

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

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

**CASE NO. 15810**

**PRE-HEARING STATEMENT**

Weldon Baird and the Beulah M. Baird Trust, ("Baird Trust"), provisionally provides this  
Pre-Hearing Statement as required by the rules of the Division.

**APPEARANCES**

Weldon Baird and Beulah M. Baird Trust,  
by Brad J. Hellums and Page Baird, on  
behalf of Weldon R. Baird and Norma  
Loving, Trustees

**WELDON BAIRD AND BEULAH M.  
BAIRD TRUST'S ATTORNEY**

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**APPLICANT**

**COG OPERATING LLC**

**APPLICANT'S ATTORNEY**

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### STATEMENT OF THE CASE

Applicant COG Operating LLC seeks an order (1) creating a 320-acre, more or less, spacing and proration unit comprised of the E/2 W/2 of Section 16 and the E/2 W/2 of Section 21, Township 25 South, Range 35 East, NMPM, Lea County, New Mexico; and (2) pooling all uncommitted interests in the Bone Spring formation.

The Baird Trust is the owner of an unleased mineral interest within Applicant's proposed unit. Upon information and belief, COG did not exercise due diligence to negotiate a voluntary agreement. No witness testimony by the Trust or on its behalf is anticipated, but the Trust reserves the right to cross-examine Applicant's witnesses.

### PROPOSED EVIDENCE

<u>OPPONENT:</u> WELDON BAIRD AND BEULAH M. BAIRD TRUST, by Brad J. Hellums and Page S. Baird, on behalf of Weldon R. Baird and Norma Loving, Trustees	<u>EST. TIME</u>	<u>EXHIBITS</u>
		5-6

#### WITNESSES:

<u>APPLICANT:</u> COG OPERATING LLC	<u>EST. TIME</u>	<u>EXHIBITS</u>
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#### WITNESSES:

### PROCEDURAL MATTERS

None

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

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*Attorneys for Opponent Weldon Baird and  
Beulah M. Baird Trust*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on the following counsel of record by electronic mail on August 24, 2017:

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