

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

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

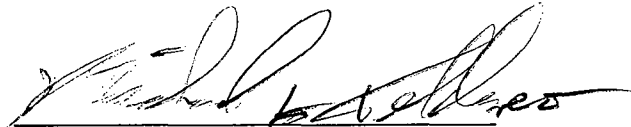
APPLICATION OF COG OPERATING LLC
FOR A NON-STANDARD SPACING AND
PRORATION UNIT AND COMPULSORY
POOLING, EDDY COUNTY, NEW MEXICO.

CASE NO. 14852

AFFIDAVIT

STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

Michael H. Feldewert, attorney in fact and authorized representative of COG Operating LLC, the Applicant herein, being first duly sworn, upon oath, states that the above-referenced Application was provided under the notice letter and proof of receipt attached hereto.

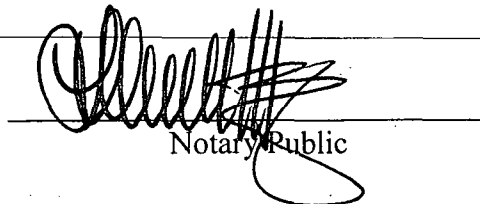


Michael H. Feldewert

SUBSCRIBED AND SWORN to before me this 23rd day of May 2012 by Michael H.
Feldewert.



OFFICIAL SEAL
LISAMARIE ORTIZ
NOTARY PUBLIC-STATE OF NEW MEXICO
My commission expires 01/14/15



Notary Public

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. 4
Submitted by:
COG OPERATING LLC
Hearing Date: May 24, 2012

EXHIBIT A
COG OPERATING LLC
OUIMET STATE COM #4H

Paul Slayton et ux Patricia
Slayton
704 E. College Boulevard
Roswell, New Mexico 88201

Peggy Runyan
6290 Olohena Road, Apt. C.
Kapaa, Hawaii 96746-8705

Vicky Moser
3555 Comal Springs
Canyon Lake, Texas 78133

Rodney Well
2409 W. Cerro Road
Artesia, New Mexico 88210

Black Stone Natural Resources
1001 Fannin
Suite 2020
Houston, Texas 77002

ZPZ Delaware, LLC
303 Veterans Airpark Ln.
Suite 3000
Midland, Texas 79705
Attn: Lee Scarborough

Herman J. Ledbetter, Trustee of the
Hearman J. Ledbetter Family Trust
10988 US Highway 277 South
Abilene, Texas 79606

Synergy Resources
2106 West Centre Avenue
Artesia, New Mexico 88210

Cogent Energy, Inc.
Defined Benefit Plan
c/o Randy Cate
6824 Island Circle
Midland, Texas 79707

Devon Energy Production Company,
LP, successor to Cambridge Related
Assets
1500 Mid America Tower
20 North Broadway
Oklahoma City, OK 73102-8260

Louis Fulton, dba
CFM Oil Company
Post Office Box 1176
Artesia, New Mexico 88210

**Mewbourne Oil Company;
Mewbourne Development
Corporation; 3MG Corporation;
CWM 2000-B, Ltd.; Mewbourne
Energy Partners 07-A, LP**

Murchison Oil & Gas, Inc.
1100 Mira Vista Blvd.
Plano, Texas 75093
Attn: Bret Austin

ConocoPhillips Company
600 North Dairy Ashford
3WL-14066
Houston, Texas 77079

Attn: Steve Smith
500 West Texas, Suite 1020
Midland, Texas 79701



May 2, 2012

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

TO AFFECTED INTEREST OWNERS

**Re: Application of COG Operating LLC for a non-standard spacing and
proration unit and compulsory pooling, Eddy County, New Mexico.
Ouimet State Com #4H**

This letter is to advise you that COG Operating LLC has filed the enclosed application with the New Mexico Oil Conservation Division. This application has been set for hearing before a Division Examiner at 8:15 a.m. on May 24, 2012. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Offices located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. 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.

Parties appearing in cases are required by Division Rule 1208.B to file a Pre-hearing Statement four days in advance of a scheduled hearing. This statement must be filed at the Division's Santa Fe office at the above specified address 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.

Questions concerning this application should be directed to Brandon K. Gaynor at (432) 221-0308.

