Examiner Hearing –March 18, 2010 Docket No. 10-10 Page 4 of 4

to be considered will be the cost of drilling and completing the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of Cimarex Energy Co. of Colorado as operator of the well, and a 200% charge for the risk involved in drilling and completing the well. Applicant further seeks cancelation of the Division's approval of an application for permit to drill issued to COG Operating LLC for the proposed Yale State Well No. 3, a Glorieta-Yeso test located in the SE/4 SW/4 of Section 2 (API No. 30-015-37452). The unit is located approximately 3-1/2 miles Northeast of Loco Hills, New Mexico.

14. CASE 14428: (Continued from the March 4, 2010 Examiner Hearing.)

Application of Cimarex Energy Co. for compulsory pooling and cancelation of the Division's approval of an application for permit to drill issued to COG Operating LLC, Eddy County, New Mexico. Applicant seeks an order pooling all mineral interests from the surface to the base of the Glorieta-Yeso formation underlying the SW/4 SE/4 of Section 2, Township 17 South, Range 30 East, NMPM, to form a standard 40-acre oil spacing and proration unit for any and all formations or pools developed on 40-acre spacing within that vertical extent, including the Undesignated Loco Hills Glorieta-Yeso Pool. The unit will be dedicated to the Castor 2 State Well No. 3, to be drilled at an orthodox location. Also to be considered will be the cost of drilling and completing the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of Cimarex Energy Co. of Colorado as operator of the well, and a 200% charge for the risk involved in drilling and completing the well. Applicant further seeks cancelation of the Division's approval of an application for permit to drill issued to COG Operating LLC for the proposed Yale State Well No. 5, a Glorieta-Yeso test located in the SW/4 SE/4 of Section 2 (API No. 30-015-37453). The unit is located approximately 4 miles Northeast of Loco Hills, New Mexico.

15. CASE 14429: (Continued from the March 4, 2010 Examiner Hearing.)

Application of Cimarex Energy Co. for compulsory pooling and cancelation of the Division's approval of an application for permit to drill issued to COG Operating LLC, Eddy County, New Mexico. Applicant seeks an order pooling all mineral interests from the surface to the base of the Glorieta-Yeso formation underlying the SE/4 SE/4 of Section 2, Township 17 South, Range 30 East, NMPM, to form a standard 40-acre oil spacing and proration unit for any and all formations or pools developed on 40-acre spacing within that vertical extent, including the Undesignated Loco Hills Glorieta-Yeso Pool. The unit will be dedicated to the Castor 2 State Well No. 4, to be drilled at an orthodox location. Also to be considered will be the cost of drilling and completing the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of Cimarex Energy Co. of Colorado as operator of the well, and a 200% charge for the risk involved in drilling and completing the well. Applicant further seeks cancelation of the Division's approval of an application for permit to drill issued to COG Operating LLC for the proposed Yale State Well No. 7, a Glorieta-Yeso test located in the SE/4 SE/4 of Section 2 (API No. 30-015-37454). The unit is located approximately 4 miles Northeast of Loco Hills, New Mexico.

16. CASE 14411: (Continued from the March 4, 2010 Examiner Hearing.)

Application of Agua Sucia, LLC to reinstate Division Administrative Order SWD-559 for a salt water disposal well, Lea County, New Mexico. Applicant seeks an order reinstating Division Administrative Order SWD-559 for a salt water disposal well, approving disposal into the Bone Spring formation in the Government E Well No. 1, located 610 feet from the South line and 1880 feet from the West line of Section 25, Township 19 South, Range 34 East, NMPM, at depths of 9716-10240 feet subsurface. The well is located approximately 15 miles West-Northwest of Oil Center, New Mexico.