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

IN THE MATTER OF THE APPLICATION OF COG OPERATING LLC FOR DESIGNATION OF A NON-STANDARD OIL SPACING AND **PRORATION UNIT AND FOR COMPULSORY** POOLING, LEA COUNTY, NEW MEXICO

Case No. 15027

AFFIDAVIT

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

SETH C McMILLAN, attorney and authorized representative of COG Operating LLC, the Applicant in NMOCD Case No. 15027, being first duly sworn, upon oath states that he sent copies of this Application to the parties as specified on the attached Exhibit A.

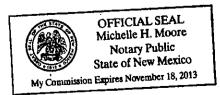
SETH C. McMILLAN

SUBSCRIBED AND SWORN to before me this $24^{"}$ day of July, 2013.

Notar

My Commission Expires: <u>Nov. 18</u> 2013

487300



NMOCD CASE NO. 15027 July 25, 2013 Exhibit No. 12

EXHIBIT A

Alice Crouch 4508 Banister Lane Austin, TX 78745

Betty M. Dressen, a/k/a/ Betty Kyte Dressen, Trustee of the Betty M. Dressen Revocable Living Trust dated 10/17/1977 P.O. Box 817 Los Altos, CA 94023-0817

Cecil Bond Kyte P.O. Box 30864 Santa Barbara, CA 93130

Cecile Marie Dressen P.O. Box 1696 Poulsbo, WA 98370

Cecilia Aymond 9466 Arborhill Drive Dallas, TX 75243

Charles R. Qualia P.O. Box 10181 Midland, TX 79702

Ray Devoe Taylor P.O. Box 723 Tatum, NM 88267 ConocoPhillips Company 15080 Two Westlake Park 600 North Dairy Ashford Houston, TX 77079-1175

David Bond Kyte 802 Alameda Padre Serra Santa Barbara, CA 93103

Devon Energy Corporation 333 W. Sheridan Avenue Oklahoma City, OK 73102-5010 Attn: Cari Allen

Druella Wilbanks P.O. Box 84 Maljamar, NM 88264

Edward Dressen, Jr. P.O. Box 830 Palo Cedro, CA 96073-0830

F. Andrew Grooms P.O. Box 2990 Ruidoso, NM 88355-2990

First Roswell Company P.O. Box 1797 Roswell, NM 88202

Halcon Resources Corporation Meridian Tower, Suite 650 5100 East Skelly Drive Tulsa, OK 74135 Kyla Taylor Thompson 1122 Green Valley Rd NW Los Ranchos, NM 87107

Marathon Oil Company P.O. Box 3487 Houston, TX 77253-3487

Mark Hawkins P.O. Box 3192 Midland, TX 79702

Occidental Oil and Gas Corp. 5 Greenway Plaza, Suite 110 Houston, TX 77046 Attn: Tiffany Pollack

Philip L. White c/o The Blanco Company P.O. Box 25968 Albuquerque, NM 87125

Philip L. White, MSU P.O. Box 1885 Santa Fe, NM 87504-1885

Chevron North American Exploration and Production Company 1400 Smith Street, Room 43198 Houston, TX 77002 Attn: Kelly Bass



SETH C. MCMILLAN Direct: 505-986-2519 Email: smcmillan@montand.com Reply To: Santa Fe Office www.montand.com

July 3, 2013

Marathon Oil Company P.O. Box 3487 Houston, TX 77253-3487 Via Certified Mail Return Receipt Requested

Re: NMOCD Case No. 15027: Application of COG Operating LLC for Designation of a Non-Standard Oil Spacing and Proration Unit and for Compulsory Pooling, Lea County, New Mexico

Dear Sir or Madam:

This is to advise that COG Operating LLC has filed an application with the New Mexico Oil Conservation Division for an order consolidating the 40-acre spacing units within the N/2 N/2 of Section 9, Township 17 South, Range 32 East, NMPM, Lea County, New Mexico and designating the consolidated units as a 160-acre± non-standard oil spacing and proration unit for a well location in the Yeso formation, West Maljamar Yeso Pool (44500) for Applicant's horizontal drilling project area.

