### STATE OF NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES OIL CONSERVATION DIVISION

### APPLICATION OF COG OPERATING LLC FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO.

**CASE NO. 24061** 

### EXHIBIT INDEX

Compulsory Pooling Checklist

| Exhibit A | Self-Affirmed Statement of Blair Brummell  |
|-----------|--|
| A-1       | Application & Proposed Notice of Hearing   |
| A-2       | C-102s   |
| A-3       | Plat of Tracts, Tract Ownership, Applicable Lease Numbers, Unit Recapitulation, Pooled Parties |
| A-4       | Sample Well Proposal Letter & AFEs   |
| A-5       | Chronology of Contact  |
| Exhibit B | Self-Affirmed Statement of Laura Vargas  |
| B-1       | Location Map   |
| B-2       | Bone Spring Subsea Structure Map   |
| B-3       | Cross Section Map  |
| B-4       | Stratigraphic Cross-Section  |
| Exhibit C | Self-Affirmed Statement of Dana S. Hardy   |
| C-1       | Notice Letters to Interested Parties   |
| C-2       | Chart of Notice to Interested Parties  |
| C-3       | Copies of Certified Mail Receipts and Returns  |
| C-4       | Affidavit of Publication for December 12, 2023   |

### **COMPULSORY POOLING APPLICATION CHECKLIST**

### ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS

| Case: 24061  | APPLICANT'S RESPONSE   |
|--|--|
| Date   | January 18, 2024   |
| Applicant  | COG Operating LLC  |
| Designated Operator & OGRID (affiliation if applicable)  | OGRID No. 229137   |
| Applicant's Counsel:   | Hinkle Shanor LLP  |
| Case Title:  | Application of COG Operating LLC for Compulsory<br>Pooling, Lea County, New Mexico.  |
| Entries of Appearance/Intervenors:   | None   |
| Well Family  | Akubra   |
| Formation/Pool   |  |
| Formation Name(s) or Vertical Extent:  | Bone Spring  |
| Primary Product (Oil or Gas):  | Oil  |
| Pooling this vertical extent:  | Bone Spring  |
| Pool Name and Pool Code:   | WC-025 G-08 S2535340; Bone Spring Pool (Code 97088)  |
| Well Location Setback Rules:   | Statewide  |
| Spacing Unit   |  |
| Type (Horizontal/Vertical)   | Horizontal   |
| Size (Acres)   | 320-acre   |
| Building Blocks:   | quarter-quarter  |
| Orientation:   | South to North   |
| Description: TRS/County  | E/2 E/2 of Sections 28 and 33, Township 25 South,<br>Range 35 East, Lea County, New Mexico.  |
| Standard Horizontal Well Spacing Unit (Y/N), If No, describe <u>and is</u> <u>approval of non-standard unit requested in this application?</u>           | Yes.   |
| Other Situations   |  |
| Depth Severance: Y/N. If yes, description  | No.  |
| Proximity Tracts: If yes, description  | No.  |
| Proximity Defining Well: if yes, description   | N/A  |
| Applicant's Ownership in Each Tract  | Exhibit A-3  |
| Well(s)  |  |
| Name & API (if assigned), surface and bottom hole location,<br>footages, completion target, orientation, completion status<br>(standard or non-standard) | Add wells as needed  |
| Well #1<br>Released to Imaging: 1/16/2024 1:44:24 PM   | Akubra Federal Com 603H (API #)<br>SHL: 280' FNL & 1330' FEL (Unit B), Section 4, T26S, R35E<br>BHL: 50' FNL & 330' FEL (Unit A), Section 28, T25S, R35E<br>Completion Target: Bone Spring (Approx. 12,290' TVD) |

| Received by OCD: 1/16/2024 1:42:54 PM<br>Horizontal Well First and Last Take Points | Exhibit A-3                           |
|---|---------------------------------------|
|   |                                       |
| Completion Target (Formation, TVD and MD)   | Exhibit A-4                           |
| AFE Capex and Operating Costs   |                                       |
| Drilling Supervision/Month \$   | \$8,000.00                            |
| Production Supervision/Month \$   | \$800.00                              |
| Justification for Supervision Costs   | Exhibit A                             |
| Requested Risk Charge   | 200%                                  |
| Notice of Hearing   |                                       |
| Proposed Notice of Hearing  | Exhibit A-1                           |
| Proof of Mailed Notice of Hearing (20 days before hearing)                          | Exhibit C-1, Exhibit C-2, Exhibit C-3 |
| Proof of Published Notice of Hearing (10 days before hearing)                       | Exhibit C-4                           |
| Ownership Determination   |                                       |
| Land Ownership Schematic of the Spacing Unit  | Exhibit A-3                           |
| Tract List (including lease numbers and owners)                                     | Exhibit A-3                           |
| If approval of Non-Standard Spacing Unit is requested, Tract List                   |                                       |
| (including lease numbers and owners) of Tracts subject to notice requirements.      | N/A                                   |
| Pooled Parties (including ownership type)   | Exhibit A-3                           |
| Unlocatable Parties to be Pooled  | N/A                                   |
| Ownership Depth Severance (including percentage above & below)                      | N/A                                   |
|   |                                       |
| Joinder   |                                       |
| Sample Copy of Proposal Letter  | Exhibit A-4                           |
| List of Interest Owners (ie Exhibit A of JOA)                                       | Exhibit A-3                           |
| Chronology of Contact with Non-Joined Working Interests                             | Exhibit A-5                           |
| Overhead Rates In Proposal Letter   | Exhibit A-4                           |
| Cost Estimate to Drill and Complete   | Exhibit A-4                           |
| Cost Estimate to Equip Well   | Exhibit A-4                           |
| Cost Estimate for Production Facilities   | Exhibit A-4                           |
| Geology   |                                       |
| Summary (including special considerations)  | Exhibit B                             |
| Spacing Unit Schematic  | Exhibit B-1                           |
| Gunbarrel/Lateral Trajectory Schematic  | N/A                                   |
| Well Orientation (with rationale)   | Exhibit B-1                           |
| Target Formation  | Exhibit B                             |
| HSU Cross Section   | Exhibit B-3                           |
| Depth Severance Discussion  | N/A                                   |
| Forms, Figures and Tables   |                                       |
| Released to Imaging: 1/16/2024 1:44:24 PM   | Exhibit A-2 -                         |

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|--|---|
| Tracts   | Exhibit A-3                                     |
| Summary of Interests, Unit Recapitulation (Tracts)           | Exhibit A-3                                     |
| General Location Map (including basin)                       | Exhibit B-1                                     |
| Well Bore Location Map                                       | Exhibit B-1                                     |
| Structure Contour Map - Subsea Depth                         | Exhibit B-2                                     |
| Cross Section Location Map (including wells)                 | Exhibit B-3                                     |
| Cross Section (including Landing Zone)                       | Exhibit B-4                                     |
| Additional Information                                       |   |
| Special Provisions/Stipulations                              | N/A   |
| CERTIFICATION: I hereby certify that the information provide | ded in this checklist is complete and accurate. |
| Printed Name (Attorney or Party Representative):             | Dana S. Hardy                                   |
| Signed Name (Attorney or Party Representative):              | /s/ Dana S. Hardy                               |
| Date:  | 1/16/2024                                       |
|  | -   |

### STATE OF NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES OIL CONSERVATION DIVISION

### APPLICATION OF COG OPERATING LLC FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO

CASE NO. 24061

### SELF-AFFIRMED STATEMENT OF BLAIR BRUMMELL

1. I am a Land Negotiator for COG Operating LLC ("COG"). I am over 18 years of age, have personal knowledge of the matters addressed herein, and am competent to provide this Self-Affirmed Statement. I have previously testified before the New Mexico Oil Conservation Division ("Division") and my qualifications as an expert in petroleum land matters were accepted and made a matter of record.

2. I am familiar with the land matters involved in the above-referenced case. Copies of COG's application and proposed hearing notice are attached as **Exhibit A-1**.

3. None of the parties proposed to be pooled in this case indicated opposition to this matter proceeding by affidavit, therefore I do not expect any opposition at hearing.

4. COG seeks an order: (1) establishing a 320-acre, more or less, standard horizontal spacing unit comprised of the E/2 E/2 of Sections 28 and 33, Township 25 South, Range 35 East, Lea County, New Mexico ("Unit"); and (2) pooling all uncommitted interests in the Bone Spring formation underlying the Unit.

5. The Unit will be dedicated to the following **Akubra Federal Com 603H** well ("Well"), which will be drilled from a surface hole location in the NW/4 NE/4 (Unit B) of Section 4 to a bottom hole location in the NE/4 NE/4 (Unit A) of Section 28. The proposed Well will be completed in the WC-025 G-08 S2535340; Bone Spring Pool (Code 97088).

6. The completed interval of the Well will be orthodox.

COG OPERATING LLC Case No. 24061 Exhibit A 7. **Exhibit A-2** contains the C-102s for the Well.

