

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENTOCD-HOBBS
HOBBS OCDFORM APPROVED
OMB NO. 1004-0135
Expires: July 31, 2010**SUNDRY NOTICES AND REPORTS ON WELLS**
Do not use this form for proposals to drill or to re-enter an abandoned well. Use form 3160-3 (APD) for such proposals.

NOV 22 2011

SUBMIT IN TRIPLICATE - Other instructions on reverse side.

RECEIVED

1. Type of Well <input checked="" type="checkbox"/> Oil Well <input type="checkbox"/> Gas Well <input type="checkbox"/> Other		5. Lease Serial No NMNM0392082A
2. Name of Operator CIMAREX ENERGY CO. OF COLORADO Contact: BRETT JENNINGS Email: bajennings@cimarex.com		6. If Indian, Allottee or Tribe Name
3a. Address 600 N MARIENFELD ST STE 600 MIDLAND, TX 79701	3b. Phone No (include area code) Ph: 432-620-1932 Fx: 432-620-1940	7. If Unit or CA/Agreement, Name and/or No.
4. Location of Well (Footage, Sec, T, R, M, or Survey Description) Sec 4 T26S R32E		8. Well Name and No HALLERTEAU FED 04
		9. API Well No 30-025-00000 40254
		10. Field and Pool, or Exploratory BONG SPRING; WILDCAT
		11. County or Parish, and State LEA COUNTY, NM

12. CHECK APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA

TYPE OF SUBMISSION	TYPE OF ACTION			
<input checked="" type="checkbox"/> Notice of Intent	<input type="checkbox"/> Acidize	<input type="checkbox"/> Deepen	<input type="checkbox"/> Production (Start/Resume)	<input type="checkbox"/> Water Shut-Off
<input type="checkbox"/> Subsequent Report	<input type="checkbox"/> Alter Casing	<input type="checkbox"/> Fracture Treat	<input type="checkbox"/> Reclamation	<input type="checkbox"/> Well Integrity
<input type="checkbox"/> Final Abandonment Notice	<input type="checkbox"/> Casing Repair	<input type="checkbox"/> New Construction	<input type="checkbox"/> Recomplete	<input checked="" type="checkbox"/> Other
	<input type="checkbox"/> Change Plans	<input type="checkbox"/> Plug and Abandon	<input type="checkbox"/> Temporarily Abandon	
	<input type="checkbox"/> Convert to Injection	<input type="checkbox"/> Plug Back	<input type="checkbox"/> Water Disposal	

13. Describe Proposed or Completed Operation (clearly state all pertinent details, including estimated starting date of any proposed work and approximate duration thereof. If the proposal is to deepen directionally or recompleat horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones. Attach the Bond under which the work will be performed or provide the Bond No. on file with BLM/BIA. Required subsequent reports shall be filed within 30 days following completion of the involved operations. If the operation results in a multiple completion or recompleat in a new interval, a Form 3160-4 shall be filed once testing has been completed. Final Abandonment Notices shall be filed only after all requirements, including reclamation, have been completed, and the operator has determined that the site is ready for final inspection.)

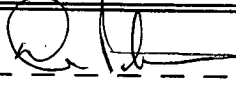
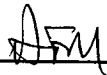

Cimarex proposes to construct a 300'x300'x8' fresh water frac pit on our Hallertau 4 Fed lease as shown on attached plat and topo. Pit will service the Hallertau 4&5 Fed wells and others in the area. Pit floor will be lined with Geofoam or caliche to protect against rocks if any. Pit will be fenced with a 5 wire barb wire fence with a 12' gate at the east side of the pit. The pit will service Cimarex Operated Bone Spring completions in the area. Fast lines from water haulers will be utilized along existing roads to fill the pit and transport fresh water to the wells for fracing. When drilling has ceased in the area, pit area will be reclaimed, contoured, and reseeded per BLM specifications.

MOA contribution for well pad will be sent under separate cover.

