

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

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

ORIGINAL

CASE 15392

7 APPLICATION OF COG OPERATING LLC for a  
8 NONSTANDARD OIL SPACING AND PRORATION  
9 UNIT AND COMPULSORY POOLING,  
10 LEA COUNTY, NEW MEXICO.

11 REPORTER'S TRANSCRIPT OF PROCEEDINGS

12 EXAMINER HEARING

13 OCTOBER 29, 2015

14 Santa Fe, New Mexico

15 BEFORE: PHILLIP GOETZE, CHIEF EXAMINER  
16 GABRIEL WADE, LEGAL EXAMINER

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17 This matter came on for hearing before the  
18 New Mexico Oil Conservation Division, Phillip Goetze,  
19 Chief Examiner, and Gabriel Wade, Legal Examiner, on  
20 October 29, 2015, at the New Mexico Energy, Minerals,  
21 and Natural Resources Department, Wendell Chino  
22 Building, 1220 South St. Francis Drive, Porter Hall,  
23 Room 102, Santa Fe, New Mexico.

24 REPORTED BY: ELLEN H. ALLANIC  
25 NEW MEXICO CCR 100  
CALIFORNIA CSR 8670  
PAUL BACA COURT REPORTERS  
500 Fourth Street, NW  
Suite 105  
Albuquerque, New Mexico 87102

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A P P E A R A N C E S

For the Applicant

Gary W. Larson, Esq.  
Hinkle Shanor LLP  
P.O. Box 0268  
Santa Fe, New Mexico 87504  
(505) 982-8623  
glarson@hinklelawfirm.com

I N D E X

CASE NUMBER 15392 CALLED  
COG Operating LLC

Reporter's Certificate PAGE  
5

E X H I B I T I N D E X

Exhibits Offered and Entered

COG OPERATING, LLC Exhibit 11 PAGE  
4

1 (Time noted 8:24 a.m.)

2 EXAMINER GOETZE: And then, Case No. 15392,  
3 Application of COG Operating, LLC, for a nonstandard oil  
4 spacing and proration unit and compulsory pooling, Lea  
5 County, New Mexico.

6 Call for appearances.

7 MR. LARSON: Gary Larson, Santa Fe Office of  
8 Hinkle Shanor for the Applicant COG Operating.

9 I have no witnesses and one exhibit.

10 EXAMINER GOETZE: Any other appearances in  
11 this case?

12 (No response.)

13 MR. LARSON: At the previous hearing in this  
14 case, on October 15th, COG's land expert, Bonnie Blue,  
15 testified that COG had published notice of that hearing  
16 in the Hobbs News-Sun on September 19th. The affidavit  
17 of that publication notice, which is COG Exhibit No. 4,  
18 was admitted into the record.

19 Ms. Blue further testified that COG then  
20 caused a second notice to be published that specifically  
21 named all of the entities and individuals with  
22 uncommitted and overriding royalty interests and  
23 unmarketable title who are listed on COG Exhibit No. 2.

24 And because the second notice was  
25 published less than ten business days prior to the

1 October 15th hearing, COG requested a continuance until  
2 today.

3 Marked as Exhibit 11 is a true and correct  
4 copy of the affidavit of Daniel Russell, the publisher  
5 of the Hobbs News-Sun, stating that the second notice  
6 Ms. Blue testified was published on October 11th.

7 And with that I move for the admission of COG  
8 Exhibit 11 and request that the case be taken under  
9 advisement.

10 EXAMINER GOETZE: Exhibit No. 11 is so  
11 entered.

12 (COG OPERATING, LLC mExhibit 11 was offered  
13 and admitted.)

14 EXAMINER GOETZE: And with that, Case No.  
15 15392 is taken under advisement. Thank you very much,  
16 Mr. Larson.

17 MR. LARSON: Thank you.

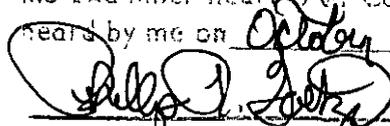
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20 (Time noted 8:25 a.m.)

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I do hereby certify that the foregoing is  
a complete record of the proceedings in  
the Examiner hearing of Case No. 15392  
heard by me on October 29 2015.  
 , Examiner  
Oil Conservation Division

1 STATE OF NEW MEXICO )  
 2 ) ss.  
 3 COUNTY OF BERNALILLO )  
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7 REPORTER'S CERTIFICATE

8  
 9 I, ELLEN H. ALLANIC, New Mexico Reporter CCR  
 10 No. 100, DO HEREBY CERTIFY that on Thursday, October 29,  
 11 2015, the proceedings in the above-captioned matter were  
 12 taken before me, that I did report in stenographic  
 13 shorthand the proceedings set forth herein, and the  
 14 foregoing pages are a true and correct transcription to  
 15 the best of my ability and control.

16  
 17 I FURTHER CERTIFY that I am neither employed by  
 18 nor related to nor contracted with (unless excepted by  
 19 the rules) any of the parties or attorneys in this case,  
 20 and that I have no interest whatsoever in the final  
 21 disposition of this case in any court.

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ELLEN H. ALLANIC, CSR  
 NM Certified Court Reporter No. 100  
 License Expires: 12/31/15