8. **Exhibit A-3** contains a plat identifying ownership by tract in the Unit. This exhibit also includes any applicable lease numbers, a unit recapitulation, and the interests COG seeks to pool highlighted in yellow.

9. COG has conducted a diligent search of all county public records including phone directories and computer databases, as well as internet searches, to locate the interest owners it seeks to pool.

10. COG's request for approval of a non-standard spacing unit will allow it to consolidate surface facilities and will consequently prevent surface, environmental, and economic waste. As a result, approval of a non-standard spacing unit is necessary to prevent waste and protect correlative rights.

11. **Exhibit A-4** contains a sample well proposal letter and AFEs sent to the working interest owners for the Well. The estimated costs reflected on the AFEs are fair and reasonable and comparable to the cost of other wells of similar depth and length drilled in the subject formation in the area.

12. In my opinion, COG made a good-faith effort to reach voluntary joinder of uncommitted interests in the Well as indicated by the chronology of contact described in **Exhibit A-5**.

13. COG requests overhead and administrative rates of \$8,000 per month while the Well is being drilled and \$800 per month while the Well is producing. These rates are fair and are comparable to the rates charged by COG and other operators in the vicinity.

14. The attached exhibits were either prepared by me or under my supervision or were compiled from company business records.

•

15. In my opinion, the granting of COG's application for compulsory pooling and approval of a non-standard spacing unit would serve the interests of conservation, the protection of correlative rights, and the prevention of waste.

16. I understand this Self-Affirmed Statement will be used as written testimony in the subject cases. I affirm that my testimony above is true and correct and is made under penalty of perjury under the laws of the State of New Mexico. My testimony is made as of the date handwritten next to my signature below.

Ehn Brand

Blair Brummell

<u>1/13/2024</u> Date

### APPLICATION OF COG OPERATING LLC FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO

CASE NO. 24061

### **APPLICATION**

In accordance with NMSA 1978, § 70-2-17, COG Operating LLC ("COG" or "Applicant"), through its undersigned attorneys, files this application with the Oil Conservation Division ("Division") seeking an order pooling all uncommitted interests in the Bone Spring formation underlying a 320-acre, more or less, standard horizontal spacing unit comprised of the E/2 E/2 of Sections 28 and 33, Township 25 South, Range 35 East, Lea County, New Mexico ("Unit"). In support of this application, COG states the following.

1. Applicant (OGRID No. 229137) is a working interest owner in the Unit and has the right to drill wells thereon.

2. Applicant seeks to dedicate the Unit to the **Akubra Federal Com 603H** well ("Well") which will be drilled from a surface hole location in the NW/4 NE/4 (Unit B) of Section 4 to a bottom hole location in the NE/4 NE/4 (Unit A) of Section 28.

3. The completed interval of the Well will be orthodox.

4. Applicant has sought and been unable to obtain voluntary agreement for the development of these lands from all of the interest owners in the Unit.

5. The pooling of interests will avoid the drilling of unnecessary wells, prevent waste, and protect correlative rights.

COG OPERATING LLC Case No. 24061 Exhibit A-1 6. In order to permit Applicant to obtain its just and fair share of the oil and gas underlying the subject lands, all uncommitted interests in the Unit should be pooled and Applicant should be designated the operator of the proposed horizontal wells and the Unit.

WHEREFORE, Applicant requests that this application be set for hearing before an Examiner of the Oil Conservation Division on January 4, 2024, and, after notice and hearing as required by law, the Division enter an order:

- A. Pooling all uncommitted interests in the Unit;
- B. Approving the initial well in the Unit;
- C. Designating Applicant as the operator of the Unit and the horizontal well to be drilled thereon;
- D. Authorizing Applicant to recover its costs of drilling, equipping, and completing the Well;
- E. Approving the actual operating charges and costs of supervision, together with a provision adjusting the rates pursuant to the COPAS accounting procedures; and
- F. Imposing a 200% charge for the risk assumed by Applicant in drilling and completing the wells against any working interest owner who does not voluntarily participate in the drilling of the Well.

Respectfully submitted,

### HINKLE SHANOR LLP

<u>/s/ Dana S. Hardy</u> Dana S. Hardy Jaclyn M. McLean P.O. Box 2068 Santa Fe, NM 87504-2068 Phone: (505) 982-4554 Facsimile: (505) 98208623 dhardy@hinklelawfirm.com jmclean@hinklelawfirm.com *Counsel for COG Operating LLC*  **Application of COG Operating LLC for Compulsory Pooling, Lea County, New Mexico.** COG Operating LLC seeks an order pooling all uncommitted interests in the Bone Spring formation underlying a 320-acre, more or less, standard horizontal spacing unit comprised of the E/2 E/2 of Sections 28 and 33, Township 25 South, Range 35 East, Lea County, New Mexico ("Unit"). Applicant seeks to dedicate the Unit to the **Akubra Federal Com 603H** well ("Well"), which will be drilled from a surface hole location in the NW/4 NE/4 (Unit B) of Section 4 to a bottom hole location in the NE/4 NE/4 (Unit A) of Section 28. The completed interval of the Well will be orthodox. Also to be considered will be the cost of drilling and completing the Well and the allocation of the costs, the designation of Applicant as the operator of the Well, and a 200% charge for the risk involved in drilling and completing the Well. The Well is located approximately 9.5 miles west of Jal, New Mexico.

|  | 24 1:42:54 PM                 | State   | of New                   | Mexico                              | COG OPER<br>Case No. 24<br>Exhibit A-2 | ATING LLC<br>061                 | Page 11 o   |
|--|-------------------------------|---|--------------------------|-------------------------------------|--|----------------------------------|---|
| ISTRICT I<br>25 N. FRENCH DR., HOBBS, NM 88:<br>one: (575) 393-6161 Fax: (575) 393-0<br>ISTRICT II<br>1 S. FIRST ST., ARTESIA, NM<br>ione: (575) 748-1283 Fax: (575) 744<br>ISTRICT III<br>ISTRICT III<br>1000 RIO BRAZOS RD., AZTEC, N<br>ione: (505) 334-6178 Fax: (505) | 88210<br>8-9720<br>М 87410    | nerals & Nat<br>CONSERV<br>1220 SOUTH<br>Santa Fe, No | ural R<br>ATIO<br>ST. FR | esources De<br>N DIVIS<br>ANCIS DR. | •                                      | Revised Au<br>Submit one copy to | orm C-102<br>agust 1, 201<br>o appropriate<br>ct Office |
| ISTRICT IV<br>20 S. ST. FRANCIS DR., SANTA FE,<br>1000e: (505) 476-3460 Fax: (505)   | NM 87505<br>476-3462          | CATION AND  | ACDEAC                   | OF DEDICATI                         | ON DIAT                                | 🖾 AMENDI                         | ED REPORI   |
| API Number   |                               | OCATION AND<br>Pool Code                              |                          | JE DEDICATI                         | Pool Name                              |                                  |   |
| 30-025-  | 970                           | 88  |                          | WC-025 G-08 S2                      | 253534O; Bone S                        | Spring                           |   |
| Property Code  |                               | Pro<br>AKUBRA   | perty Name<br>FEDERA     |                                     |  | Well Num<br>603                  |   |
| OGRID No.  |                               | ope<br>COG OP   | erator Name              |                                     |  | Elevatio                         |   |
| 229137   |                               |   | ace Locat                |                                     |  | 3192                             | 2.3   |
| UL or lot No. Section  | Township Range                | Lot Idn Feet f  | rom the                  | North/South line                    | Feet from the                          | East/West line                   | County  |
| <b>B</b> 4   | 26-S 35-E                     | 2   | 280                      | NORTH                               | 1330                                   | EAST                             | LEA   |
|  | Bottom                        | Hole Location   | If Differ                | ent From Sur                        | face                                   |                                  |   |
| UL or lot No. Section  | Township Range                | 1   |                          | North/South line                    | Feet from the                          | East/West line                   | County  |
| A 28   | 25-S 35-E                     |   | 50                       | NORTH                               | 330                                    | EAST                             | LEA   |
| Dedicated Acres Joint o<br>1280  | r Infill Consolidation<br>Com | Code Order No.  |                          |                                     |  | 1                                |   |
| L <u>IP</u><br>100' FNL & 330' FEL<br>Y=404497.3 N<br>X=841157.8 E<br>LAT.=32.108340' N<br>LONG.=103.365014' W   |                               | 2 <u></u> 50 <u>,</u>                                 | ٨                        |                                     | 01                                     | FOR CERTIFICA                    |   |

### **Released to Imaging:** 1/16/2024 1:44:24 PM

**Bone Spring Formation** T25S-R35E Section 28: E2 Section 33: E2 Lea County, New Mexico Tract 1 (NM 119280) Tract 2 (NM 112943) Tract 3 (NM 45706) 28 (NM 132955) Proposed 320 BS Unit 33

