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

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

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

CASE NO. 14812

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 was provided under the notice letter and proof of receipt attached hereto.

Michael H. Feldewert

SUBSCRIBED AND SWORN to before me this 11th day of April 2012 by Michael H.

Feldewert.

3



OFFICIAL SEAL LISAMARIE ORTIZ NOTARY PUBLIC-STATE OF NEW MEXICO My commission expires 01114/15



HOLLAND&HART.

Adam G. Rankin agrankin@hollandhart.com

March 22, 2012

<u>CERTIFIED MAIL</u> <u>RETURN RECEIPT REQUESTED</u>

TO AFFECTED INTEREST OWNERS

Re: Application of COG Operating LLC for a non-standard spacing and proration unit and compulsory pooling, Eddy County, New Mexico.

This letter is to advise you that COG Operating LLC has filed the enclosed application with the New Mexico Oil Conservation Division. This application has been set for hearing before a Division Examiner at 8:15 a.m. on April 12, 2012. 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 owner of an interest that may be affected by this application, 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.

Parties appearing in cases are required by Division Rule 1208.B to file a Pre-hearing Statement four days in advance of a scheduled hearing. This statement must be filed at the Division's Santa Fe office at the above specified address and should include: the names of the parties and their attorneys; a concise statement of the case; 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.

Sincerel

Adam G. Rankin **ATTORNEY FOR COG OPERATING LLC**

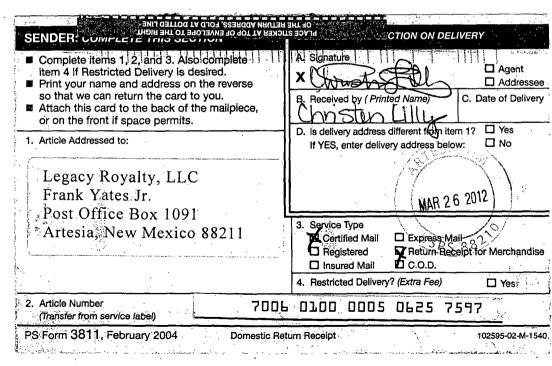
Holland & Hart LLP Phone [505] 988-4421 Fax [505] 983-6043 www.hollandhart.com 110 North Guadalupe Suite 1 Santa Fe, NM 87501 Mailing Address P.O. Box 2208 Santa Fe, NM 87504-2208 Denver Aspen Boulder Colorado Springs DenverTech Center Billings Boise Cheyenne Jackson Hole Las Vegas Salt Lake City Santa Fe Washington, D.C. C

EXHIBIT A APPLICATION OF COG OPERATING LLC ARABIAN 6 FEE NO. 2H WELL

MARCH 15, 2012

Legacy Royalty, LLC Frank Yates Jr. Post Office Box 1091 Artesia, New Mexico 88211





HOLLAND&HART

Adam G. Rankin agrankin@hollandhart.com

March 15, 2012

<u>CERTIFIED MAIL</u> <u>RETURN RECEIPT REQUESTED</u>

TO AFFECTED INTEREST OWNERS

Re: Application of COG Operating LLC for a non-standard spacing and proration unit and compulsory pooling, Eddy County, New Mexico.

This letter is to advise you that COG Operating LLC has filed the enclosed application with the New Mexico Oil Conservation Division. This application has been set for hearing before a Division Examiner at 8:15 a.m. on April 12, 2012. 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 owner of an interest that may be affected by this application, 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.

Parties appearing in cases are required by Division Rule 1208.B to file a Pre-hearing Statement four days in advance of a scheduled hearing. This statement must be filed at the Division's Santa Fe office at the above specified address and should include: the names of the parties and their attorneys; a concise statement of the case; 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.

Sincerely.

Adam G. Rankin 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, NM 87501 Mailing Address P.O. Box 2208 Santa Fe, NM 87504-2208

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

EXHIBIT A APPLICATION OF COG OPERATING LLC ARABIAN 6 FEE NO. 2H WELL

POOLED INTERESTS:

`

Yates Petroleum Corporation 105 4th Street Artesia, NM 88210

Vassar L. Thompson 1704 North Kentucky Ave. Roswell, NM 88201

Cecil L. Thompson, Jr. 34 Jamerson Road Belen, New Mexico 87002

Linda G. McQuillen 6724 McQuillen Road Shiloh, OH 44878

Yates Brothers, a partnership 105 4th Street Artesia, NM 88210 Sharbro Holdings LLC 105 4th Street Artesia, NM 88210

Deborah R. Thompson 34 Jamerson Road Belen, New Mexico 87002

Deborah C. Brown 6068-A Appleton Road, SW Albuquerque, NM 87105

Pamela A. Kottler 2000 Garcon Point Road Milton, Florida32583

Beverly Mae Watkins 625 NMA HC 66, Box 30 Yeso, NM 88136 Legacy Royalty LLC 5601 NW 72nd, Suite 244 Oklahoma City, OK 73132

Emmett L. Hatch 103 Health Drive Ruidoso, New Mexico 88345

Katherine S. Hatch 3143 NE 18th Ave. Portland, OR 97212

William L. Hatch 103 Heath Drive Ruidoso, NM 88345

OFFSET INTERESTS:

Cimarex 600 North Marienfeld Street Suite 600 Midland, Texas 79701

Oxy Y-1 Contact: Katie Almeida P.O. Box 4294 Houston, Texas 77210-4294

Ross Duncan Properties, LLC P.O. Box 647 Artesia, NM 88211 Abo Petroleum Corporation Contact: Katie Almeida P.O. Box 4294 Houston, Texas 77210-4294

Watts Properties, LLC P.O. Box 2367 Roswell, NM 88202

DMD LLC P.O. Box 300 Artesia, NM 88211 Myco Industries, Inc. Contact: Katie Almeida P.O. Box 4294 Houston, Texas 77210-4294

B & G Royalties P.O. Box 376 Artesia, NM 88211

Peak Enterprises Corp., a Delaware Corporation 300 Martine Ave., Suite 2-D White Plains, NY 10601

EXHIBIT A APPLICATION OF COG OPERATING LLC ARABIAN 6 FEE NO. 2H WELL

Mepart Associates c/o Nearburg Exploration P.O. Box 823085 Dallas, TX 75382-3085

Joe R. Wright, A Trustee of the Wright Family Trust 320 Kearney Ave., Apt. 9 Santa Fe, NM 87501

