015-42173  
 Check One Only for [B] or [C] ~~Wildcat, Bone Spring (96403)~~  
 [B] Commingling - Storage - Measurement WLO SG-04526261  
☐ DHC ☐ CTB ☐ PLC ☐ PC ☐ OLS ☐ OLM  
 [C] Injection - Disposal - Pressure Increase - Enhanced Oil Recovery Bone Spring  
☐ WFX ☐ PMX ☐ SWD ☐ IPI ☐ EOR ☐ PPR 98018  
 [D] Other: Specify \_\_\_\_\_

- [2] **NOTIFICATION REQUIRED TO:** - Check Those Which Apply, or Does Not Apply  
 [A] ☐ Working, Royalty or Overriding Royalty Interest Owners  
 [B] ☒ Offset Operators, Leaseholders or Surface Owner  
 [C] ☐ Application is One Which Requires Published Legal Notice  
 [D] ☐ Notification and/or Concurrent Approval by BLM or SLO  
U.S. Bureau of Land Management - Commissioner of Public Lands, State Land Office  
 [E] ☐ For all of the above, Proof of Notification or Publication is Attached, and/or,  
 [F] ☐ Waivers are Attached

- [3] **SUBMIT ACCURATE AND COMPLETE INFORMATION REQUIRED TO PROCESS THE TYPE OF APPLICATION INDICATED ABOVE.**

- [4] **CERTIFICATION:** I hereby certify that the information submitted with this application for administrative approval is accurate and complete to the best of my knowledge. I also understand that no action will be taken on this application until the required information and notifications are submitted to the Division.

Note: Statement must be completed by an individual with managerial and/or supervisory capacity.

|                    |           |                 |           |
|--------------------|-----------|-----------------|-----------|
| Zoe Lees           |           | Attorney        | 2/16/2017 |
| Print or Type Name | Signature | Title           | Date      |
|                    |           | zel@modrall.com |           |
|                    |           | e-mail Address  |           |

**District I**  
1625 N. French Dr., Hobbs, NM 88240  
Phone: (575) 393-6161 Fax: (575) 393-0720  
**District II**  
811 S. First St., Artesia, NM 88210  
Phone: (575) 748-1283 Fax: (575) 748-9720  
**District III**  
1000 Rio Brazos Road, Aztec, NM 87410  
Phone: (505) 334-6178 Fax: (505) 334-6170  
**District IV**  
1220 S. St. Francis Dr., Santa Fe, NM 87505  
Phone: (505) 476-3460 Fax: (505) 476-3462

State of New Mexico  
Energy, Minerals & Natural Resources Department  
**OIL CONSERVATION DIVISION**  
1220 South St. Francis Dr.  
Santa Fe, NM 87505

Form C-102  
Revised August 1, 2011  
Submit one copy to appropriate  
District Office

☐ AMENDED REPORT

**WELL LOCATION AND ACREAGE DEDICATION PLAT**

|  |   |   |
|--|---|---|
| <sup>1</sup> API Number<br><b>30-015-42173</b> | <sup>2</sup> Pool Code<br><b>98018</b>                      | <sup>3</sup> Pool Name<br><b>Wildcat; Bone Spring</b> |
| <sup>4</sup> Property Code<br><b>40451</b>     | <sup>5</sup> Property Name<br><b>MEDWICK 32 FEDERAL COM</b> | <sup>6</sup> Well Number<br><b>8H</b>                 |
| <sup>7</sup> OGRID No.<br><b>215099</b>        | <sup>8</sup> Operator Name<br><b>CIMAREX ENERGY CO.</b>     | <sup>9</sup> Elevation<br><b>3192'</b>                |