Akubra Fed Com Lease Map

COG OPERATING LLC Case No. 24061 Exhibit A-3

### Akubra Fed Com Unit Breakdown Bone Spring Formation T25S-R35E Sections 28: E2 Section 33: E2 Lea County, New Mexico

### Unit Working Interest

| COG Operating LLC                        | 65.625000%  |
|--|-------------|
| COG Production LLC                       | 15.625000%  |
| Chevron USA Inc.                         | 18.750000%  |
| Total WI                                 | 100.000000% |
|  |             |
| Tract 1 - E2E2 of Section 33, T25S-R35E  |             |
| COG Production, LLC                      | 100.00000%  |
| Total                                    | 100.000000% |
| Tract 2 - E2SE4 of Section 28, T25S-R35E |             |
| COG Operating LLC                        | 50.00000%   |
| Chevron USA Inc.                         | 50.00000%   |
| Total                                    | 100.000000% |
| Tract 3 - E2NE4 of Section 28, T25S-R35E |             |
| COG Operating, LLC                       | 100.000000% |
| Total                                    | 100.000000% |

### **Pooling Notification List**

Working Interest Owners

Chevron U.S.A. Inc 1400 Smith Street Houston, TX 77002

**Overriding Royalty Owners** 

Malaga Royalty, LLC P.O. Box 2064 Midland, TX 79702

Malaga EF7, LLC P.O. Box 2064 Midland, TX 79702

Devon Energy Production Company, L.P. 333 West Sheridan Avenue Oklahoma City, OK 73102

Franklin Mountain Royalty Investments, LLC, a Delaware Limited Liability Company 44 Cook St., Suite 10000 Denver, CO 80206

SMP Patriot Mineral Holdings, LLC 4143 Maple Avenue, Suite 500 Dallas, TX 75219

Pegasus Resources II, LLC P.O. Box 470698 Fort Worth, TX 76147

Bryan Bell Family LLC 213 20th St. New Orleans, LA 70124-1235

Wells Fargo, National Association, Successor Trustee of the Robert N. Enfield Irrevocable Trust B 201 Main Street Fort Worth, TX 76102

MerPel, LLC 4245 N. Central Expressway Suite 320 Box 109 Dallas, TX 75225

TD Minerals, LLC 8111 Westchester Drive, Suite 900 Dallas, TX 75225

Charmar, LLC 4815 Vista Del Oso Court NE Albuquerque, NM 87109

Richard C. Deason 1301 N. Havenhurst #217 West Hollywood, CA 90046

Thomas Deason 1405 Knight Ave Wolfforth, TX 79382

Estate of Ronald H. Mayer, Deceased PO Box 2391 Roswell, NM 88202

SAP, LLC 4901 Whitney Lane Roswell, NM 88203

Howard A. Rubin, Inc. 623 Camino Rancheros Santa Fe, NM 87505-2837

Rubie Crosby Bell Family LLC 213 20th St. New Orleans, LA 70124-1235

Occidental Permian Limited Partnership 5 Greenway Plaza Suite 110 Houston, TX 77046-0521

GPGM, LLC c/o Thomas Mitchell for New Mexico Bank & Trust 320 Gold Ave, Suite 100 Albuquerque, NM 87102

LCA83, LLC 8740 Cornell Ave. Odessa, TX 79765

Strangers in Title

Cathleen Ann Adams, Trustee of Cathleen Adams Revocable Trust dated September 25, 2020, as amended and restated, successor to Cathleen Ann Adams P.O. Box 45807 Rio Rancho, NM 87074

Susan Arrott a.k.a Susan Carol Arrott, Trustee of Arrott Family Revocable Trust dated April 8, 2019, as amended and restated, successor to Susan Caorl Arrott P.O. Box 95074 North Little Rock, AR 95074

The 1687 Foundation PO Box 251089 Plano, TX 75025

Blair C. Brummell, CPL Staff Land Negotiator

> 600 W. Illinois Ave Midland, TX 79701

Via Federal Express

November 1, 2023

**ConocoPhillips** 

COG Operating LLC

Chevron U.S.A. Inc. Attn: NOJV Group 5301 Deauville Blvd. Midland, TX 79706

### **RE:** Well Proposal – Akubra Fed Com 603H

Township 25 South, Range 35 East, N.M.P.M. Section 28: E2E2 Section 33: E2E2 Lea County, New Mexico 320.0/a *Bone Spring* 

Chevron U.S.A. Inc.:

COG Operating LLC ("COG"), as Operator, hereby proposes the drilling of the following horizontal well with productive laterals located in the E2E2 of Sections 28 and 33, T25S-R35E, Lea County, New Mexico (collectively, the "Operation"). The surface pad location will be located in Section 4, T26S-R35E (or another location chosen by Operator).

Akubra Federal Com 603H, to be drilled to a depth sufficient to test the Bone Spring formation at an approximate total vertical depth of 12,290'. The estimated surface hole location for this well is proposed at 280' FNL and 1330' FEL of Section 4, 26S-35E, or a location in Unit Letter B of Section 4, The first take point for this well is estimated at approximately 100' FSL, 330' FEL of Section 33, and the last take point is estimated at approximately 100' FNL, 330' FEL of Section 28. The estimated bottom hole location for this well is proposed at approximately 50' FNL, 330' FEL', of Section 28. The dedicated horizontal spacing unit will be the E2E2 of Sections 28 and 33, T25S-R35E, Lea County, New Mexico. The total estimated cost to drill and complete said well is \$10,551,502.00, and a detailed description of the cost is set out on the enclosed Authority for Expenditure ("AFE").

COG is proposing these wells under the terms of a new Operating Agreement which is included for your review and approval. It has the following general provisions:

- 100%/300% Non-Consenting Penalty;
- \$8000 Drilling and \$800 Producing Rate; and
- COG Operating LLC named as Operator.

COG OPERATING LLC Case No. 24061 Exhibit A-4

COG Operating LLC is a wholly owned subsidiary of ConocoPhillips

If you do not wish to participate, COG proposes to acquire your interest via term assignment. It has the following general provisions:

- 3 year primary term
- Delivering a 75% NRI, proportionately reduced
- \$10,000 per net acre bonus consideration

The Term Assignment offer terminates December 31, 2023 and is subject to the approval of COG's management and verification of title. If an agreement cannot be reached within 30 days of the receipt of this letter, COG will apply to the New Mexico Oil Conservation Division for compulsory pooling of your interest into a spacing unit for the proposed well if uncommitted at such time.

Please indicate your participation elections in the spaces provided on page 3 sign, and return this letter, along with a signed copy of the enclosed AFEs and fully executed signature pages to the JOA, in the enclosed postage paid envelope.

If you have any questions, please do not hesitate to contact me at (432) 685-4346 or Blair.C.Brummell@Conocophillips.com.

Respectfully,

Blair C. Brummell

Blair C. Brummell, CPL Staff Land Negotiator Delaware Basin NM, East

### **Participation Elections:**

\_\_\_\_\_ I/We hereby elect to participate in the drilling and completion of the Akubra Federal Com 603H. \_\_\_\_\_\_ I/We hereby elect **not** to participate in the drilling and completion of the Akubra Federal Com 603H.

### CHEVRON U.S.A. INC.

| By:    |      |
|--------|------|
| Name:  | <br> |
| Title: | <br> |
| Date:  | <br> |

**Project Cost Summary** 

## ConocoPhillips

This document contains proposed and estimated project cost information which is proprietary and confidential to ConocoPhillips.

| Well Name     | Akubra Federal Com 603H |
|---------------|-------------------------|
| Job Type      | Drill and Complete      |
| State         | New Mexico - 30         |
| County/Parish | Lea - 025               |

