

**COG OPERATING  
HALBERD 27 STATE #1H  
(30-015-42967) AND #2H (30-  
015-42881) HEARING**

**Red Lake Area – Eddy County, New Mexico**



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

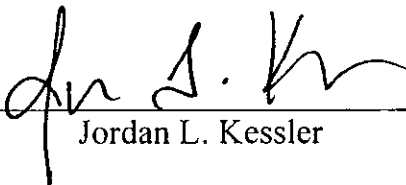
**APPLICATION OF COG OPERATING LLC  
FOR A NON-STANDARD SPACING AND PRORATION  
UNIT AND COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.**

**CASE NO. 15282**

**AFFIDAVIT**

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

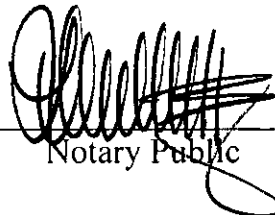
Jordan L. Kessler, attorney in fact and authorized representative of COG Operating LLC, the Applicant herein, being first duly sworn, upon oath, states that the above-referenced Application was provided under the notice letter attached hereto.

  
\_\_\_\_\_  
Jordan L. Kessler

SUBSCRIBED AND SWORN to before this 13th day of May 2015 by Jordan L. Kessler.



**OFFICIAL SEAL  
LISAMARIE ORTIZ  
NOTARY PUBLIC-STATE OF NEW MEXICO**  
My commission expires 01/14/19

  
\_\_\_\_\_  
Notary Public

**BEFORE THE OIL CONSERVATION  
DIVISION  
Santa Fe, New Mexico  
Exhibit No. 12  
Submitted by: COG Operating LLC  
Hearing Date: May 13, 2015**

HOLLAND & HART<sup>LLP</sup>



**Jordan L. Kessler**  
**Associate**  
**Phone** (505) 988-4421  
**Fax** (505) 983-6043  
JLKessler@hollandhart.com

April 24, 2015

**VIA CERTIFIED MAIL**  
**CERTIFIED RECEIPT REQUESTED**

**TO: OFFSET LESSEES AND OPERATORS IN THE RED LAKE; GLORIETA YESO  
NORTHEAST POOL**

**Re: Application of COG Operating LLC for a Non-Standard Spacing and  
Proration Unit, and Compulsory Pooling, Eddy County, New Mexico.  
Halberd 27 State Com No. 1H Well**

Dear Sir or Madam:

This letter is to advise you that COG Operating LLC has filed the enclosed application with the New Mexico Oil Conservation Division. *Your interests are not being pooled under this application.* You are receiving notice of this application because you own an interest below 4,000' in the Yeso formation (Red Lake; Glorieta Yeso Northeast pool) that is not being pooled for the proposed well. The pooled interval for the proposed well is limited to that portion of the Yeso formation above 4,000'.

This application has been set for hearing before a Division Examiner at 8:15 AM on May 14, 2015. 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 19.15.4.13.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.

If you have any questions about this matter please contact Dylan Park, at (432) 685-2539 or [dpark@concho.com](mailto:dpark@concho.com).

Sincerely,

Jordan L. Kessler

**ATTORNEY FOR COG OPERATING LLC**

**Holland & Hart<sup>LLP</sup>**

**Phone** [505] 988-4421 **Fax** [505] 983-6043 **www.hollandhart.com**

110 North Guadalupe Suite 1 Santa Fe, New Mexico 87501 **Mailing Address** P.O. Box 2208 Santa Fe, NM 87504-2208

Aspen Boulder Carson City Colorado Springs Denver Denver Tech Center Billings Boise Cheyenne Jackson Hole Las Vegas Reno Salt Lake City Santa Fe Washington, D.C. ☐

**COG OPERATING LLC  
HALBERD 27 STATE COM 1H**

Bud F. Walker  
1235 Diamondback Dr. NE  
Albuquerque, NM 87117

Ernest Byron Hailey, III  
94 E. Crystal Canyon Circle  
Spring, TX 77379-5312

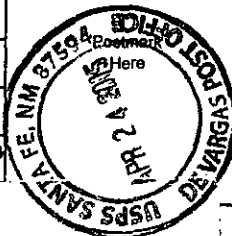
Michael Lee Hailey  
22145 County Road 798  
Mathis, Texas 78368-4213

Marjorie Anne Estevis  
1620 Vista Florida  
Edinburg TX 78539

7006 2760 0001 6377 4413

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Bud F. Walker  
 1235 Diamondback Dr. NE  
 Albuquerque, NM 87117

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Ernest Byron Hailey, III  
 94 E. Crystal Canyon Circle  
 Spring, TX 77379.5312

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 HALBERD 1H

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 Restricted Delivery Fee (Endorsement Required) 669  
 Total Postage 669

Sent To: Michael Lee Hailey  
 Street, Apt. or PO Box: 22145 County Road 798  
 City, State: Mathis, TX 78368-4213

PS Form 3811, February 2004

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Postage \$ 69  
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 Total Postage 669

Sent To: Marjorie Anne Estevis  
 Street, Apt. or PO Box: 1620 Vista Florida  
 City, State: Edinburg, TX 78539

PS Form 3811, February 2004

SENDER: COMPLETE THIS SECTION

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

1. Article Addressed to:  
 Michael Lee Hailey  
 22145 County Road 798  
 Mathis, TX 78368-4213

2. Article Number: 7006 2760 0001 6377 4437  
 (Transfer from service label)

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

COMPLETE THIS SECTION ON DELIVERY

A. Signature: X MICHAEL LEE HAILEY ☐ Agent ☒ Addressee  
 B. Received by (Printed Name): MICHAEL LEE HAILEY  
 C. Date of Delivery: 4/28/15  
 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

SENDER: COMPLETE THIS SECTION

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

1. Article Addressed to:  
 Marjorie Anne Estevis  
 1620 Vista Florida  
 Edinburg, TX 78539

2. Article Number: 7006 2760 0001 6377 4420  
 (Transfer from service label)

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

COMPLETE THIS SECTION ON DELIVERY

A. Signature: X Marjorie Estevis ☐ Agent ☒ Addressee  
 B. Received by (Printed Name):  
 C. Date of Delivery:  
 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