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

APPLICATION OF CIMAREX ENERGY CO., TO REOPEN CASE NO. 22452 FOR A HORIZONTAL SPACING UNIT AND COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO

Case No. 22753

PREHEARING STATEMENT

Cimarex Energy Co. ("Cimarex"), OGRID No. 215099, through its undersigned attorneys,

submits the following Prehearing Statement pursuant to the rules of the Oil Conservation Division

("Division").

APPEARANCES

APPLICANT

Cimarex Energy Co.

ATTORNEY

Darin C. Savage William E. Zimsky Luke Kittinger Andrew D. Schill 214 McKenzie Street Santa Fe, New Mexico 87501 Telephone: 970.385.4401 Facsimile: 970.385.4901 darin@abadieschill.com bill@abadieschill.com luke@abadieschill.com

APPLICANT'S STATEMENT OF CASE

In Case No. 22753, Cimarex to reopen Case No. 22452 to provide Cimarex the opportunity to pool all working interest owners, including an additional owner recently discovered, in the Bone Spring formation underlying the standard 320-acre, more or less, spacing and proration unit

("HSU") comprised of the N/2 S/2 of Sections 15 and 14, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico established by Division Order No. R-22002. Cimarex proposes and dedicates to the unit the **Parkway 15-14 South State Com 1H Well**, an oil well, to be horizontally drilled from a surface location in the NW/4 SW/4 (Unit L) of Section 15 to a bottom hole location in the NE/4 SE/4 (Unit I) of Section 14.

Cimarex has sought in good faith, but has been unable to obtain, voluntary agreement from all interest owners to participate in the drilling of the wells or in the commitment of their interests to the wells for development within the HSU. The pooling of all interests in the Bone Spring formation within the HSU, and establishing the spacing unit, will avoid the drilling of unnecessary wells, prevent waste and protect correlative rights.

The proposed well is orthodox in its location, and the take points and completed interval comply with setback requirements under the statewide rules.

The HSU, which runs west to east, traversing Sections 15 and 14, overlaps one quarterquarter section in seven (7) standup units in the same Bone Spring formation [Pool Code 60660] containing the following wells owned and operated by Cimarex: (1) The Parkway State Com 004H Well (API No. 30-015-37504), a unit covering the W/2 E/2 of Section 15; (2) the Parkway State Com 003H Well (API No. 30-015-37376), a unit covering the W/2 W/2 of Section 15; (3) the Parkway State Com 005Y Well (API No. 30-015-38499), a unit covering the E/2 W/2 of Section 15; (4) the Parkway State Com 006H Well (API No. 30-015-37970), a unit covering the E/2 E/2 of Section 15; (5) the State "14" Com 003H Well (API No. 30-015-37719), a unit covering the E/2 W/2 of Section 14; (6) the State 14 Com 002H (API No. 30-015-31791), a unit covering the SW/4 NW/4 and W/2 SW/4 of Section 14; and (7) the State 14 A Com 002H Well (API No. 30-015-34604), a unit covering the W/2 SE/4 of Section 14. Therefore, Cimarex seeks approval from the

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Division for the part of the unit of the existing wells that the HSU overlaps, pursuant to NMAC 19.15.16.15B(9).

APPLICANT'S PROPOSED EVIDENCE

WITNESS	ESTIMATED TIME	EXHIBITS
Landman: Riley Morris	Approx. 10 min	Approx. 5

PROCEDURAL MATTERS

Cimarex requests that, for purposes of the hearings, this Case No. 22753 be consolidated with Case No. 22752 as they involve units within the same sections. No protests or objections have been filed and Cimarex does not anticipate any at this time; consequently, Cimarex plans to conduct the hearing by affidavit.

Respectfully submitted,

ABADIE & SCHILL, PC

/s/ Darin C. Savage

Darin C. Savage

William E. Zimsky Luke Kittinger Andrew D. Schill 214 McKenzie Street Santa Fe, New Mexico 87501 Telephone: 970.385.4401 Facsimile: 970.385.4901 darin@abadieschill.com bill@abadieschill.com luke@abadieschill.com

Attorneys for Cimarex Energy Co.

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 Rd., Aztec, NM 87410 Phone:(505) 334-6178 Fax:(505) 334-6170

District IV 1220 S. St Francis Dr., Santa Fe, NM 87505 Phone: (505) 476-3470 Fax: (505) 476-3462

State of New Mexico Energy, Minerals and Natural Resources Oil Conservation Division 1220 S. St Francis Dr. Santa Fe, NM 87505

QUESTIONS

Operator: CIMAREX ENERGY CO.	OGRID: 215099		
	Action Number: 102489		
	Action Type: [HEAR] Prehearing Statement (PREHEARING)		
QUESTIONS			
Testimony			

Please assist us by provide the following information about your testimony.		
Number of witnesses	1	
Testimony time (in minutes)	10	

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