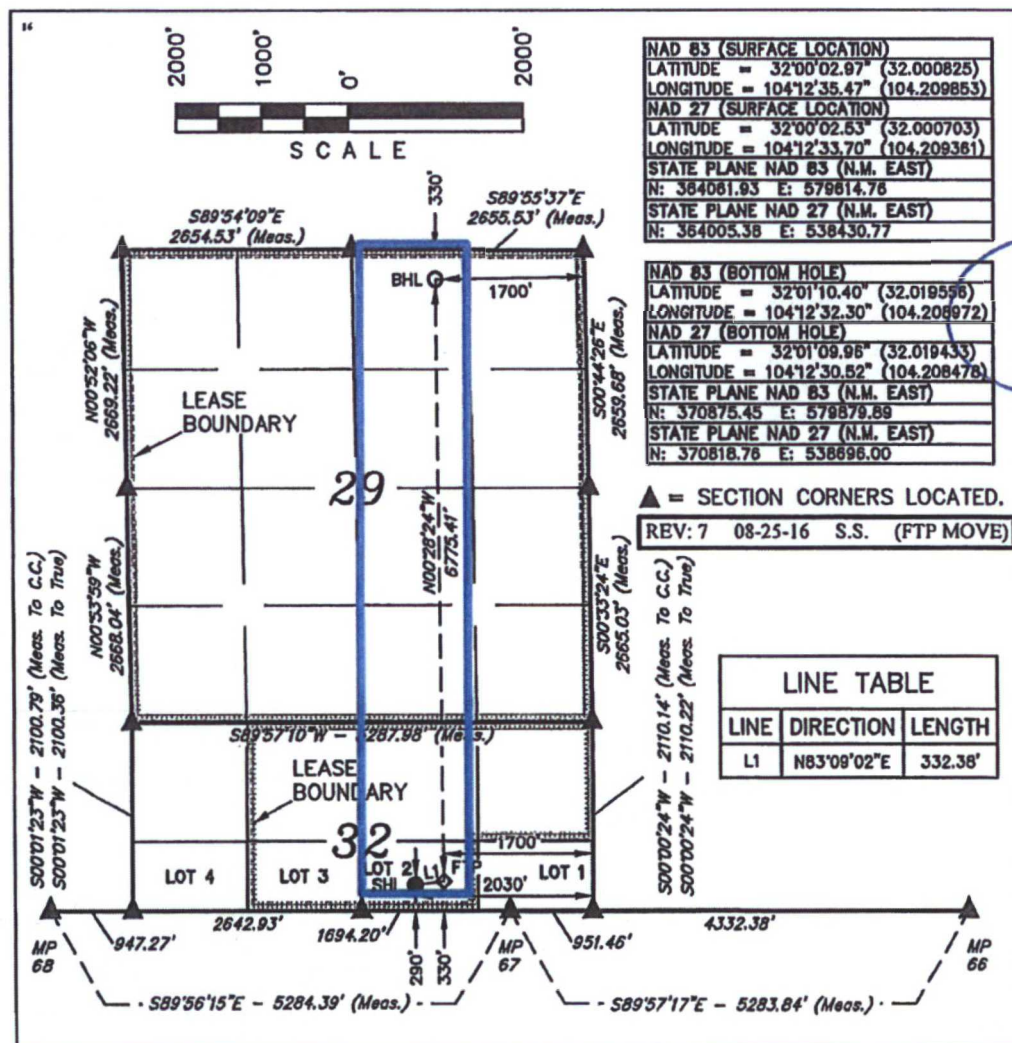
**"Surface Location**

| UL or lot no. | Section   | Township   | Range      | Lot Idn | Feet from the | North/South line | Feet from the | East/West line | County      |
|---------------|-----------|------------|------------|---------|---------------|------------------|---------------|----------------|-------------|
| <b>2</b>      | <b>32</b> | <b>26S</b> | <b>27E</b> |         | <b>290</b>    | <b>SOUTH</b>     | <b>2030</b>   | <b>EAST</b>    | <b>EDDY</b> |