|   |   | Grand   | Total   |   |
|---|---|---|---|---|
| Cost Feature Group                                | Drilling  | Completions   | Pumping Equipment   | Facilities  |
| A000: CASING & TUBING                             | \$844,000.00  | 2,03 X 300,000 / 012 X ACOMO / 0000000 ( X 2017 ( X X 9797 4 1  | \$184,250.00  |   |
| B000: WELLHEAD, XMAS TREE, AND ASST EQUIPT        | \$65,000.00   | \$10,000.00   | \$57,200.00   |   |
| C000: COMPLETION EQUIPMENT & OTHER                | ngeneralen in die gewaarde gestel de eer Prokonse, is die kerne heerde water wordt die die de opposite in die s |   | \$176,200.00  | \$718,197.00  |
| D000: LOCATION (WELLSITE RELATED)                 | \$206,650.00  | \$12,500.00   | \$4,000.00  | \$30,482.00   |
| E000: RIGS & RIG RELATED                          | \$992,000.00  | 9. <b>9</b> . 9. 9. 9. 9. 9. 9. 9. 9. 9. 9. 9. 9. 9.  | \$18,600.00   |   |
| F000: DRILLING & COMPLETION UTILITIES (ALL)       | \$275,000.00  | \$933,000.00  |   |   |
| G000: FLUID AND CHEMICALS SERVICES                | \$182,000.00  | \$40,000.00   |   |   |
| H000: DIRECTIONAL DRILLING / MWD / LWD            | \$308,000.00  |   |   |   |
| J000: CEMENTING MATERIALS, SERVICES, AND CSG ACCS | \$286,901.00  |   |   |   |
| K000: FORMATION EVALUATION                        | \$31,000.00   |   | an na an 2010 ann ann an 1970 an 1970 an 1970 an 1970 ann an 1970 ann an 1970 ann an 1970 ann an 1970 anns an 1 |   |
| M000: COMPLETION & TESTING                        |   | \$15,000.00   |   |   |
| N000: FORMATION STIMULATION & TREATING            |   | \$2,462,000.00  |   |   |
| O000: CERTIFICATION, INSPECT, CONTROL & TEST      |   |   |   |   |
| P000: TRANSPORTATION SUPPLY & DISPOSAL            | \$75,000.00   | \$30,000.00   | \$19,500.00   |   |
| Q000: DRLG TOOLS & EQPT RNTAL W/WO OPR            | \$288,000.00  | \$488,000.00  | \$11,550.00   |   |
| R000: BITS & MILLS                                | \$70,000.00   |   | an Arristo da calendaria da calendaria de la construcción de la construcción de la construcción de la construcc | na (namana) (na panana <b>X</b> ara na Malanna a Canana na <b>Manah</b> (na 1946) (na histori a |
| S000: SPECIAL SERVICES                            | \$125,500.00  | \$304,000.00  | \$17,100.00   |   |
| T000: MISCELLANEOUS                               | \$389,500.00  | \$147,000.00  | \$51,000.00   | \$90,814.0  |
| U000: PERFORATING & SLICKLINE SERVICES            |   | \$311,000.00  | \$8,500.00  |   |
| V000: ENG & CONSTRUCTION(E&C), CONSLT, R&D        |   | an ya na ya na manana ka kata na kata n |   |   |
| W000: GENERAL FEES                                | \$42,500.00   |   |   |   |
| X000: CONOCOPHILLIPS LABOR & OVERHEAD             | \$6,000.00  | \$22,000.00   | \$8,000.00  | \$3,558.0   |
| Y000: TOTALS, CONTINGENCY & MISCELLANEOUS         | \$95,000.00   | \$96,000.00   |   |   |
| Grand Total                                       | \$4,282,051.00  | \$4,870,500.00  | \$555,900.00  | \$843,051.0   |

Grand Total (\$)

10,551,502.00

Approved By:

Date

Last Edited By Last Edited Date JH JV JL DD Aug 30, 2022

Approved By JH JV JL DD Approved Date Aug 30, 2022

.

| Name/Addresses     | Proposal Mailed Date | Delivered Date | 30th Day | Election | Communication   |
|--------------------|----------------------|----------------|----------|----------|---|
|                    |                      |                |          |          |   |
|                    |                      |                |          |          |   |
|                    |                      |                |          |          |   |
| Chevron U.S.A. Inc |                      |                |          |          | FedEX tracking # 785882008120   |
| 6301 Deauville     |                      |                |          |          | Communicated via email when the proposals were received on 11/8/23 and 11/9/23. |
| Midland, TX 79706  | 11/2/2023            | 11/3/2023      |          |          | Communicated via email 11/28/23, 12/7/23, 12/11/23, 1/4/23 & 1/8/23             |

COG OPERATING LLC Case No. 24061 Exhibit A-5

•

| Name/Addresses  | Ratification Drafted? BS and WC | Ratification Mailed Date |                             | Delivered Date | 30th Day        | Signed (Y/N) |
|---|---------------------------------|--------------------------|-----------------------------|----------------|-----------------|--------------|
| <b>Bryan Bell Family LLC</b><br>213 20th St.<br>New Orleans, LA 70124-1235  | Yes                             | 11/30/2023               | 9414 8149 0246 9822 211263  |                |                 | Yes          |
| <b>Charmar, LLC</b><br>4815 Vista Del Oso Court NE<br>Albuquerque, NM 87109   | Yes                             | 11/30/2023               | 9414 8149 0246 9822 2112 56 |                |                 | Yes          |
| Devon Energy Production Company, LP<br>333 West Sheridan Ave,<br>Oklahoma City, OK 73102  | Yes                             | 11/30/2023               | 9414 8149 0246 9822 2112 32 | 12/4/2023      |                 |              |
| DMA, Inc.<br>8740 Cornell Avenue<br>Odessa, TX 79765  | Yes                             | 11/30/2023               | 9414 9149 0246 9822 2112 49 | Assigned to    | GPGM, LLC and L | CA83, LLC    |
| Estate of Ronald H. Mayer, Deceased<br>PO Box 2391<br>Roswell, NM 88202   | Yes                             | 11/30/2023               | 9414 8149 0246 9822 2113 79 |                |                 |              |
| Franklin Mountain Royalty Investments,<br>LLC, a Delaware Limited Liability Company<br>44 Cook St., Suite 10000<br>Denver, CO 80206 | Yes                             | 11/30/2023               | 9414 8149 0246 9822 2113 86 |                |                 |              |
| GPGM, LLC% Thomas Mitchell for NM<br>Bank & Trust<br>320 Fold Ave SW<br>Albuquerque, NM 87102                                       |                                 |                          | 9414 8149 0246 9822 2115 77 |                |                 |              |
| Howard A. Rubin, Inc.<br>623 Camino Rancheros<br>Santa Fe, NM 87505-2837  | Yes                             | 11/30/2023               | 9414 8149 0246 9822 2113 62 |                |                 | Yes          |
| <b>LCA83, LLC</b><br>8740 Cornell Ave<br>Odessa, TX 79765   |                                 |                          | 9414 8149 0246 9822 2115 60 |                |                 | Yes          |
| Malaga EF7, LLC<br>P.O. Box 2064<br>Midland, TX 79702   | Yes                             | 11/30/2023               | 9114 8149 0246 9822 2113 48 |                |                 |              |
| Malaga Royalty, LLC<br>P.O. Box 2064<br>Midland, TX 79702   | Yes                             | 11/30/2023               | 9414 8149 0246 9822 2113 31 |                |                 | Yes          |
| MerPel, LLC<br>4245 N. Central Expressway<br>Suite 320 Box 109<br>Dallas, TX 75225  | Yes                             | 11/30/2023               | 9414 8149 0246 9822 2113 55 |                |                 |              |

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| Occidental Permian Limited Partnership, a<br>Texas limited partnership<br>5 Greenway Plaza, Suite 110<br>Houston, TX 77046-0521                    | Yes | 11/30/2023 | 9414 8149 0246 9822 2114 16 |  |     |
|--|-----|------------|-----------------------------|--|-----|
| Pegasus Resources II, LLC<br>P.O. Box 470698<br>Fort Worth, TX 76147   | Yes | 11/30/2023 | 9414 8149 0246 9822 2113 24 |  |     |
| Richard C. Deason<br>1301 N. Havenhurst #217<br>West Hollywood, CA 90046   | Yes | 11/30/2023 | 9414 8149 0246 9822 2113 17 |  |     |
| Rubie Crosby Bell Family LLC<br>213 20th St.<br>New Orleans, LA 70124-1235   | Yes | 11/30/2023 | 9414 8149 0246 9822 2114 23 |  | Yes |
| SAP, LLC<br>4901 Whitney Lane<br>Roswell, NM 88203   | Yes | 11/30/2023 | 9414 8149 0246 9822 2113 00 |  |     |
| SMP Patriot Mineral Holdings, LLC<br>4143 Maple Avenue, Suite 500<br>Dallas, TX 75219  | Yes | 11/30/2023 | 9414 8149 0246 9822 2112 94 |  | Yes |
| <b>TD Minerals, LLC</b><br>8111 Westchester Drive, Suite 900<br>Dallas, TX 75225   | Yes | 11/30/2023 | 9414 8149 0246 9822 2112 70 |  |     |
| <b>Thomas Deason</b><br>1405 Knight Ave<br>Wolfforth, TX 79382   | Yes | 11/30/2023 | 9414 8149 0246 9822 2113 93 |  |     |
| Wells Fargo, National Association,<br>Successor Trustee of the Robert N. Enfield<br>Irrevocable Trust B<br>201 Main Street<br>Fort Worth, TX 76102 | Yes | 11/30/2023 | 9414 8149 0246 9822 2112 87 |  |     |

### STATE OF NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES OIL CONSERVATION DIVISION

### APPLICATION OF COG OPERATING LLC FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO.

CASE NO. 24061

### SELF-AFFIRMED STATEMENT OF LAURA VARGAS

1. I am a geologist for COG Operating LLC ("COG"). I am over 18 years of age, have personal knowledge of the matters addressed herein, and am competent to provide this Self-Affirmed Statement. I have previously testified before the New Mexico Oil Conservation Division ("Division") and my credentials as an expert in geology were accepted and made a matter of record.

