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

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

CASE NOS. 15415

AFFIDAVIT

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

Jordan L. Kessler, 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 letters attached hereto.

lan L. Kessler

SUBSCRIBED AND SWORN to before this 2nd day of December 2015 by Jordan L.

Kessler.



OFFICIAL SEAL LISAMARIE ORTIZ NOTARY PUBLIC-STATE OF NEW MEXICO	HIM
My commission expires 01419	Notary Public

BEFORE THE OIL CONVERSATION DIVISION Santa Fe, New Mexico Exhibit No. 5 Submitted by: COG OPERATING LLC Hearing Date: December 3, 2015

COG OPERATING LLC GOOSE STATE COM NO. 2H WELL

POOLED PARTIES:

Rubicon Oil and Gas II, LP 508 West Wall, Suite 500 Midland, TX 79701

LR Energy, Inc. 8150 N. Central Expressway, Suite 1605 Dallas, TX 75206

OFFSET OPERATORS

Rubicon Oil and Gas II, LP 508 West Wall, Suite 500 Midland, TX 79701

Valentine Ventures, LLC 1590 Highway 49 Columbiana, AL 35051

Transrepublic Resources, Ltd. PO Box 3638 Midland, TX 79702

C4J&M LP 3801 St. Andrews Court Midland, TX 79707

Sudown Energy, Inc. 13455 Noel Road, Suite 2000 Dallas, TX 75240

Exxon Mobil Corporation 810 Houston Street Fort Worth, TX 76102 EOG Resources, Inc. P.O. Box 2267 Midland, TX 79702

Crump Energy Partners II, LLC P.O. Box 50820 Midland, TX 79710

EOG Resources, Inc. P.O. Box 2267 Midland, TX 79702

Fortuna Investments, LLC 650 Poydras St.- Ste 2415 New Orleans, LA 70130

Spring Bone, LLC 737 N. Michigan Ave – Ste 1570 Chicago, IL 60611

Louellen Mays a feme sole 3108 Preston Midland, TX 79707

Crown Oil Partners IV, LP P.O. Box 50820 Midland, TX 79710

EOG Resources, Inc. P.O. Box 2267 Midland, TX 79702 Chevron Midcontinent, LP 1499 Smith St. Houston, TX 77002

Crown Oil Partners V, LP P.O. Box 50820 Midland, TX 79710

Black Oak Energy, LLC 101 North Robinson – Ste 800 Oklahoma City, OKJ 73102

PD III Exploration, Ltd. PO Box 871 Midland, TX 79702

Antelope Energy Co., LLC 505 N. Big Spring St. – Ste 303 Midland, TX 79701

Exxon Mobil Corporation 810 Houston Street Fort Worth, TX 76102

Crump Energy Partners, LLC P.O. Box 50820 Midland, TX 79710

Chevron Midcontinent, LP 1499 Smith St. Houston, TX 77002

COG OPERATING LLC GOOSE STATE COM NO. 2H WELL

LR Energy, Inc. 8150 N. Central Expressway, Suite 1605 Dallas, TX 75206

Crump Energy Partners II, LLC P.O. Box 50820 Midland, TX 79710 Crown Oil Partners V, LP P.O. Box 50820 Midland, TX 79710

Slash Exploration, Ltd. P.O. Box 1973 Roswell, NM 88202



Jordan L. Kessler Associate Phone (505) 988-4421 Fax (505) 983-6043 JLKessler@hollandhart.com

November 13, 2015

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

TO: ALL INTEREST OWNERS SUBJECT TO POOLING PROCEEDINGS

Re: Application of COG Operating LLC for a non-standard spacing and proration unit and compulsory pooling, Lea County, New Mexico. <u>Goose State Com No. 2H Well</u>

Ladies & Gentlemen:

This letter is to advise you that COG Operating LLC, has filed the enclosed application with the New Mexico Oil Conservation Division. This application will be set for hearing before a Division Examiner at 8:15 a.m. on December 3, 2015. 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 19.15.4.13.B to file a Prehearing 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.

If you have any questions about this matter please contact Danny Kidwell, at (432) 685-2535 or dkidwell@concho.com.

Sincerely,

Jordan L. Kessler ATTORNEY FOR COG OPERATING LLC

Holland & Hart up

Phone [505] 988-4421 Fax [505] 983-6043 www.hollandhart.com

110 North Guadalupe Suite 1 Santa Fe, New Mexico 87501 Mailing Address P.O. Box 2208 Santa Fe, NM 87504-2208

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



Jordan L. Kessler Associate Phone (505) 988-4421 Fax (505) 983-6043 JLKessler@hollandhart.com

November 13, 2015

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

TO: OFFSETTING LESSEES AND OPERATORS

RE: Application of COG Operating LLC for a non-standard spacing and proration unit and compulsory pooling, Lea County, New Mexico. <u>Goose State Com No. 2H Well</u>

This letter is to advise you that COG Operating LLC has filed the enclosed application with the New Mexico Oil Conservation Division. *Your interests are not being pooled under this application*, but as a lessee or operator in an offsetting tract, you are entitled to notice of this application.

This application has been set for hearing before a Division Examiner at 8:15 AM on December 3, 2015. 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.

