

# Affidavit of Publication

NO. 22671

STATE OF NEW MEXICO

County of Eddy:

Danny Scott

being duly sworn, says that he is the

Publisher

of the Artesia Daily Press, a daily newspaper of general circulation, published in English at Artesia, said county and state, and that the hereto attached

## Legal Notice

was published in a regular and entire issue of the said Artesia Daily Press, a daily newspaper duly qualified for that purpose within the meaning of Chapter 167 of the 1937 Session Laws of the state of New Mexico for 1 Consecutive weeks/days on the same day as follows:

First Publication July 25, 2013

Second Publication

Third Publication

Fourth Publication

Fifth Publication

Subscribed and sworn to before me this

6th day of August 2013


 OFFICIAL SEAL  
Latisha Romine  
NOTARY PUBLIC STATE OF NEW MEXICO

My commission expires: 5/12/2015

*Latisha Romine*

 Latisha Romine  
Notary Public, Eddy County, New Mexico

# Copy of Publication:

## LEGAL NOTICE

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

The State of New Mexico through its Oil Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on August 8, 2013, in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appointed for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact: Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-659-1779 by July 29, 2013. Public documents including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

STATE OF NEW MEXICO TO:  
All named parties and persons having any right, title, interest or claim in the following cases and notice to the public.

(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.)

To: Alfred H. Reinhardt his successors, heirs and devisees; Beverly E. Williams her successors, heirs and devisees; Neil E. Mayfield Revocable Trust her successors, heirs and devisees; Marjorie Ackerman her successors, heirs and devisees; The interest of Pennie Mathewson; The interest of Daniel Eugene Peckenpugh; The interest of David Ben Peckenpugh; The interest of Russell Lee Peckenpugh.

CASE 15033: Application of COG Operating LLC for a non-standard spacing and proration unit and compulsory pooling, Eddy County, New Mexico. Applicant in the above-styled cause seeks an order (1) creating a non-standard, 160-acre spacing and proration unit comprised of the E/2 W/2 of Section 3, Township 19 South, Range 26 East, NMPM, Eddy County, and (2) pooling all mineral interests in the Yesso formation, Dayton, Grayburg Popl. underlying this acreage. Said non-standard unit is to be dedicated to applicant's proposed Lee "3" Fee 6H (U) which will be horizontally drilled from a surface location in the SE/4 SW/4 (U) to a standard bottom hole location in the NE/4 NW/4 (Unit C) of Section 3. Completed interval for this well will be within the 330-foot standard offset required by the rules. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision, designation of COG Operating LLC as operator of the well and 100% charge for risk involved in drilling said well. Said area is located approximately 3.5 miles north of Lakewood, New Mexico.

Given under the Seal of the State of New Mexico, Oil Conservation Division, Santa Fe, New Mexico on this 23rd day of July 2013.

 STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION  
Jami Bailey, Division Director

Published in the Artesia Daily Press, Artesia, N.M. on July 25, 2013. Legal No 22671.

 BEFORE THE OIL CONSERVATION DIVISION  
Santa Fe, New Mexico

Exhibit No. 5

Submitted by: COG OPERATING LLC

Hearing Date: August 8, 2013