2. I am familiar with the geological matters that pertain to the above-referenced case.

3. **Exhibit B-1** is a location map of the proposed Bone Spring horizontal spacing unit ("Unit"). The approximate wellbore path for the proposed **Akubra Federal Com 603H** well ("Well") is represented by dashed lines. Existing producing wells in the targeted interval are represented by solid lines.

4. **Exhibit B-2** is a subsea structure map for the Bone Spring formation that is representative of the targeted interval. The data points are indicated by solid lines. The approximate wellbore paths of the well are depicted by dashed lines. The map demonstrates the formation is gently dipping to the south in this area. I do not observe any faulting, pinch-outs, or geologic impediments to developing the targeted intervals with horizontal wells.

5. **Exhibit B-3** is a cross section map that identifies wells penetrating the targeted intervals used to construct a structural cross-section from A to A'. I used these well logs because

COG Operating LLC Case No. 24061 Exhibit B they penetrate the targeted intervals, are of good quality, and are representative of the geology in the area.

6. **Exhibit B-4** is a stratigraphic cross-section using the representative well identified on Exhibit B-3. It contains gamma ray, resistivity and porosity logs. The proposed landing zone for the wells are labeled on the exhibit. This cross-section demonstrates the target intervals are continuous across the Unit.

7. In my opinion, a standup orientation for the well is appropriate to properly develop the subject acreage because of consistent rock properties throughout the Unit and the lack of preferred fracture orientation in this portion of the trend.

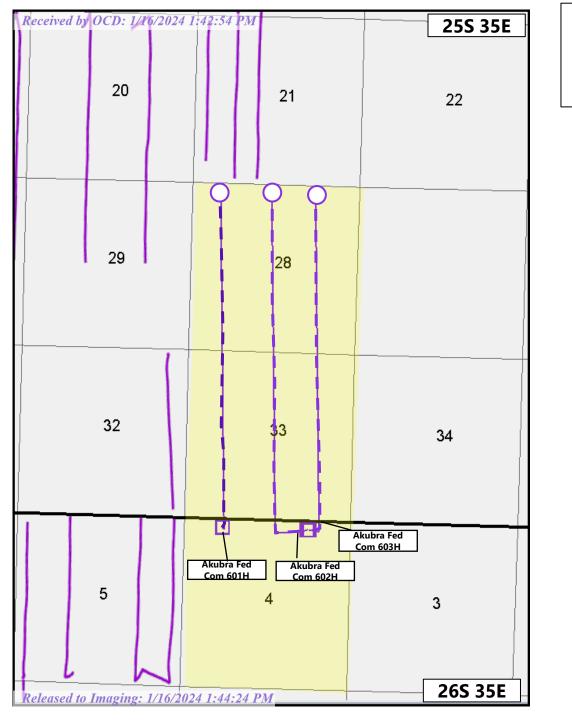
8. Based on my geologic study of the area, the targeted interval underlying the Unit is suitable for development by horizontal wells and the tracts comprising the Unit will contribute more or less equally to the production of the wells.

9. In my opinion, the granting of COG's application will serve the interests of conservation, the protection of correlative rights, and the prevention of waste.

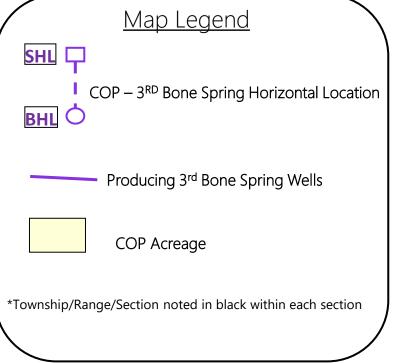
10. The attached exhibits were either prepared by me or under my supervision or were compiled from company business records.

11. I understand this Self-Affirmed Statement will be used as written testimony in this case. I affirm my testimony above is true and correct and is made under penalty of perjury under the laws of the State of New Mexico. My testimony is made as of the date identified next to my signature below.

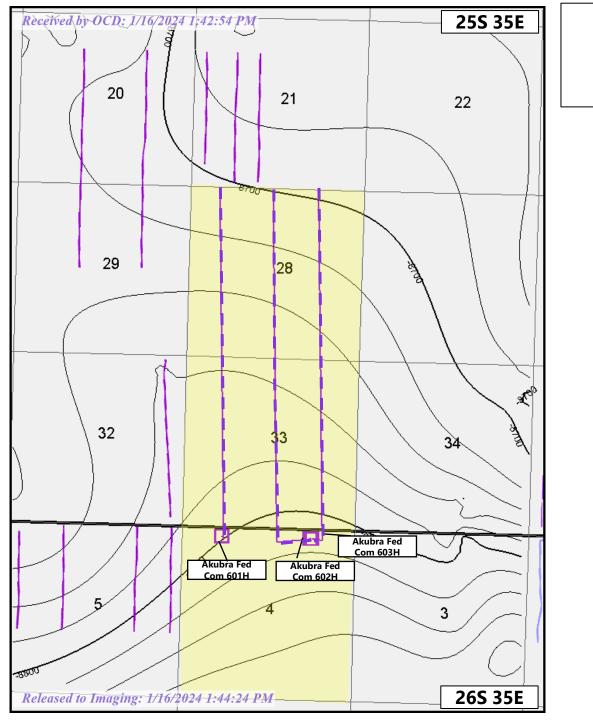
<u>Laura Vargas</u> Laura Vargas <u>1/16/2024</u> Date

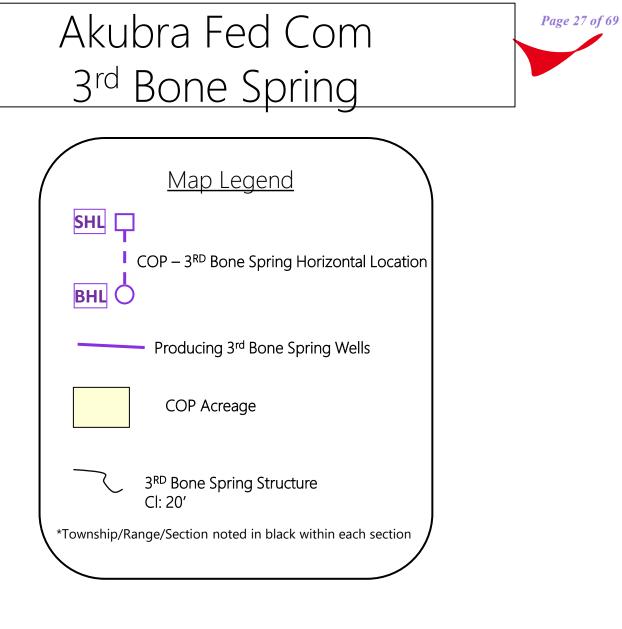


# Akubra Fed Com 3<sup>rd</sup> Bone Spring <u>Map Legend</u>



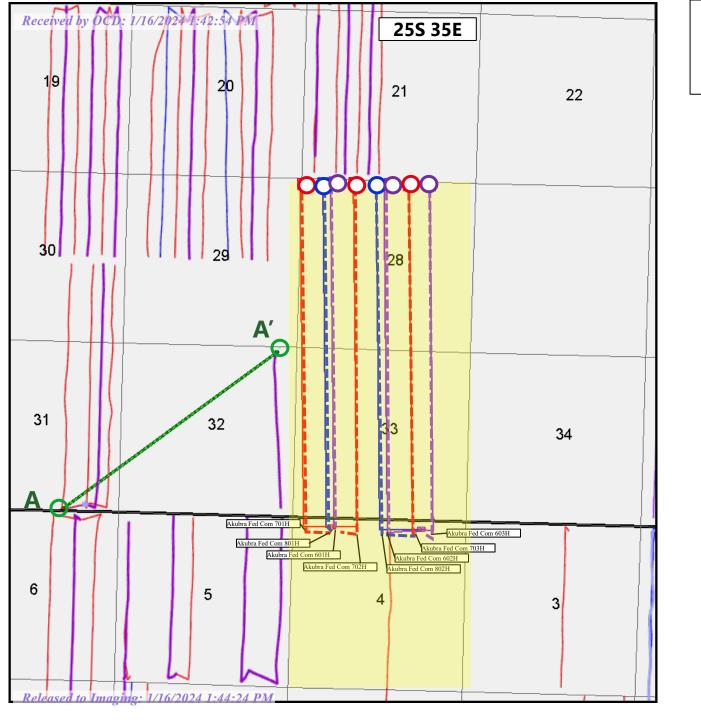
COG OPERATING LLC Case No. 24061 Exhibit B-1 Page 26 of 69