**SEE ATTACHED FOR
CONDITIONS OF APPROVAL**

14. I hereby certify that the foregoing is true and correct Electronic Submission #121557 verified by the BLM Well Information System For CIMAREX ENERGY CO. OF COLORADO, sent to the Hobbs	
Name (Printed/Typed) BRETT JENNINGS	Title REGULATORY ANALYST
Signature (Electronic Submission)	Date 10/27/2011

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

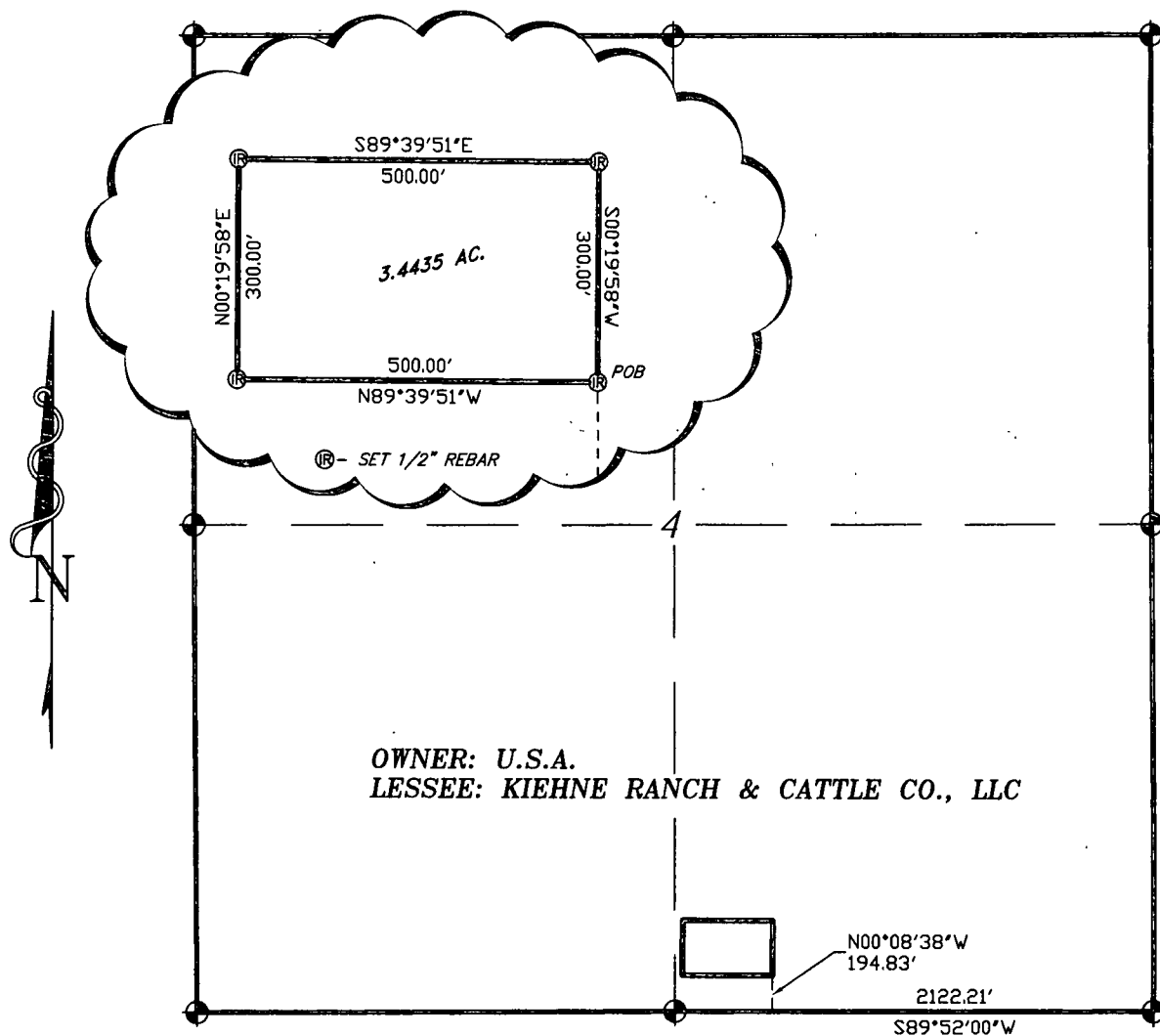
Approved By 	Title 	Date 
Conditions of approval, if any, are attached. Approval of this notice does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.		Office CARLSBAD FIELD OFFICE

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

**** OPERATOR-SUBMITTED ** OPERATOR-SUBMITTED ** OPERATOR-SUBMITTED ****

NOV 28 2011

SECTION 4, TOWNSHIP 26 SOUTH, RANGE 32 EAST, N.M.P.M.,
LEA COUNTY, NEW MEXICO.



