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[4]	CERT	'IFICA'	FION: 1	hereby certify that	the information subm	itted with this	s application for administrative
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applic	ation unt		-	1	ications are submitted		/
	<u>ر</u>	Note:	Statement	must be completed b	y an Individual with mana		4///
Bruce				Signature	Alla	<u>Attorne</u> Title	y for Applicant
lox 10: Fe. Ne	o6 w Mexi	co 874	504				Date
, 110				l		jamesbr e-mail Address	uc@aol.com

JAMES BRUCE ATTORNEY AT LAW

POST OFFICE BOX 1056 SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213 SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone) (505) 660-6612 (Cell) (505) 982-2151 (Fax)

jamesbruc@aol.com

April 1, 2009

Mark E. Fesmire, P.E. Oil Conservation Division 1220 South St. Francis Drive Santa Fe, New Mexico 87505

Dear Mr. Fesmire:

Pursuant to Division Rule NMAC 19.15.15.13, Cimarex Energy Co. of Colorado applies for approval of an unorthodox oil well location for the following horizontal well:

Well name:	Chosa Draw "27" Fed. Com. Well No. 3
Surface location:	2480 feet FSL & 850 feet FEL
Bottom hole location:	330 feet FSL & 850 feet FEL
Well unit (project area):	E ¹ / ₂ SE ¹ / ₄ of Section 27, Township 25 South, Range 26 East,
	N.M.P.M., Eddy County, New Mexico

The well will test the Delaware formation (North Cottonwood Draw-Delaware Pool). Under the Division's statewide rules, spacing is 40 acres, with wells to be at least 330 feet from a quarterquarter section line. A Form C-102 is attached as **Exhibit A**.

The well's surface location is unorthodox due topography. The $E\frac{1}{2}SE\frac{1}{4}$ of Section 27 is covered by arroyos except in the very northern portion of the well unit, where the wellsite and access road are located on a ridge top. **Exhibit B**. Thus the surface location must be moved to the north of an orthodox location; a surface location in the SE¹/₄SE¹/₄ is also not possible due to the arroyos. The well will penetrate the Delaware at the surface location.

Attached as **Exhibit C** is a land plat. The offsetting well unit in the E½NE¼ of Section 27 (the Choza Draw Fed. Com. Well No. 2) is covered by Federal Lease NM 94840 and a fee tract. The owners of that well unit are listed in **Exhibit D**. The remainder of Section 27 is covered by Federal Lease NM 92160, which is owned by Chevron USA Production Company and/or applicant. **Exhibit E**. Notice of this application has been sent to the offset interest owners. **Exhibit F**.

Please call me if you have any questions concerning this application.

Very truly yours,

re James Bruce

Attorney for Cimarex Energy Co. of Colorado

DISTRICT I 1625 N. French Dr., Hobbs, NM 88240

1

DISTRICT II 1301 W. Grand Avenue, Artesia, NM 88210

DISTRICT III 1000 Rio Brazos Rd., Aztec, NM 87410

DISTRICT IV

State of New Mexico Energy, Minerals and Natural Resources Department

Form C-102 Revised October 12, 2005

OIL CONSERVATION DIVISION 1220 South St. Francis Dr. Santa Fe. New Mexico 87505

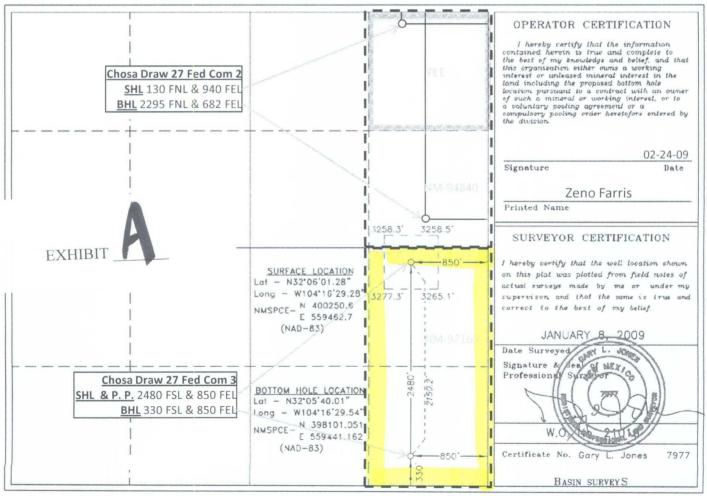
Submit to Appropriate District Office State Lease - 4 Copies Fee Lease - 3 Copies