Fred N. Nelson Farms 3755 E. Grand Plains Rd. Roswell, NM 88201

Nearburg Exploration Co. P.O. Box 823085 Dallas, Texas 75382-3085

DHA, L.L.C. 500 West Wall Street Suite 300 Midland, Texas 79701

Fred Bohannon 5242 South Columbia Tulsa, OK 74105

Principal Properties 4425 S. Mopac Austin, Texas 78735 Hideaway Partnership c/o TMF Investments 25 Hanover Road, Building B Florham Park, NJ 07932

David L. Fraser & Eleanor A. Fraser, Trustees of the Fraser Family Trust 600 Saint James Place Newport Beach, CA 92663

C. W. Paine Company 1314 Juniper Lewisville, Texas 75067

Devon Energy Production Co. P.O. Box 108838 Oklahoma City, OK 73101

Mary Louis Hubbard 840 Cleveland Road Bogart, Georgia 30622

Marianne B. Jost (Williams) 1975 Route 2 Cookson, OK 74427 Eugene E. Nearburg c/o Nearburg Exploration P.O. Box 823085 Dallas, Texas 75382-3085

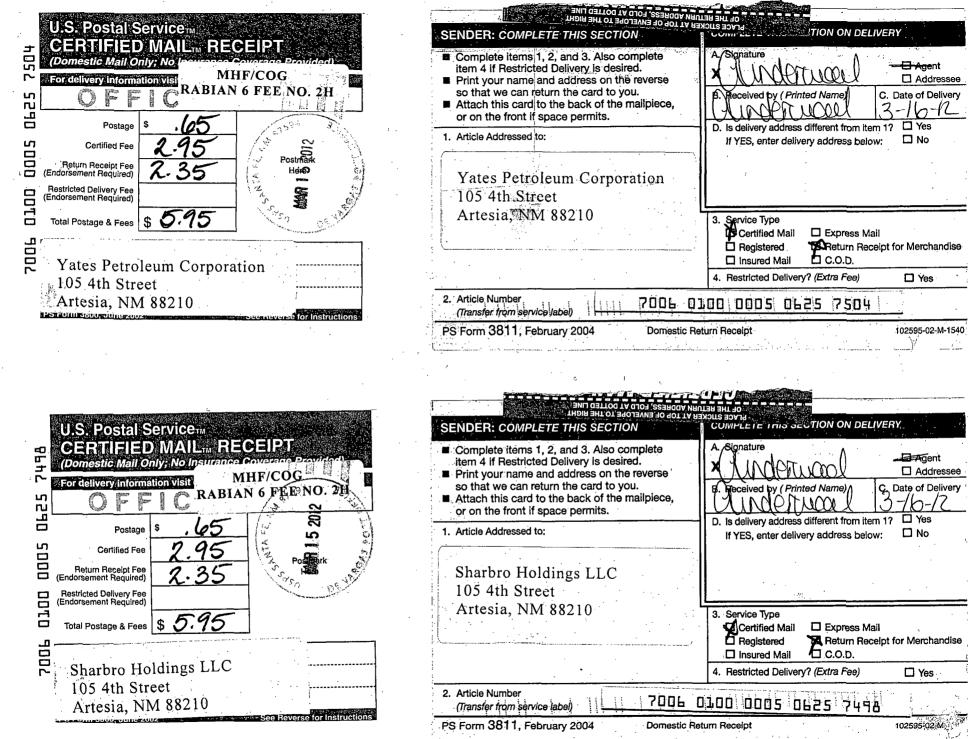
AAR Limited Partnership 1320 W. 4th Roswell, NM 88201

B & L Oil Company 900 W. Cooper Hobbs, NM 88240

Nadel & Gussman Permian 601 N. Marienfeld, Suite 508 Midland, Texas 79701

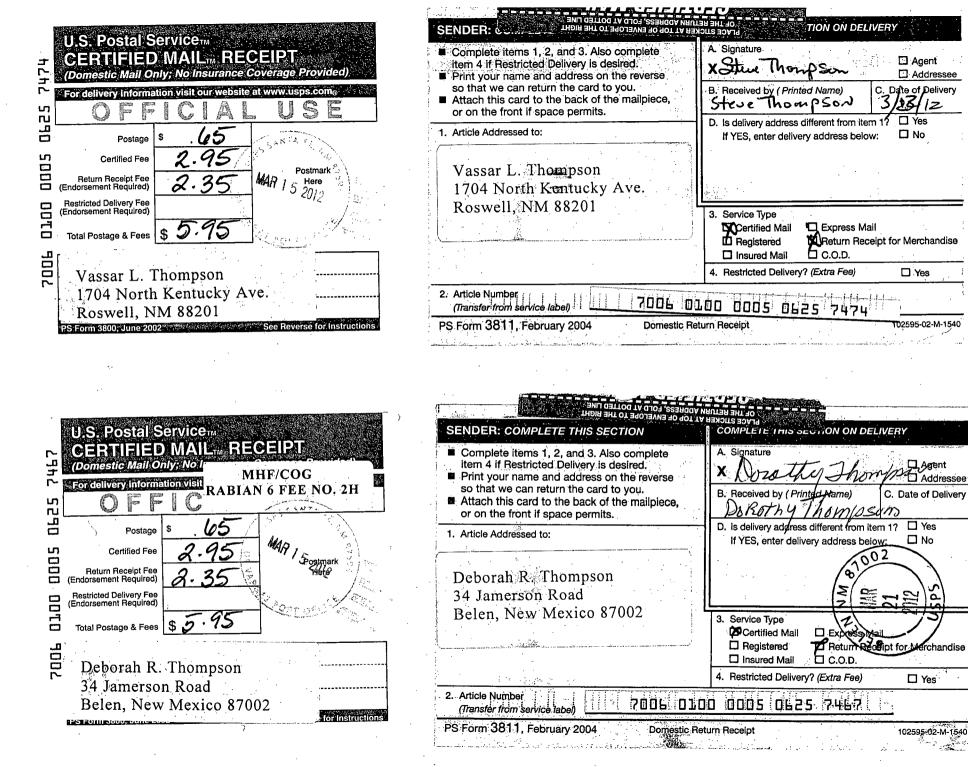
Marvin J. Bohannon 4857 Del Aire Drive Del City, OK 73115