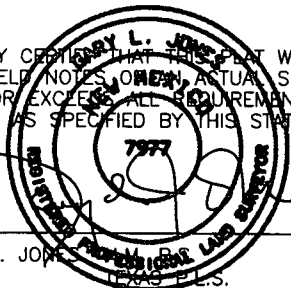
OWNER: U.S.A.
LESSEE: KIEHNE RANCH & CATTLE CO., LLC

LEGAL DESCRIPTION

A TRACT OF LAND LOCATED IN SECTION 4, TOWNSHIP 26 SOUTH, RANGE 32 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH LIES S.89°52'00\"W, 2122.21 FEET AND N.00°08'38\"W, 194.83 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 4; THENCE N.89°39'51\"W, 500.00 FEET; THENCE N.00°19'58\"E, 300.00 FEET; THENCE S.89°39'51\"E, 500.00 FEET; THENCE S.00°19'58\"W, 300.00 FEET TO THE POINT OF BEGINNING. SAID TRACT OF LAND CONTAINING 3.4435 ACRES, MORE OR LESS.

I HEREBY CERTIFY THAT THIS PLAN WAS PREPARED FROM FIELD NOTES, OR FROM ACTUAL SURVEY AND MEETS OR EXCEEDS ALL REQUIREMENTS FOR LAND SURVEYS AS SPECIFIED BY THIS STATE.