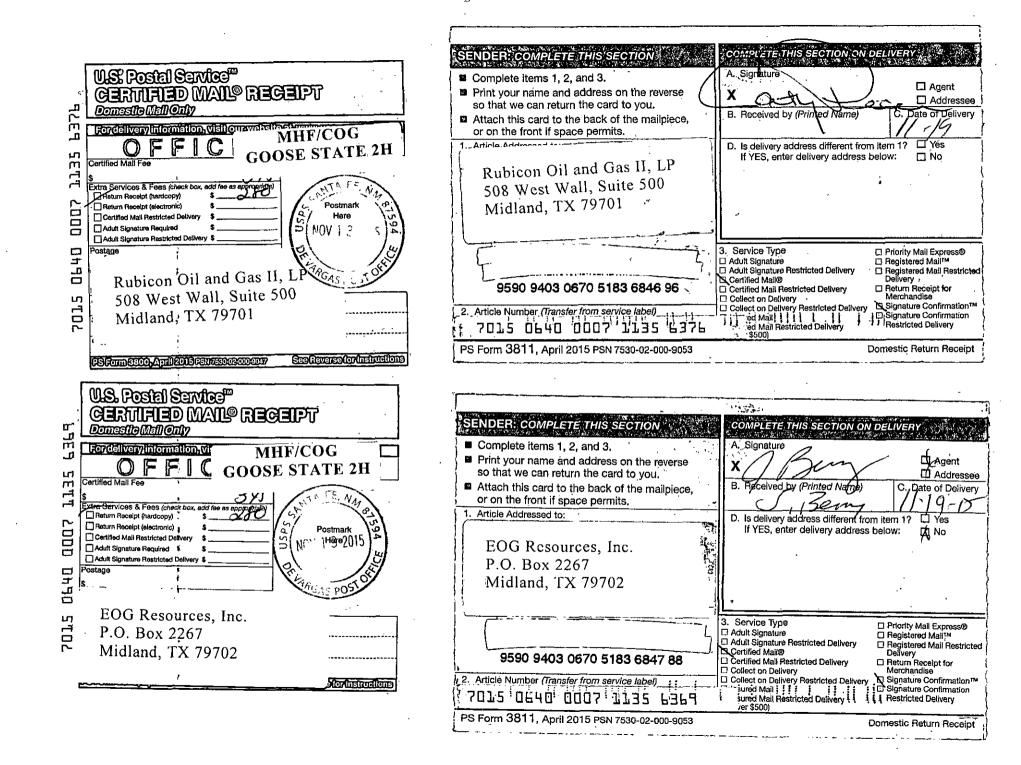
Parties appearing in cases are required by Division Rule 19.15.4.13.B to file a Pre-Hearing Statement with the Oil Conservation Division's Santa Fe office, four days in advance of a scheduled hearing, but at least on the Thursday preceding the hearing. This statement must include: the names of the parties 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.

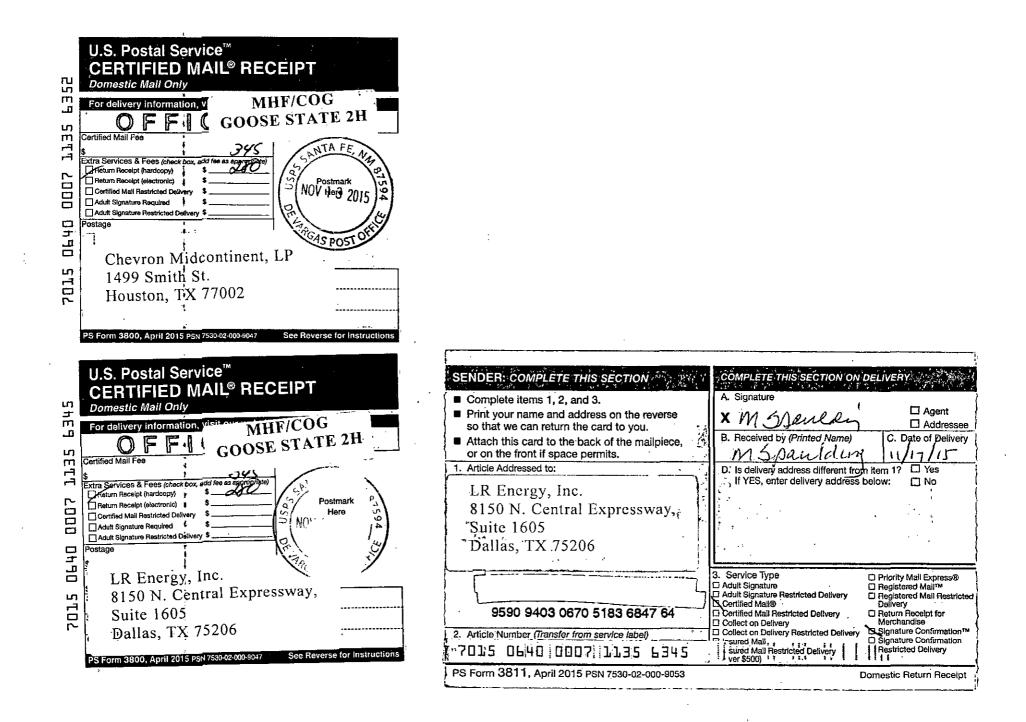
If you have any questions about this matter please contact Danny Kidwell, at (432) 685-2535 or dkidwell@concho.com.

Sincerely,

Jordan L. Kessler Attorney for COG Operating LLC

Holland & Hart LLP
Phone [505] 988-4421 Fax [505] 983-6043 www.hollandhart.com
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Aspen Boulder Carson City Colorado Springs Denver Denver Tech Center Billings Boise Cheyenne Jackson Hole Las Vegas Reno Salt Lake City Santa Fe Washington, D.C. O





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