

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

APPLICATION OF BURNETT OIL CO., INC.  
FOR A NON-STANDARD OIL SPACING AND  
PRORATION UNIT AND COMPULSORY  
POOLING, EDDY COUNTY, NEW MEXICO.

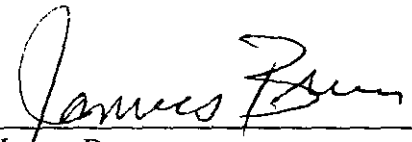
Case No. 15405

AFFIDAVIT OF NOTICE

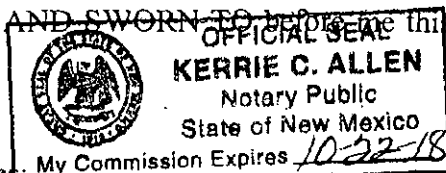
COUNTY OF SANTA FE    )  
                                  ) ss.  
STATE OF NEW MEXICO    )

James Bruce, being duly sworn upon his oath, deposes and states:

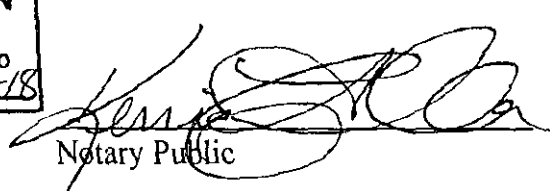
1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Burnett Oil Co., Inc.
3. Burnett Oil Co., Inc. has conducted a good faith, diligent effort to find the names and correct addresses of the offset operators entitled to receive notice of the application filed herein.
4. Notice of the application was provided to the offset operator, at its correct address, by certified mail. Copies of the notice letter and certified return receipt are attached hereto as Attachment 1.
5. Applicant has complied with the notice provisions of Division Rules NMAC 19.15.4.9 and 19.15.4.12.C.

  
James Bruce

SUBSCRIBED AND SWORN TO before me this \_\_\_\_\_ day of November, 2015 by  
James Bruce.



My Commission Expires: \_\_\_\_\_

  
Notary Public

Oil Conservation Division  
Case No. \_\_\_\_\_  
Exhibit No. 13

JAMES BRUCE  
ATTORNEY AT LAW

POST OFFICE BOX 1056  
SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213  
SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone)  
(505) 660-6612 (Cell)  
(505) 982-2151 (Fax)

[jamesbruc@aol.com](mailto:jamesbruc@aol.com)

October 21, 2014

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

COG Operating LLC  
One Concho Center  
600 West Illinois  
Midland, Texas 79701

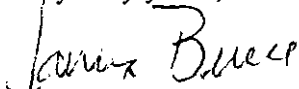
Apache Corporation  
Suite 3000  
300 Veterans Airpark Lane  
Midland, Texas 79705

Ladies and gentlemen:

Enclosed is a copy of an application for a non-standard oil and spacing and proration unit, *etc.*, filed with the New Mexico Oil Conservation Division by Burnett Oil Co., Inc., regarding a well in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  and S $\frac{1}{2}$ NW $\frac{1}{4}$  of Section 12, Township 17 South, Range 31 East, N.M.P.M., Eddy County, New Mexico. This matter is scheduled for hearing at 8:15 a.m. on Thursday, November 12, 2015, at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. **As an offset operator or lessee to the well**, you have the right to enter an appearance and participate in the case. Failure to appear will preclude you from contesting this matter at a later date.

You are required to notify (in writing) the Division, and the undersigned, by Thursday, November 5, 2015 if you intend to participate in the hearing.

Very truly yours,

  
James Bruce

Attorney for Burnett Oil Co., Inc.

Attachment 1

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- 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:

COG Operating LLC  
One Concho Center  
600 West Illinois  
Midland, Texas 79701

9590 9403 0764 5196 3277 79

2. Article Number (Transfer from service label)

7012 0470 0001 5962 2664

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Emily Auringer

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

EMILY AURINGER

10/26/15

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

Service Type

☒ Adult Signature☐ Adult Signature Restricted Delivery☐ Certified Mail®☐ Certified Mail Restricted Delivery☐ Collect on Delivery☐ Collect on Delivery Restricted Delivery☐ Insured Mail®☐ Insured Mail Restricted Delivery

(over \$500)

☐ Priority Mail Express®☐ Registered Mail™☐ Registered Mail Restricted Delivery☐ Return Receipt for Merchandise☐ Signature Confirmation™☐ Signature Confirmation Restricted Delivery

PS Form 3811, April 2015 PSN 7530-02-000-9053

Burnett 12-6

Domestic Return Receipt

U.S. Postal Service™

CERTIFIED MAIL™ RECEIPT  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

OFFICIAL USE

Postage \$

Certified Fee

Return Receipt Fee  
(Endorsement Required)Restricted Delivery Fee  
(Endorsement Required)

Total Postage &amp; Fees \$

Postmark  
Here

Sent To

COG Operating LLC  
One Concho Center  
600 West Illinois  
Midland, Texas 79701

Street, Apt. No.,  
or PO Box No.

City, State, ZIP+4

PS Form 3800, August 2006

See Reverse for Instructions

U.S. Postal Service™  
CERTIFIED MAIL™ RECEIPT  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

OFFICIAL USE

Postage \$

Certified Fee

Return Receipt Fee  
(Endorsement Required)Restricted Delivery Fee  
(Endorsement Required)

Total Postage &amp; Fees \$

Postmark  
Here

Sent To

Apache Corporation  
Suite 3000  
300 Veterans Airpark Lane  
Midland, Texas 79705

Street, Apt. No.,  
or PO Box No.

City, State, ZIP+4

PS Form 3800, August 2006

See Reverse for Instructions

## SENDER: COMPLETE THIS SECTION

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1. Article Addressed to:

Apache Corporation  
Suite 3000  
300 Veterans Airpark Lane  
Midland, Texas 79705

9590 9403 0764 5196 3277 62

2. Article Number (Transfer from service label)

7012 0470 0001 5962 2657

PS Form 3811, April 2015 PSN 7530-02-000-9053

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

J. Burnett

☒ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

J. Burnett

10-26-15

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

Service Type

☒ Adult Signature☐ Adult Signature Restricted Delivery☐ Certified Mail®☐ Certified Mail Restricted Delivery☐ Collect on Delivery☐ Collect on Delivery Restricted Delivery☐ Insured Mail☐ Insured Mail Restricted Delivery

(over \$500)

☐ Priority Mail Express®☐ Registered Mail™☐ Registered Mail Restricted Delivery☐ Return Receipt for Merchandise☐ Signature Confirmation™☐ Signature Confirmation Restricted Delivery

Burnett 12-6

Domestic Return Receipt