GARY L. JONES, P.L.S. No. 7977
P.O. BOX 5074

BASIN SURVEYS P.O. BOX 1786—HOBBS, NEW MEXICO

W.O. Number: 25354 Drawn By: K. GOAD

Date: 10-03-2011 Disk: KJG - 25354TRACT.DWG

1000 0 1000 2000 FEET

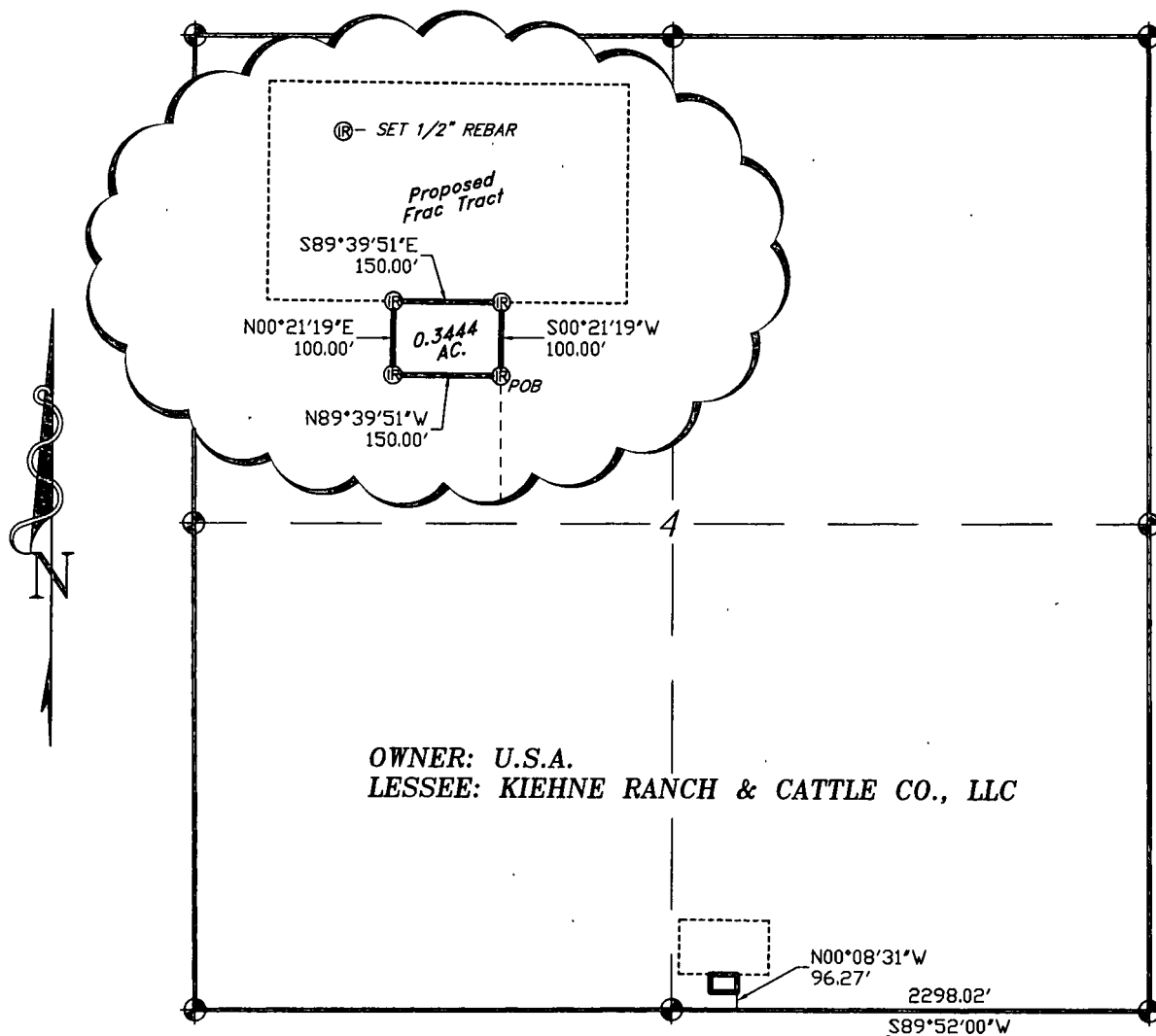
CIMAREX ENERGY CO. OF COLORADO

REF: FRAC TRACT FOR THE HALLERTAU 4&5 FEDERAL WELLS

A TRACT OF LAND IN
SECTION 4, TOWNSHIP 26 SOUTH, RANGE 32 EAST,
N.M.P.M., LEA COUNTY, NEW MEXICO.

Survey Date: 09-26-2011 Sheet 1 of 2 Sheets

**SECTION 4, TOWNSHIP 26 SOUTH, RANGE 32 EAST, N.M.P.M.,
LEA COUNTY, NEW MEXICO.**



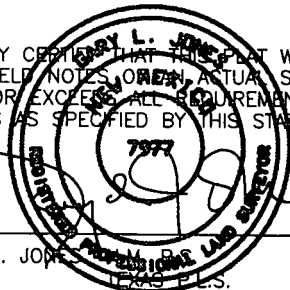
**OWNER: U.S.A.
LESSEE: KIEHNE RANCH & CATTLE CO., LLC**

LEGAL DESCRIPTION

A TRACT OF LAND LOCATED IN SECTION 4, TOWNSHIP 26 SOUTH, RANGE 32 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH LIES S.89°52'00\"W., 2298.02 FEET AND N.00°08'31\"W., 96.27 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 4; THENCE N.89°39'51\"W., 150.00 FEET; THENCE N.00°21'19\"E., 100.00 FEET; THENCE S.89°39'51\"E., 150.00 FEET; THENCE S.00°21'19\"W., 100.00 FEET TO THE POINT OF BEGINNING. SAID TRACT OF LAND CONTAINING 0.3444 ACRES, MORE OR LESS.

I HEREBY CERTIFY THAT THIS PLAT WAS PREPARED FROM FIELD NOTES, ORIGIN, ACTUAL SURVEY AND MEETS OR EXCEEDS ALL REQUIREMENTS FOR LAND SURVEYS AS SPECIFIED BY THIS STATE.



