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

IN THE MATTER OF THE APPLICATION
OF COG OPERATION LLC FOR COMPULSORY
POOLING, EDDY COUNTY, NEW MEXICO

CASE NO. 14,855

AFFIDAVIT

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

J. Scott Hall, attorney and authorized representative COG Operating LLC, the Applicant herein, being first dully sworn, upon oath, states that he sent copies of this Application to the parties as specified on the attached Exhibit A:

PUBLICATION OF HEALTH

J. SCOTT HALL

SUBSCRIBED AND SWORN to before me this <u>Als+</u> day of June, 2012.

Notary Public

My Commission Expires: 9/22/14

EXHIBIT A

Total Petrochemicals USA, Inc. c/o Total E&P USA, Inc. P.O. Box 674411 Houston, Texas 77267-4411

Cross Border Resources, Inc. Attn: Mr. Larry Risley 22610 US Highway 281 N., Suite 218 San Antonio, Texas 78258

Chisos, Ltd. Attn: Ms. Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030

Apache Corporation 303 Veterans Airpark Lane, Suite 3000 Midland, TX 79705

ZPZ Delaware I LLC c/o Apache Corporation 303 Veterans Airpark Lane, Suite 3000 Midland, TX 79705



Scott Hal

J. Scott Hall

Office: (505) 982-3873
Email: shall@montand.com
Reply To: Santa Fe Office

www.montand.com

May 14, 2012

Total Petrochemicals USA, Inc. c/o Total E&P USA, Inc. P.O. Box 674411 Houston, Texas 77267-4411

Via Certified Mail Return Receipt Requested

Re: NMOCD Case No. 14855: Application of COG Operating LLC for Compulsory Pooling, Eddy County, New Mexico

Dear Sir or Madam:

This will advise that COG Operating LLC has filed an Application with the New Mexico Oil Conservation Division for an order pooling all mineral interests in the SW/4 NE/4 of Section 16, Township 17 South, Range 31 East, NMPM, Eddy County, New Mexico, to form a standard 40-acre spacing and proration unit for any and all formations and or pools developed on 40 acres from the surface to the base of the Glorieta-Yeso formation, Mar Loco Glorieta Pool (79866). The referenced unit will be dedicated to the Burkett 16 State No. 1 Well to be drilled at a standard location 1650' from the North and East lines of Section 16. Also to be considered will be the cost of drilling and completing the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of COG Operating LLC as operator of the well and a charge for risk involved in drilling the well.

A copy of the Application for hearing is enclosed.

This Application will be set for hearing before a Division Examiner on June 7, 2012 at 8:15 a.m. at the New Mexico Oil Conservation Division, 1220 South St. Francis Drive, Santa Fe, New Mexico. You are not required to attend this hearing, but as an owner of an interest that may be affected, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging this application at a later time. If you intend to attend the hearing and present testimony or evidence, you must enter your appearance and serve the Division,

REPLY TO:

325 Paseo de Peralta Santa Fe, New Mexico 87501 Telephone (505) 982-3873 • Fax (505) 982-4289

Post Office Box 2307 Santa Fe, New Mexico 87504-2307 6301 Indian School Road NE, Suite 400 Albuquerque, New Mexico 87110 Telephone (505) 884-4200 • Fax (505) 888-8929

Total Petrochemicals USA, Inc. May 14, 2012 Page 2

counsel for the Applicant and other parties with a pre-hearing statement at least four business days before the scheduled hearing date in accordance with Division Rule 19.15.4.13.

Very truly yours,

MONTGOMERY & ANDREWS, P.A.

1. Juny yall

J. Scott Hall

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 mailpiece, or on the front if space permits. 	A. Signature X NWW A Agent Addressee B. Received by (Printed Name) C. Date of Delivery C. Date of Delivery
Total Petrochemicals USA, Inc. c/o Total E&P USA, Inc. P.O. Box 674411	D. Is delivery address different from Item 1? Yes If YES, enter delivery address below: No MA NO MA Somp Som
Houston, Texas 77267-4411	3. Service Type D Certified Mail □ Express Mail □ Registered □ Return Receipt for Merchandise □ Insured Mail □ C.O.D. 4. Restricted Delivery? (Extra Fee) □ Yes
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J. Scott Hall

Office: (505) 982-3873
Email: shall@montand.com
Reply To: Santa Fe Office

www.montand.com

May 14, 2012

Cross Border Resources, Inc. 22610 US Highway 281 N., Suite 218 San Antonio, Texas 78258 Via Certified Mail Return Receipt Requested

Attn: Mr. Larry Risley

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Cross Border Resources, Inc. May 14, 2012 Page 2

counsel for the Applicant and other parties with a pre-hearing statement at least four business days before the scheduled hearing date in accordance with Division Rule 19.15.4.13.

Very truly yours,

MONTGOMERY & ANDREWS, P.A.

