

RECEIVED

NEW MEXICO OIL CONSERVATION DIVISION, DISTRICT 1
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
1825 N. French Drive
Hobbs, NM 88240

FORM APPROVED
OMB No 1004-0137
Expires March 31, 2007

OCT 22 2009

SUNDRY NOTICES AND REPORTS ON WELLS

HOBBSSOCD

Do not use this form for proposals to drill or to re-enter an abandoned well. Use form 3160-3 (APD) for such proposals.

SUBMIT IN TRIPLICATE - Other instructions on reverse side

1. Type of Well

☒ Oil Well

☐ Gas Well

☐ Other

2. Name of Operator

Cimarex Energy Co. of Colorado

3a. Address

600 N. Marienfeld St., Ste. 600; Midland, TX 79701

3b. Phone No. (include area code)

432-571-7800

4. Location of Well (Footage, Sec., T., R., M., or Survey Description)

1980 FSL & 660 FEL

22-7S-35E

5. Lease Serial No
LC-068124

6. If Indian, Allottee or Tribe Name

7. If Unit or CA/Agreement, Name and/or No

8. Well Name and No

L Harris Federal No. 1

9. API Well No.

30-041-20286

10. Field and Pool, or Exploratory Area

Todd; Wolfcamp

11. County or Parish, State

Roosevelt County, NM

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

TYPE OF SUBMISSION

☐ Notice of Intent

☒ Subsequent Report

☐ Final Abandonment Notice

TYPE OF ACTION

☐ Acidize

☐ Alter Casing

☐ Casing Repair

☐ Change Plans

☐ Convert to Injection

☐ Deepen

☐ Fracture Treat

☐ New Construction

☐ Plug and Abandon

☐ Plug Back

☐ Production (Start/Resume)

☐ Reclamation

☐ Recomplete

☐ Temporarily Abandon

☐ Water Disposal

☐ Water Shut-off

☐ Well Integrity

☒ Other Repaired tank battery berm

13. Describe Proposed or Completed Operation (clearly state all pertinent details, included 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.)

Per BLM Notice of Order No. 04-043-09W, Cimarex has constructed a containment berm around the tank battery, separation, and treatment equipment on the L Harris Federal No. 1 well.

14. I hereby certify that the foregoing is true and correct

Name (Printed/Typed)

Natalie Krueger

Title

Regulatory

Signature

Date

10.02.09

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved by

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.

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. 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.

(Instructions on page 2)

PETROLEUM ENGINEER

Title

ROSWELL FIELD OFFICE

Office

ACCEPTED FOR RECORD

Date

OCT 23 2009

OCT 14 2009

Signature



United States Department of the Interior
BUREAU OF LAND MANAGEMENT

Pecos District
Roswell Field Office
2909 West Second Street
Roswell, New Mexico 88201-2019
www.nm.blm.gov



AUG 27 2009

In Reply Refer To: 3160(NMP0130)
Case/Lease Number: NMLC 068124
Order No. 04-043-09W

CERTIFIED MAIL--RETURN RECEIPT REQUESTED
7003 0500 0000 4454 3847

Cimarex Energy Company of Colorado
Suite 1500
5215 N. O'Connor Blvd
Irving, TX 75039

NOTICE OF ORDERS OF THE BLM AUTHORIZED OFFICER

Gentlemen:

An inspection was performed on Federal Lease NMLC 068124, L Harris Federal #1, API No.: 30-041-20286, 1980 FSL & 660 FEL, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, T. 7 S. R. 35 E. Roosevelt County, New Mexico, on August 3, 2009, by Randy Legler, Natural Resource Specialist. It was found that operations are not being conducted in a manner designed to protect the mineral resources, other natural resources, and environmental quality (43 CFR 3162.5).

ORDERS OF THE AUTHORIZED OFFICER

Pursuant to Federal Regulation 43 CFR 3162.5-1(a) which states "The operator shall conduct operations in a manner which protects the mineral resources, other natural resources, and environmental quality ..." the following environmental compliance problems were identified during the latest inspection of the subject location. Specifically:

- **Environmental Problem No. 1:** Tank battery berm deteriorated.

Corrective Action: Construct a containment berm/dike around all tank battery, separation, and treatment equipment. The containment structure at a minimum must be capable of holding the entire capacity of the largest single container with sufficient freeboard to contain precipitation (40 CFR 112.9(c) (2)).

Report your compliance with this Written Order on a Subsequent Sundry Notice on Form 3160-5 (Sundry Notice and Reports on Wells) stating the above problems have been corrected and are ready for inspection, an original and 5 copies are required.

In accordance with 43 CFR 3163.1(a), please comply with the corrective action(s) for the identified environmental problems no later than October 5, 2009. If you fail to comply within the time frames specified, you will be subject to further enforcement action as may be deemed necessary.

WARNING

Orders of the Authorized Officer or Incidents of Non Compliance and reporting time frames begin upon receipt of the Notice or 7 business days after the date it is mailed, whichever is earlier. Each problem or violation must be corrected within the prescribed time from receipt of this Notice and reported to the Bureau of Land Management office at the address shown above.

For Incidents of Non Compliance, please note that you already may have been assessed for noncompliance (see amount under "Assessed for Noncompliance"). If you do not comply as noted above under "Corrective Action to Be Completed By," you may incur additional assessment under (43 CFR 3163.1) and may also incur Civil Penalties (43 CFR 3163.2). All self-certified corrections must be postmarked no later than the next business day after the prescribed time for correction.

Note: Section 109(d)(1) of the Federal Oil and Gas Royalty Management Act of 1982, as implemented by the applicable provisions of the operating regulations at Title 43 CFR 3163.2(f)(1), provides that any person who "knowingly or willfully" prepares, maintains, or submits false, inaccurate, or misleading reports, notices, affidavits, records, data, or other written information required by this part shall be liable for a civil penalty of up to \$25,000 per violation for each day such violation continues, not to exceed a maximum of 20 days.

REVIEW AND APPEAL RIGHTS

A person contesting an order of the authorized office or violation must request a State Director Review of the Order or Incident of Noncompliance. This request must be filed within 20 working days of receipt of the Order or Incident of Noncompliance with the appropriate State Director at PO Box 27115, Santa Fe, NM 87502-0115 (see 43 CFR 3165.3). The State Director review decision may be appealed to the Interior Board of Lands Appeals, 801 North Quincy Street, MS 300-QC, Arlington, Virginia 22203 (see 43CFR 3165.4). Contact the above listed Bureau of Land Management office for further information.

If you have any questions concerning our Written Orders for the L Harris Federal #1 location, please contact Randy Legler, Natural Resource Specialist at the Roswell Field Office at 575-627-0215.

Sincerely,

A handwritten signature in cursive script, appearing to read "Angel Mayes".

Angel Mayes
Assistant Field Manager,
Lands and Minerals