

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

RECEIVED OCD

2014 DEC 18 P 4: 20

December 18, 2014

Hand delivered

Florene Davidson
Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

Re: Case No. 14994
Cimarex Energy Co. of Colorado

Dear Florene:

Enclosed for filing in the above matter, on behalf of Cimarex Energy Co. of Colorado, are six copies of (i) a response to the motion for rehearing filed by Ross Ranch, and (ii) a proposed order.

Very truly yours,



James Bruce

Attorney for Cimarex Energy Co. of Colorado

cc: W.T. Martin, Jr. w/encls.

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

2014 DEC 18 P 4:20

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

APPLICATION OF CIMAREX ENERGY CO.
OF COLORADO TO REINSTATE INJECTION
AUTHORITY, EDDY COUNTY, NEW MEXICO.

Case No. 14994

**RESPONSE OF CIMAREX ENERGY CO. OF COLORADO TO
GEORGE ROSS RANCH, LLC'S MOTION FOR REHEARING**

Cimarex Energy Co. of Colorado ("Cimarex"), for its response to the Motion for Rehearing, as amended, filed by George Ross Ranch, LLC ("Ross Ranch"), states:

1. **Order No. R-13934** granted Cimarex's request to resume injection into the Amoco Fed. Well No. 1 (API No. 30-015-24666), located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, Township 26 South, Range 29 East, N.M.P.M. The hearing on Cimarex's application was heard on August 19, 2013, and the order was issued on November 19, 2014.

2. A Division order must be rendered "upon the transcript of testimony and record" before the Division's Examiner. **NMSA §70-2-13**. Because there were no issues with the Amoco Fed. Well No. 1 as of the date of the hearing (and for the prior 24 years), Order No. R-13934 was properly granted.

3. In July 2014 Cimarex became aware of problems with the subject well, and they were promptly reported to the Division and the Bureau of Land Management. Based thereon, Ross Ranch has requested a rehearing of this case. The Division has treated the motion as a request for stay under **NMAC 19.15.4.23**. **Order No. R-13934-A**.


4. A motion for rehearing of a Division order is not authorized by statute or regulation. The only such motion authorized is a motion for rehearing of a Commission order. **NMSA §70-2-25**; **NMAC 19.15.4.24**. Thus, Ross Ranch's motion is improper and cannot be granted. Ross Ranch's only relief is to apply for a hearing *de novo* before the Commission.

5. Regardless, Ross Ranch's motion or any proceeding thereon is moot. Cimarex has plugged and abandoned the Amoco Fed. Well No. 1. **Exhibit A**, attached hereto. Cimarex will not inject into the subject well, nor seek any further use of the wellbore.

WHEREFORE, Cimarex requests that the Division find that (i) the Motion for Rehearing, as amended, is improper and should be denied, and (ii) the motion is, in any event, moot, no

further proceedings are necessary in this case, and no further relief will be sought in this matter by Cimarex.

Respectfully submitted,



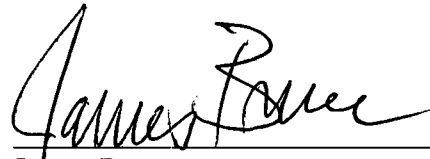
James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

Attorney for Cimarex Energy Co. of
Colorado

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 18th day of December, 2014 by United States Mail:

W.T. Martin, Jr.
Martin, Dugan & Martin
P.O. Box 2168
Carlsbad, New Mexico 88221


James Bruce

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENTFORM APPROVED
OMB NO. 1004-0135
Expires: July 31, 2010**SUNDRY NOTICES AND REPORTS ON WELLS**
Do not use this form for proposals to drill or to re-enter an abandoned well. Use form 3160-3 (APD) for such proposals.5. Lease Serial No.
NMNM38636

6. If Indian, Allottee or Tribe Name

7. If Unit or CA/Agreement, Name and/or No.

8. Well Name and No.
AMOCO FEDERAL 0019. API Well No.
30-015-2446610. Field and Pool, or Exploratory
BRUSHY DRAW;CHERRY CANYON11. County or Parish, and State
EDDY COUNTY, NM**SUBMIT IN TRIPLICATE - Other instructions on reverse side.**

1. Type of Well

☐ Oil Well ☐ Gas Well ☒ Other: INJECTION

2. Name of Operator

CIMAREX ENERGY CO OF COLORADO

Contact: DAVID A EYLER

Mail: DEYLER@MILAGRO-RES.COM

3a. Address

600 N. MARIENFELD, SUITE 600
MIDLAND, TX 79701

3b. Phone No. (include area code)

Ph: 432-687-3033

4. Location of Well (Footage, Sec., T., R., M., or Survey Description)

Sec 27 T26S R29E NESE 1665FSL 330FEL

12. CHECK APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA

TYPE OF SUBMISSION

TYPE OF ACTION

☐ Notice of Intent☒ Subsequent Report☐ Final Abandonment Notice☐ Acidize☐ Alter Casing☐ Casing Repair☐ Change Plans☐ Convert to Injection☐ Deepen☐ Fracture Treat☐ New Construction☒ Plug and Abandon☐ Plug Back☐ Production (Start/Resume)☐ Reclamation☐ Recomplete☐ Temporarily Abandon☐ Water Disposal☐ Water Shut-Off☐ Well Integrity☐ Other

13. Describe Proposed or Completed Operation (clearly state all pertinent details, including estimated starting date of any proposed work and approximate duration thereof. If the proposal is to deepen directionally or recompleat horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones. Attach the Bond under which the work will be performed or provide the Bond No. on file with BLM/BIA. Required subsequent reports shall be filed within 30 days following completion of the involved operations. If the operation results in a multiple completion or recompletion in a new interval, a Form 3160-4 shall be filed once testing has been completed. Final Abandonment Notices shall be filed only after all requirements, including reclamation, have been completed, and the operator has determined that the site is ready for final inspection.)

12/03/14: TAG EXISTING 4-1/2" CIBP @ 3,970'; CIRC. WELL W/ PXA FLUID; PUMP 30 SXS.CMT. @ 3,970'-3,770'(CALC); PUMP 30 SXS.CMT. @ 3,000'-2,800'(CALC.); PERF. X SQZ. 80 SXS.CMT. @ 2,750'(PER BLM); WOC.

12/04/14: TAG CMT. @ 2,614'; PERF. X SQZ. 65 SXS.CMT. @ 2,245'(PER BLM); WOC.

12/05/14: TAG CMT. @ 1,975'; PERF. X SQZ. 150 SXS.CMT. @ 550'; WOC X TAG CMT. @ 157'(OK'D BY BLM);

PERF. X CIRC. TO SURF. 90 SXS.CMT. @ 157'-3'(PER BLM).

12/06/14: DIG OUT X CUT OFF WELLHEAD 3' B.G.L.; WELD ON STEEL PLATE TO CSGS. X INSTALL DRY HOLE MARKER.

WELL PLUGGED AND ABANDONED 12/06/14.

EXHIBIT

A

14. I hereby certify that the foregoing is true and correct.

Electronic Submission #284371 verified by the BLM Well Information System
For CIMAREX ENERGY CO OF COLORADO, sent to the Carlsbad

Name (Printed/Typed) DAVID A EYLER

Title AGENT

Signature (Electronic Submission)

Date 12/08/2014

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved By

Title

Date

Conditions of approval, if any, are attached. Approval of this notice does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.

Office

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

**** OPERATOR-SUBMITTED ** OPERATOR-SUBMITTED ** OPERATOR-SUBMITTED ****