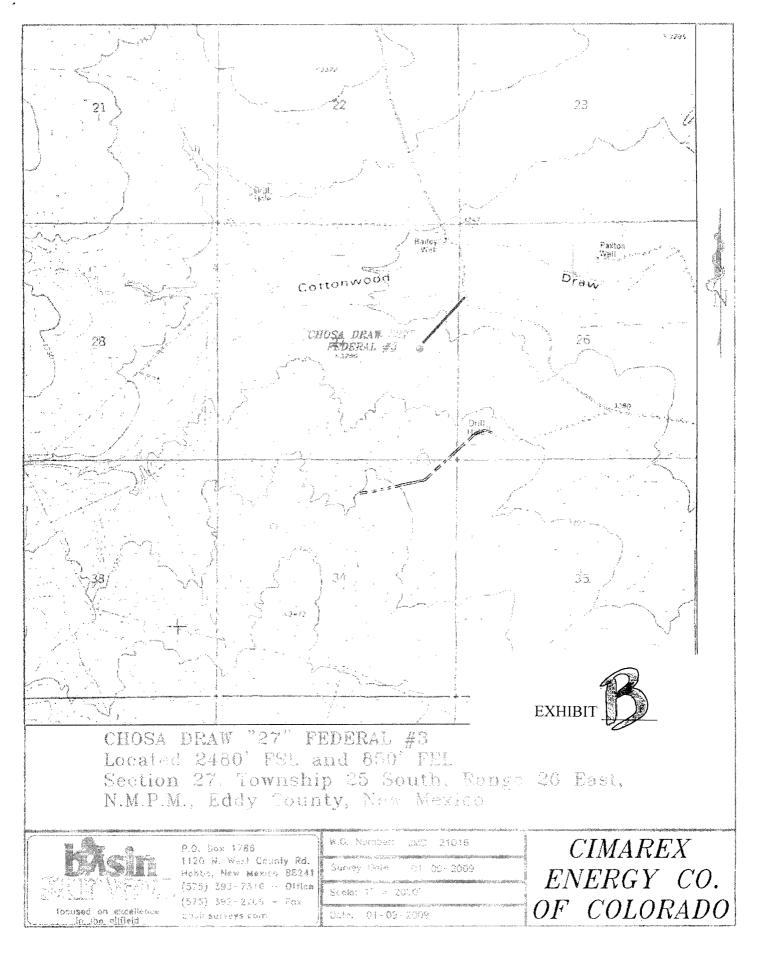
1220 S. St. Francis Dr., Santa Fe, NM 87505 □ AMENDED REPORT WELL LOCATION AND ACREAGE DEDICATION PLAT Pool Code Pool Name API Number inder Cottonwood Draw; Delaware, North 96720 Property Code Property Name Well Number CHOSA DRAW "27" FEDERAL 3 OCRID No. Operator Name Elevation 3272 CIMAREX ENERGY CO. OF COLORADO 162683 Surface Location UL or lot No. Section Township Range Lot Idn Feet from the North/South line Feet from the East/West line County 850 27 25 S 26 E 2480 SOUTH EAST EDDY 1