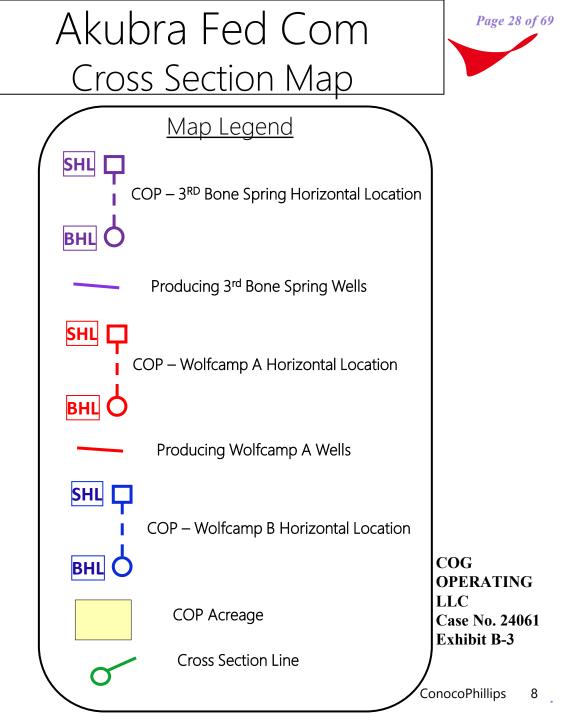




COG OPERATING LLC Case No. 24061 Exhibit B-2

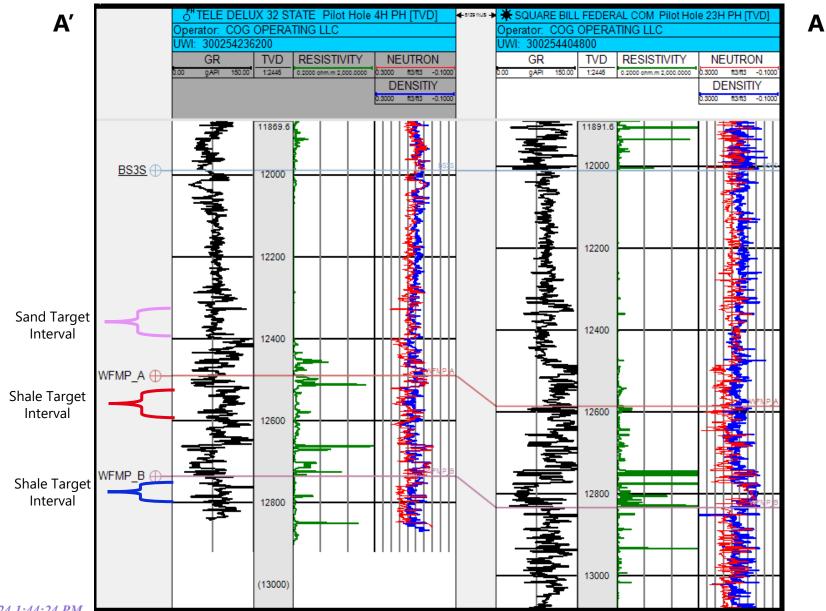
ConocoPhillips 3





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## Akubra Fed Com X-section



COG OPERATING LLC Case No. 24061 Exhibit B-4

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Page 29 of 69

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### STATE OF NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES OIL CONSERVATION DIVISION

### APPLICATION OF COG OPERATING LLC FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO

CASE NO. 24061

### SELF-AFFIRMED STATEMENT OF DANA S. HARDY

1. I am attorney in fact and authorized representative of COG Operating LLC, the Applicant herein.

2. I am familiar with the Notice Letters attached as **Exhibit C-1** and caused the Notice Letters, along with the Application in this case, to be sent to the parties set out in the chart attached

as Exhibit C-2.

3. Exhibit C-2 also provides the date each Notice Letter was sent and the date each return was received.

4. Copies of the certified mail green cards and white slips are attached as Exhibit C-3 as supporting documentation for proof of mailing and the information provided on Exhibit C-2.

5. On December 12, 2023, I caused a notice to be published to all interested parties in the Hobbs News-Sun. An Affidavit of Publication from the Legal Clerk of the Hobbs News-Sun, along with a copy of the notice publication, is attached as **Exhibit C-4**.

6. I understand this Self-Affirmed Statement will be used as written testimony in the subject cases. I affirm that my testimony above is true and correct and it made under penalty of perjury under the laws of the State of New Mexico. My testimony is made as of the date handwritten next to my signature below.

/s/ Dana S. Hardy Dana S. Hardy January 15, 2024 Date

> COG OPERATING LLC Case No. 24061 Exhibit C



### HINKLE SHANOR LLP

ATTORNEYS AT LAW P.O. BOX 2068 SANTA FE, NEW MEXICO 87504 505-982-4554 (FAX) 505-982-8623

WRITER: Dana S. Hardy, Partner dhardy@hinklelawfirm.com

December 8, 2023

### VIA CERTIFIED MAIL RETURN RECEIPT REQUESTED

### TO ALL PARTIES ENTITLED TO NOTICE

## Re: Case No. 24061 – Application of COG Operating LLC for Compulsory Pooling, Lea County, New Mexico

To whom it may concern:

This letter is to advise you that the enclosed application was filed with the New Mexico Oil Conservation Division. The hearing will be conducted on **January 18, 2024**, beginning at 8:15 a.m.

Hearings are currently conducted remotely. To participate in the electronic hearing, see the instructions posted on the OCD Hearings website: <u>https://www.emnrd.nm.gov/ocd/hearing-info/</u>. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date.

Pursuant to Division Rule 19.15.4.13.B, a party who intends to present evidence at the hearing shall file a pre-hearing statement and serve copies on other parties, or the attorneys of parties who are represented by counsel, at least four business days in advance of a scheduled hearing, but in no event later than 5:00 p.m. Mountain Time, on the Thursday preceding the scheduled hearing date. The statement must be submitted through the OCD E-Permitting system (https://wwwapps.emnrd.state.nm.us/ocd/ocdpermitting/) or via e-mail to ocd.hearings@emnrd.nm.gov and should include: the names of the parties and their attorneys, a concise statement of the case, the names of all witnesses the party will call to testify at the hearing, the approximate time the party will need to present its case, and identification of any procedural matters that are to be resolved prior to the hearing.

Please contact Blair Brummell, CPL, Staff Land Negotiator for ConocoPhillips, by phone at (432) 685-4346 if you have any questions regarding this matter.

Sincerely,

<u>/s/ Dana S. Hardy</u> Dana S. Hardy

> COG OPERATING LLC Case No. 24061 Exhibit C-1

PO BOX 10 ROSWELL, NEW MEXICO 88202 (575) 622-6510 FAX (575) 623-9332 7601 JEFFERSON ST NE · SUITE 180 ALBUQUERQUE, NEW MEXICO 87109 505-858-8320 (FAX) 505-858-8321 PO BOX 2068 SANTA FE, NEW MEXICO 87504 (505) 982-4554 FAX (505) 982-8623

Enclosure

### APPLICATION OF COG OPERATING LLC FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO

CASE NO. 24061

### NOTICE LETTER CHART

| PARTY                                       | NOTICE LETTER SENT | <b>RETURN RECEIVED</b>     |
|---|--------------------|----------------------------|
| The 1687 Foundation                         | 12/08/23           | 01/02/24                   |
| PO Box 251089                               |                    |                            |
| Plano, TX 75025                             |                    |                            |
| Cathleen Ann Adams, Trustee of Cathleen     | 12/08/23           | 12/18/23                   |
| Adams Revocable Trust dated September 25,   |                    |                            |
| 2020, as amended and restated, successor to |                    |                            |
| Cathleen Ann Adams                          |                    |                            |
| P.O. Box 45807                              |                    |                            |
| Rio Rancho, NM 87074                        |                    |                            |
| Susan Arrott a.k.a Susan Carol Arrott,      | 12/08/23           | 12/27/23                   |
| Trustee of Arrott Family Revocable Trust    |                    |                            |
| dated April 8, 2019, as amended and         |                    |                            |
| restated, successor to Susan Carol Arrott   |                    |                            |
| P.O. Box 95074                              |                    |                            |
| North Little Rock, AR 95074                 |                    |                            |
| Bryan Bell Family LLC                       | 12/08/23           | 12/27/23                   |
| 213 20th St.                                |                    |                            |
| New Orleans, LA 70124-1235                  |                    |                            |
| Charmar, LLC                                | 12/08/23           | 12/13/23                   |
| 4815 Vista Del Oso Court NE                 |                    |                            |
| Albuquerque, NM 87109                       |                    |                            |
| Chevron U.S.A. Inc                          | 12/08/23           | 01/02/24                   |
| 1400 Smith Street                           |                    |                            |
| Houston, TX 77002                           |                    |                            |
| Richard C. Deason                           | 12/08/23           | Per USPS Tracking          |
| 1301 N. Havenhurst #217                     |                    | (Last Checked 01/12/24):   |
| West Hollywood, CA 90046                    |                    |                            |
|   |                    | 12/11/23 – Delivered to    |
|   |                    | individual at the address. |
| Thomas Deason                               | 12/08/23           | 12/14/23                   |
| 1405 Knight Ave                             |                    |                            |
| Wolfforth, TX 79382                         |                    | Return to sender.          |
| Devon Energy Production Company, L.P.       | 12/08/23           | 12/18/23                   |
| 333 West Sheridan Avenue                    |                    |                            |
| Oklahoma City, OK 73102                     |                    |                            |
| Estate of Ronald H. Mayer, Deceased         | 12/08/23           | 12/20/23                   |
| PO Box 2391                                 |                    |                            |
| Roswell, NM 88202                           |                    |                            |