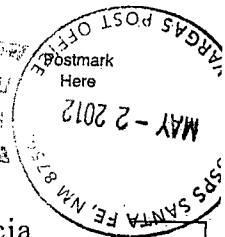
Sincerely,

Michael H. Feldewert
ATTORNEY FOR COG OPERATING LLC

7006 0100 0005 0626 5462

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)
 For delivery information visit **OFFIC**
MHF/COG
OUIMET 4H

| | |
|---|---------|
| Postage | \$.65 |
| Certified Fee | 2.95 |
| Return Receipt Fee (Endorsement Required) | 2.35 |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ 5.95 |



Sent to: Paul Slayton et ux Patricia Slayton
 Street or PO: 704 E. College Boulevard
 City, S: Roswell, New Mexico 88201
 PS Form 3800, June 2002 See Reverse for Instructions

Returned

OUIMET 4H p.1

7006 0100 0005 0626 5462

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OUIMET 4H

| | |
|---|---------|
| Postage | \$.65 |
| Certified Fee | 2.95 |
| Return Receipt Fee (Endorsement Required) | 2.35 |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ 5.95 |



Sent to: Peggy Runyan
 Street or PO: 6290 Olohena Road, Apt. C.
 City, S: Kapaa, Hawaii 96746-8705
 PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION **ON DELIVERY**

1. Article Addressed to:
 Peggy Runyan
 6290 Olohena Road, Apt. C.
 Kapaa, Hawaii 96746-8705

2. Article Number (Transfer from service label): 7006 0100 0005 0626 5462

3. Service Type:
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

A. Signature: *Peggy Runyan*
☐ Agent ☐ Addressee
 B. Received By (Printed Name): *Peggy Runyan*
 C. Date of Delivery: *5/1/12*
 D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

7006 0100 0005 0626 5479

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MHF/COG
OUIMET 4H

| | |
|--|---------|
| Postage | \$.65 |
| Certified Fee | 2.95 |
| Return Receipt Fee (Endorsement Required) | 2.35 |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ 5.95 |

Postmark Here

Sent To: Vicky Moser
 Street, or P.O. Box: 3555 Comal Springs
 City, State, ZIP+4: Canyon Lake, Texas 78133

PS Form 3800, June 2002 See Reverse for Instructions

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
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MHF/COG
OUIMET 4H

1. Article Addressed to:
 Vicky Moser
 3555 Comal Springs
 Canyon Lake, Texas 78133

2. Article Number (Transfer from service label): 7006 0100 0005 0626 5479

3. Service Type:
☒ Certified Mail
☐ Registered
☐ Insured Mail
☐ Express Mail
☒ Return Receipt for Merchandise
☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

A. Signature: *Charles E Moser*
 B. Received by (Printed Name): *Charles E Moser*
 C. Date of Delivery: *5-5-16*
 D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☒ No

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

OuiMET 4H P.2

7006 0100 0005 0626 5486

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MHF/COG
OUIMET 4H

| | |
|--|---------|
| Postage | \$.65 |
| Certified Fee | 2.95 |
| Return Receipt Fee (Endorsement Required) | 2.35 |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ 5.95 |

Postmark Here

Sent To: Rodney Well
 Street, or P.O. Box: 2409 W. Cerro Road
 City, State, ZIP+4: Artesia, New Mexico 88210

PS Form 3800, June 2002 See Reverse for Instructions

U.S. Postal Service™
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MHF/COG
OUIMET 4H

1. Article Addressed to:
 Rodney Well
 2409 W. Cerro Road
 Artesia, New Mexico 88210

2. Article Number (Transfer from service label): 7006 0100 0005 0626 5486

3. Service Type:
☒ Certified Mail
☐ Registered
☐ Insured Mail
☐ Express Mail
☒ Return Receipt for Merchandise
☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

A. Signature: *SARA ANEBB*
 B. Received by (Printed Name): *SARA ANEBB*
 C. Date of Delivery: *5-3-12*
 D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

7006 0100 0005 0626 5526

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MHF/COG
OUIMET 4H

| | |
|--|---------|
| Postage | \$.65 |
| Certified Fee | 2.95 |
| Return Receipt Fee (Endorsement Required) | 2.35 |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ 5.95 |

