

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

IN THE MATTTTER OF THE HEARING CALLED  
BY THE OIL CONSERVATION DIVISION FOR  
THE PURPOSE OF CONSIDERING:

CASE NOS. 21627, 21628

Application of COG OPERATING, LLC,  
for compulsory pooling,  
Eddy County, New Mexico.

REPORTER'S TRANSCRIPT OF PROCEEDINGS

THURSDAY, JANUARY 7, 2020

This matter came on for hearing before the  
New Mexico Oil Conservation Division, William  
Brancard, Hearing Examiner, Dylan Rose-Coss,  
Technical Examiner, Dean McClure, Technical  
Examiner, via Cisco Webex Virtual Meeting Platform

Reported by: Mary Therese Macfarlane  
New Mexico CCR No. 122  
PAUL BACA PROFESSIONAL COURT REPORTERS  
500 Fourth Street NW, Suite 105  
Albuquerque, New Mexico 87102  
(505) 843-9241

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A P P E A R A N C E S

For COG OPERATING, LLC:

Michael Rodriguez, Esq.  
COG Operating, LLC  
1048 Paseo de Peralta  
Santa Fe, NM 87501  
(505) 780-8000  
mrodriguez@concho.com

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E X H I B I T I N D E X

COG OPERATING, LLC, EXHIBITS	ADMITTED
1 Landman Affidavit w/attachments A,B, C	8
2 Geologist Affidavit w/attachments D, E, F, G.	8
3 Notice Affidavit	8

1 (Time noted 9:30 a.m.)

2 HEARING EXAMINER BRANCARD: So moving on now,  
3 skipping ahead a bit again to 21626. Again Cog Operating.

4 MR. RODRIGUEZ: Michael Rodriguez with COG  
5 Operating, LLC. And I wanted to alert the Division this  
6 case is a companion case with Case 21625, and it's also  
7 competing with Tap Rock's Cases 21609 and 21610.

8 I believe I emailed the Division maybe a  
9 couple of weeks ago alerting them to that and to have this  
10 set as a status conference.

11 So if -- we would like to reshuffle these  
12 cases around, to have the other cases be heard before  
13 these? It's the Division's choice.

14 HEARING EXAMINER BRANCARD: So you're saying 626  
15 and 627 are together?

16 MR. RODRIGUEZ: Case 21626 and 21625, which are  
17 the Coonskin wells family for COG which are competing with  
18 Tap Rock's Coonskin wells, which I believe are also set  
19 For today but should all be set as a status conference

20 HEARING EXAMINER BRANCARD: Okay. And how  
21 about Case 21627? Is that going by affidavit?

22 MR. RODRIGUEZ: Yes.

23 HEARING EXAMINER BRANCARD: Okay. Why don't we  
24 skip to that and then come back to this case.

25 MR. RODRIGUEZ: Perfect.

1 HEARING EXAMINER BRANCARD: So we are on No. 31,  
2 Case 21627.

3 MR. RODRIGUEZ: Thank you. Michael Rodriguez  
4 with COG Operating, LLC.

5 HEARING EXAMINER BRANCARD: Okay. Are there  
6 any other entries of appearance in Case 21627?

7 Hearing none, you may proceed,  
8 Mr. Rodriguez.

9 MR. RODRIGUEZ: Thank you. And I would like to  
10 consolidate this case along with Case 21628. They are  
11 companion cases, one being the east half in this unit and  
12 the other being the west half.

13 HEARING EXAMINER BRANCARD: And that is No. 39  
14 on our sheet?

15 MR. RODRIGUEZ: Correct.

16 THE SPECIAL MASTER: Okay. Okay. You may  
17 proceed with those two cases.

18 MR. RODRIGUEZ: Thank you.

19 In case No. 21627 COG seeks to pool all the  
20 uncommitted interests in the Wolfcamp Formation within the  
21 Purple Sage-Wolfcamp Gas Pool, underlying a standard  
22 960.48-acre, more or less, horizontal spacing unit,  
23 comprised of Lots 1, 2, the south half of the Northeast  
24 Quarter/Southeast Quarter of Section 6, the east half of  
25 Section 7, and the east half of Section 18, Township 25

1 South, Range 28 East in Eddy County, New Mexico.

2 In Case No. 21628 COG is seeking to pool  
3 all uncommitted interests in the Wolfcamp Formation  
4 underlying a standard nine 966.73-acre, more or less,  
5 horizontal spacing unit comprised of Lots 3 through 7, the  
6 southeast quarter of the northwest quarter and east half  
7 of the southwest quarter of Section 6, Lots 1 through 4,  
8 and the east half of the west half of Section 7 and and  
9 Lots 1 through 4 in the east half/west half of Section 18,  
10 Township 25 South, Range 28 East, within Eddy County, New  
11 Mexico.