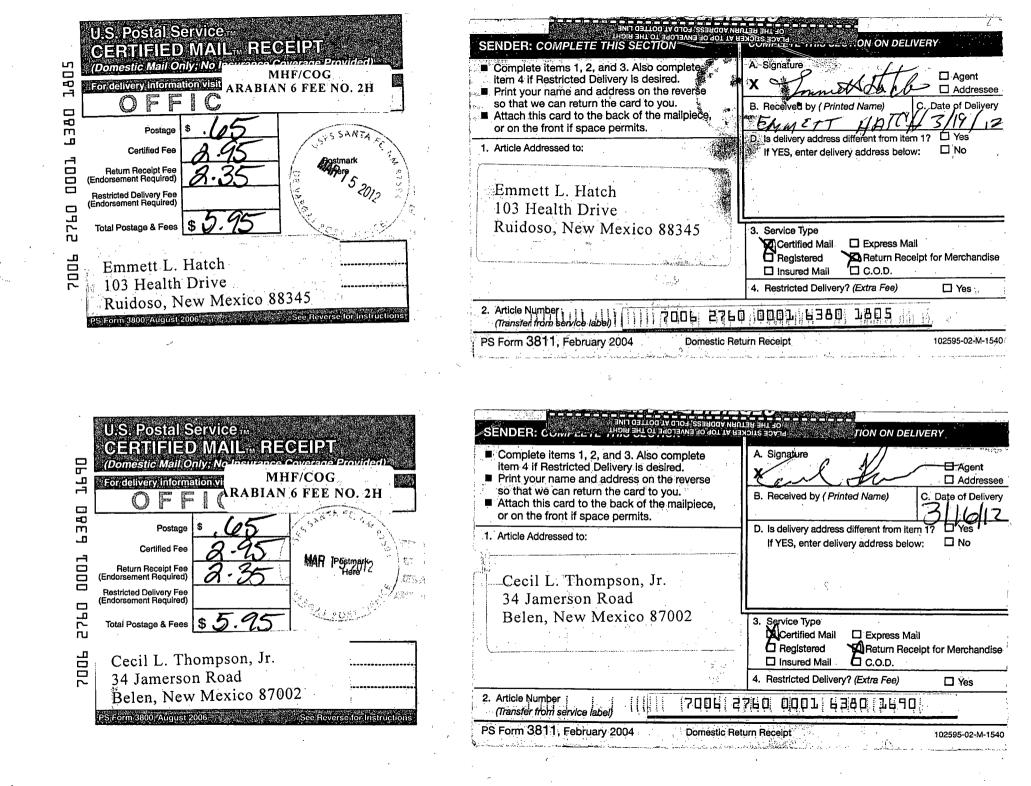
Chi Energy Inc. Post Office Box 1799 Midland, Texas 79702

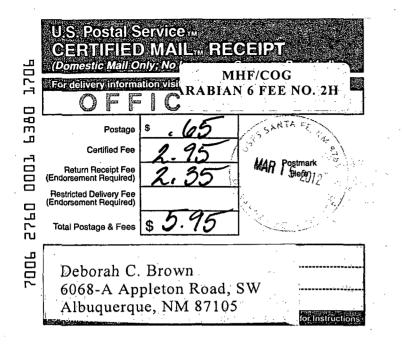


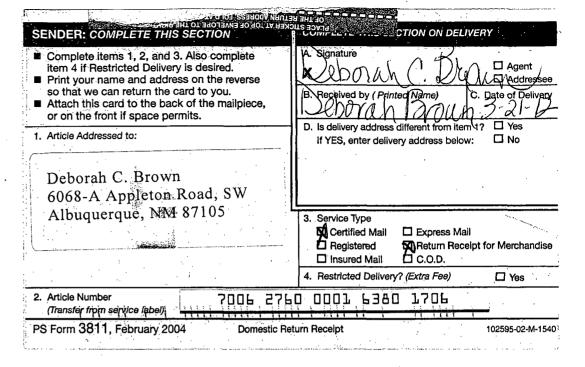
U.S. Postal Servicem CERTIFIED MAIL RECEIPT 481 (Domestic Mail Only: No Ins MHF/COG r~ For delivery information visit o RABIAN 6 FEE NO. 2H 0005 0625 (P) Postage \$ Certified Fee Return Receipt Fee (Endorsement Required) 35 2. 01.00 Restricted Delivery Fee (Endorsement Required) 95 5 \$ Total Postage & Fees DE VARGE 2006 Legacy Royalty LLC 5601 NW 72nd, Suite 244 Oklahoma City, OK 73132 for Instructions

SENDER: COMPLETE THIS SECTION	NULLEU SHL 40 U LEXOLLS SOVIA COMPLETE THIS SECTION ON DELIVERY
 Complete items 1, 2; and 3. Also complete item 4 if Restricted Delivery is desired. 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. 	A. Signature A. Signature Agent A. Agent A. Agent A
1. Article Addressed to: Legacy Royalty LLC 5601 NW 72nd, Suite 244	D Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No
Oklahoma City, OK 73132	3. Service Type A Certified Mall Registered Insured Mail C.O.D. Yes
2. Article Number 7006 0100 0005 0625 7481 (Transfer from service label) 7006 0005 0625 7481 PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540	