Postmark: MAY - 2012 DE VARGAS POST OFFICE

Sent To: Herman J. Ledbetter, Trustee of the
 Hearman J. Ledbetter Family Trust
 10988 US Highway 277 South
 Abilene, Texas 79606

PS Form 3800, June 2002 See Reverse for Instructions

OUimet 4H p.3

7006 0100 0005 0626 5525

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MHF/COG
OUIMET 4H

| | |
|--|---------|
| Postage | \$.65 |
| Certified Fee | 2.95 |
| Return Receipt Fee (Endorsement Required) | 2.35 |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ 5.95 |

Postmark: MAY - 2012 DE VARGAS POST OFFICE

Sent To: Synergy Resources
 2106 West Centre Avenue
 Artesia, New Mexico 88210

PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:
 Synergy Resources
 2106 West Centre Avenue
 Artesia, New Mexico 88210

2. Article Number:
 (Transfer from service label) 7006 0100 0005 0626 5523

RECIPIENT: COMPLETE THIS SECTION

A. Signature: *Dennis Mangin* ☐ Agent ☐ Addressee

B. Received by (Printed Name): *Dennis Mangin*

C. Date of Delivery: *5/7/12*

D. Is delivery address different from item 1? ☐ Yes ☐ No
 If YES, enter delivery address below:

3. Service Type:
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

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For delivery information, visit **OFFICE**

Postage \$ **.65**
 Certified Fee **2.95**
 Return Receipt Fee (Endorsement Required) **2.35**
 Restricted Delivery Fee (Endorsement Required)
 Total Postage & Fees \$ **5.95**

MHF/COG
 OUIMET 4H
 MAY - 2 2012
 Postmark Here
 VARGAS POST OFFICE

Sent Cogent Energy, Inc.
 Defined Benefit Plan
 c/o Randy Cate
 6824 Island Circle
 Midland, Texas 79707

PS Form 3800, June 2002

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:
 Cogent Energy, Inc.
 Defined Benefit Plan
 c/o Randy Cate
 6824 Island Circle
 Midland, Texas 79707

2. Article Number
 (Transfer from service label) 7006 0100 0005 0626 5530

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

ON DELIVERY

A. Signature **X** *[Signature]* ☐ Agent ☐ Addressee
 B. Received by (Printed Name) **RANDY CATE** C. Date of Delivery **5/4/12**
 D. Is delivery address different from item 1? ☐ Yes ☐ No
 If YES, enter delivery address below:

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
 4. Restricted Delivery? (Extra Fee) ☐ Yes

OUIMET 4H P.4

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For delivery information, visit **OFFICE**

Postage \$ **.65**
 Certified Fee **2.95**
 Return Receipt Fee (Endorsement Required) **2.35**
 Restricted Delivery Fee (Endorsement Required)
 Total Postage & Fees \$ **5.95**

MHF/COG
 OUIMET 4H
 MAY - 2 2012
 Postmark Here
 VARGAS POST OFFICE

Sent Devon Energy Production Company,
 LP, successor to Cambridge Related
 Assets
 1500 Mid America Tower
 20 North Broadway
 Oklahoma City, OK 73102-8260

PS Form 3800, June 2002

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:
 Devon Energy Production Company,
 LP, successor to Cambridge Related
 Assets
 1500 Mid America Tower
 20 North Broadway
 Oklahoma City, OK 73102-8260

2. Article Number
 (Transfer from service label) 7006 0100 0005 0626 5547

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

ON DELIVERY

A. Signature **X** *[Signature]* ☐ Agent ☐ Addressee
 B. Received by (Printed Name) **R. Welch** C. Date of Delivery **5-7-12**
 D. Is delivery address different from item 1? ☐ Yes ☐ No
 If YES, enter delivery address below:

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
 4. Restricted Delivery? (Extra Fee) ☐ Yes

4555 9290 0005 0100 7006

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OUMET 4H

Postage \$ **.65**
 Certified Fee **2.95**
 Return Receipt Fee (Endorsement Required) **2.35**
 Restricted Delivery Fee (Endorsement Required)
 Total Postage & Fees \$ **5.95**

Postmark: SANTA FE, NM 87594
 MAY - 2 2012
 DE VARGAS POST OFFICE

Sent 1
 Street or PO
 City, State, ZIP+4®
 Louis Fulton, dba
 CFM Oil Company
 Post Office Box 1176
 Artesia, New Mexico 88210

PS Form 3800, June 2002

SENDER: COMPLETE THIS SECTION **ON DELIVERY**

1. Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 2. Print your name and address on the reverse so that we can return the card to you.
 3. Attach this card to the back of the mailpiece, or on the front if space permits.

