

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

APPLICATION OF CIMAREX ENERGY
FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO

Case No. 14703
Case No. 14704
Case No. 14705
Case No. 14698

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MOTION TO CONTINUE

COG Operating, LLC ("Concho") moves the Division to continue the above referenced pooling applications currently scheduled for the August 4th Division docket, to the September 1, 2011, hearing docket. In support of this motion, Concho states:

1. In Case Nos. 14703, 14704, 14705 and 14698, Cimarex Energy Company ("Cimarex") seeks an order pooling all mineral interests to form 40-acre oil spacing and proration units for the development of the Glorieta-Yeso formation underlying the SE/4 of Section 6, Township 19 South, Range 26 East, NMPM, Eddy County, New Mexico. Cimarex proposes to drill four vertical wells in each quarter quarter of the SE/4 at what are described as "unorthodox" well locations.

2. Concho has recently acquired mineral interests in the SE/4 of Section 6 and has submitted horizontal well proposals to the mineral interest owners in the Glorieta-Yeso formation underlying the SE/4 of Section 6.

3. Since Concho only recently acquired its mineral interests in the SE/4 of Section 6, Concho did not receive any prior well proposals from Cimarex, did not receive notice of these pooling applications, and has not engaged in any discussions with Cimarex over these competing development plans.

4. Cimarex's pooling applications should be continued until such time as these parties have conferred and sought to reach agreement on their conflicting development plans, and until such time as all necessary pooling applications can be heard at once.

5. Cimarex's counsel has been contacted about this motion and stated that Cimarex opposes this motion.

WHEREFORE, Concho respectfully requests that the Division continue the hearing on these cases until the September 1, 2011, Examiner Docket.

Respectfully submitted,

HOLLAND & HART, LLP

By:


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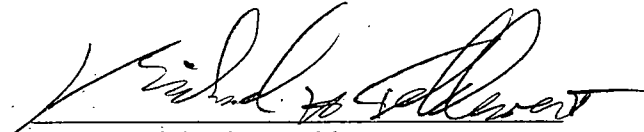
505.983.6043 Facsimile

ATTORNEYS FOR COG OPERATING, LLC

CERTIFICATE OF SERVICE

The hereby certify that on July 28, 2011, I served a copy of the foregoing **Motion to Continue** to the following counsel of record via Facsimile, and U.S. Mail, postage prepaid to:

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