COG OPERATING LLC Case No. 24061 Exhibit C-2

### APPLICATION OF COG OPERATING LLC FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO

CASE NO. 24061

### NOTICE LETTER CHART

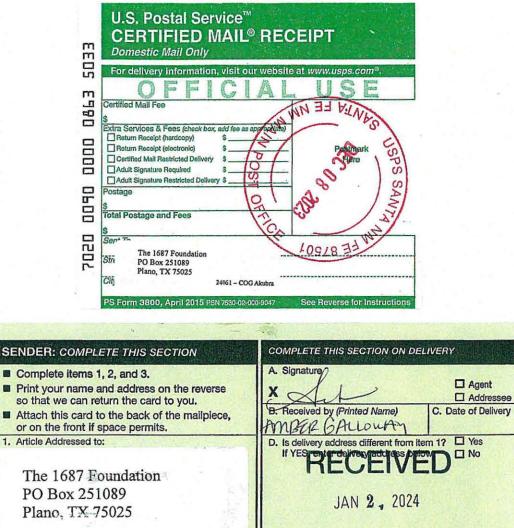
| Franklin Mountain Royalty Investments,    | 12/08/23 | Per USPS Tracking                     |
|---|----------|---------------------------------------|
| LLC, a Delaware Limited Liability Company |          | (Last Checked 01/12/24):              |
| 44 Cook St., Suite 10000                  |          | · · · · · · · · · · · · · · · · · · · |
| Denver, CO 80206                          |          | 12/12/23 – Delivered to               |
|   |          | front desk, reception                 |
|   |          | area, or mail room.                   |
| GPGM, LLC                                 | 12/08/23 | 12/13/23                              |
| c/o Thomas Mitchell for NM Bank & Trust   |          |                                       |
| 320 Gold Ave, Suite 100                   |          |                                       |
| Albuquerque, NM 87102                     |          |                                       |
| Howard A. Rubin, Inc.                     | 12/08/23 | 12/13/23                              |
| 623 Camino Rancheros                      |          |                                       |
| Santa Fe, NM 87505-2837                   |          |                                       |
| LCA83, LLC                                | 12/08/23 | 12/13/23                              |
| 8740 Cornell Ave.                         |          |                                       |
| Odessa, TX 79765                          |          |                                       |
| Malaga EF7, LLC                           | 12/08/23 | Per USPS Tracking                     |
| P.O. Box 2064                             |          | (Last Checked 01/12/24):              |
| Midland, TX 79702                         |          |                                       |
|   |          | 12/14/23 – Item in transit            |
|   |          | to next facility.                     |
| Malaga Royalty, LLC                       | 12/08/23 | Per USPS Tracking                     |
| P.O. Box 2064                             |          | (Last Checked 01/12/24):              |
| Midland, TX 79702                         |          |                                       |
|   |          | 12/14/23 – Item in transit            |
|   |          | to next facility.                     |
| MerPel, LLC                               | 12/08/23 | 01/02/24                              |
| 4245 N. Central Expy, Ste 320 Box 109     |          |                                       |
| Dallas, TX 75225                          |          | Return to sender.                     |
| Occidental Permian Limited Partnership    | 12/08/23 | 12/18/23                              |
| 5 Greenway Plaza, Suite 110               |          |                                       |
| Houston, TX 77046-0521                    |          |                                       |
| Pegasus Resources II, LLC                 | 12/08/23 | Per USPS Tracking                     |
| P.O. Box 470698                           |          | (Last Checked 01/12/24):              |
| Fort Worth, TX 76147                      |          |                                       |
|   |          | 12/11/23 – Delivered to               |
|   |          | P.O. Box.                             |

### APPLICATION OF COG OPERATING LLC FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO

CASE NO. 24061

### NOTICE LETTER CHART

| Rubie Crosby Bell Family LLC               | 12/08/23 | 12/27/23      |
|--|----------|---------------|
| 213 20th St.                               |          |               |
| New Orleans, LA 70124-1235                 |          |               |
| SAP, LLC                                   | 12/08/23 | 12/14/23      |
| 4901 Whitney Lane                          |          |               |
| Roswell, NM 88203                          |          |               |
| SMP Patriot Mineral Holdings, LLC          | 12/08/23 | 12/18/23      |
| 4143 Maple Avenue, Suite 500               |          |               |
| Dallas, TX 75219                           |          | No signature. |
| TD Minerals, LLC                           | 12/08/23 | 12/18/23      |
| 8111 Westchester Drive, Suite 900          |          |               |
| Dallas, TX 75225                           |          |               |
| Wells Fargo, National Association,         | 12/08/23 | 12/20/23      |
| Successor Trustee of the Robert N. Enfield |          |               |
| Irrevocable Trust B                        |          |               |
| 201 Main Street                            |          |               |
| Fort Worth, TX 76102                       |          |               |



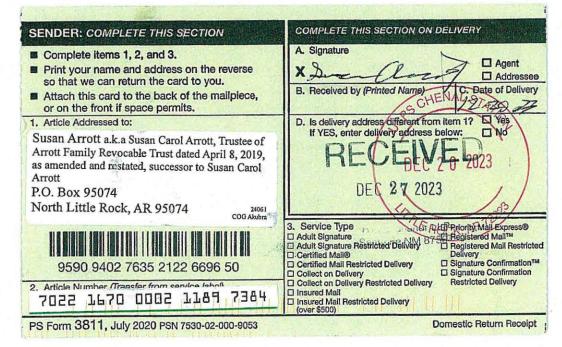


COG OPERATING LLC Case No. 24061 Exhibit C-3



Page 36 of 69











Page 39 of 69



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|   | Total Postage and Fees  |
|   | Devon Energy Production Company, L.P.<br>333 West Sheridan Avenue<br>Oklahoma City, OK 73102<br>Ci 24061 - COG Akubm  |
|   | PS Form 3800; April 2015 PSN 7530-02-000-9047 See Reverse for Instructions  |







PS Form 3800, April 2015 PSN 7580-02-000-9047





PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt



Page 45 of 69





















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| so that we ca<br>Attach this ca<br>or on the from<br>1. Article Address<br>Wells Fargo,<br>Successor Tr | ne and address on the reverse<br>n return the card to you.<br>rd to the back of the mallpiece,<br>t if space permits.<br>ad to:<br>National Association,<br>ustee of the Robert N.<br>ocable Trust B<br>eet   | A. Signature<br>X. J. Supervisional Constraints of the second secon | °ED <sup>™</sup> |

24061 - COG Akubra

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Domestic Return Receipt

3. Service Type Adult Signature Adult Signature Adult Signature Restricted Delivery Certified Mail @ Certified Mail @ Certified Mail Restricted Delivery Collect on Delivery Collect on Delivery Restricted Delivery Insured Mail Restricted Delivery (over \$500)

9590 9402 7635 2122 6586 92 7017 2770 0000 7641 7314

PS Form 3811, July 2020 PSN 7530-02-000-9053

Page 52 of 69







HINKLE SHANOR LLP ATTORNEYS AT LAW POST OFFICE BOX 2068 SANTA FE, NEW MEXICO 87504

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DEC 1 4 2023

Hinkle Shanor LLP Santa Fe NM 87504 Thomas Deason 1405 Knight Ave Wolfforth, TX 75

79382\$3280 F





HINKLE SHANOR LLP ATTORNEYS AT LAW POST OFFICE BOX 2068 SANTA FE, NEW MEXICO 87504

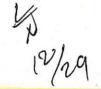
RECEIVED

JAN 2 2023

Hinkle Shanor LLP Santa Fe NM 87504 MerPel, LLC 4245 N. Central Expy, Ste 320 Box 109 Dalias, TX 75225

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Add to Informed Delivery (https://informeddelivery.usps.com/)

#### Latest Update

Your item was delivered to an individual at the address at 3:26 pm on December 11, 2023 in LOS ANGELES, CA 90046.

