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August 4, 2009

Florene Davidson
Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

Case 14374

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Dear Florene:

Enclosed for filing, on behalf of Cimarex Energy Co., are an original and one copy of an application for cancellation of an APD, together with a proposed advertisement. The advertisement has also been e-mailed to the Division. Please set this matter for the September 3, 2009 Examiner hearing. Thank you.

Very truly yours


James Bruce

Attorney for Cimarex Energy Co.

PARTIES BEING NOTIFIED

COG Operating, LLC
Suite 1300
550 West Texas
Midland, Texas 79701

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

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APPLICATION OF CIMAREX ENERGY CO.
FOR CANCELATION OF THE DIVISION'S
APPROVAL OF AN APPLICATION FOR PERMIT
TO DRILL ISSUED TO COG OPERATING LLC,
CHAVES COUNTY, NEW MEXICO.

Case No. 14374

APPLICATION

Cimarex Energy Co. applies for an order canceling the Division's approval of an application for permit to drill ("APD") issued to COG Operating LLC for a well in the S½S½ of Section 12, Township 15 South, Range 31 East, N.M.P.M., Chaves County, New Mexico, and in support thereof, states:

1. Applicant is an interest owner in the S½S½ of Section 12, and has the right to drill a well thereon.
2. COG Operating LLC has obtained an APD for the Gemini Fed. Well No. 1H, a horizontal Wolfcamp well located in the S½S½ of Section 12 (API No. 30-005-27972). **Exhibit A.**
3. Concurrently with this application, Cimarex Energy Co. has filed a non-standard unit/compulsory pooling application on the S½S½ of Section 12. Cimarex Energy Co.'s pooling application should be granted.
4. If the pooling application of Cimarex Energy Co. is granted, the APD for the Gemini Fed. Well No. 1 should be canceled so that Cimarex Energy Co. may apply for and receive an APD for its proposed well.

WHEREFORE, applicant requests that, after notice and hearing, the Division enter its order canceling the APD for the Gemini Fed. Well No. 1, and granting such further relief as the Division deems proper.

Respectfully submitted,

A handwritten signature in cursive script that reads "James Bruce". The signature is written in black ink and is positioned above a horizontal line.

James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

Attorney for Cimarex Energy Co.

Form 3160-3
 (August 2007)

UNITED STATES
 DEPARTMENT OF THE INTERIOR
 BUREAU OF LAND MANAGEMENT

APPLICATION FOR PERMIT TO DRILL OR REENTER

FORM APPROVED
 OMB No 1004-0137
 Expires July 31, 2010

5. Lease Serial No.
 SL NMC 105886 BHL Fee

6. If Indian, Allottee or Tribe Name
 N/A

7. If Unit or CA Agreement, Name and No.
 N/A

8. Lease Name and Well No.
 Gemini Federal #115 **<36788>**

9. API Well No.
30-005-27972

1a. Type of work: DRILL REENTER

1b. Type of Well: Oil Well Gas Well Other Single Zone Multiple Zone

2. Name of Operator COG Operating, LLC

3a. Address 550 West Texas, Suite 1300
 Midland, TX 79701

3b. Phone No. (include area code)
<229137>
 (432)- 685-9158

10. Field and Pool, or Exploratory
 Undesignated Wolfcamp

4. Location of Well (Report location clearly and in accordance with any State requirements.)
 At surface 330' FSL & 330' FEL, Unit P
 At proposed prod. zone 330' FSL & 330' FWL, Unit M
 ROSWELL CONTROLLED WATER BASIN

11. Sec., T. R. M. or Blk. and Survey or Area
 Section 12, T15S, R31E

14. Distance in miles and direction from nearest town or post office*
 Approx 15 miles North of Maljamar, New Mexico

12. County or Parish
 Chaves Co.

13. State
 NM

15. Distance from proposed* location to nearest property or lease line, ft (Also to nearest drig. unit line, if any)
 330

16. No. of acres in lease
 560

17. Spacing Unit dedicated to this well
 160

18. Distance from proposed location* to nearest well, drilling, completed, applied for, on this lease, ft
 N/A

19. Proposed Depth
 13450' MD
 8910' TVD

20. BLM/BIA Bond No. on file
 NMB 000215

21. Elevations (Show whether DF, KDB, RT, GL, etc.)
 4355' GL

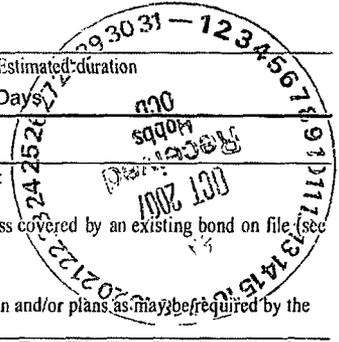
22. Approximate date work will start*
 11/30/2007