**"Bottom Hole Location If Different From Surface**

| UL or lot no.                                  | Section                       | Township                         | Range                   | Lot Idn | Feet from the | North/South line | Feet from the | East/West line | County      |
|--|-------------------------------|----------------------------------|-------------------------|---------|---------------|------------------|---------------|----------------|-------------|
| <b>B</b>                                       | <b>29</b>                     | <b>26S</b>                       | <b>27E</b>              |         | <b>330</b>    | <b>NORTH</b>     | <b>1700</b>   | <b>EAST</b>    | <b>EDDY</b> |
| <sup>12</sup> Dedicated Acres<br><b>223.32</b> | <sup>13</sup> Joint or Infill | <sup>14</sup> Consolidation Code | <sup>15</sup> Order No. |         |               |                  |               |                |             |

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.



**"OPERATOR CERTIFICATION**

I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

Signature: *[Signature]* Date: **08-29-16**

**Terri Stathem**

Printed Name

tstathem@Cimarex.com

E-mail Address

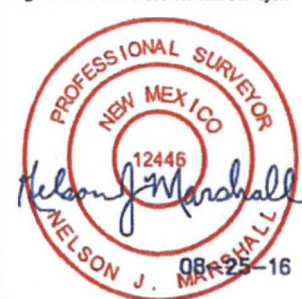
**"SURVEYOR CERTIFICATION**

I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

September 4, 2013

Date of Survey

Signature and Seal of Professional Surveyor:



Certificate Number:

**Exhibit A**



Cimarex Energy Co.  
600 N. Marienfeld St.  
Suite 600  
Midland, TX 79701  
MAIN 432.571.7800



February 16, 2016

New Mexico Oil Conservation Division  
Attn: Mr. Leonard Lowe  
1220 S. St Francis Dr.  
Santa Fe, NM 87505

**RE: Ownership in Sections 29 and 32, T26S-R27E, N.M.P.M.  
Eddy County, NM  
Cimarex Energy Co.'s Medwick 32 Fed Com 7H Well**

Dear Mr. Lowe:

My name is Todd Meador, and I am the Landman responsible for drilling Cimarex Energy Co.'s (Cimarex) Medwick 32 Fed Com #7H and Medwick 32 Fed Com #8H well. Cimarex is seeking approval of a non-standard location and non-standard project area for the Medwick 32 Fed Com 7H and a non-standard project area for the Medwick 32 Fed Com 8H well.

I am familiar with the ownership in Sections 29 and 32. The ownership for the proposed project area for the Medwick 32 Fed Com 7H (E2W2 Section 29 and NENW and Lot 3 Section 32) is identical in all respects to the ownership in the proposed project area for the Medwick 32 Fed Com 8H (W2E2 Section 29 and NWNE and Lot 2 Section 32).

If I can answer any additional questions for you regarding this matter, please contact me at 432.571.7858.

Sincerely,

A handwritten signature in black ink, appearing to read "Todd Meador".

Todd Meador  
Landman

Exhibit C

**EXHIBIT D:**

**List of Affected Persons for the Application of Cimarex Energy Co. for administrative approval of an unorthodox well location for its Medwick 32 Federal Com 8H well, located in the W/2 E/2 of Section 29, and Unit B and Lot 2 of (W/2 NE/4 equivalent) of Irregular Section 32, both in Township 26 South, Range 27 East, N.M.P.M., Eddy County, New Mexico.**

EOG Resources Inc.  
P.O. Box 2267  
Midland TX 79702



**Cimarex Application Notice**

**Medwick 32 Federal Com 8H**

**Mailed February 16, 2017**

| <b>Parties</b>  | <b>Certified Nos.</b>    |
|---|--------------------------|
| <b>Irregular Section 32, Township 26 South, Range 27 East</b> |                          |
| EOG Resources Inc.<br>P.O. Box 2267<br>Midland, TX 79702      | 7015 1520 0002 9719 5646 |
|   |                          |