Bottom Hole Location If Different From Surface

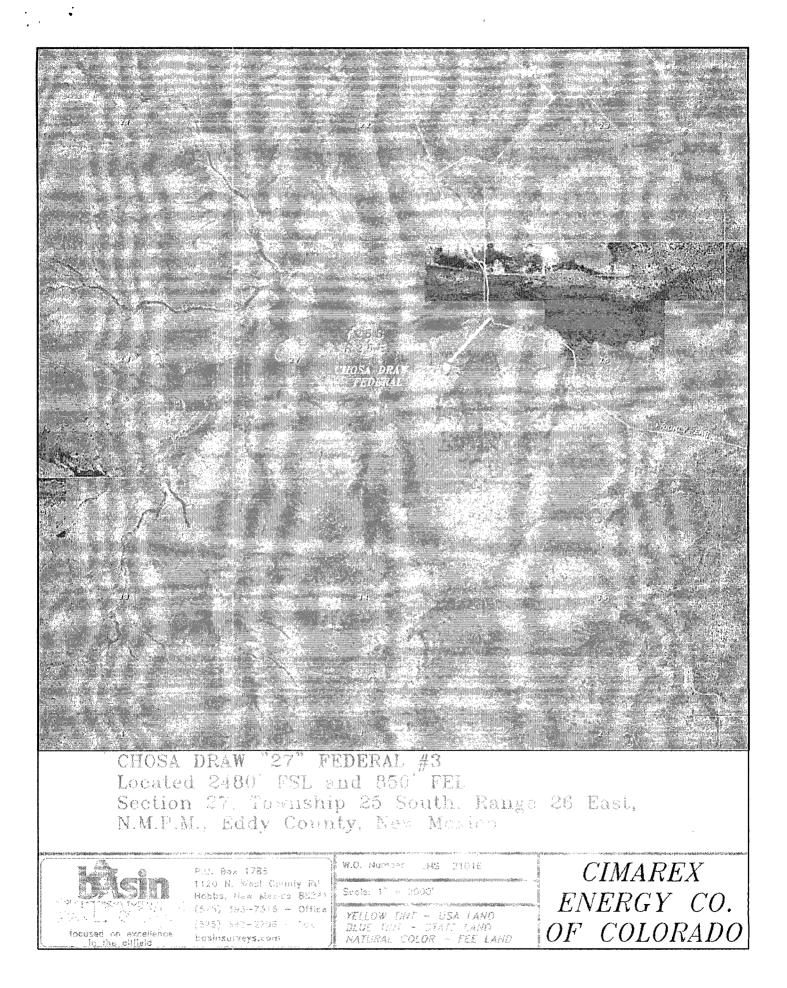
UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
Р	27	25 S	26 E		330	SOUTH	850	EAST	EDDY
Dedicated Acres Joint or Infill Consolidation Code Order No.							A		
80	1				NSL Pend	ing			

NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION





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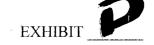
Chosa Draw 27 Federal No. 3 SHL 2480 FSL & 850 FEL (UL I), BHL 330 FSL & 850 FEL (UL P) E2NE 27-25S-26E Cottonwood Draw; Delaware, North Eddy County, NM



RE: <u>N\$L Application</u> - Notification of Non-Common Owners in E2NE 27-25S-26E

generalization of the test of the test LESLIE DAVID GUITAR	energeneren meneren en e	
P O BOX 2228 BROWNWOOD, TX 76804	PO BOX 1159 ABILENE, TX 79604	OWNERSHIP DIVISION PO BOX 730436 DALLAS, TX 75373-0436
MINERALS MANAGEMENT SERVICE	PARDUE LIMITED COMPANY	GALL FAMILY TRUST
ROYALTY MANAGEMENT PROGRAM PO BOX 5810 DENVER, CO 80217-5810	PO BOX 2018 CARLSBAD, NM 88221	LAURA WOODS GALL TRUSTEE 11409 SNOWWHITE DR DALLAS, TX 75229-2760
WENDE W MORGAN	JOHN G. WITHERSPOON JR	BRETT G. WITHERSPOON
1720 SOUTHWICKE FLOWER MOUND, TX 75022	7404 LEMONWOOD LANE FT. WORTH, TX 76133	PO BOX 100635 FT. WORTH, TX 76185
WHITTEN G. WITHERSPOON	PRESSLEY HUDSON GUITAR	KELLY WOODS LEACH
7524 PEAR TREE LANE FT. WORTH, TX 76133	PO BOX 5383 ABILENE, TX 79608-5383	C/O JACK G WOODS AIF 312 GREATVIEW CIRCLE BIRMINGHAM, AL 35226-2320
REPPS B GUITAR JR	JACK G WOODS JR	THE RUTH G MURCHISON TRUST
PO BOX 7252 ABILENE, TX 79608	PO BOX 341342 AUSTIN, TX 78734-0023	RUTH G MURCHISON TRUSTEE PO BOX 712 RED BLUFF, CA 96080
CATHERINE GALL PARKER	CAREN G LUCAS	JERI ALEXANDER LOTT
3721 PALLOS VERDAS DALLAS, TX 75229	PO BOX 1485 SANTA ROSA BEACH, FL 32459-5202	5005 91ST STREET LUBBOCK, TX 79424
		5,404 C.

