

**COG OPERATING LLC  
AIRSTRIP FEE COM 1H**

**Lea County, New Mexico**



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

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

**CASE NO. 15105 (re-opened)**

**AFFIDAVIT OF JEFF LIERLY**

STATE OF TEXAS            )  
  ) ss.  
COUNTY OF MIDLAND    )

Jeff Lierly, being first duly sworn on oath, states as follows:

1. My name is Jeff Lierly and I am employed by COG Operating LLC ("COG"), in Midland, Texas, as a Landman. I have previously testified before the Division and have been qualified as an expert in petroleum land matters.
2. Division Order R-13823 created a 240-acre non-standard spacing and proration unit in the Bone Spring formation (Scharb-Bone Spring Pool (55610)) consisting of the E/2 SE/4 of Section 6 and the E/2 E/2 of Section 7, Township 19 South, Range 35 East, NMPM, Lea County, New Mexico and pooled the uncommitted mineral interest in the entire Bone Spring Formation underlying this spacing and proration unit. This unit was dedicated to COG's proposed **Airstrip Fee Com No. 1H** (API No. 30-025-41152) which said well has been drilled by COG.
3. The Bone Spring Formation in this area is subject to various ownership depth severances.
4. The **Airstrip Fee Com No. 1H** is drilled within the Third Bone Spring Sand, which is located between the stratigraphic equivalent of 10,560-10,790 feet total vertical depth.
5. COG therefore requests that Order R-13823 be revised to include those uncommitted mineral owners with an interest in this stratigraphic interval and who are currently subject to Order R-13823 as listed on Exhibit A to this Affidavit.

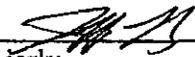
6. In addition, since Order R-13823 was issued, COG has identified additional mineral interest owners in the Unit whose leases do not contain pooling provisions.

7. COG has undertaken good faith efforts to amend the governing leases, but certain mineral owners have not executed the necessary amendments. Those interest owners are also listed on Exhibit A to this Affidavit.

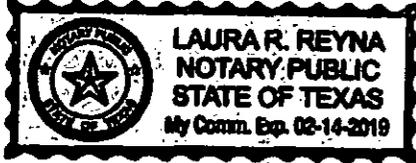
8. Pursuant to Division rules, interest owners identified in Exhibit A have been provided notice of this hearing. Notice has also been provided in accordance with Division rules to offset operators listed in Exhibit B.

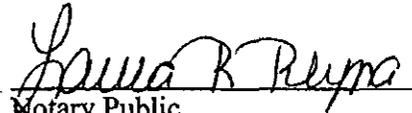
9. Wherefore, COG respectfully requests Ordering Paragraph (2) of Order R-13823 be limited to those uncommitted interests in the Third Bone Spring Sand which is located between the stratigraphic equivalent of 10,560-10,790 feet total vertical depth.

FURTHER AFFIANT SAYETH NOT.

  
\_\_\_\_\_  
Jeff Lierly

SUBSCRIBED AND SWORN before me on this 4<sup>th</sup> day of March 2015.



  
\_\_\_\_\_  
Notary Public

My Commission Expires:

2-14-2019

## EXHIBIT A

### Uncommitted Mineral Interest Owners

Michael Stone  
7500 San Felipe, Ste 250  
Houston, TX 77063

Jack Burnett  
983 Cash Road  
Kountze, TX 77625

also: 7500 San Felipe, Ste 250  
Houston, TX 77063

Bright Hawk / Burkard Venture  
P. O. Box 79790  
Houston, TX 77279

W. A. Stockard Estate  
2008 Kirby Dr., Ste 510  
Houston, TX 77019

also: 2001 Kirby Dr., Ste 605  
Houston, TX 77019

Marguerite B. Griffith  
5416 Sugar Hill Dr.  
Houston, TX 77063

### Interest Owners Without Pooling Language

Sunwest Bank of Albuquerque, Trustee  
under the Robert O. Erwin & Virginia  
McKnight Erwin Revocable Trust  
Agreement dated Feb. 4, 1988  
PO Box 25500  
Albuquerque, NM 87125

also: PO Box 26900  
Albuquerque, NM 87215

Anna Inez Hall Knapp  
3220 Country Club Dr.  
Lake Charles, LA 70605

also: 1017 Ninth St  
Lake Charles, LA 70601

also: PO Box 1665  
Lake Charles, LA 70602

Thomas O. Hall, Jr.  
c/o Carolyn Baumgartner Hall  
2010 Fall Creek Drive,  
Leander, TX 78641

