

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

**APPLICATION OF COG OPERATING LLC
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

CASE NO. 21420

**APPLICATION OF COG OPERATING LLC
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

CASE NO. 21421

EOG RESOURCES, INC.'S CONSOLIDATED PRE-HEARING STATEMENT

EOG Resources, Inc. ("EOG") hereby submits this Pre-Hearing Statement for the above-referenced case pursuant to the rules of the Oil Conservation Division.

APPEARANCES

APPLICANT

COG Operating LLC

ATTORNEY

Ocean Munds-Dry
Michael Rodriguez
COG Operating LLC
1048 Paseo de Peralta
Santa Fe, New Mexico 87501

INTERESTED PARTY

EOG Resources, Inc.

ATTORNEY

Earl E. DeBrine, Jr.
Deana M. Bennett
Lance D. Hough
MODRALL, SPERLING, ROEHL,
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STATEMENT OF THE CASE

In **Case No. 21420**, COG Operating LLC ("Concho") seeks an order from the division pooling all uncommitted interest owners in the Bone Spring formation underlying a standard 640-acre, more or less, horizontal spacing unit comprised of W/2 of Sections 26 and 35, Township 23 South,

Range 32 East, Lea County, New Mexico. Concho seeks to dedicate the above-referenced horizontal spacing unit to the following proposed wells:

- Bedlington Federal Com #201H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NW/4NW/4 (Unit D) of Section 26;
- Bedlington Federal Com #202H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NE/4NW/4 (Unit C) of Section 26;
- Bedlington Federal Com #301H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NW/4NW/4 (Unit D) of Section 26; Bedlington Federal Com #302H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NW/4NW/4 (Unit D) of Section 26;
- Bedlington Federal Com #303H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NE/4NW/4 (Unit C) of Section 26;
- Bedlington Federal Com #501H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NW/4NW/4 (Unit D) of Section 26;
- Bedlington Federal Com #502H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NW/4NW/4 (Unit D) of Section 26;
- Bedlington Federal Com #503H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NE/4NW/4 (Unit C) of Section 26.

In **Case No. 21421**, Concho seeks an order from the division pooling all uncommitted interest owners in the Bone Spring formation underlying a standard 640-acre, more or less, horizontal spacing unit comprised of W/2 of Sections 26 and 35, Township 23 South, Range 32 East, Lea County, New Mexico. Concho seeks to dedicate the above-referenced horizontal spacing unit to the following proposed wells:

- Bedlington Federal Com #701H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NW/4NW/4 (Unit D) of Section 26;
- Bedlington Federal Com #702H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NW/4NW/4 (Unit D) of Section 26;
- Bedlington Federal Com #703H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NE/4NW/4 (Unit C) of Section 26;
- Bedlington Federal Com #704H to be drilled from a surface hole location in SE/4SW/4 (Unit N) of Section 35 to a bottom hole location in the NE/4NW/4 (Unit C) of Section 26.

EOG, an opponent in this case filed by Concho, owns acreage in the proposed 640-acre spacing units that Concho seeks to force pool. EOG opposes Concho's applications in these cases

because an order pooling EOG's acreage to form a 640-acre spacing unit for Concho's proposed Bedlington wells violates EOG's correlative rights and causes waste.

PROPOSED EVIDENCE

<u>WITNESS</u>	<u>ESTIMATED TIME</u>	<u>EXHIBITS</u>
Chloe Sawtelle – Landman	Approx. 20	Approx. 5
Denton O'Neal – Geologist	Approx. 30	Approx. 5
Carlos Sonka – Reservoir Engineer	Approx. 30	Approx. 5

PROCEDURAL MATTERS

EOG is opposed to presentation of both of these cases by affidavit on September 10, 2020, and accordingly, these cases should be set for a status conference and subsequently continued to a contested case docket.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS
& SISK, P.A.

By: /s/ Earl E. DeBrine, Jr.

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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 September 3, 2020:

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By: /s/ Earl E. DeBrine, Jr.
Earl E. DeBrine,

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