12 The landman and geologist have both  
13 testified before the Division and the credentials were  
14 accepted and made a matter of record.

15 Both cases contain similar exhibit packets  
16 that include: The Application.

17 The Compulsory Pooling Checklist.

18 Exhibit 1, being the Landman's Affidavit  
19 and related attachments.

20 Exhibit 2 is the geologist's attachments.

21 And Exhibit 3 contains my Notice Affidavit  
22 and Affidavit of Publication reflecting all Notice  
23 requirements have been met.

24 And with that I ask these case packets be  
25 admitted into the record that contain Exhibits 1 through

1 3, and Case No. 21627 and 21628 be taken under advisement.

2 I stand for any questions.

3 HEARING EXAMINER BRANCARD: Thank you. You have  
4 the qualifications of the witnesses in your exhibits?

5 MR. RODRIGUEZ: I do not believe that their  
6 resumes are in there, but it is noted within their  
7 affidavit that they have testified before the Division and  
8 their credentials made a matter of record.

9 HEARING EXAMINER BRANCARD: Okay. Thank you.  
10 Questions from the examiners. We have two  
11 cases here, Cases 21627 and 21628.

12 EXAMINER ROSE-COSS: Good morning again.  
13 Examiner Coss.

14 I noticed that there are two separate  
15 packets for Case 21627 and Case 21628. I just want to  
16 make sure it's made clear in the packets that they are  
17 consolidated and/or if not, why they are separate packets  
18 as opposed to be joined, as I have seen with others today

19 MR. RODRIGUEZ: Sure. They are essentially the  
20 same thing except there's three west half wells and three  
21 east half wells, and so the route that we took was to  
22 separate C-102s and isolate those wells for each -- for  
23 each exhibit packet. But they are essentially the same  
24 thing.

25 EXAMINER ROSE-COSS: Thank for that

1 clarification. I don't have any other questions beyond  
2 those.

3 EXAMINER McCLURE: Examiner McClure here.

4 When you were reading in the legal locate  
5 for the spacing unit, did you only read off the east half  
6 or did you also go into the west half for Case 21268 then,  
7 or do we need to read that into the record or not?

8 MR. RODRIGUEZ: I believe I covered.

9 EXAMINER McCLURE: Yes. That's good.

10 HEARING EXAMINER BRANCARD: Examiners, do you  
11 want to treat these as consolidated cases or issue  
12 separate Orders for these.

13 EXAMINER McCLURE: It doesn't matter to me.

14 EXAMINER ROSE-COSS: Probably issue them as  
15 consolidated.

16 I have made a note in our docket-tracking  
17 spreadsheet as to how to handle it.

18 Is that how we should handle it, Mr.  
19 Rodriguez? Would you like two separate Orders or...

20 MR. RODRIGUEZ: I would prefer just keeping it  
21 is simple with just one Order, and in the future I will go  
22 ahead and just create the same exhibit packet for  
23 consolidated cases, as well, just to keep it simple.

24 EXAMINER ROSE-COSS: Thanks, Mr. Rodriguez.

25 HEARING EXAMINER BRANCARD: Okay. So we are on

1 Cases 21627, 21628. Are there any other comments on these  
2 Cases' Applications for Compulsory Pooling?

3 Hearing none, we will admit the exhibits in  
4 these cases, have the witnesses qualified as experts, and  
5 take Cases 612 -- sorry, 21627, 21628 under advisement.

6 Thank you.

7 (Time noted 9:38 a.m.)

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1 STATE OF NEW MEXICO )  
2 ) SS  
3 COUNTY OF TAOS )  
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5 REPORTER'S CERTIFICATE

6 I, MARY THERESE MACFARLANE, New Mexico Reporter  
7 CCR No. 122, DO HEREBY CERTIFY that on Thursday,  
8 January 7, 2021, the proceedings in the above-captioned  
9 matter were taken before me; that I did report in  
10 stenographic shorthand the proceedings set forth herein,  
11 and the foregoing pages are a true and correct  
12 transcription to the best of my ability and control.

13 I FURTHER CERTIFY that I am neither employed by  
14 nor related to nor contracted with (unless excepted by the  
15 rules) any of the parties or attorneys in this case, and  
16 that I have no interest whatsoever in the final  
17 disposition of this case in any court.

18 /s/ Mary Macfarlane  
19 \_\_\_\_\_

20 Mary Therese Macfarlane, CCR  
21 NM Certified Court Reporter No. 122  
License Expires: 12/31/2021

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