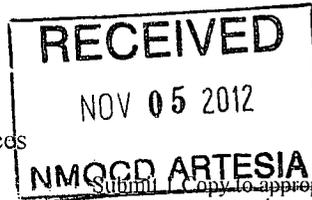


District I  
1625 N. French Dr., Hobbs, NM 88240  
District II  
811 S. First St., Artesia, NM 88210  
District III  
1000 Rio Brazos Road, Aztec, NM 87410  
District IV  
1220 S. St. Francis Dr., Santa Fe, NM 87505

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



Form C-141  
Revised August 8, 2011  
Submit Copy to appropriate District Office in accordance with 19.15.29 NMAC.

**Release Notification and Corrective Action**

*nJMW* 1231252031

OPERATOR  Initial Report  Final Report

|  |                            |
|--|----------------------------|
| Name of Company Cimarex Energy Company 215099                      | Contact Sheldon T. Waeger  |
| Address 15 E. 5 <sup>th</sup> St, Suite 1000, Tulsa, OK 74103-4346 | Telephone No. 918-557-4177 |
| Facility Name Arkansas 23 Fee #3                                   | Facility Type Production   |
| Surface Owner  | Mineral Owner              |
| API No. 30-015-40192   |                            |

**LOCATION OF RELEASE**

| Unit Letter | Section | Township | Range | Feet from the | North/South Line | Feet from the | East/West Line | County |
|-------------|---------|----------|-------|---------------|------------------|---------------|----------------|--------|
| H           | 23      | 195      | 25E   | 2310          | N                | 990           | E              | Eddy   |

Latitude\_N 32°38' 49.65" Longitude\_W 104°27' 00.21"

**NATURE OF RELEASE**

|  |  |  |
|--|--|--|
| Type of Release – Produced Water   | Volume of Release – 10 bbls.                               | Volume Recovered – 8-9                             |
| Source of Release – Flowback Frac Tank   | Date and Hour of Occurrence - After 12:00 am on 10/25/2012 | Date and Hour of Discovery – 1:00 am on 10/25/2012 |
| Was Immediate Notice Given?<br><input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Required   | If YES, To Whom?   |  |
| By Whom?   | Date and Hour  |  |
| Was a Watercourse Reached?<br><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  | If YES, Volume Impacting the Watercourse.                  |  |
| If a Watercourse was Impacted, Describe Fully.*  |  |  |
| Describe Cause of Problem and Remedial Action Taken.* During Completion/flowback operations a flowback frac tank was run over due to not being equalized with an adjacent tank. Approximately 10 bbls of produced flowback water was spilled out of the tank and onto the location. All fluids remained on location near the tank. A vacuum truck hauling off the flowback water was utilized and recovered approximately 8-9 bbls of water. |  |  |
| Describe Area Affected and Cleanup Action Taken.* The affected area was an approximate 15'-20' radius around the frac tank. A vacuum truck was on location and was utilized to suck up approximately 8-9 bbls of water.  |  |  |

I hereby certify that the information given above is true and complete to the best of my knowledge and understand that pursuant to NMOCD rules and regulations all operators are required to report and/or file certain release notifications and perform corrective actions for releases which may endanger public health or the environment. The acceptance of a C-141 report by the NMOCD marked as "Final Report" does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD acceptance of a C-141-report does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.

|   |   |                                   |
|---|---|-----------------------------------|
| Signature: <i>Sheldon T. Waeger</i>                   | <b>OIL CONSERVATION DIVISION</b>                                      |                                   |
| Printed Name: Sheldon T. Waeger                       | Approved by Environmental Specialist:<br>Signed By <i>Mike Beaman</i> |                                   |
| Title: Superintendent, Environmental, Safety & Health | Approval Date: <b>NOV 07 2012</b>                                     | Expiration Date:                  |
| E-mail Address: swaeger@cimarex.com                   | Conditions of Approval:   | Attached <input type="checkbox"/> |
| Date: 11/02/2012 Phone: 918-557-4177                  |   |                                   |

\* Attach Additional Sheets If Necessary

Remediation per OCD Rules & Guidelines. **SUBMIT REMEDIATION**

**PROPOSAL NOT LATER THAN:**  
Dec. 7, 2012

2RP-1393

**Bratcher, Mike, EMNRD**

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**From:** Terri Stathem <TStathem@cimarex.com>  
**Sent:** Monday, November 05, 2012 6:04 AM  
**To:** Bratcher, Mike, EMNRD  
**Cc:** Sharp, Karen, EMNRD  
**Subject:** C141 - Cimarex Energy  
**Attachments:** 201211050703.pdf

Good morning. Please see attached C141 regarding a spill incident. I will also overnight mail the originals.

Thanks,

Terri Stathem  
Coordinator - Regulatory Compliance  
15 East 5th Street, Suite 1000  
Tulsa, OK 74103-4346

Direct 918-295-1763 (Tulsa) 432-620-1936 (Midland)  
Cell 918-633-9702  
Fax 918-749-8059

Cimarex Energy Co.  
15 East 5th Street  
Suite 1000  
Tulsa, Oklahoma 74103-4346  
PHONE 918.585.1100  
FAX 918.749.8059



November 2, 2012

Oil Conservation Division  
District II  
811 S. First Street  
Artesia, New Mexico 88210

Re: Spill Notification and Corrective Action, Form C-141  
Cimarex Energy Co.  
Arkansas 23 Fee #3  
Sec 23, 19S-25E, Eddy Co, NM

Dear Sir or Madam:

Enclosed are Spill Notification and Corrective Action Forms C-141 for two separate spill incidents that occurred on the Cimarex Energy Co., Arkansas 23 Fee #3, Sec 23, 19S-25E, Eddy Co, NM on October 25 & October 28, 2012.

I can be contacted at 918-557-4177 if there are any questions.

Sincerely,

A handwritten signature in black ink that reads "Sheldon T. Waeger". The signature is written in a cursive style with a large, prominent initial "S".

Sheldon T. Waeger  
Cimarex Energy Co.  
Superintendent, Environmental, Safety & Health