

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

NMOCD - ACOI 100-C

IN THE MATTER OF CIMAREX ENERGY CO OF COLORADO,

Respondent.

**THIRD AMENDED
AGREED COMPLIANCE ORDER**

Pursuant to Ordering Paragraph 4 of inactive well agreed compliance order 100, as amended (“ACOI 100” or “Order”), the Director of the Oil Conservation Division (“OCD”) hereby amends that order as follows:

FINDINGS

1. ACOI 100 required Cimarex Energy Co of Colorado (formerly Gruy Petroleum Management Co.) (“Operator”) to return six of the wells identified in Exhibit A to compliance with OCD Rule 201 by July 31, 2006 and file a compliance report by that date. If Operator met its compliance goal and deadline, the OCD would issue an amendment extending the terms of the order for an additional six months, and require Operator to return six additional wells to compliance by that deadline. If Operator continued to meet its compliance goals and deadlines, the OCD would continue to issue amendments for up to a total of four six-month terms. If Operator exceeds its compliance goal in any period, the excess wells shall count towards its compliance goal for the subsequent period(s).

2. Operator returned the following ten wells identified in Exhibit A to compliance in its first six-month term:

- Cagle C #004 30-025-31324
- CW Shepherd Federal #002 30-025-31614
- Ellen Sims A #001 30-025-24469
- Moberly Rhodes WF Project #007 30-025-12025
- Moberly Rhodes WF Project #008 30-025-12026
- Monterey State #004 30-015-10177
- New Mexico L 61 State #001 30-025-24257
- Skelly Penrose A Unit #041 30-025-10694
- State ET #002 30-005-62662
- Topacio Federal 28 Com #001 30-025-34522

Cimarex Energy Co of Colorado

ACOI 100-C

Page 1 of 3

3. The OCD issued an amendment extending the terms of the Order for a second six-month term, requiring Operator to return two additional wells to compliance to meet its six-well goal for the second term.

4. Operator filed a timely compliance report for its second term, and the OCD verified that Operator returned the following four additional wells identified in Exhibit A to compliance in the second term:

- Callaway Fed 3 30-015-23505
- Carlson Harrison Fed Com 1 30-025-11692
- Highland St. Com 1 30-025-25967
- JF Janda NCT-J 1 30-025-09251

5. The OCD issued an amendment extending the terms of the Order for a third six-month term, requiring operator to return four additional wells to compliance to meet its six-well goal for the third term.

6. Operator filed a timely compliance report for its third term, and the OCD verified that Operator returned the following nine wells identified in Exhibit A to compliance in the third term:

- Mallon 10 Fed #001 30-015-29473
- Mallon 10 Fed #004 30-015-29775
- Malon 30 Fed #043 30-025-34448
- Rhodes 23 Fed Com #001 30-025-34168
- Rhodes Fed Unit 52 30-025-28114
- Rhodes Fed Unit 82 30-025-24521
- Rhodes Fed Unit #267 30-025-34454
- Canadian 6 Fed Com #001 30-015-31601
- Rhodes Fed Unit 222 30-025-12034

CONCLUSIONS

1. Operator had two wells carry over from its second term, and returned nine additional wells to compliance in its third term, for a total of eleven wells.

2. Operator exceeded its six-well goal for the second term by five wells.

3. The OCD should amend ACOI-100 to extend its terms through January 31, 2008, and require Operator to return one additional well to compliance to meet its six-well goal for the fourth period.

ORDER

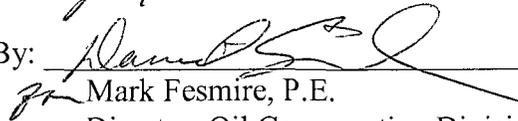
1. Operator shall return to compliance by January 31, 2008 at least one of the wells identified in Exhibit A to ACOI 100 not identified as compliant above to meet its six-well goal for this fourth period.

2. Operator shall file a written compliance report identifying each well returned to compliance, stating the date it was returned to compliance and describing how the well was returned to compliance (restored to production or other approved beneficial use, plugged wellbore, approved temporary abandonment status.) The written compliance report must be mailed or e-mailed to the OCD's Enforcement and Compliance Manager so that it is **received by** the compliance deadline of January 31, 2008.

3. The terms of ACOI-100 otherwise remain in effect and are extended through January 31, 2008.

Done at Santa Fe, New Mexico this 30th day of July, 2007

By:



Mark Fesmire, P.E.

Director, Oil Conservation Division