

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

**APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION
THROUGH THE SUPERVISOR OF DISTRICT II FOR AN EMERGENCY ORDER
SUSPENDING CERTAIN APPROVED APPLICATIONS FOR PERMITS TO DRILL,
AND FOR ADOPTION OF SPECIAL RULES FOR DRILLING IN CERTAIN AREAS
FOR THE PROTECTION OF FRESH WATER, CHAVES AND EDDY COUNTIES,
NEW MEXICO**

CASE NO 15487

PRE-HEARING STATEMENT OF COG , FASKEN, AND OXY

COG Operating LLC (‘COG’), Fasken Oil and Ranch, Ltd (‘Fasken), and OXY USA
Inc (‘OXY’), jointly submit this Pre-Hearing Statement pursuant to the rules of the Oil
Conservation Commission

APPEARANCES

APPLICANT

Oil Conservation Division

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STATEMENT OF CASE

The Commission entered Order No R-14164 D on February 8, 2017 adopting Special Provisions for a Selected Area of the Roswell Artesian Basin COG, OXY, and Fasken joined the Pecos Valley Artesian Conservancy District, Lime Rock Resources II-A, L P , EOG Y Resources, Inc , Mack Energy Corporation, Devon Energy Production Company, L P , and the Independent Petroleum Association of New Mexico (“Joint Applicants”) in a request for

rehearing to address two issues 1) the breadth of the designated area and 2) the language comprising 19 15 39 11(C)(2)

Extensive evidence was set forth during the December 2016 hearing regarding the location of the areas in which the two aquifers exist in Chaves and Eddy Counties COG OXY, and Fasken assert that the application of the Special Provisions should be limited to the “well defined” area in which both aquifers are exist, plus a one mile buffer zone Application of the Special Provisions beyond the area where the aquifers overlap is unnecessary and not supported by evidence Along with the Joint Applicants, COG, OXY, and Fasken also support the proposed modification of 19 15 39 11(C)

PROPOSED EVIDENCE

WITNESSES

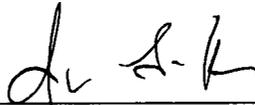
None

PROCEDURAL MATTERS

None at this time

Respectfully submitted,

HOLLAND & HART LLP



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CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of May 2017 I served a true and correct copy of the foregoing *Pre-Hearing Statement of COG, Fasken and OXY* via email to

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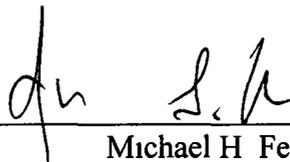
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