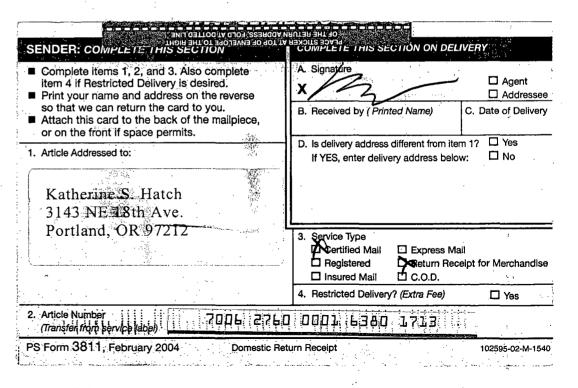


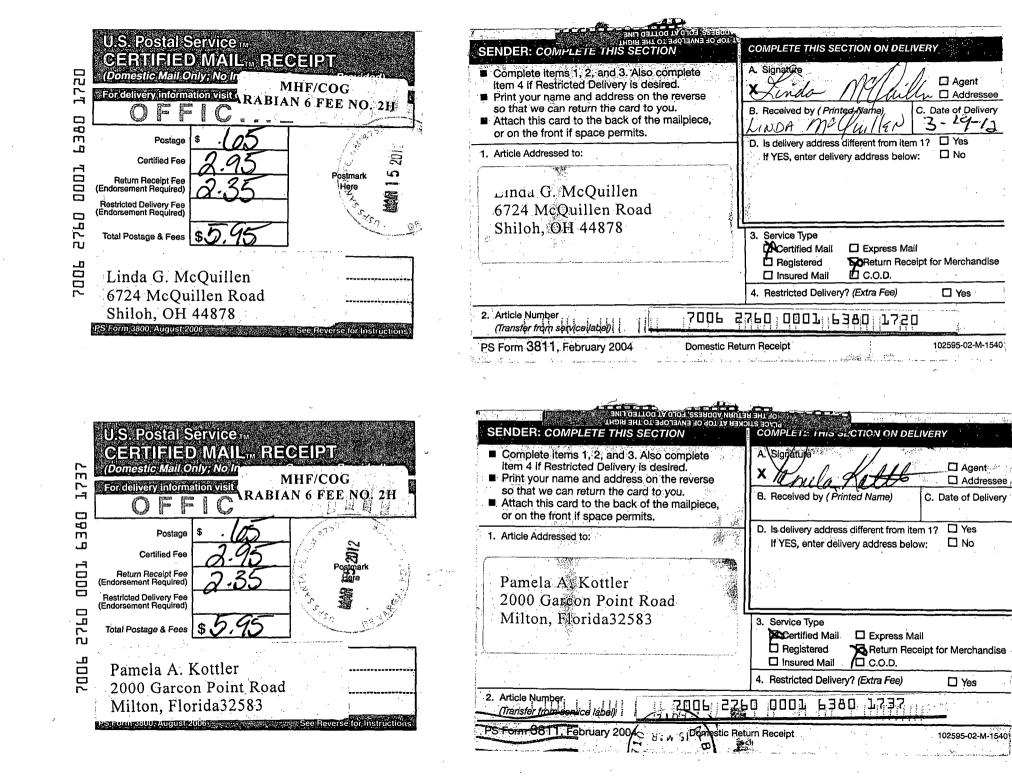


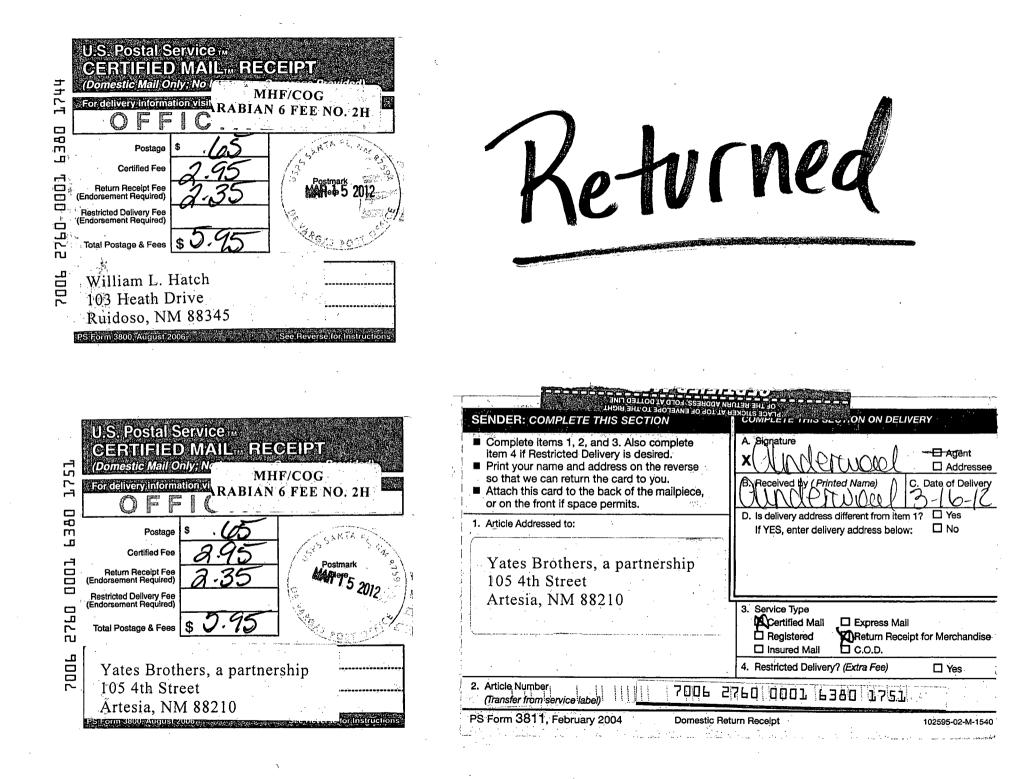


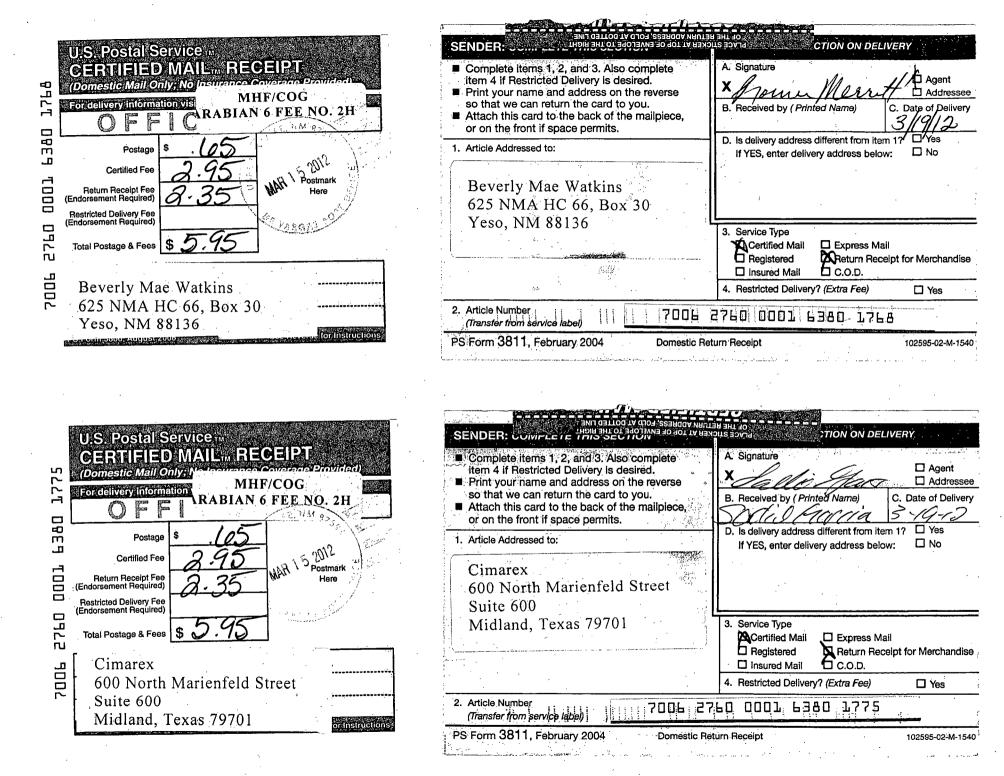






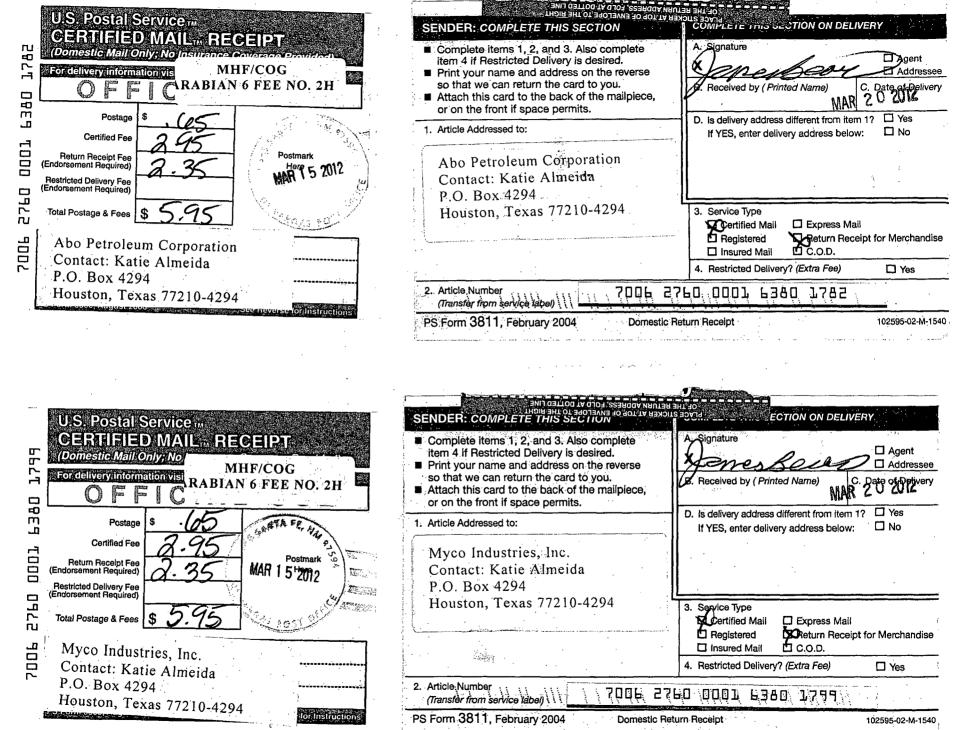


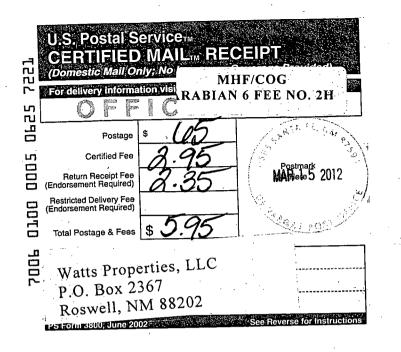


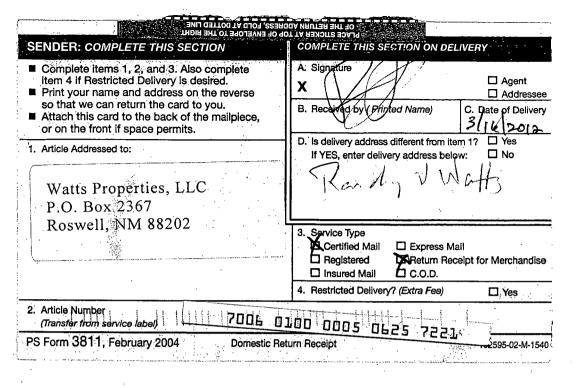


ł

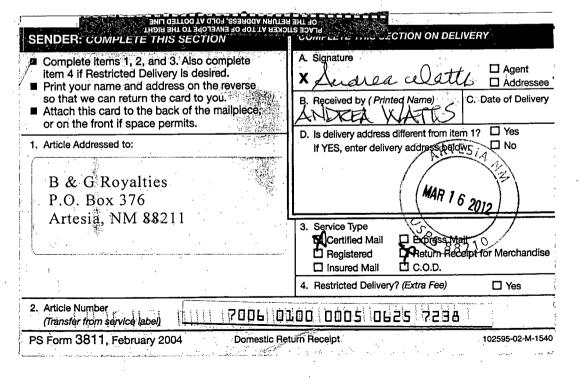
· · · ·

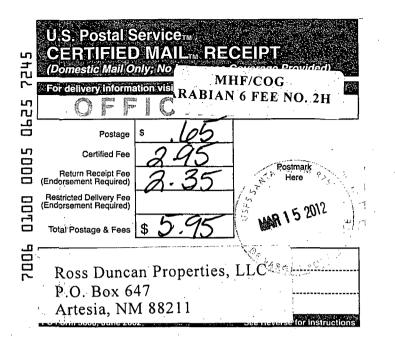


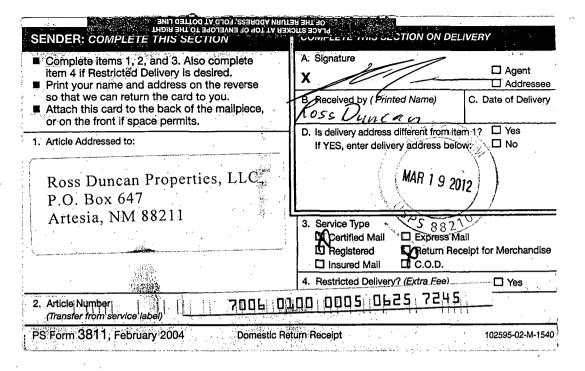


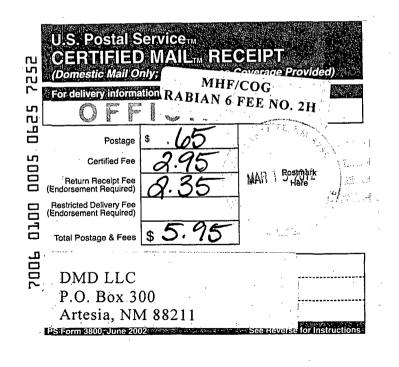


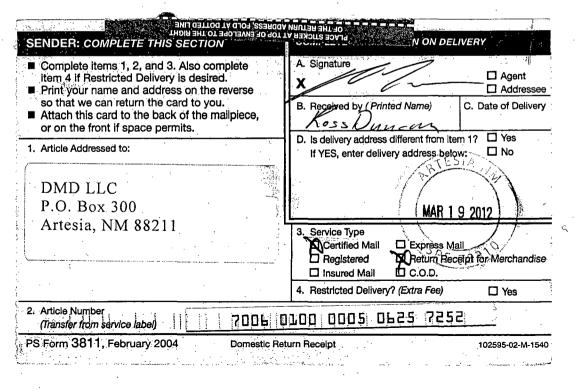


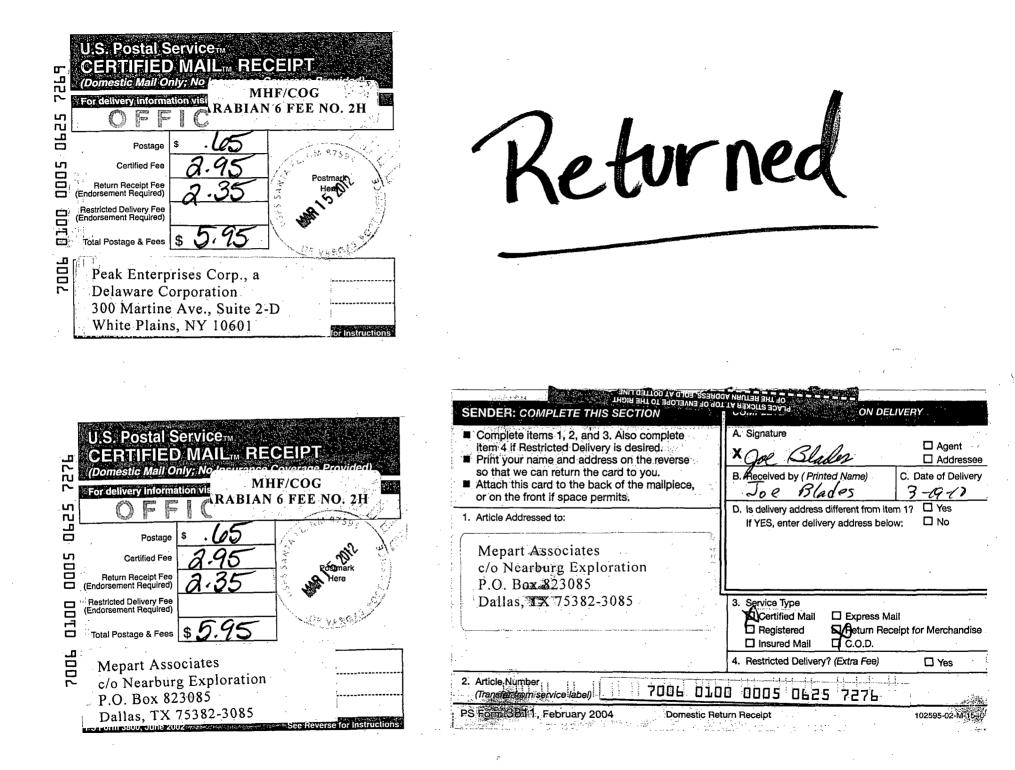




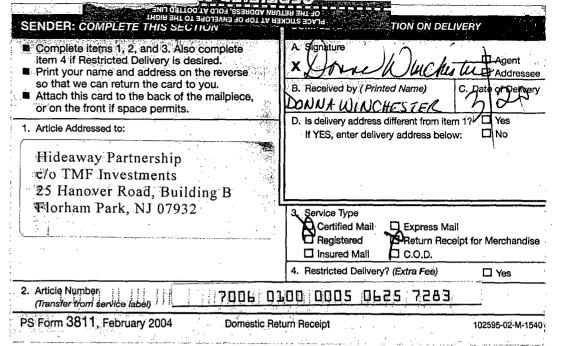




