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

APPLICATION OF OGX OPERATING, LLC FOR A NON-STANDARD SPACING AND PRORATION UNIT, COMPULSORY POOLING, AND AN UNORTHODOX GAS WELL LOCATION, EDDY COUNTY, NEW MEXICO.

Case No. 15,597

AFFIDAVIT OF NOTICE

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

James Bruce, being duly sworn upon his oath, deposes and states:

- 1. I am over the age of 18, and have personal knowledge of the matters stated herein.
- 2. I am an attorney for OGX Operating, LLC.
- 3. OGX Operating, LLC has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the application filed herein.
- 4. Notice of the application was provided to the interest owners, at their correct addresses, by certified mail. Copies of the notice letter and certified return receipts are attached hereto as Attachment A.

5. Applicant has complied with the notice provisions of Division Rules NMAC 19.15.4.9 and 19.15.4.12.C.

James Bruce

SUBSCRIBED AND SWORN TO before me this

My Commission Expires 102

James Bruce.

OFFICIAL SEAL
KERRIE C. ALLEN
Notary Public
State of New Mexico

My Commission Expli

day of November, 2016 by

Votary Public

EXHIBIT

JAMES BRUCE ATTORNEY AT LAW

POST OFFICE BOX 1056 SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213 SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone) (505) 660-6612 (Cell) (505) 982-2151 (Fax)

jamesbruc@aol.com

November 10, 2016

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

Ladies and gentlemen:

Enclosed is an application for a non-standard unit, compulsory pooling, and an unorthodox gas well location, filed with the New Mexico Oil Conservation Division by OGX Operating, LLC, regarding a Wolfcamp well in the W½ of Section 27 and the W½ of Section 34, Township 26 South, Range 29 East, N.M.P.M., Eddy County, New Mexico.

This matter is re-scheduled for hearing at 8:15 a.m. on Thursday, December 1, 2016, in Porter Hall at the Division's offices at 1220 South St. 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 the application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting this matter at a later date.

A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than Wednesday, November 23, 2016. This statement must be filed with the Division's Santa Fe office at the above address, and should include: The names of the party and its attorney; a concise statement of the case; the names of the 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 need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the undersigned.

Very truly yours,

James Bruce

Attorney for OGX Operating LLC

EXHIBIT A

Occidental Permian LP Suite 110 5 Greenway Plaza Houston, Texas 77046

Khody Land & Mineral Company Suite 900 210 Park Avenue Oklahoma City, Oklahoma 73102

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