

HOBBS OCD

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RECEIVED 6-4-2013

June 4, 2013

Oil Conservation Division 1625 N. French Drive Hobbs, NM 88240

Attn: Mr. Paul Kautz

Re: Ben Lilly 2 State Com #1H - Unit P, Section 2-T21S-R33E

Ben Lilly 2 State Com #3H - Unit N, Section 2-T215-R33E Ben Lilly 2 State Com #4H - Unit M, Section 2-T215-R33E

Dear Mr. Kautz:

Please be advised that there are no active potash leases within one mile of the above proposed wells. These wells are four miles from any potash lease.

Sincerely,

Melanie J. Parker

Regulatory Analyst

State of New Mexico Energy, Minerals and Natural Resources Department

HOBBS OCD Susana Martinez Governor JUN 0 4 2013 **David Martin** Jami Bailey Cabinet Secretary Designate **Division Director** Oil Conservation Division Brett F. Woods, Ph.D. RECEIVED **Deputy Cabinet Secretary BUREAU OF LAND MANAGEMENT** State Land Office **ATTN: Stephen Wust** ATTN: Jim Rutley P O Box 1148 P O Box 1778 Carlsbad, NM 88221 Santa Fe, NM 87504 APPLICATION FOR PERMIT TO DRILL IN POTASH AREA RE: OPERATOR COG Operating LLC LEASE NAME Ben Lilly 2 State Com #4H PRPOSED LOCATION SHL: M Sect 2 21S-33E 330 FSL 660 FWL BHL: D Sect 2 21S-33E 330 FNL 660 FWL PROPOSED DEPTH 18600 Gentlemen: The application for permit to drill indentified above has been filed with this office of the new Mexico Oil Conservation Division. Pursuant to the provisions of Oil Conservation Division Order R-111-P, please advise this office whether the location is within an established Life-or-Mine Reserve are filed with an approved by your office. If not, please advise whether it is within the buffer zone established by the order. Please return as abon as possible. Thank you for your assistance Very truly yours, OIL CONSERVATION DIVISION **EL Gonzales** Supervisor, District I Response: The above reference location is in the LMR 2012 year)------Yes NOX The above reference location is within the Buffer Zone ------ Yes No X

Printed Signature

Representing BUM-CFO

Date 6/3/2013