GARY L. JONES, P.L.S. No. 7977
LEAS P.L.S. No. 5074

BASIN SURVEYS P.O. BOX 1786 - HOBBS, NEW MEXICO

W.O. Number: 25354 Drawn By: K. GOAD

Date: 10-03-2011 Disk: KJG - 25354TRACT.DWG

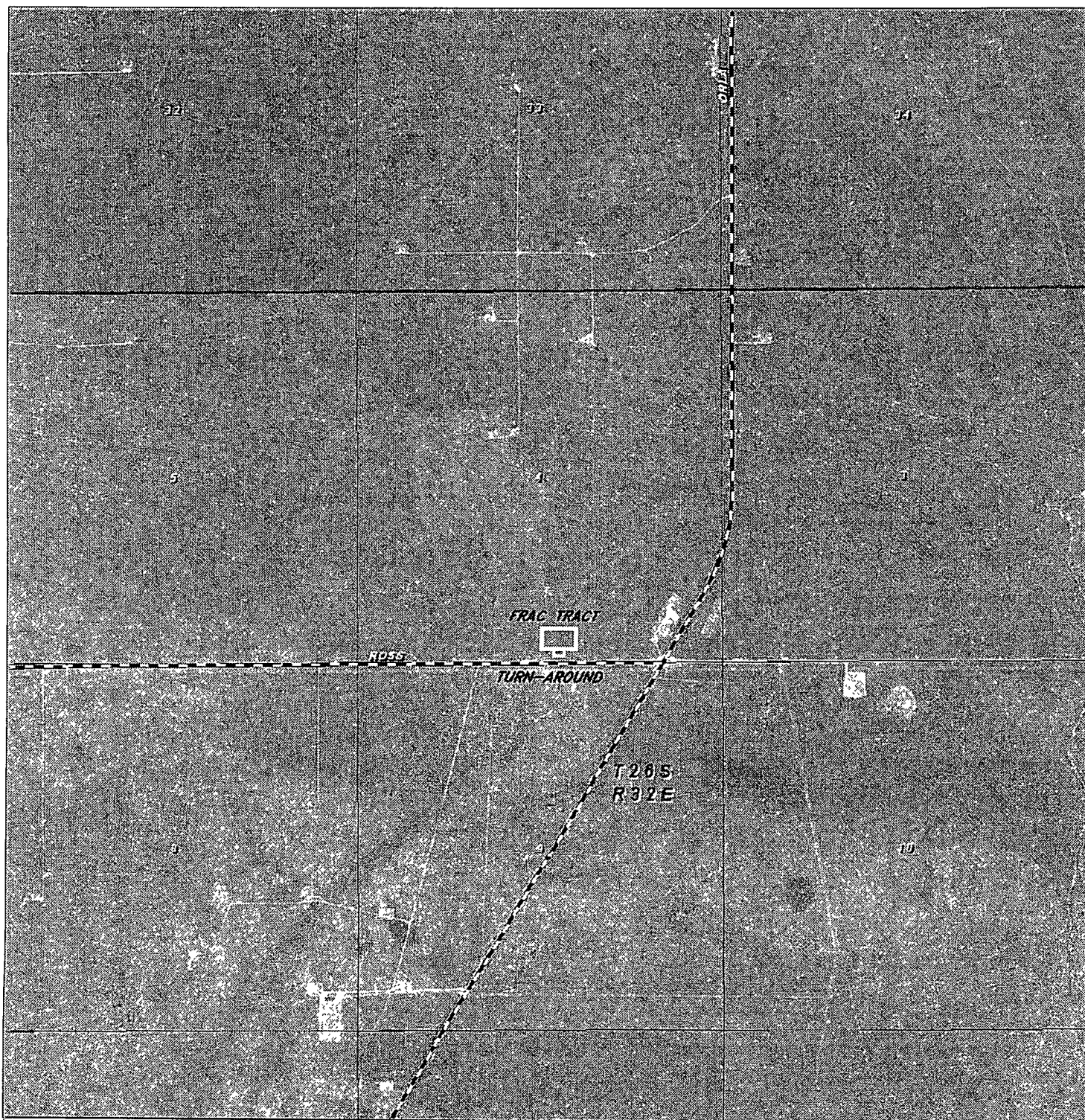
1000 0 1000 2000 FEET

CIMAREX ENERGY CO. OF COLORADO

REF: TURNAROUND FOR THE HALLERTAU 4&5 FEDERAL WELLS FRAC TRACT

A TRACT OF LAND IN
SECTION 4, TOWNSHIP 26 SOUTH, RANGE 32 EAST,
N.M.P.M., LEA COUNTY, NEW MEXICO.