A. Signature: *[Signature]*
 B. Received by (Printed Name): *[Signature]*
 C. Date of Delivery: *[Signature]*
 D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

1. Article Addressed to:
 Louis Fulton, dba
 CFM Oil Company
 Post Office Box 1176
 Artesia, New Mexico 88210

2. Article Number:
 (Transfer from service label) 7006 0100 0005 0626 5554

3. Service Type:
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

OUMet 4H p. 5

1955 9290 0005 0100 7006

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MHF/COG
OUMET 4H

Postage \$ **.65**
 Certified Fee **2.95**
 Return Receipt Fee (Endorsement Required) **2.35**
 Restricted Delivery Fee (Endorsement Required)
 Total Postage & Fees \$ **5.95**

Postmark: SANTA FE, NM 87594
 MAY - 2 2012
 DE VARGAS POST OFFICE

Sent 1
 Street or PO
 City, State, ZIP+4®
 Mewbourne Oil Co
 Mewbourne Development
 Corporation; 3MG
 CWM 2000-B, Ltd.
 Energy Partners 07
 Attn: Steve Smith
 500 West Texas, Suite 1020
 Midland, Texas 79701

PS Form 3800, June 2002

SENDER: COMPLETE THIS SECTION **ON DELIVERY**

1. Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 2. Print your name and address on the reverse so that we can return the card to you.
 3. Attach this card to the back of the mailpiece, or on the front if space permits.

A. Signature: *[Signature]*
 B. Received by (Printed Name): *[Signature]*
 C. Date of Delivery: *[Signature]*
 D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

1. Article Addressed to:
 Mewbourne Oil Company;
 Mewbourne Development
 Corporation; 3MG Corporation;
 CWM 2000-B, Ltd.; Mewbourne
 Energy Partners 07-A, LP
 Attn: Steve Smith
 500 West Texas, Suite 1020
 Midland, Texas 79701

2. Article Number:
 (Transfer from service label) 7006 0100 0005 0626 5561

3. Service Type:
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

7006 0100 0005 0626 5578

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For delivery information visit **OFFIC** **MHF/COG** **OUIMET 4H**

| | |
|--|----------------|
| Postage | \$.65 |
| Certified Fee | 2.95 |
| Return Receipt Fee (Endorsement Required) | 2.35 |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ 5.95 |

Postmark Here **MAY -2-2012**

Sen. Murchison Oil & Gas, Inc.
 1100 Mira Vista Blvd.
 Plano, Texas 75093
 Attn: Bret Austin

PS Form 3800, June 2002 See Reverse for Instructions

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CERTIFIED MAIL™
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SENDER: CC ON DELIVERY

1. Article Addressed to:
 Murchison Oil & Gas, Inc.
 1100 Mira Vista Blvd.
 Plano, Texas 75093
 Attn: Bret Austin

2. Article Number (Transfer from service label) 7006 0100 0005 0626 5578

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

A. Signature ☒ Agent ☐ Addressee
 X Karen Keller
 B. Received by (Printed Name) Karen Keller
 C. Date of Delivery 5-4

D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

OUIMET 4H 2.6

7006 0100 0005 0626 5585

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| | |
|--|----------------|
| Postage | \$.65 |
| Certified Fee | 2.95 |
| Return Receipt Fee (Endorsement Required) | 2.35 |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ 5.95 |

Postmark Here **MAY -2-2012**

Sen. ConocoPhillips Company
 600 North Dairy Ashford
 3WL-14066
 Houston, Texas 77079

PS Form 3800, June 2002 See Reverse for Instructions

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SENDER: COM ON DELIVERY

1. Article Addressed to:
 ConocoPhillips Company
 600 North Dairy Ashford
 3WL-14066
 Houston, Texas 77079

2. Article Number (Transfer from service label) 7006 0100 0005 0626 5585

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

A. Signature ☐ Agent ☐ Addressee
 X [Signature]
 B. Received by (Printed Name) [Name]
 C. Date of Delivery 5/7/12

D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540