1 NSL Application – Chosa Draw 27 Federal No. 3 Cimarex Energy Co. of Colorado



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JAMES M ALEXANDER AKA JAMES	MARTHA JANE RHODES	MARILYN JANE GUITAR GALUSHA
MINOR		TRUST
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ALEXANDER AKA J M ALEXANDER	PO BOX 58	MARILYN JANE GUITAR GALUSHA
MARILYN JANE GUITAR GALUSHA AIF	ABILENE, TX 79604	TRUSTEE
PO BOX 58		PO BOX 1438
ABILENE, TX 79604		ABILENE, TX 79604
GUY WITHERSPOON III	JOHN GUITAR III	BETTY WITHERSPOON
308 HAZELWOOD DR	1234 LEGGETT DRIVE	NEVILL TRUSTEE OF THE
FORT WORTH, TX 76107	ABILENE, TX 79605	GAYLE NEVILL TRUST
		5528 TAHOE LANE
		FAIRWAY, KS 66205
VIRGINIA NEVILL TRUST	JAMES KELLY POLK	RUTH ANN POLK CAUDLE
5528 TAHOE LANE	ELIZABETH POLK GALBRAITH POA	5615 PRESTON FAIRWAYS
FAIRWAY, KS 66205	251 TOWN CENTER LANE #2311	DALLAS, TX 75252
	KELLER, TX 76248	
JANIE LEE POLK HARBOUR	BARBARA LEE BACKMAN INC	GUITAR LAND & CATTLE CO LP
C/O JAMES K POLK AGENT AND AIF	PO BOX 537	P O BOX 2213
4400 ARCADY	COLBERT, WA 99005	ABILENE, TX 79604
DALLAS, TX 75205		
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DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT CASE RECORDATION (MASS) Serial Register Page

RunDate/Time: 04/01/09 11:57 AM

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Name & Address

CHEVRON USA PROD CO

01 12-22-1987;101STAT1330;30USC181 ET SE Case Type 312021: O&G LSE COMP PD -1987 Commodity 459: OIL & GAS L Case Disposition: AUTHORIZED

Total AcresSerial Number1,320.000NMNM-- - 092160

		Serial Number: NMNM	- 092160
			Int Rel % Interest
PO BOX 1635	HOUSTON TX 772511635	LESSEE	100.00000000

			Serial N	umber: NMNM	092160
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23 0250S 0260E 028	ALIQ	N2,N2SW,SE;	CARLSBAD FO	EDDY	BUREAU OF LAND MGMT

				ber: NMNM 092160
Act Date	Code	Action	Action Remarks Pend	ding Office
10/19/1993	387	CASE ESTABLISHED	9310061	
10/20/1993	191	SALE HELD		
10/20/1993	267	BID RECEIVED	\$34320.00;	
10/20/1993	392	MONIES RECEIVED	\$34320.00;	
11/03/1993	237	LEASE ISSUED		
11/03/1993	974	AUTOMATED RECORD VERIF	AR/MV	
11/15/1993	600	RECORDS NOTED		
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01/01/2004	246	LEASE COMMITTED TO CA	NMNM111040;	
01/30/2004	393	DEC ISSUED	LSE EXTENDED	
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10/30/2006	246	LEASE COMMITTED TO CA	CA NMNM120212	
04/04/2008	643	PRODUCTION DETERMINATION	CA NMNM120212	
04/04/2008	660	MEMO OF 1ST PROD-ALLOC	CA NMNM120212	

