

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

APPLICATION OF COG OPERATING LLC TO RE-OPEN CASE NO. 15310 TO CONTRACT THE NON-STANDARD PROJECT AREA TO CONFORM WITH THE BOUNDARIES OF ACREAGE SUBJECT TO A PROPOSED STATE COMMUNITIZATION AGREEMENT, LEA COUNTY, NEW MEXICO.

CASE NO. 15310 (re-opened)

AFFIDAVIT

STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

Michael H. Feldewert, attorney in fact and authorized representative of COG Operating LLC, the Applicant herein, being first duly sworn, upon oath, states that the above-referenced Application has been provided under the notice letters and proof of receipts attached hereto.



Michael H. Feldewert

SUBSCRIBED AND SWORN to before me this 22nd day of June 2016 by Michael H. Feldewert.



OFFICIAL SEAL
LISAMARIE ORTIZ
NOTARY PUBLIC-STATE OF NEW MEXICO
My commission expires 01/14/19



Notary Public

**BEFORE THE OIL CONSERVATION
DIVISION**
Santa Fe, New Mexico
Exhibit No. D
Submitted by: **COG OPERATING LLC**
Hearing Date: June 23, 2016

HOLLAND & HART^{LLP}



Jordan L. Kessler
Associate
Phone (505) 988-4421
Fax (505) 983-6043
JLKessler@hollandhart.com

June 3, 2016

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

TO: AFFECTED PARTIES

Re: Application Of COG Operating LLC To Re-Open Case No. 15310 to Contract the Non-Standard Project Area To Conform With The Boundaries Of Acreage Subject To A Proposed State Communitization Agreement, Lea County, New Mexico.

Ladies and Gentlemen:

This letter is to advise you that COG Operating LLC has filed the enclosed application with the New Mexico Oil Conservation Division and requested that this matter be scheduled for hearing before an Examiner on June 23, 2016. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Offices located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an affected party within the proposed Unit, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date before the Division.

Parties desiring to appear in this case are required by Division Rule 19.15.4.13 NMAC to file a pre-hearing statement on or before 5 p.m. on the Thursday preceding the scheduled hearing date. The prehearing statement must be filed at the Division's Santa Fe office at the above specified address and an additional copy provided to my office. The pre-hearing statement must include: the names of the party and its attorneys; a concise statement of the party's position in the matter; the names of all witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that are to be resolved prior to the hearing.

If you have any questions about this matter please contact Jon-Aaron House, at (432) 221-0349 or JHouse@concho.com.

Sincerely,

Jordan L. Kessler

ATTORNEY FOR COG OPERATING LLC

Holland & Hart LLP

Phone [505] 988-4421 Fax [505] 983-6043 www.hollandhart.com

110 North Guadalupe Suite 1 Santa Fe, New Mexico 87501 Mailing Address P.O. Box 2208 Santa Fe, NM 87504-2208

Aspen Boulder Carson City Colorado Springs Denver Denver Tech Center Billings Boise Cheyenne Jackson Hole Las Vegas Reno Salt Lake City Santa Fe Washington, D.C. ☉

**COG OPERATING LLC
PYGMY WELLS**

Amtex Energy Inc.
P.O. Box 3418
Midland, TX 79702

The Allar Company
P.O. Box 1567
Graham, TX 76450

Cimarex Energy Co.
600 N. Mariendfeld St.,
Suite 600
Midland, TX 79701

Yates Petroleum Corporation
105 S. 4th St.
Artesia, NM 88210

Abo Petroleum Corporation
105 S. 4th St.
Artesia, NM 88210

Myco Industries, Inc.
105 S. 4th St.
Artesia, NM 88210

GMT Exploration Company LLC
1560 Broadway, Suite 2000
Denver, CO 80202

BC Operating, Inc.
4000 N. Big Spring St.,
Suite 310
Midland, TX 79705

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 Return Receipt (hardcopy) \$ 2.80
 Return Receipt (electronic) \$ _____
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 Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Amtex Energy Inc.
 P.O. Box 3418
 Midland, TX 79702

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

Postmark: JUN - 3 2016 DE WANGAS POST OFFICE

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Postage \$ _____

The Allar Company
 P.O. Box 1567
 Graham, TX 76450

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

Postmark: JUN - 3 2016 DE WANGAS POST OFFICE

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Complete items 1, 2, and 3:
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Amtex Energy Inc.
 P.O. Box 3418
 Midland, TX 79702

9590 9402 1203 5246 0651 96

7015 3010 0001 8827 3547

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY:

A. Signature
 X *Kandi Ann E...* Agent Addressee

B. Received by (Printed Name) *Kandi Ann E...* C. Date of Delivery *JUN - 8 2016*

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Adult Signature Priority Mail Express®
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail® Certified Mail Restricted Delivery Registered Mail Restricted Delivery
 Collect on Delivery Return Receipt for Merchandise
 Collect on Delivery Restricted Delivery Signature Confirmation™
 Insured Mail Signature Confirmation Restricted Delivery

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3:
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 Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 The Allar Company
 P.O. Box 1567
 Graham, TX 76450

