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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*  
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, appearing to read "James Bruce", is written over a horizontal line.

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

Attorney for Cimarex Energy Co.

New Mexico Oil Conservation Division, District I  
1625 N. French Drive  
Hobbs, NM 88240

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 NM/C 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

9. API Well No.  
30-005-27972

10. Field and Pool, or Exploratory  
Undesignated Wolfcamp

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

12. County or Parish  
Chaves Co.  
13. State  
NM

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)  
(432)- 685-9158

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

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

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)  
Dwayne Moore

Date  
09/12/2007

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

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

Date  
AUG 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

## OIL CONSERVATION DIVISION

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

Form C-102

Revised October 12, 2005

Submit to Appropriate District Office

State Lease - 4 Copies

Fee Lease - 3 Copies

☐ AMENDED REPORT

## WELL LOCATION AND ACREAGE DEDICATION PLAT

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

## Surface Location

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

## 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
<b>M</b>	<b>12</b>	<b>15 S</b>	<b>31 E</b>		<b>330</b>	<b>SOUTH</b>	<b>330</b>	<b>WEST</b>	<b>CHAVES</b>

Dedicated Acres	Joint or Infill	Consolidation Code	Order No.
<b>160</b>			

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

		<b>OPERATOR CERTIFICATION</b> 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. Signature: <i>[Signature]</i> Date: <b>9/12/07</b> Printed Name: <b>Owaine Marie Agcat For C.O.G.</b>
		<b>SURVEYOR CERTIFICATION</b> 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. Date Surveyed: <b>JULY 28, 2007</b> Signature: <i>[Signature]</i> Professional Surveyor: <b>W.O. Jones</b> Certificate No. <b>Gary L. Jones 7977</b> <b>BASIN SURVEYS</b>

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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