Line Nr Remarks

NO WARRANTY IS MADE BY BLM FOR USE OF THE DATA FOR PURPOSES NOT INTENDED BY BLM

Serial Number: NMNM-- - 092160

JAMES BRUCE ATTORNEY AT LAW

POST OFFICE BOX 1056 SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213 SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone) (505) 660-6612 (Cell) (505) 982-2151 (Fax)

jamesbruc@aol.com

April 1, 2009

Certified Mail - Return Receipt Requested

To: Interest owners in the NE¹/₄ of Section 27, Township 25 South, Range 26 East, N.M.P.M., Eddy County, New Mexico

Ladies and gentlemen:

Cimarex Energy Co. of Colorado has filed an application with the New Mexico Oil Conservation Division seeking an unorthodox oil well location in the E½SE¼ of Section 27, Township 25 South, Range 26 East, N.M.P.M., Eddy County, New Mexico. A copy of the application is enclosed. If you object to the application, you must notify the Division in writing no later than 20 days from the date of this letter (the Division's address is 1220 South St. Francis Drive, Santa Fe, New Mexico 87505). Failure to object will preclude you from contesting this matter later.

Very truly yours,

In ames Bruce

ames Bruce Attorney for Cimarex Energy Co. of Colorado

EXHIBI₁

Brooks, David K., EMNRD

From: Sent: To: Subject: Brooks, David K., EMNRD Tuesday, April 21, 2009 9:00 AM 'jamesbruc@aol.com' Chosa Draw 27 Fed #3; NSL application

Dear Jim

I have reviewed this application and find nothing that tells me the location of the "point of penetration" of the Delaware formation in this proposed horizontal well. I will need that info to write the order.

Sincerely

David

Brooks, David K., EMNRD

From: Sent: To: Subject: Attachments: jamesbruc@aol.com Wednesday, April 22, 2009 9:33 AM Brooks, David K., EMNRD Re: Chosa Draw 27 Fed #3; NSL application cimarex-Chosa_Draw_27_Fed_3_Plats.pdf

David: The attached plat shows that it is the same as the surface location.

-----Original Message-----From: Brooks, David K., EMNRD <david.brooks@state.nm.us> To: jamesbruc@aol.com Sent: Tue, 21 Apr 2009 8:59 am Subject: Chosa Draw 27 Fed #3; NSL application

Dear Jim

I have reviewed this application and find nothing that tells me the location of the "point of penetration" of the Delaware formation in this proposed horizontal well. I will need that info to write the order.

Sincerely

David

This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom they are addressed. If you have received this email in error please notify the system manager. This message contains confidential information and is intended only for the individual named. If you are not the named addressee you should not disseminate, distribute or copy this e-mail.

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DISTRICT I 1625 N. Prench Dr., Hobbs, NM 68240 DISTRICT II 1301 W. Grand Avenue, Artoria, NM 68210

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DISTRICT III 1000 Rio Brazos Rd., Aztec, NM 87410

DISTRICT IV 1220 S. St. Francis Dr., Sania Fo, NM 67505 State of New Mexico Energy, Minerals and Natural Resources Department Form C-102 Revised October 12, 2005

OIL CONSERVATION DIVISION 1220 South St. Francis Dr. Santa Fe, New Mexico 87505 Submit to Appropriate District Office State Lease - 4 Copies Fee Lease - 3 Copies

WELL LOCATION AND ACREAGE DEDICATION PLAT

□ AMENDED REPORT

API	Number		Pool Code				Pool Name				
						wood Draw; Delaware, North					
Property Code						Property Name Well Number					
CHOSA DRAW						"27" FEDERAL 3					
OGRID No 16268			CIM	IAREX E	Operato		OF COLORADO)	Eleva 327		
					Surface	Loca	ation				
UL or lot No.	Section	Township	Range	Lot idn	Feet from	the	North/South line	Feet from the	East/West line	County	
1	27	25 S	26 E		248	0	SOUTH	850	EAST	EDDY	
	Bottom Hole Location If Different From Surface										
UL or lot No.	Section	Township	Range	Lot Idn	Feet from		North/South line	Feet from the	East/West line	County	
Р	27	25 S	26 E		330		SOUTH	850	EAST	EDDY	
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