also: c/o Carolyn Baumgartner Hall  
10711 Bordley  
Houston, TX 77042

Wadi Petroleum Inc.  
4355 Sylvanfield Dr. Suite 200  
Houston, TX 77014-1649

also: 14405 Walters Rd, Suite 400  
Houston, TX 77014

Mary H. Elliot  
c/o Logan Knapp  
2755 Shadowdale Drive  
Houston, TX 77043

Patricia Wallace  
111 Ellis St, 5th Floor  
San Francisco, CA 94102

Fred Brunner  
c/o Robert B Brunner, Executor of the  
Estate of Fred Brunner, deceased  
1129 Dilworth Crescent Row #R  
Charlotte, NC 28203

also: c/o Robert B Brunner, Executor of  
the Estate of Fred Brunner, deceased  
14825 Ballantyne Village Way, Suite  
240-17  
Charlotte, NC 28277

Katherine Hartig Elmore, Derrill G.  
Elmore, Jr., and Frank H. Elmore, III,  
Trustees under the Will of Derrill G.  
Elmore, Deceased  
c/o Derrill G. Elmore, Jr.  
3414 Ridgecrest Drive  
Flower Mound, TX 75022

also: 616 Cotton Exchange Blvd  
Dallas, TX 75201

also c/o Frank H. Elmore, III  
400 Elenburg Rd.  
Perrin, TX 76486

Richard D. Jones, Jr.  
200 North Gaines Road  
Cedar Creek, TX 78612

also: 1870 College Parkway  
Lewisville, TX 75077

John D. McCall  
c/o John D. McCall, Jr.  
6641 Wakefield Dr. Apt 513  
Alexandria, VA 22307

John D. McCall, Jr.  
6641 Wakefield Dr. Apt 513  
Alexandria, VA 22307

Thomas Screven McCall  
10481 FM 344 West  
Bullard, TX 75757

also: 4913 Pine Knoll Dr  
Tyler, TX 75703

also: 10481 FM 344 West #344  
Bullard, TX 75757

William S. Deniger, Jr.  
4061 Mawr Drive  
Dallas, TX 75225

also: 6432 Walnut Hill Lane

Dallas, TX 75230

David B. Deniger  
3730 Armstrong Avenue  
Dallas, TX 75205

also: 3704 Cragmont Ave  
Dallas, TX 75205

also: 16479 Dallas Parkway, Suite 400  
Addison, TX 75001

Elizabeth Raymond a/k/a Betsy  
Raymond  
13357 Forest River Drive SE  
Lowell, MI 49331

Frederic D. Brownell  
11703 Neering Drive  
Dallas, TX 75218

Randolph D. McCall  
800 Ox Eye Trail  
West Lake Hills, TX 78746

also: 3204 Drexel  
Dallas, TX 75205

also: 4006 Idlewild Road  
Austin, TX 78731

Rebecca McCall Landis Baird  
332 East Terra Alta  
San Antonio, TX 78209

also: c/o Hobby H McCall (Hobby H  
McCall Living Trust)  
1325 Sayles Blvd  
Abilene, TX 79605

Catherine H. Ragsdale  
c/o Douglass Nichols  
4713 Chiappero Trail  
Austin, TX 78731

Barbara E. Hannifin

2716 N. Pennsylvania Avenue, Apt 58

also: PO Box 182

Glenna Warren  
c/o Jean L Klebold  
213 E Plaza  
Clovis, NM 88101

also: PO Box 514  
Clovis, NM 88101

also: c/o Waymond D. Smith  
1200 Carver Rd.  
Las Cruces, NM 88005

Mary A. Matthews  
1239 W. Stillwell St.  
Wichita, KS 67213

Gene L. Dalmont  
1498 Scipio Lane  
McAlester, OK 74501

also: Route 1 Box 193  
McAlester, OK 74501

Mae Dell Dalmont  
c/o Gene L. Dalmont  
1498 Scipio Lane  
McAlester, OK 74501

also: Route 1 Box 193  
McAlester, OK 74501

also: c/o Kent W. Dalmont  
230 Wolfhunters Lane  
McAlester, OK 74501

also: c/o Kent W. Dalmont  
HC 75 Box 365  
McAlester, OK 74501

## **EXHIBIT B**

### **Offset Operators or Lessees of Record**

Mewbourne Oil Company  
500 W. Texas Ave.  
Midland, TX 79701

Sundown Energy LP  
Two Galleria Tower  
13455 Noel Road, Suite 2000  
Dallas, Texas 75240

Read & Stevens Inc.  
400 N. Pennsylvania Avenue  
Suite 1000  
Roswell, NM 88201

OXY USA Inc  
6 Desta Drive  
Midland, Texas 79705

Chevron U.S.A. Inc.  
P.O. Box 2100  
Houston, Texas 77252