Survey Date: 09-26-2011 Sheet 2 of 2 Sheets



HALLERTAU 4&5 FED. WELLS FRAC TRACT & TURN-AROUND
 Section 4, Township 26 South, Range 32 East,
 N.M.P.M., Lea County, New Mexico.

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surveys
 focused on excellence
 in the oilfield

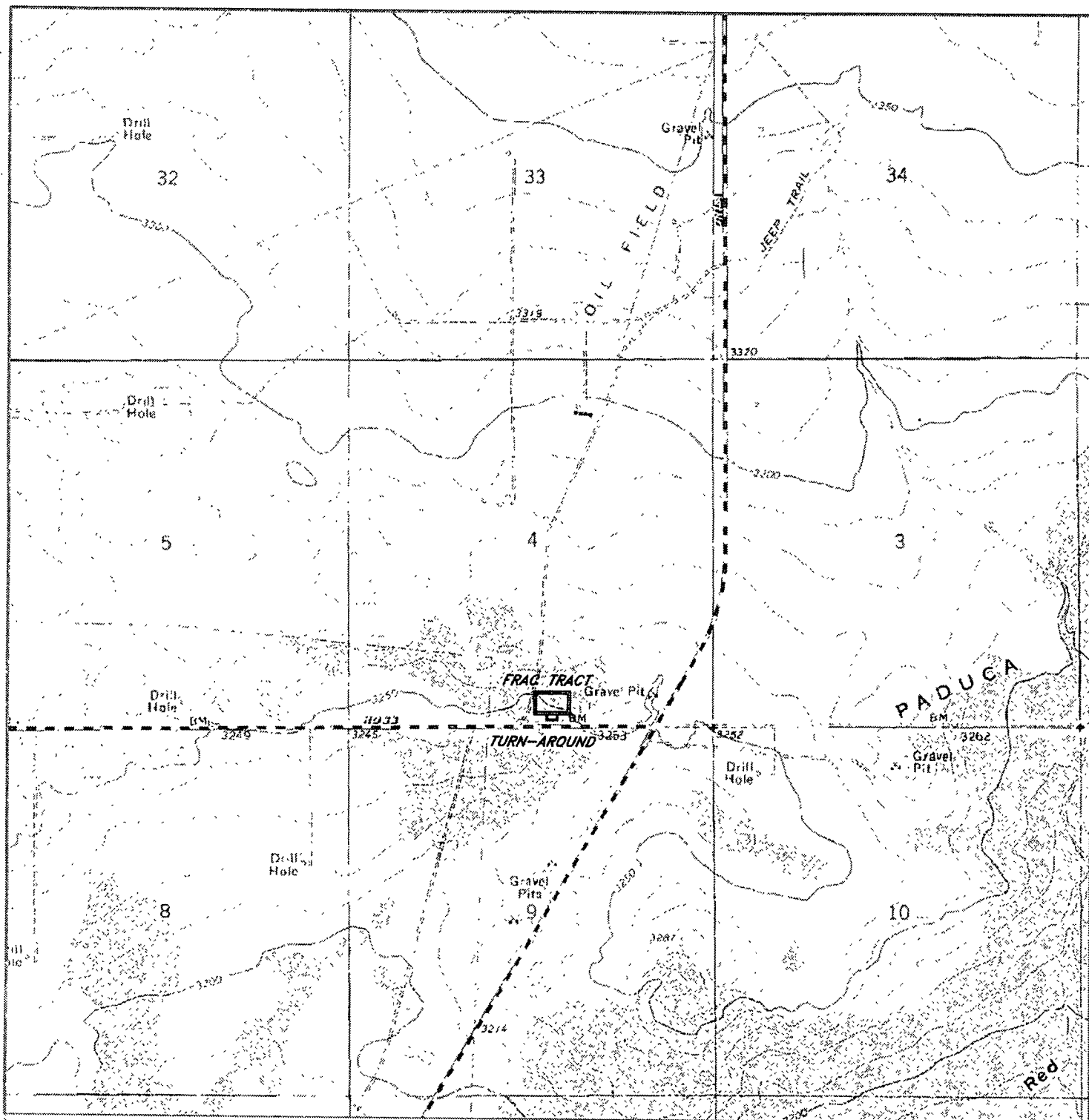
P.O. Box 1786
 1120 N. West County Rd.
 Hobbs, New Mexico 88241
 (575) 393-7316 - Office
 (575) 392-2206 - Fax
 basinsurveys.com

