

AUG 18 2009



**Cimarex Energy Co. of Colorado**

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August 13, 2009

Oil Conservation Division  
District II Office  
1301 W. Grand Ave.  
Artesia, New Mexico 88210  
Attn: Ms. ~~Linda Bratcher~~

30-015-37303

Re: Statewide Rule 118  
Hydrogen Sulfide Gas Contingency Plan  
Proposed Wigeon 23 Federal No. 3 Well

Dear Ms. ~~Bratcher~~:

In accordance with NMAC 19.15.3.118 C. (1) governing the determination of the hydrogen sulfide concentration in gaseous mixtures in each of its operations, Cimarex Energy Co. of Colorado does not anticipate that there will be enough H<sub>2</sub>S from the surface to the Delaware formations to meet the OCD's minimum requirements for the submission of a contingency plan for the drilling and completion of the following test(s):

**Wigeon 23 Federal No. 3**  
23-25S-26E  
SHL 2460 FNL & 2310 FEL  
BHL 330 FNL & 2260 FEL  
Eddy County, NM

If anything further is needed regarding this issue, or if you have any questions, please feel free to contact the undersigned at 972-443-6489.

Yours truly,

*Zeno Farris*

Zeno Farris  
Manager, Operations Administration