MODRALL SPERLING

L A W Y E R S

February 16, 2017

**VIA CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Jennifer L. Bradfute  
505.848.1845  
Fax: 505.848.1882  
jlb@modrall.com

**TO AFFECTED PARTIES**

**Re: Application of Cimarex Energy Co. for administrative approval of an unorthodox well location for its Medwick 32 Federal Com 8H well, located in the W/2 E/2 of Section 29, and Unit B and Lot 2 of (W/2 NE/4 equivalent) of Irregular Section 32, both in Township 26 South, Range 27 East, N.M.P.M., Eddy County, New Mexico.**

Ladies and Gentlemen:

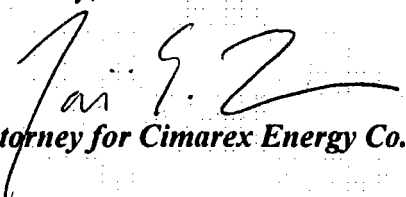
Enclosed in the notice is a copy of the above referenced application filed with the New Mexico Conservation Division on this date. Any objections that you have to this application must be filed in writing with the New Mexico Oil Conservation Division, 1220 South St. Francis Drive, Santa Fe, New Mexico 87505, within twenty (20) days from the date the Division receives the above referenced application, or otherwise this application may be administratively approved by the Division.

If you have any questions concerning this application, please contact:

Todd Meador  
Cimarex Energy Co.  
600 N. Marienfeld St., Suite 600  
Midland, TX 79701  
Phone No.: (432) 571-7858

If you have no objection to this application, please sign the waiver as indicated below and return the original. Your assistance and cooperation in this matter are appreciated.

Sincerely,

  
*Attorney for Cimarex Energy Co.*

Modrall Sperling  
Roehl Harris & Sisk  
P.A.

Bank of America  
Centre  
500 Fourth Street  
NW  
Suite 1000  
Albuquerque,  
New Mexico 87102

PO Box 2168  
Albuquerque,  
New Mexico  
87103-2168

Tel: 505.848.1800

**WAIVER**

\_\_\_\_\_ hereby waives objection to the above referenced Application of Cimarex Energy Co. for administrative approval of an unorthodox well location for its Medwick 32 Federal Com 8H well, located in the W/2 E/2 of Section 29, and Unit B and Lot 2 of (W/2 NE/4 equivalent) of Irregular Section 32, both in Township 26 South, Range 27 East, N.M.P.M., Eddy County, New Mexico.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Signature

## OCD Permitting

[Home](#) [Land Searches](#) [Land Details](#)

### Section : 32-26S-27E

Type: Normal

Total Acres: 252.72

County: Eddy (15)

|  |  |  |  |
|--|--|--|--|
| <b>D (D)</b><br>Federal <sup>1</sup><br>State <sup>2</sup><br>(15) 40    | <b>C (C)</b><br>Federal <sup>1</sup><br>Federal <sup>2</sup><br>(15) 40    | <b>B (B)</b><br>Federal <sup>1</sup><br>Federal <sup>2</sup><br>(15) 40    | <b>A (A)</b><br>Federal <sup>1</sup><br>Federal <sup>2</sup><br>(15) 40  |
| <b>E (4)</b><br>Federal <sup>1</sup><br>State <sup>2</sup><br>(15) 23.04 | <b>F (3)</b><br>Federal <sup>1</sup><br>Federal <sup>2</sup><br>(15) 23.13 | <b>G (2)</b><br>Federal <sup>1</sup><br>Federal <sup>2</sup><br>(15) 23.23 | <b>H (1)</b><br>Federal <sup>1</sup><br>State <sup>2</sup><br>(15) 23.32 |

Note <sup>1</sup> = Surface Owner RightsNote <sup>2</sup> = Sub-Surface Mineral Rights

#### Land Restrictions

No land restrictions found for this section.

[Return to Search](#)