Applicant further seeks the compulsory pooling of all interests in the Yeso formation underlying the N/2 N/2 of Section 9 to be dedicated to its Sneed 9 Federal Com No. 1-H Well to be drilled horizontally from a standard surface location in the NW/4 NW/4 (Unit D) of Section 9 to a standard bottom hole location in the NE/4 NE/4 (Unit A) of Section 9 to a depth sufficient to test the Yeso formation, West Maljamar Yeso Pool (44500). Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision, designation of COG Operating LLC as operator and a charge for risk involved in drilling the well.

A copy of the Application is enclosed.

This Application will be set for hearing before a Division Examiner on July 25, 2013, at 8:15 a.m. at the New Mexico Oil Conservation Division, 1220 South St. Francis Drive, Santa Fe, New Mexico. You are not required to attend this hearing, but as an

REPLY TO: 325 Paseo de Peralta Santa Fe, New Mexico 87501 Telephone (505) 982-3873 • Fax (505) 982-4289

Post Office Box 2307 Santa Fe, New Mexico 87504-2307 6301 Indian School Road NE, Suite 400 Albuquerque, New Mexico 87110 Telephone (505) 884-4200 • Fax (505) 888-8929

Post Office Box 36210 Albuquerque, New Mexico 87176-6210 Marathon Oil Company July 3, 2013 Page 2

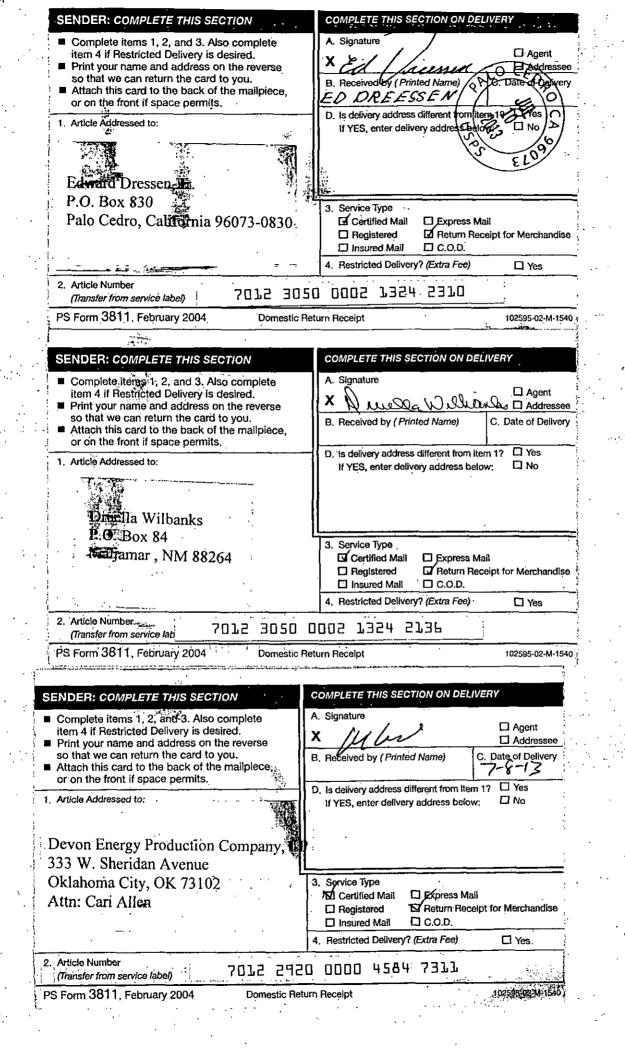
owner of an interest that may be affected, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging this application at a later time. If you intend to attend the hearing and present testimony or evidence, you must enter your appearance and serve the Division, counsel for the Applicant and other parties with a pre-hearing statement at least four business days before the scheduled hearing date in accordance with Division Rule 19.15.4.13.

Very truly yours,

MONTGOMERY & ANDREWS, P.A.

Seth C. McMillan J. Scott Hall Attorneys for COG Operating LLC

Enclosures



•	SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
•	Complete items 1, 2, and 3. Also complete	A. Signature	
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