

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:

ORIGINAL

APPLICATION OF COG OPERATING, LLC  
TO REOPEN CASE NUMBER 15256 TO  
POOL THE INTERESTS OF ADDITIONAL  
MINERAL OWNERS UNDER THE TERMS OF  
COMPULSORY POOLING ORDER R-13963,  
LEA COUNTY, NEW MEXICO.

CASE NO. 15256  
(Reopened)

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

July 21, 2016

Santa Fe, New Mexico

BEFORE: MICHAEL McMILLAN, CHIEF EXAMINER  
WILLIAM V. JONES, TECHNICAL EXAMINER

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This matter came on for hearing before the  
New Mexico Oil Conservation Division, Michael McMillan,  
Chief Examiner, and William V. Jones, Technical  
Examiner, on Thursday, July 21, 2016, at the New Mexico  
Energy, Minerals and Natural Resources Department,  
Wendell Chino Building, 1220 South St. Francis Drive,  
Porter Hall, Room 102, Santa Fe, New Mexico.

REPORTED BY: Mary C. Hankins, CCR, RPR  
New Mexico CCR #20  
Paul Baca Professional Court Reporters  
500 4th Street, Northwest, Suite 105  
Albuquerque, New Mexico 87102  
(505) 843-9241

## APPEARANCES

FOR APPLICANT COG OPERATING, LLC:

JORDAN L. KESSLER, ESQ.  
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## EXHIBITS OFFERED AND ADMITTED

COG Operating, LLC Exhibit Numbers 14 and 15 4

(These exhibits were not provided to the  
court reporter and do not accompany this record.)

1 (11:18 a.m.)

2 EXAMINER McMILLAN: I'm going to call Case  
3 15465.

4 EXAMINER JONES: 256.

5 MS. KESSLER: 15256.

6 EXAMINER McMILLAN: Okay. Well, I'm off.  
7 My mistake. Okay.

8 15256, application of COG Operating, LLC to  
9 reopen Case Number 15256 to pool the interests of  
10 additional mineral interest owners under the terms of  
11 Compulsory Pooling Order R-13963, Lea County, New  
12 Mexico.

13 Call for appearances.

14 MS. KESSLER: Jordan Kessler on behalf of  
15 the Applicant.

16 EXAMINER McMILLAN: Any other appearances?  
17 Please proceed.

18 MS. KESSLER: Mr. Examiners, this case was  
19 originally heard by the Division on February 5th of 2015  
20 and resulted in Order R-13963, which I've handed you a  
21 courtesy copy of.

22 As you look through this order, you'll see  
23 that it created a 200-acre nonstandard spacing and  
24 proration unit in the west half-west half of Section 11  
25 and the northwest quarter-northwest quarter of Section

1 14, Township 17 South, Range 32 -- the order pooled  
2 uncommitted mineral interest owners in the Yeso  
3 Formation, West Maljamar-Yeso Oil Pool, and dedicated  
4 that spacing unit to the Panhead Number 12H well.

5 Again, COG has recently discovered  
6 additional uncommitted interest owners, and, again, I've  
7 marked two exhibits, 14 and 15.

8 Exhibit 14 is an affidavit from Joseph  
9 Scott who, as I said earlier, is a landman with COG.  
10 And this reflects that COG has discovered additional  
11 uncommitted mineral interest owners, again in the form  
12 of estates with unmarketable title. These estates are  
13 identified in paragraph five, which is on the second  
14 page of the affidavit. These estates were, again, all  
15 unlocatable. No attempts were made to reach them, since  
16 they were unlocatable.

17 So Exhibit 15 is a Notice of Publication  
18 directed to those estates providing them notice of this  
19 hearing.

20 So I would ask for the Division to accept  
21 Exhibits 14 and 15 as part of the record.

22 EXAMINER McMILLAN: Exhibits 14 and 15 may  
23 now be accepted as part of the record.

24 (COG Operating, LLC's Exhibit Numbers 14  
25 and 15 are offered and admitted into

1 evidence.)

2 MS. KESSLER: And I would ask that the  
3 uncommitted -- remaining uncommitted interest owners be  
4 pooled pursuant to the terms of Order R-13963.

5 EXAMINER McMILLAN: So accepted.

6 15256 will be taken under advisement.

7 Thank you.

8 (Case Number 15256 concludes, 11:21 a.m.)

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I do hereby certify that the foregoing is  
a complete record of the proceedings in  
the Examiner hearing of Case No. \_\_\_\_\_  
heard by me on \_\_\_\_\_.

\_\_\_\_\_, Examiner  
Oil Conservation Division

1 STATE OF NEW MEXICO  
2 COUNTY OF BERNALILLO

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4 CERTIFICATE OF COURT REPORTER

5 I, MARY C. HANKINS, Certified Court  
6 Reporter, New Mexico Certified Court Reporter No. 20,  
7 and Registered Professional Reporter, do hereby certify  
8 that I reported the foregoing proceedings in  
9 stenographic shorthand and that the foregoing pages are  
10 a true and correct transcript of those proceedings that  
11 were reduced to printed form by me to the best of my  
12 ability.

13 I FURTHER CERTIFY that the Reporter's  
14 Record of the proceedings truly and accurately reflects  
15 the exhibits, if any, offered by the respective parties.

16 I FURTHER CERTIFY that I am neither  
17 employed by nor related to any of the parties or  
18 attorneys in this case and that I have no interest in  
19 the final disposition of this case.

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MARY C. HANKINS, CCR, RPR  
Certified Court Reporter  
New Mexico CCR No. 20  
Date of CCR Expiration: 12/31/2016  
Paul Baca Professional Court Reporters