23. Estimated duration
 45 Days

24. Attachments

The following, completed in accordance with the requirements of Onshore Oil and Gas Order No.1, must be attached to this form:

- 1. Well plat certified by a registered surveyor.
- 2. A Drilling Plan.
- 3. A Surface Use Plan (if the location is on National Forest System Lands, the SUPO must be filed with the appropriate Forest Service Office)
- 4. Bond to cover the operations unless covered by an existing bond on file (see Item 20 above).
- 5. Operator certification
- 6. Such other site specific information and/or plans as may be required by the BLM



25. Signature
 Title Agent for COG Operating LLC

Name (Printed/Typed)
 Dwaine Moore

Date
 09/12/2007

Approved (Signature) **/S/ JOHN S. SIMITZ**
 Title Assistant Field Manager,
 Lands And Minerals

Name (Printed/Typed) **/S/ JOHN S. SIMITZ**
 Office ROSWELL FIELD OFFICE

Date **SEPT 11 2007**
 APPROVED FOR 2 YEARS

Application approval does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.
 Conditions of approval, if any, are attached.

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

(Continued on page 2)

*(Instructions on page 2)

EXHIBIT **A**

APPROVAL SUBJECT TO
 GENERAL REQUIREMENTS AND
 SPECIAL STIPULATIONS ATTACHED

Exhibit "A"

DISTRICT I
1025 N. French Dr., Hobbs, NM 88240

DISTRICT II
4301 W. Grand Avenue, Artesia, NM 88210

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

DISTRICT IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy, Minerals and Natural Resources Department

Form C-102
Revised October 12, 2005

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

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

AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number 30-005-27972	Pool Code ✓	Pool Name <i>wildcat</i> Undesignated Wolfcamp
Property Code 36788	Property Name GEMINI FEDERAL	Well Number 1H
OGRID No. 229137	Operator Name C.O.G. OPERATING L.L.C.	Elevation 4355'

Surface Location

UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
P	12	15 S	31 E		330	SOUTH	330	EAST	CHAVES

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
M	12	15 S	31 E		330	SOUTH	330	WEST	CHAVES

Dedicated Acres 160	Joint or Infill	Consolidation Code	Order No.
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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

	<p>OPERATOR CERTIFICATION</p> <p>I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.</p> <p><i>[Signature]</i> 9/12/07 Signature Date</p> <p><i>Owaine Marie Agcat For</i> Printed Name COG</p>													
	<p>SURVEYOR CERTIFICATION</p> <p>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</p> <p>JULY 28, 2007</p> <p>Date Surveyed</p> <p><i>[Signature]</i> Signature Professional Surveyor</p> <p><i>[Seal]</i> W.O. Jones Professional Surveyor</p>													
	<p>Certificate No. Gary L. Jones 7977</p>													
	<p>BASIN SURVEYS</p>													
<p>Project Area = 160 acres</p> <table border="1"> <thead> <tr> <th>BOTTOM HOLE LOCATION</th> <th>SURFACE LOCATION</th> </tr> </thead> <tbody> <tr> <td>LAT.: N 33°01'26.9"</td> <td>LAT.: N 33°01'27.23"</td> </tr> <tr> <td>LONG.: W 103°46'57.3"</td> <td>LONG.: W 103°46'03.19"</td> </tr> <tr> <td>SPC- N.: 736765.26</td> <td>SPC- N.: 736815.4</td> </tr> <tr> <td>E.: 710122.84</td> <td>E.: 714748.2</td> </tr> <tr> <td>(NAD-83)</td> <td>(NAD-83)</td> </tr> </tbody> </table> <p>Producing Area</p>			BOTTOM HOLE LOCATION	SURFACE LOCATION	LAT.: N 33°01'26.9"	LAT.: N 33°01'27.23"	LONG.: W 103°46'57.3"	LONG.: W 103°46'03.19"	SPC- N.: 736765.26	SPC- N.: 736815.4	E.: 710122.84	E.: 714748.2	(NAD-83)	(NAD-83)
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PROPOSED ADVERTISEMENT

Case No. 14374 :

Application of Cimarex Energy Co. for cancelation of the Division's approval of an application for permit to drill issued to COG Operating LLC, Chaves County, New Mexico. Cimarex Energy Co. seeks an order canceling the Division's approval of an application for permit to drill issued to COG Operating LLC for the proposed Gemini Fed. Well No. 1, a horizontal Wolfcamp well located in the S½S½ of Section 12, Township 15 South, Range 31 East, N.M.P.M. (API No. 30-005-27972). The well unit is located approximately 17 miles northeast of Loco Hills, New Mexico.

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