

## McMillan, Michael, EMNRD

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**From:** Jordan L. Kessler <JLKessler@hollandhart.com>  
**Sent:** Tuesday, August 16, 2016 11:05 AM  
**To:** Brooks, David K, EMNRD  
**Cc:** Jones, William V, EMNRD; McMillan, Michael, EMNRD  
**Subject:** RE: Case No. 15256 (Re-Opened)  
**Attachments:** Affidavit 12H.pdf; Affidavit 4H.pdf

David,

Sorry for the delay—I've attached the revised affidavits. Please let me know if you have any questions.

Jordan

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**From:** Brooks, David K, EMNRD [mailto:DavidK.Brooks@state.nm.us]  
**Sent:** Friday, July 29, 2016 12:02 PM  
**To:** Jordan L. Kessler  
**Cc:** Jones, William V, EMNRD; McMillan, Michael, EMNRD  
**Subject:** Case No. 15256 (Re-Opened)

Good morning, Jordan

I have been asked to review this case preliminary to the preparation of an order.

It is apparent that the Affidavit of Joseph Scott dated July 12, 2016, which I assume was the affidavit presented at the hearing, does not comply with the requirements of Rule 19.15.4.12.A(1)(b)(iii).

Since this case was unopposed, I believe this defect can be resolved without a further hearing by the Applicant furnishing a supplemental affidavit setting containing the information required by that rule.

Thanks in advance for your assistance in this matter.

Sincerely  
David K. Brooks

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

**APPLICATION OF COG OPERATING LLC, TO RE-OPEN CASE NO. 15256 TO  
POOL THE INTERESTS OF ADDITIONAL MINERAL OWNERS UNDER THE  
TERMS OF COMPULSORY POOLING ORDER R-13963, LEA COUNTY, NEW  
MEXICO.**

**CASE NO. 15256 (re-opened)**

**AFFIDAVIT OF JOSEPH SCOTT**

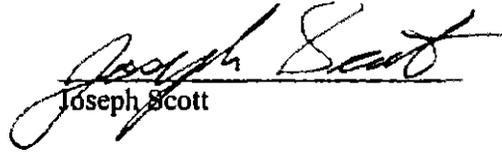
STATE OF TEXAS            )  
  ) ss.  
COUNTY OF MIDLAND    )

Joseph Scott, being first duly sworn on oath, states as follows:

1. My name is Joseph Scott and I am employed by COG Operating, LLC, 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-13963 created a 200-acre non-standard spacing and proration unit in the Yeso formation, West Maljamar-Yeso Pool (44500) consisting of the W/2 W/2 of Section 11 and the NW/4 NW/4 of Section 14, Township 17 South, Range 32 East, NMPM in Lea County, New Mexico, and pooled certain uncommitted mineral interest owners in this spacing and proration unit ("the Unit"). This Unit was dedicated to the **Pan Head Fee Well No. 12H** (API No. 30-025-40899), which has been drilled from a surface location 330 feet from the North line and 990 feet from the West line (Unit D) of Section 11, to a standard bottomhole location 966 feet from the North line and 966 feet from the West line (Unit D) of Section 14.
3. Since the entry of Order R-13963, COG has discovered additional mineral interest owners, primarily in the form of estates with unmarketable title.
4. COG has undertaken good faith efforts to locate and obtain a voluntary agreement for the development of the Unit from these additional mineral interest owners, but has been unable to locate the parties.
5. The mineral interest owners that remain uncommitted to the proposed well and which I have instructed our attorneys to provide notice of this hearing, are the following:

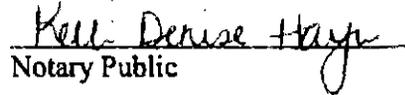
Lindsey Hoop, Jr. and wife Laura Hooper and their heirs  
Bob Bradshaw and wife if any  
Fern Sullivan and her heirs  
Nancy Anderson, formally Nancy Rankin and her heirs  
Heirs of Rachel Anderson Hogg

FURTHER AFFIANT SAYETH NOT.

  
Joseph Scott

SUBSCRIBED AND SWORN before me on this 12<sup>th</sup> day of July, 2016.



  
Notary Public

My Commission Expires:

6/2/2018

# Affidavit of Publication

STATE OF NEW MEXICO  
COUNTY OF LEA

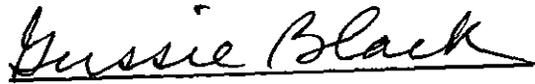
I, Daniel Russell, Publisher of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, solemnly swear that the clipping attached hereto was published in the regular and entire issue of said newspaper, and not a supplement thereof for a period of 1 issue(s).

Beginning with the issue dated  
July 06, 2016  
and ending with the issue dated  
July 06, 2016.

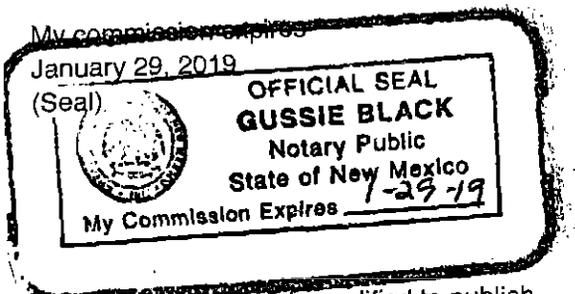


Publisher

Sworn and subscribed to before me this  
6th day of July 2016.



Business Manager



This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws of 1937 and payment of fees for said

**LEGAL NOTICE**  
July 6, 2016

**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 July 21, 2016, in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint 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 11, 2016. 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: Lindsey Hoop Jr., his heirs or devisees, Laura Hooper, her heirs or devisees, Bob Bradshaw and wife, their heirs or devisees, Fern Sullivan, her heirs or devisees, Nancy Anderson, fka Nancy Rankin, her heirs or devisees, Rachel Anderson Hogg, and her heirs or devisees.

**CASE 15256 (re-opened): Application of COG Operating LLC To Re-Open Case No. 15256 To Pool The Interests Of Additional Mineral Owners Under The Terms Of Compulsory Pooling Order R-13963, Lea County, New Mexico.** Applicant in the above-styled cause seeks to amend Division Order R-13963 to include the pooling of additional mineral interests in the Yeso formation, West Maljamar-Yeso Pool (Pool code 44500), underlying the W/2 W/2 of Section 11 and the NW/4 NW/4 of Section 14, Township 17, South, Range 32 East, NMPM, Lea County, New Mexico: Said unit is dedicated to the **Pan Head Fee Well No. 12H** (API No. 30-025-40899) and is located approximately 1 mile East of Maljamar New Mexico. #31060

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BEFORE THE OIL CONSERVATION  
DIVISION  
Santa Fe, New Mexico  
Exhibit No. 15  
Submitted by: COG Operating LLC  
Hearing Date: July 21, 2016