W.D. Number: <JG - 25354

Scale: 1" = 1000'

YELLOW TINT - USA LAND
 BLUE TINT - STATE LAND
 NATURAL COLOR - FEE LAND

CIMAREX
ENERGY CO.
OF COLORADO



HALLERTAU 4&5 FED. WELLS FRAC TRACT & TURN-AROUND
 Section 4, Township 26 South, Range 32 East,
 N.M.P.M., Lea County, New Mexico.

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 (575) 392-2206 - Fax
 basin-surveys.com

W.O. Number: 403 25354

Survey Date: 08 22 2011

Scale: 1" = 2000'

Date: 10-03-2011

CIMAREX
ENERGY CO.
OF COLORADO

BLM LEASE NUMBER: NM0392082A
COMPANY NAME: Cimarex Energy Co of Colorado
ASSOCIATED WELL NO. & NAME: Hallerteau 5 Fed 4

FRAC POND CONDITIONS OF APPROVAL

A copy of the Sundry Notice and attachments, including stipulations, survey plat and diagram, will be on location during construction. BLM personnel may request to see a copy of your permit during construction to ensure compliance with all conditions of approval.

Holder agrees to comply with the following conditions of approval to the satisfaction of the Authorized Officer:

1. The Holder shall indemnify the United States against any liability for damage to life or property arising from the occupancy or use of public lands under this permit.
2. The Holder shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated.

3. Required Standard Conditions of Approval:

- Contact the Supervisory Environmental Protection Specialist, Jim Amos, at 575-234-5909 at least 24 hours prior to starting construction.
- The frac pond will only be authorized to contain freshwater and testing of water quality is required. Additives are not allowed without consent of the authorized officer.
- If at any time the water in the frac pond becomes polluted with salts or other contaminants, use of the frac pond will cease and desist, and all liquids will be removed from the frac pond and disposed of properly.
- Confine all construction and maintenance activity to the authorized area.
- Temporary pipelines flowing from the frac pond to the target well will be laid along existing roadways unless an exception has been granted by the authorized officer.
- Mineral materials extracted during construction of the frac pond will be stored on-location and/or used for constructing the frac pond.
- The frac pond will be lined.
- The operator shall stockpile topsoil approximately 25 feet outside the bermed perimeter of the pond in a low profile manner, reasonably protected from wind and water erosion.

- Topsoil shall not be used for constructing the frac pond. The topsoil will be used for final reclamation purposes only.
- The frac pond shall be fenced on all sides.
- Install earthen erosion-control structures as are suitable for the specific terrain and soil conditions.
- The plastic lining will be removed prior to final abandonment
- Reclamation efforts will commence immediately after the frac pond is no longer needed for the purpose of completing wells.
- Within 3 months of completion of frac operations on associated wells, all earthwork and final reclamation must be completed. This includes reclaiming and/or removal of:

Any roads approved for use with the pond

Surface water lines

Tanks, pumps, fencing etc.

- Porto-johns and trash containers will be on-location during fracturing operations or any other crew-intensive operations.

