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August 21, 2007

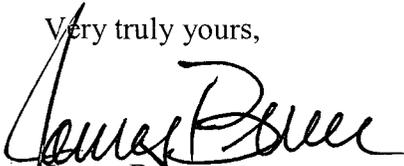
Florene Davidson  
Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87505

Case 13995

Dear Florene:

Enclosed for filing, on behalf of Cimarex Energy Co., are an original and one copy of an application for a non-standard unit and compulsory pooling, together with a proposed advertisement. The advertisement has also been e-mailed to the Division. Please set this matter for the September 20, 2007 Examiner hearing. Thank you.

Very truly yours,

  
James Bruce  
Attorney for Cimarex Energy Co.

PERSONS BEING NOTIFIED

OWNER NAME	NET MINERAL ACRES
Virginia Fulton Gausa 79 Dosoris Lane Glen Cove, NY 11542	2.34492
Frank Lilley 325 Lakeside Drive Littleton, NC 27850	1.17246
Gayle Lilley c/o Frank Lilley 325 Lakeside Drive Littleton, NC 27850	1.17246
Jessie L. Wissler, Agent for Frank Free 7 N. Calvert Street Baltimore, MD 21202	1.0005
Thomas F. McMahon P.O. Box 94 Olean, NY 14760	1.0005
Betty & M.L. Tieche 38 Lotta Avenue Battle Creek, MI 49014	0.4547726
Ben & Kay Wicker 349 Walnut Wyandotte, MI 48192	0.4547726
Dan & Alice Wicker 12603 Farrell Drive Silver Springs, MD 20901	0.4547726
James Wicker 2755 Fourth Street Wyandotte, MI 48192	0.2273863
Ms. Henrietta B. Schenck Rt. 1, 339 Halama St. Kihei, Maui, HA 96753	5.0025
John Millard Wicker 1496 23 <sup>rd</sup> Street Wyandotte, MI 48192	0.4547726
Mary S. William 11 West 42 <sup>nd</sup> Street New York, NY 10095	1.0005
Rose Berger c/o Henry Kemp 480 Lexington New York, NY 10167	1.50075

Vanda Dale Byars 8900 Comanche Olivette, MO 63132	2.12606
Clay Allen Cureton 6582 Vanguard Avenue Garden Grove, CA 92845	2.8722832
Dorothy Davis c/o D. A. Carey 2 Rector St. – Room 910 New York, NY 10006	0.50025
Stewart Mott Davis c/o D. A. Carey 2 Rector St. – Room 910 New York, NY 10006	0.50025
Jean and Orville Morris 655 Plum Avenue Wyandotte, MI 48192	0.4547726
James E. O'Brien & Robert E. O'Brien, Trustees u/w/o Frank O. Doyle, Deceased 1724 Adams Dunmore, PA 18509-2008	2.50125
Marjorie M. Olds 1004 Rogue Valley Manor Medford, OR 97501	0.50025
Loleita Fay Patterson c/o Marco and Ruby Fox 1402 West Clayton Avenue Lovington, New Mexico 88250	1.25062
Elaine and James Wolf 403 Arbana Avenue Ann Arbor, MI 48103	0.4547726
Hollis G. Gerrish c/o Marguerite C. Buckley 9446 Litzsingle Road St. Louis, MO 63144	3.0015
Maurice and Bernard Krasner c/o Marguerite C. Buckley 9446 Litzsingle Road St. Louis, MO 63144	1.0005

Ralph H. Coburn c/o Marguerite C. Buckley 9446 Litzsingle Road St. Louis, MO 63144	1.0005
Eugene F. Arnold c/o Marguerite C. Buckley 9446 Litzsingle Road St. Louis, MO 63144	1.0005
R. E. Carter c/o Marguerite C. Buckley 9446 Litzsingle Road St. Louis, MO 63144	1.0005
Helen Pape c/o Marguerite C. Buckley 9446 Litzsingle Road St. Louis, MO 63144	2.50125
C. H. Stevenson c/o Marguerite C. Buckley 9446 Litzsingle Road St. Louis, MO 63144	1.50075
Jennie Spack c/o Marguerite C. Buckley 9446 Litzsingle Road St. Louis, MO 63144	1.0005
T. D. Fussell c/o Marguerite C. Buckley 9446 Litzsingle Road St. Louis, MO 63144	1.0005

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

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**APPLICATION OF CIMAREX ENERGY CO.  
FOR A NON-STANDARD OIL SPACING AND  
PRORATION UNIT AND COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO.**

Case No. 13995

**APPLICATION**

Cimarex Energy Co. applies for an order (i) approving a non-standard oil spacing and proration unit in the Wolfcamp formation comprised of Lot 4 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 6, Township 15 South, Range 38 East, N.M.P.M., Lea County, New Mexico, and (ii) pooling all mineral interests in the Wolfcamp formation underlying the non-standard unit, and in support thereof, states:

1. Applicant is an interest owner in the Lot 4 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 6, and has the right to drill a well thereon.
2. Applicant proposes to drill its Harvard 6 Fee Well No. 2, to a depth sufficient to test the Wolfcamp formation, and seeks to dedicate Lot 4 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 6 to the well to form a non-standard 80.04 acre oil spacing and proration unit (project area) for any formations and/or pools developed on 40 acre spacing within that vertical extent, including the Denton-Wolfcamp Pool. The well is horizontal well, with a surface location 430 feet from the north line and 430 feet from the west line of Section 6, and a terminus at an orthodox location in the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 6.
3. Applicant has in good faith sought to obtain the voluntary joinder of all other mineral interest owners in Lot 4 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 6 for the purposes set forth herein.

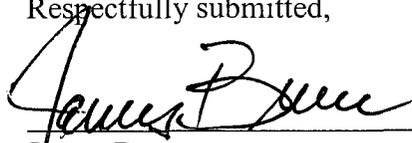
4. Although applicant attempted to obtain voluntary agreements from all mineral interest owners to participate in the drilling of the well or to otherwise commit their interests to the well, certain interest owners have failed or refused to join in dedicating their interests. Therefore, applicant seeks an order pooling all mineral interest owners in Lot 4 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 6, pursuant to NMSA 1978 §70-2-17.

5. The approval of the non-standard unit and the pooling of all mineral interests underlying Lot 4 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 6 will prevent the drilling of unnecessary wells, prevent waste, and protect correlative rights.

**WHEREFORE**, applicant requests that, after notice and hearing, the Division enter its order:

- A. Approving a non-standard oil spacing and proration unit (project area) in the Wolfcamp formation comprised of Lot 4 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 6;
- B. Pooling all mineral interests in Lot 4 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 6 in the Wolfcamp formation;
- C. Designating applicant as operator of the well;
- D. Considering the cost of drilling and completing the well, and allocating the cost among the well's working interest owners;
- E. Approving actual operating charges and costs charged for supervision, together with a provision adjusting the rates pursuant to the COPAS accounting procedure; and
- F. Setting a 200% charge for the risk involved in drilling and completing the well in the event a working interest owner elects not to participate in the well.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "James Bruce", is written over a horizontal line.

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

Attorney for Cimarex Energy Co.