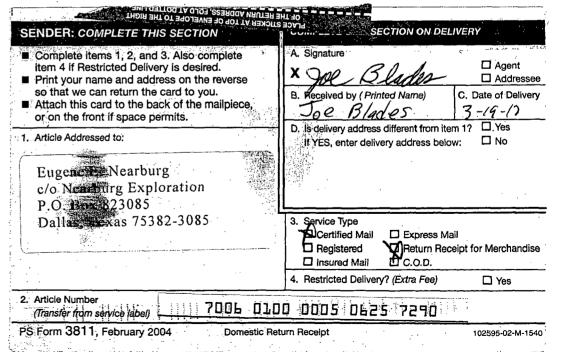


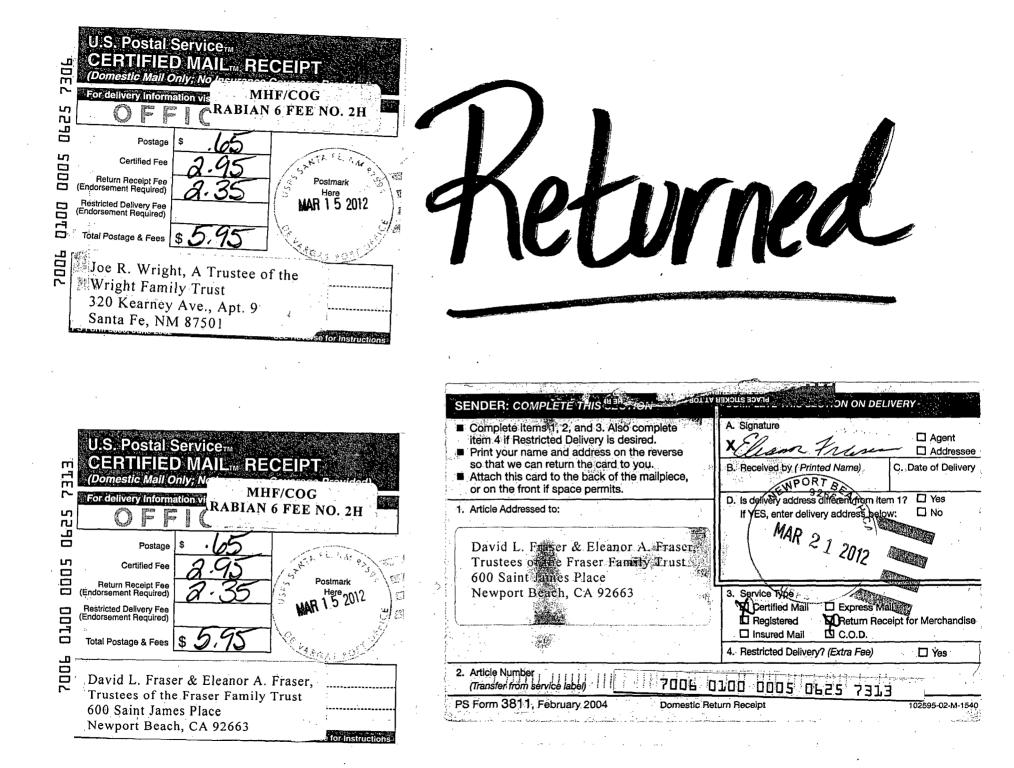


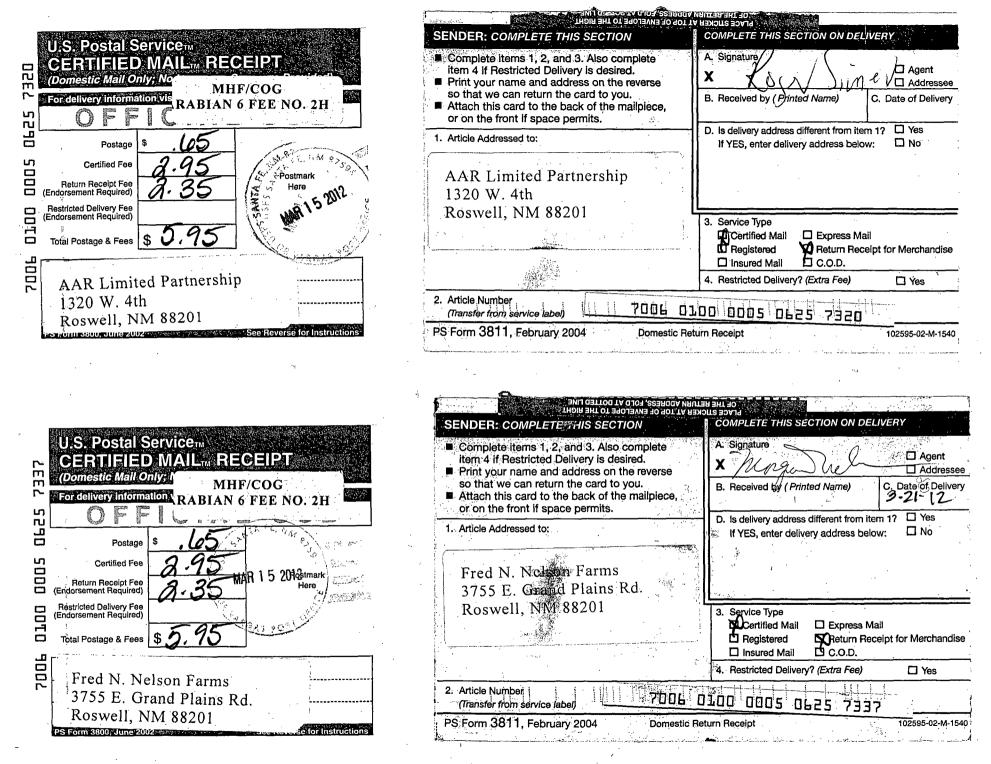


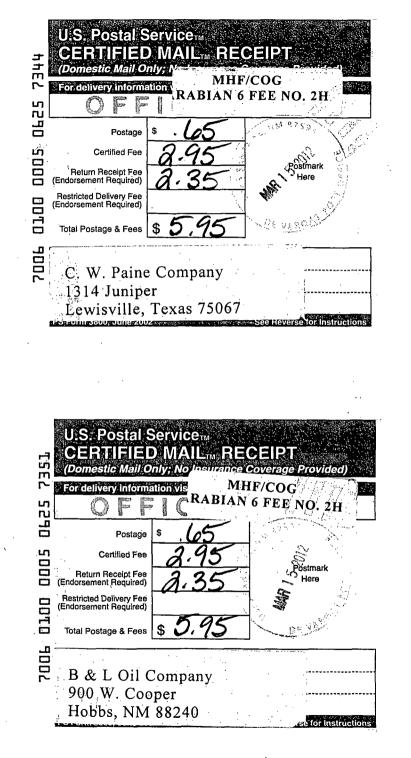










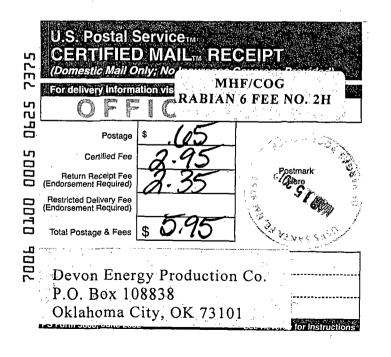


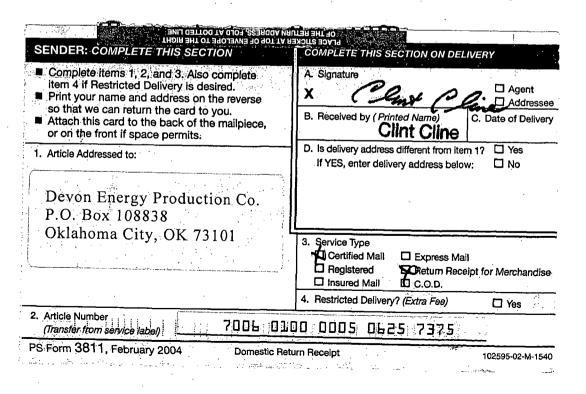
eturned

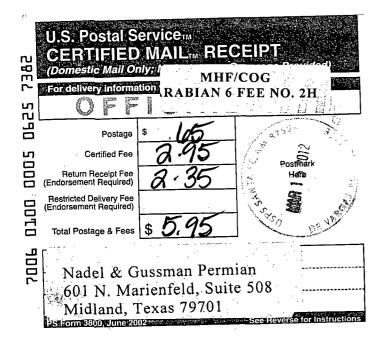
turned

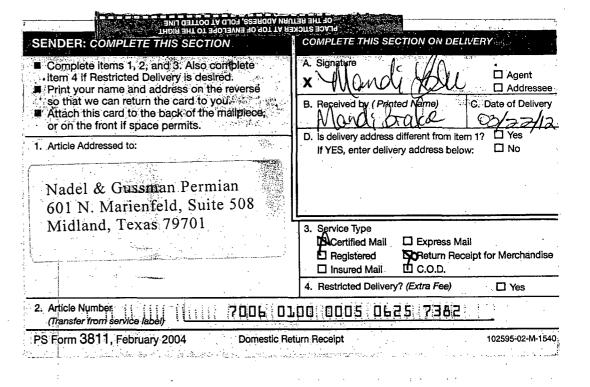
U.S. Postal Servicem CERTIFIED MAIL RECEIPT Ф Ē (Domestic Mail Only: No I m MHF/COG P For delivery information visit RABIAN 6 FEE NO. 2H ഗ пú 90 Postage ഗ **Certified Fee** ٣ċ Return Receipt Fee (Endorsement Required) ð