Requirements for Operations and Final Reclamation:

4. If, during any phase of the construction, operation, maintenance, or termination of the frac pond, any pollutant should be released from the contaminated frac pond, the control and total removal, disposal, and cleaning up of such pollutant, wherever found, shall be the responsibility of holder, regardless of fault.

5. The holder shall minimize disturbance to existing fences and other improvements on public lands. The holder is required to promptly repair improvements to at least their former state. Functional use of these improvements will be maintained at all times. The holder will contact the owner of any improvements prior to disturbing them. When necessary to pass through a fence line, the fence shall be braced on both sides of the passageway prior to cutting of the fence. No permanent gates will be allowed unless approved by the Authorized Officer.

6. Any cultural and/or paleontological resources (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf shall be immediately reported to the Authorized Officer. Holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the Authorized

Officer. An evaluation of the discovery will be made by the Authorized Officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the Authorized Officer after consulting with the holder.

7. The operator shall be held responsible if noxious weeds become established within the areas of operations. Weed control shall be required on the disturbed land where noxious weeds exist, which includes the roads, pads, associated pipeline corridor, and adjacent land affected by the establishment of weeds due to this action. The operator shall consult with the Authorized Officer for acceptable weed control methods, which include following EPA and BLM requirements and policies.

8. After all disturbed areas have been satisfactorily contoured and prepared for seeding the location needs to be revegetated with the seed mixture provided. Seeding may need to be repeated until revegetation is successful. Operators shall contact Jim Amos, Supervisor, Environmental Protection – (575)234-5909, **prior** to beginning surface reclamation operations.

9. Seeding is required: Use the following seed mix.

- | | |
|--|--|
| <input type="checkbox"/> seed mixture 1 | <input type="checkbox"/> seed mixture 3 |
| <input checked="" type="checkbox"/> seed mixture 2 | <input type="checkbox"/> seed mixture 4 |
| <input type="checkbox"/> LPC mixture | <input type="checkbox"/> Aplomado Falcon mix |

10. The topsoil to be stripped is approximately 6 inches in depth.

11. Special Stipulations:

12. Upon failure of holder to control, dispose of, or clean up such discharge, or to repair all damages resulting there-from, the Authorized Officer may take such measures as he deems necessary to control and clean up the discharge and restore the area, including where appropriate, the aquatic environment and fish and wildlife habitats, at the full expense of the holder. Such action by the Authorized Officer shall not relieve holder of any responsibility as provided herein.

EA File # 12-176

BLM SERIAL #: NM-0392082A
COMPANY REFERENCE: Cimarex Energy Co of Colorado
WELL # & NAME: Hallerteau 5 Fed 4

Seed Mixture 2, for Sandy Sites

The holder shall seed all disturbed areas with the seed mixture listed below. The seed mixture shall be planted in the amounts specified in pounds of pure live seed (PLS)* per acre. There shall be no primary or secondary noxious weeds in the seed mixture. Seed will be tested and the viability testing of seed will be done in accordance with State law (s) and within nine (9) months prior to purchase. Commercial seed will be either certified or registered seed. The seed container will be tagged in accordance with State law(s) and available for inspection by the authorized officer.

Seed will be planted using a drill equipped with a depth regulator to ensure proper depth of planting where drilling is possible. The seed mixture will be evenly and uniformly planted over the disturbed area (smaller/heavier seeds have a tendency to drop the bottom of the drill and are planted first). The holder shall take appropriate measures to ensure this does not occur. Where drilling is not possible, seed will be broadcast and the area shall be raked or chained to cover the seed. When broadcasting the seed, the pounds per acre are to be doubled. The seeding will be repeated until a satisfactory stand is established as determined by the authorized officer. Evaluation of growth will not be made before completion of at least one full growing season after seeding.

Species to be planted in pounds of pure live seed* per acre:

<u>Species</u>	<u>lb/acre</u>
Sand dropseed (Sporobolus cryptandrus)	1.0
Sand love grass (Eragrostis trichodes)	1.0
Plains bristlegrass (Setaria macrostachya)	2.0

*Pounds of pure live seed:

Pounds of seed x percent purity x percent germination = pounds pure live seed