

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

**IN THE MATTER OF APPLICATION OF CIMAREX ENERGY CO.
TO REOPEN CASE NO. 22148 (ORDER NO. R-21035-A)**

**CASE NO. 22576
ORDER NO. R-21035-B**

ORDER

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on March 3, 2022, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

FINDINGS OF FACT

1. On January 23, 2020, OCD issued Order R-21035 to Cimarex Energy Co. (“Operator”) to pool the uncommitted oil and gas interests within the specified spacing unit (“Unit”).
2. On December 12, 2020, OCD issued an extension to drill under terms of order R-21035 via letter head until January 23, 2022.
3. On September 20, 2021, OCD issued Order R-21035-A an extension to drill under terms of order R-21035 until October 23, 2022.
4. Subsequent to the issuance of Order R-21035-A, Operator discovered that it had failed to provide notice to one working interest owner in the Unit, Colgate Operating, LLC (“Colgate”).
5. On February 1, 2022, Operator filed an application (“Application”) to re-open Case No. 22147 for “the opportunity to cure an oversight in letter notice in regard to one (1) minority working interest owner.”
6. Operator presented evidence through affidavits in support of the Application.
7. Operator provided evidence that it gave notice of the Application and the hearing to Colgate.
8. Colgate appeared at the hearing and had no objection to the matter proceeding.
9. No other party presented evidence at the hearing.

CONCLUSIONS OF LAW

10. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.

11. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.
12. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.

ORDER

13. Colgate is subject to Order R-21035-A. All other provisions of Order R-21035-A will remain in force and effect.

STATE OF NEW MEXICO
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ADRIENNE SANDOVAL
DIRECTOR
AES/jag

Date: 5/09/2022