

**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. _____

APPLICATION

COG Operating LLC ("Applicant") (OGRID No. 229137), through its undersigned attorneys, hereby files this application with the Oil Conservation Division pursuant to the provisions of NMSA 1978, § 70-2-17, for an order pooling all uncommitted interests in the Bone Spring formation underlying a standard 640-acre, more or less, horizontal spacing unit comprised of E/2 of Section 31, Township 25 South, Range 33 East, and the E/2 of Section 6, Township 26 South, Range 33 East, Lea County, New Mexico. In support of its application, COG states:

1. Applicant is a working interest owner in the proposed horizontal spacing unit and has the right to drill thereon.

2. Applicant seeks to dedicate the above-referenced horizontal spacing unit to the following proposed wells:

(1) the **Airacuda Fed Com #101H well**, (2) the **Airacuda Fed Com #102H well**, (3) the **Airacuda Fed Com #301H well**, (4) the **Airacuda Fed Com #302H well**, (5) the **Airacuda Fed Com #303H well**, and (6) the **Airacuda Fed Com #401H well**, with the first take points for each well located in NE/4 NE/4 (Unit A) of Section 31, and the last take points for each well in the SE/4 SE/4 (Unit P) of Section 6; and

(7) the **Airacuda Fed Com #103H well**, (8) the **Airacuda Fed Com #304H well**, (9) the **Airacuda Fed Com #305H well**, and (10) the **Airacuda Fed Com #402H well**, with the first take points for each well located in NW/4 NE/4 (Unit B) of Section 31, and the last take points for each well in the SW/4 SE/4 (Unit O) of Section 6.

3. The completed interval for the proposed **Airacuda Fed Com #303H well** will be within 330' of the quarter-quarter line separating the W/2 E/2 and the E/2 E/2 of Sections 31 and 6 to allow inclusion of this acreage into a standard 640-acre horizontal well spacing unit.

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

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

6. In order to permit Applicant to obtain it's just and fair share of the oil and gas underlying the subject lands, all uncommitted interests in this horizontal spacing unit should be pooled and Applicant should be designated the operator of the proposed horizontal wells and spacing unit.

WHEREFORE, Applicant requests that this application be set for hearing before an Examiner of the Oil Conservation Division on November 14, 2019, and, after notice and hearing as required by law, the Division enter an order:

- A. Pooling all uncommitted interests in the horizontal spacing unit;
- B. Approving the initial wells in the horizontal spacing unit;

- C. Designating Applicant as the operator of this spacing unit and the horizontal wells to be drilled thereon;
- D. Authorizing Applicant to recover its costs of drilling, equipping, and completing the wells;
- 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 wells.

Respectfully submitted,

HOLLAND & HART LLP

By: 
Michael H. Feldewert
Adam G. Rankin
Julia Broggi
Kaitlyn A. Luck
Post Office Box 2208
Santa Fe, New Mexico 87504-2208
(505) 988-4421
(505) 983-6043 Facsimile
mfeldewert@hollandhart.com
agrarkin@hollandhart.com
jbroggi@hollandhart.com
kaluck@hollandhart.com

ATTORNEYS FOR COG OPERATING LLC

CASE _____:

Application of COG Operating LLC for compulsory pooling, Lea County, New Mexico. Applicant in the above-styled cause seeks an order pooling all uncommitted interest owners in the Bone Spring formation underlying a standard 640-acre, more or less, horizontal spacing unit comprised of E/2 of Section 31, Township 25 South, Range 33 East, and the E/2 of Section 6, Township 26 South, Range 33 East, Lea County, New Mexico. Applicant seeks to dedicate the above-referenced horizontal spacing unit to the following proposed wells: (1) the **Airacuda Fed Com #101H well**, (2) the **Airacuda Fed Com #102H well**, (3) the **Airacuda Fed Com #301H well**, (4) the **Airacuda Fed Com #302H well**, (5) the **Airacuda Fed Com #303H well**, and (6) the **Airacuda Fed Com #401H well**, with the first take points for each well located in NE/4 NE/4 (Unit A) of Section 31, and the last take points for each well in the SE/4 SE/4 (Unit P) of Section 6; and (7) the **Airacuda Fed Com #103H well**, (8) the **Airacuda Fed Com #304H well**, (9) the **Airacuda Fed Com #305H well**, and (10) the **Airacuda Fed Com #402H well**, with the first take points for each well located in NW/4 NE/4 (Unit B) of Section 31, and the last take points for each well in the SW/4 SE/4 (Unit O) of Section 6. The completed interval for the proposed **Airacuda Fed Com #303H well** will be within 330' of the quarter-quarter line separating the W/2 E/2 and the E/2 E/2 of Sections 31 and 6 to allow inclusion of this acreage into a standard 640-acre horizontal well spacing unit. Also, to be considered will be the cost of drilling and completing the wells, the allocation of the cost thereof, the actual operating costs and charges for supervision, the designation of applicant as operator, and the imposition of 200% charge for risk involved in drilling and completing each well. Said area is located approximately 20 miles west of Jal, New Mexico.