#### Get More Out of USPS Tracking:

USPS Tracking Plus<sup>®</sup>

**Delivered Delivered, Left with Individual** LOS ANGELES, CA 90046

December 11, 2023, 3:26 pm

#### Arrived at USPS Regional Facility

LOS ANGELES CA DISTRIBUTION CENTER December 10, 2023, 10:59 am

#### **Departed USPS Facility**

ALBUQUERQUE, NM 87101 December 9, 2023, 9:08 am

#### Arrived at USPS Facility

ALBUQUERQUE, NM 87101 December 8, 2023, 10:05 pm

Hide Tracking History

What Do USPS Tracking Statuses Mean? (https://faq.usps.com/s/article/Where-is-my-package)

| Text & Email Updates | $\sim$       |
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| USPS Tracking Plus®  | $\checkmark$ |
| Product Information  | $\sim$       |
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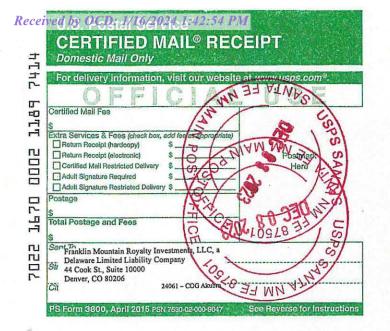
Track Another Package

Enter tracking or barcode numbers

## **Need More Help?**

Contact USPS Tracking support for further assistance.





FAQs >

Tracking Number:

Remove X

# 70221670000211897414

Сору

Add to Informed Delivery (https://informeddelivery.usps.com/)

#### Latest Update

Your item was delivered to the front desk, reception area, or mail room at 12:23 pm on December 12, 2023 in DENVER, CO 80206.

#### Get More Out of USPS Tracking:

USPS Tracking Plus<sup>®</sup>

**Delivered** Delivered, Front Desk/Reception/Mail Room DENVER, CO 80206 December 12, 2023, 12:23 pm

#### Arrived at USPS Regional Facility DENVER CO DISTRIBUTION CENTER December 11, 2023, 7:30 am

In Transit to Next Facility

December 10, 2023

#### **Departed USPS Facility**

ALBUQUERQUE, NM 87101 December 9, 2023, 9:08 am

#### Arrived at USPS Facility

ALBUQUERQUE, NM 87101 December 8, 2023, 10:05 pm

#### What Do USPS Tracking Statuses Mean? (https://faq.usps.com/s/article/Where-is-my-package)

| Text & Email Updates | $\checkmark$ |
|----------------------|--------------|
| USPS Tracking Plus®  | $\checkmark$ |
| Product Information  | ~            |

See Less A

Track Another Package

Enter tracking or barcode numbers

## **Need More Help?**

Contact USPS Tracking support for further assistance.

FAQs



FAQs >

#### Tracking Number:

Remove X

# 70221670000211897476

Сору

Add to Informed Delivery (https://informeddelivery.usps.com/)

#### Latest Update

Your package is moving within the USPS network and is on track to be delivered to its final destination. It is currently in transit to the next facility.



#### What Do USPS Tracking Statuses Mean? (https://faq.usps.com/s/article/Where-is-my-package)

| Text & Email Updates | $\checkmark$ |
|----------------------|--------------|
| USPS Tracking Plus®  | $\checkmark$ |
| Product Information  | $\checkmark$ |

See Less ∧

Track Another Package

Enter tracking or barcode numbers

## **Need More Help?**

Contact USPS Tracking support for further assistance.

FAQs

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FAQs >

#### Tracking Number:

Remove X

Feedback

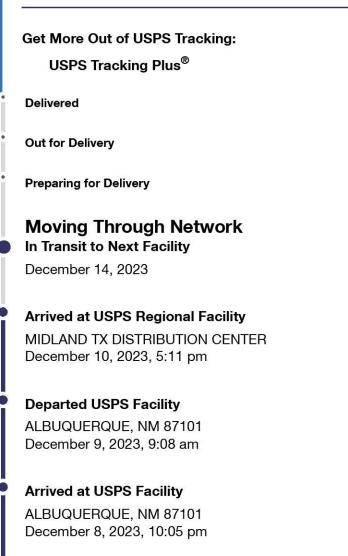
# 70221670000211897452

Сору

Add to Informed Delivery (https://informeddelivery.usps.com/)

#### Latest Update

Your package is moving within the USPS network and is on track to be delivered to its final destination. It is currently in transit to the next facility.



#### What Do USPS Tracking Statuses Mean? (https://faq.usps.com/s/article/Where-is-my-package)

| Text & Email Updates | $\checkmark$ |
|----------------------|--------------|
| USPS Tracking Plus®  | $\checkmark$ |
| Product Information  | ~            |

See Less A

Track Another Package

Enter tracking or barcode numbers

## **Need More Help?**

Contact USPS Tracking support for further assistance.

FAQs

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FAQs >

# USPS Tracking<sup>®</sup>

Remove X

# 70192970000076417369

Сору

Tracking Number:

Add to Informed Delivery (https://informeddelivery.usps.com/)

### Latest Update

Your item has been delivered and is available at a PO Box at 10:23 am on December 11, 2023 in FORT WORTH, TX 76147.

#### Get More Out of USPS Tracking:

USPS Tracking Plus<sup>®</sup>

### Delivered

Delivered, PO Box FORT WORTH, TX 76147 December 11, 2023, 10:23 am

#### Arrived at Post Office

FORT WORTH, TX 76107 December 11, 2023, 10:22 am

#### Arrived at USPS Regional Facility

FORT WORTH TX DISTRIBUTION CENTER December 10, 2023, 12:06 pm

#### **Departed USPS Facility**

ALBUQUERQUE, NM 87101 December 9, 2023, 9:08 am

#### Arrived at USPS Facility

ALBUQUERQUE, NM 87101 December 8, 2023, 10:05 pm Feedback

#### What Do USPS Tracking Statuses Mean? (https://faq.usps.com/s/article/Where-is-my-package)

| Text & Email Updates | $\checkmark$ |
|----------------------|--------------|
| USPS Tracking Plus®  | $\checkmark$ |
| Product Information  | ~            |

See Less 🔨

Track Another Package

Enter tracking or barcode numbers

## **Need More Help?**

Contact USPS Tracking support for further assistance.

FAQs

# Affidavit of Publication

STATE OF NEW MEXICO COUNTY OF LEA

I, Daniel Russell, Publisher of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, solemnly swear that the clipping attached hereto was published in the regular and entire issue of said newspaper, and not a supplement thereof for a period of 1 issue(s).

> Beginning with the issue dated December 12, 2023 and ending with the issue dated December 12, 2023.

Publisher

Sworn and subscribed to before me this 12th day of December 2023.

suckuthblack

**Business Manager** 

My commission expires January 29, 2027

(Seal) STATE OF NEW MEXICO NOTARY PUBLIC GUSSIE RUTH BLACK COMMISSION # 1087526 COMMISSION EXPIRES 01/29/2020/lish This newspaper is duly qualifice/29/2020/lish

This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws of 1937 and payment of fees for said publication has been made.

#### LEGAL NOTICE December 12, 2023

This is to notify all interested parties, including The 1687 Foundation; Cathleen Ann Adams, Trustee of Cathleen Adams Revocable Trust dated September 25, 2020, as amended and restated, successor to Cathleen An Adams; Susan Arrott a.k.a Susan Carol Arrott, Trustee of Arrott Family Revocable Trust dated April 8, 2019, as amended and restated, successor to Susan Carol Arrott, Bryan Bell Family LC; Charmar, LLC; Chevron U.S.A. Inc; Richard C. Deason; Thomas Deason; Devon Energy Production Company, L.P.: Estate of Ronald H. Mayer, Deceased; Franklin Mountain Royalty Investments, LLC, a Delaware Limited Liability Company; GPGM, LLC, c/o Thomas Mitchell for NM Bank & Trust Howard A. Rubin, Inc.; LCA83, LLC; Malaga EF7, LLC; Malaga Royalty, LLC; MerPel, LLC; Occidental Permian Limited Partnership; Pegasus Resources II, LLC; Rubie Crosby Bell Family LLC; SAP, LLC; SMP Patriot Mineral Holdings, LLC; TD Minerals, LLC; Wells Fargo, National Association, Successor Trustee of the Robert N. Enfield Irrevocable Trust B and their successors and assigns, that the New Mexico Oil Conservation Division will conduct a hearing on an application submitted by COG Operating LLC (Case No. 24061). The hearing will be conducted remotely on January 18, 2024, beginning at 8:15 a.m. To participate in the electronic hearing, see the instructions posted on the OCD Hearings website for that date: https://www.emnrd.nm.gov/ocd/hearing-info/. COG Operating LLC ("Applicant") seeks an order pooling all uncommitted interests in the Bone Spring formation underlying a 320-acre, more or less, standard horizontal spacing unit comprised of the E/2 E/2 of Sections 28 and 33. Township 25 South, Range 35 East, Lea County, New Mexico ("Unit"). Applicant seeks to dedicate the Unit to the Akubra Federal Com 603H well ("Well"), which will be drilled from a surface hole location in the NE/4 NE/4 (Unit A) of Section 28. The completed interval of the Well will be orthodox. Also to be considered will be the cost of drilling and completing the Well and the allocation

02107475

GILBERT HINKLE, SHANOR LLP PO BOX 2068 SANTA FE, NM 87504 00285725

COG OPERATING LLC Case No. 24061 Exhibit C-4