Restricted Delivery Fee (Endorsement Required) 00700 \$ Total Postage & Fees 2006 Nearburg Exploration Co. P.O. Box 823085 Dallas, Texas 75382-3085 PSiForm 3800 June 2002 for Instruction

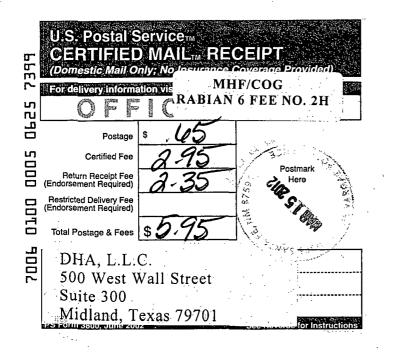
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
 Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailplece, or on the front if space permits. 	A. Signature Agent X Gold Addressee B. Received by (Printed Name) C. Date of Delivery Joe Black S-G-(2) D. Is delivery address different from item 12 Yes
1. Article Addressed to:	D. Is delivery address different from item 1? Yes If YES, enter delivery address below: No
Nearburg Exploration Co. P.O. Box 823085	
Dallas, Texas 75382-3085	3. Service Type Certified Mail Express Mail Registered C.O.D.
· · · · · · · · · · · · · · · · · · ·	4. Restricted Delivery? (Extra Fee)
Z2. Article Number 7006 0005 0625 7368 (Transfer from service label) 7006 0005 0625 7368	
PS Form 3811, February 2004 Domestic Retu	um Receipt 102595-02-M-1540,

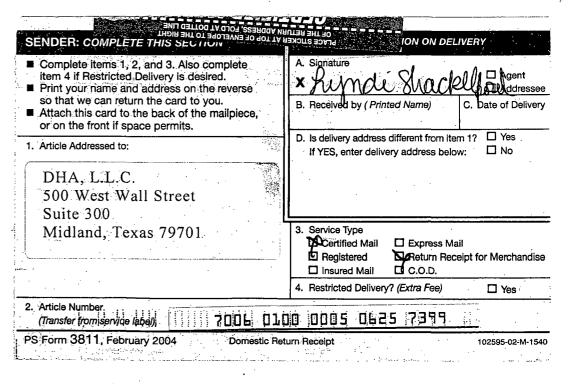












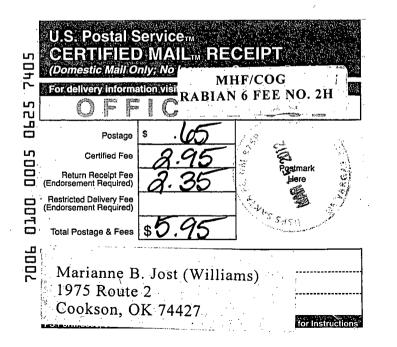


U.S. Postal Service™ IFIED MAIL RECEIPT e F σ лJ . 🚽 MHF/COG £ For delivery nom **RABIAN 6 FEE NO. 2H** S пú 90 Postage ហ Certified Fee Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) 0100 Total Postage & Fees 2006 Marvin J. Bohannon 4857 Del Aire Drive Del City, OK 73115

Seturned

turned

U.S. Postal Service **CERTIFIED MAIL** RECEIPT Ш (Domestic Mail Only: ÷ MHF/COG n For delivery information RABIAN 6 FEE NO. 2H L) пú 16 Postage ĿO. **Certified Fee** Return Receipt Fee (Endorsement Required) 0100 **Restricted Delivery Fee** (Endorsement Required) \$ Total Postage & Fees 7006 Fred Bohannon 5242 South Columbia Tulsa, OK 74105 PS Form 3800 June 2002



keturned

Urned