9590 9402 1203 5246 0651 89

7015 3010 0001 8827 3554

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

THIS SECTION ON DELIVERY:

A. Signature
 X *Melanie Barrett* Agent Addressee

B. Received by (Printed Name) *Melanie Barrett* C. Date of Delivery *6-6-16*

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Adult Signature Priority Mail Express®
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail® Certified Mail Restricted Delivery Registered Mail Restricted Delivery
 Collect on Delivery Return Receipt for Merchandise
 Collect on Delivery Restricted Delivery Signature Confirmation™
 Insured Mail Signature Confirmation Restricted Delivery

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Certified Mail Fee \$
 Extra Services & Fees (check box, add fee as appropriate)
 Return Receipt (hardcopy) \$ 3.15
 Return Receipt (electronic) \$ 2.80
 Certified Mail Restricted Delivery \$
 Adult Signature Required \$
 Adult Signature Restricted Delivery \$

Postage \$

Cimarex Energy Co.
 600 N. Mariendfeld St.,
 Suite 600
 Midland, TX 79701

USPS SANTI FE, NM 87594
 JUN 13 2016
 Here
 DEVARGAS POST OFFICE

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Cimarex Energy Co.
 600 N. Mariendfeld St.,
 Suite 600
 Midland, TX 79701

9590 9402 1203 5246 0651 72

7015 3010 0001 8827 3561

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature Priority Mail Express®
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail® Registered Mail Restricted Delivery
 Certified Mail Restricted Delivery Return Receipt for Merchandise
 Collect on Delivery Signature Confirmation™
 Collect on Delivery Restricted Delivery Signature Confirmation Restricted Delivery

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 Return Receipt (hardcopy) \$ 3.15
 Return Receipt (electronic) \$ 2.80
 Certified Mail Restricted Delivery \$
 Adult Signature Required \$
 Adult Signature Restricted Delivery \$

Postage \$

Yates Petroleum Corporation
 105 S. 4th St.
 Artesia, NM 88210

USPS SANTI FE, NM 87594
 JUN 13 2016
 Here
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PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Yates Petroleum Corporation
 105 S. 4th St.
 Artesia, NM 88210

9590 9402 1203 5246 0651 65

7015 3010 0001 8827 3578

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature Priority Mail Express®
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail® Registered Mail Restricted Delivery
 Certified Mail Restricted Delivery Return Receipt for Merchandise
 Collect on Delivery Signature Confirmation™
 Collect on Delivery Restricted Delivery Signature Confirmation Restricted Delivery

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Return Receipt (hardcopy) \$ 2.80

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Abo Petroleum Corporation
105 S. 4th St.
Artesia, NM 88210

USPS SANTA FE, NM 87504
Postmark JUN 3 2016
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- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Abo Petroleum Corporation
105 S. 4th St.
Artesia, NM 88210

9590 9402 1203 5246 0651 58

7015 3010 0001 8827 3585

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery
EPA 6/6/16

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Adult Signature Priority Mail Express®

Adult Signature Restricted Delivery Registered Mail™

Certified Mail® Registered Mail Restricted Delivery

Certified Mail Restricted Delivery Return Receipt for Merchandise

Collect on Delivery Signature Confirmation™

Collect on Delivery Restricted Delivery Signature Confirmation Restricted Delivery

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Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ 2.80

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Myco Industries, Inc.
105 S. 4th St.
Artesia, NM 88210

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1. Article Addressed to:

Myco Industries, Inc.
105 S. 4th St.
Artesia, NM 88210

9590 9402 1203 5246 0651 41

7015 3010 0001 8827 3592

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery
EPA 6/6/16

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Adult Signature Priority Mail Express®

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Collect on Delivery Signature Confirmation™

Collect on Delivery Restricted Delivery Signature Confirmation Restricted Delivery

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Certified Mail Fee \$

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Return Receipt (hardcopy) \$ 3.45

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Adult Signature Required \$

Adult Signature Restricted Delivery \$



Postage \$

GMT Exploration Company LLC
1560 Broadway, Suite 2000
Denver, CO 80202

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Extra Services & Fees (check box, add fee as appropriate)

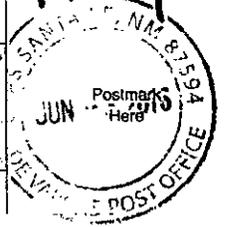
Return Receipt (hardcopy) \$ 3.45

Return Receipt (electronic) \$ 2.80

Certified Mail Restricted Delivery \$

Adult Signature Required \$

Adult Signature Restricted Delivery \$



Postage \$

BC Operating, Inc.
4000 N. Big Spring St.,
Suite 310
Midland, TX 79705

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p>GMT Exploration Company LLC 1560 Broadway, Suite 2000 Denver, CO 80202</p>		<p>B. Received by (Printed Name) Jim Lyman</p> <p>C. Date of Delivery 6/6/16</p>	
<p>9590 9402 1203 5246 0651 34</p> <p>7015 3010 0001 8827 3608</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail®</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery</p>		<p><input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Signature Confirmation Restricted Delivery</p>	
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053</p>		<p>Domestic Return Receipt</p>	