District I
1625 N. French Dr., Hobbs, NM 88240
District II
1301 W. Grand Avenue, 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-129
Revised June 10, 2003

Submit 3 Copies to appropriate District Office

NFO Permit No. 2-980
(For Division Use Only)

APPLICATION FOR EXCEPTION TO NO-FLARE RULE 306

(See Rule 306 and Rule 1129)

30-015-36602

A. Applicant Cimarex Energy Co. of Colorado,

whose address is 5215 N. O'Connor Blvd ste 1500; Irving, TX 75039

,

hereby requests an exception to Rule 306 for 30 days or until

_____, Yr 2009, for the following described tank battery (or LACT):

Name of Lease Maraquardt Federal 8 Name of Pool Black River; Delaware South

Location of Battery: Unit Letter M Section 1 Township 25S Range 26E

Number of wells producing into battery 1

B. Based upon oil production of 33 barrels per day, the estimated * volume

of gas to be flared is 6 MCF; Value _____ per day.

C. Name and location of nearest gas gathering facility:

Hunter Gas Gathering

D. Distance _____ Estimated cost of connection _____

E. This exception is requested for the following reasons: Waiting for Hunter gas right of way construction, estimated completion in mid October.

OPERATOR	OIL CONSERVATION DIVISION
I hereby certify that the rules and regulations of the Oil Conservation Division have been complied with and that the information given above is true and complete to the best of my knowledge and belief.	Approved Until MAR 0 4 2009
Signature Zeno Farris	By Signed By Mike Bratcher
Printed Name & Title Zeno Farris, Manager Operations Administration	Title Env-Spec
E-mail Address zfarris@cimarex.com	Date FEB 0 4 2009
Date 2/3/09 Telephone No. 972-443-6489	

* Gas-Oil ratio test may be required to verify estimated gas volume.