

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

CASE NO. 14145 (De Novo)  
Order No. R-13040-B

APPLICATION OF FASKEN OIL AND RANCH,  
LTD. FOR A COMPLIANCE ORDER REQUIRING  
CIMAREX ENERGY COMPANY OF COLORADO  
TO COMPLY WITH THE DIVISION'S OIL  
PRORATION RULES FOR THE APACHE RIDGE-  
BONE SPRING POOL, LEA COUNTY, NEW  
MEXICO.

ORDER OF THE COMMISSION

(1) Case No. 14145 was heard by an examiner on June 26, 2008, and Order No. R-13040 was entered in this case on November 5, 2008, requiring Cimarex Energy Company of Colorado (Cimarex) to comply with the Oil Conservation Division's (Division) oil proration rules for the Apache Ridge-Bone Spring Pool located in portions of Section 36, Township 19 South, Range 33 East, NMPM, and portions of Sections 30, 31 and 32 in Township 19 South, Range 34 East, NMPM, with respect to four wells in the pool.

(2) The Division ordered Cimarex to make up overproduction in the four wells using an adjustment plan shown in the order and to submit monthly reports to the Division to demonstrate that it is in compliance with said adjustment plan.

(3) On December 4, 2008, Fasken Oil and Ranch, Ltd. (Fasken), through its counsel, filed a timely application for de novo hearing of Case No. 14145, and the de novo application was set for hearing on January 15, 2009 and continued to February 24, 2009.

(4) On January 27, 2009, an informal conference with Cimarex and Fasken was conducted by Examiner Richard Ezeanyim, and Order No. R-13040-A was issued on February 17, 2009 stating that Cimarex has complied with the intent of Order No. R-13040 concerning the making up of the overproduction of the four wells.

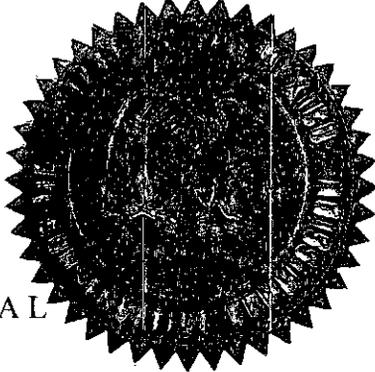
(5) On February 17, 2009, Fasken, through its counsel, requested that the de novo hearing of Case No. 14145 be dismissed.

(6) De novo Case No. 14145 should be dismissed.

IT IS THEREFORE ORDERED THAT:

De novo Case No. 14145 is hereby dismissed, and Order No. R-13040, as amended, is hereby continued in full force and effect until further notice.

DONE at Santa Fe, New Mexico on this 20<sup>th</sup> day of February, 2009.



SEAL

STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION

A handwritten signature in black ink, appearing to read "Mark E. Fesmire".

MARK E. FESMIRE, P.E., Chair