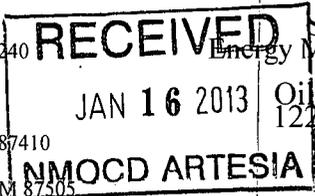


District I
1625 N. French Dr., Hobbs, NM 88240
District II
811 S. First St., Artesia, NM 88210
District III
1000 Rio Brazos Road, Aztec, NM 87410
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505



State of New Mexico
Energy Minerals and Natural Resources
Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

Form C-129
Revised August 1, 2011
Submit one copy to appropriate
District Office

NFO Permit No. _____
(For Division Use Only)

APPLICATION FOR EXCEPTION TO NO-FLARE RULE 19.15.18.12

(See Rule 19.15.18.12 NMAC and Rule 19.15.7.37 NMAC)

- A. Applicant Cimarex Energy Co. of Colorado 30-015-39077 39081
 whose address is 600 N Marienfeld St, Suite 600, Midland, TX 79701 39078 39082
39079 39108
39080 39109
 hereby requests an exception to Rule 19.15.18.12 for 120 days or until May 14, 2013
 for the following described tank battery (or LACT):
 Name of Lease Oklahoma 32 Fee Name of Pool Penasco Draw; SA-Yeso (Assoc)
 Location of Battery: Unit Letter B Section 32 Township 18S Range 26E
 Number of wells producing into battery 8
- B. Based upon oil production of 376 barrels per day, the estimated * volume
 of gas to be flared is 600 MCF; Value \$1,200.00 per day.
- C. Name and location of nearest gas gathering facility:
DCP*
- D. Distance _____ Estimated cost of connection _____
- E. This exception is requested for the following reasons: DCP plant down for repairs. Anticipate 9 months of flaring

OPERATOR
 I hereby certify that the rules and regulations of the Oil Conservation Division have been complied with and that the information given above is true and complete to the best of my knowledge and belief.

Signature Michelle Chappell
 Printed Name & Title Michelle Chappell, Regulatory Technician
 E-mail Address mchappell@cimarex.com
 Date 01/15/2013 Telephone No. 432-620-1959

OIL CONSERVATION DIVISION
 Approved Until May 14 - 2013
 By JD Dade
 Title Dist II Supervisor
 Date Jan 18 - 2013

* Gas-Oil ratio test may be required to verify estimated gas volume.