1. Swin yall

J. Scott Hall

JSH:kw Enclosure

<u> </u>	Ţ
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Article Addressed to:	D. Is delivery address different from item 1? Yes If YES, enter delivery address below: No
Cross Border Resources, Inc. 22610 US Highway 281 N.	
Suite 218	3. Service Type
San Antonio, Texas 78258	Certified Mail
4 No. 4	4. Restricted Delivery? (Extra Fee)
2. Article Number	48010000 3645111257
PS Form 3811, February 2004 Domestic Ret	urn Receipt Burk 1202 102595-02-M-1540
Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required)	
Total Postar- O. E	
Cross Border Resources, Inc. Street, Apt. N. or PO Box N. City, State, Z. Suite 218 San Antonio, Texas 78258	



J. Scott Hall

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May 14, 2012

Chisos, Ltd. 670 Dona Ana Road SW Deming, NM 88030 Via Certified Mail Return Receipt Requested

Attn: Ms. Sue Ann Craddock

Re: NMOCD Case No. 14855: Application of COG Operating LLC for Compulsory Pooling, Eddy County, New Mexico

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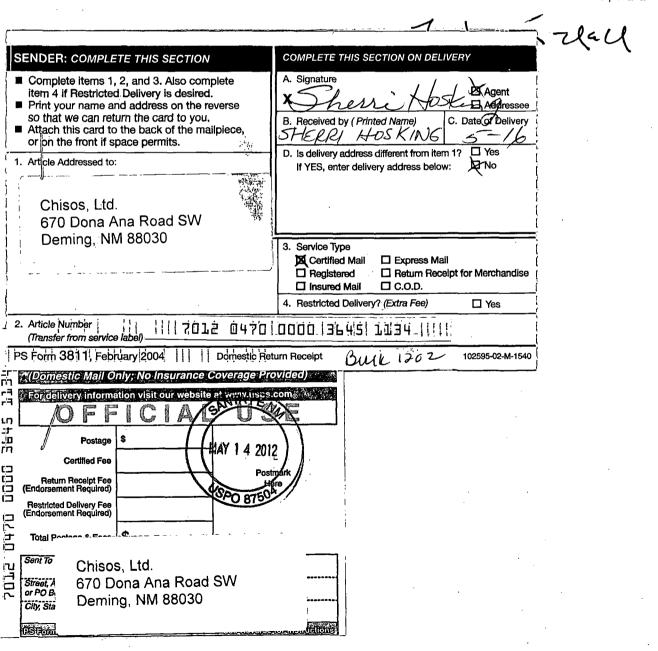
Post Office Box 2307 Santa Fe, New Mexico 87504-2307 6301 Indian School Road NE, Suite 400 Albuquerque, New Mexico 87110 Telephone (505) 884-4200 • Fax (505) 888-8929

Chisos, Ltd. May 14, 2012 Page 2

counsel for the Applicant and other parties with a pre-hearing statement at least four business days before the scheduled hearing date in accordance with Division Rule 19.15.4.13.

Very truly yours,

MONTGOMERY & ANDREWS, P.A.





J. Scott Hall

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May 14, 2012

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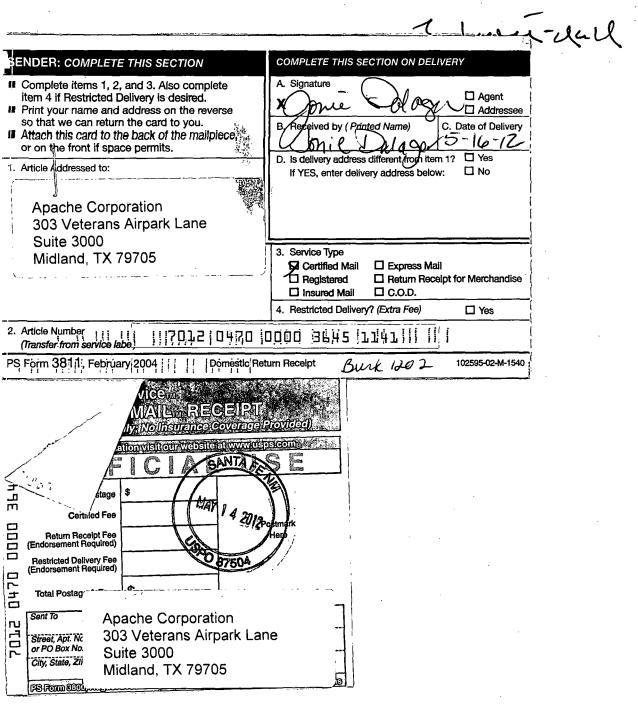
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Apache Corporation May 14, 2012 Page 2

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1. Article Addressed to:	D. Is delivery address different from item 1/1 'D'Yes If YES, enter delivery address below: D No
ZPZ Delaware I LLC c/o Apache Corporation 303 Veterans Airpark Lane	
Suite 3000 Midland, TX 79705	3. Service Type Certified Mail
	4. Restricted Delivery? (Extra Fee) ☐ Yes
(Indisser from service label)	0 0000 3645 1301
PS Form 3811; February 2004 Domestic Retu	urn Receipt Buck 1202 102595-02-M-1540.
Return Receipt Fee	n Total