

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

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**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,  
LEA COUNTY, NEW MEXICO.**

**CASE NO. 14886**

**APPLICATIONS OF DEVON ENERGY  
PRODUCTION COMPANY, L.P. FOR A  
NON-STANDARD OIL SPACING AND  
PRORATION UNIT AND COMPULSORY  
POOLING, LEA COUNTY, NEW MEXICO.**

**CASE NOS. 14893  
14894  
14895  
14896**

**PRE-HEARING STATEMENT**

This pre-hearing statement is submitted by COG Operating LLC ("COG") as required by the Oil Conservation Division.

**APPEARANCES**

**APPLICANT**

COG Operating LLC  
One Concho Center  
600 West Illinois Avenue  
Midland, Texas 79701

**ATTORNEY**

Michael H. Feldewert  
Adam G. Rankin  
Holland & Hart, LLP  
Post Office Box 2208  
Santa Fe, New Mexico 87504-2208  
(505) 988-4421  
(505) 983-6043 Facsimile

**OPPONENT**

Devon Energy Production Company, L.P.  
Chisos, Ltd.

**ATTORNEY**

James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043  
jamesbruc@aol.com

**STATEMENT OF THE CASE**

COG Operating LLC seeks an order (1) creating a non-standard 160-acre, more or less, spacing and proration unit N/2 N/2 of Section 6, Township 19 South, Range 32 East, NMPM, Lea County, New Mexico; and (2) pooling all mineral interests in the Bone Spring formation underlying this acreage to form a 160-acre, more or less, project area in this formation. COG proposes to dedicate the above-referenced spacing and proration unit as the project area for its proposed Haas 6 Federal Com #1H Well to be horizontally drilled from a surface location 330 feet from the North line and 380 feet from the East line to a bottom hole location 380 feet from the North line and 330 feet from the West line of Section 6. The pooling of interests will avoid the drilling of unnecessary wells, will prevent waste and will protect correlative rights. Devon Energy Production Company, LP ("Devon") has filed competing applications for pooling in the E/2 E/2 and W/2 E/2 of Section 6 in Case Nos. 14893, 14894, 14895, and 14896. COG believes that its application is in the best interest of the prevention of waste and the protection of correlative rights and should be approved and that Devon's applications should be denied.

**APPLICANT'S PROPOSED EVIDENCE**

<b>WITNESS Name and Expertise</b>	<b>ESTIMATED TIME</b>	<b>EXHIBITS</b>
Caleb Hopson, Petroleum Landman	Approx. 20 min.	Approx. 5.

Ward Whiteman,  
Petroleum Geologist

Approx. 30 min.

Approx. 5.

Danny Lewis,  
Reservoir Engineer

Aprox. 30 min.

Approx. 5.

Lee Martin,  
Completion Engineer

Approx. 30 min.


Approx. 5.

### **PROCEDURAL MATTERS**

Devon filed a motion to continue Case Nos. 14886 and 14893-14896 to the October 4 examiner hearing docket. COG Operating LLC opposes that motion and filed a response on August 30, 2012. Because Devon's applications overlap with COG's application and are otherwise mutually exclusive, Case Nos. 14886 and 14893-14896 should be consolidated.

Respectfully submitted,

HOLLAND & HART, LLP



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**ATTORNEYS FOR COG OPERATING LLC**

**CERTIFICATE OF SERVICE**

I hereby certify that on August 30, 2012, I served a copy of the foregoing document to the following via electronic mail to:

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Adam G. Rankin