

District I  
1625 N. French Drive, Hobbs, NM 88240  
District II  
811 S. First St., Artesia, NM 88210  
District III  
1000 Rio Brazos Road, Aztec, NM 87410  
District IV  
1220 S. St Francis Dr, Santa Fe, NM  
87505

State of New Mexico  
Energy, Minerals and Natural Resources Department

Form C-107-B  
Revised August 1, 2011

**OIL CONSERVATION DIVISION**  
1220 S. St Francis Drive  
Santa Fe, New Mexico 87505

Submit the original  
application to the Santa Fe  
office with one copy to the  
appropriate District Office.

**APPLICATION FOR SURFACE COMMINGLING (DIVERSE OWNERSHIP)**

OPERATOR NAME: Franklin Mountain Energy, LLC  
OPERATOR ADDRESS: 44 Cool Street, Suite 1000, Denver, CO 80206  
APPLICATION TYPE:

☐ Pool Commingling ☐ Lease Commingling ☒ Pool and Lease Commingling ☐ Off-Lease Storage and Measurement (Only if not Surface Commingled)

LEASE TYPE: ☐ Fee ☐ State ☒ Federal

Is this an Amendment to existing Order? ☐ Yes ☒ No If "Yes", please include the appropriate Order No. \_\_\_\_\_  
Have the Bureau of Land Management (BLM) and State Land office (SLO) been notified in writing of the proposed commingling  
☒ Yes ☐ No

**(A) POOL COMMINGLING**  
Please attach sheets with the following information

(1) Pool Names and Codes	Gravities / BTU of Non-Commingled Production	Calculated Gravities / BTU of Commingled Production		Calculated Value of Commingled Production	Volumes
[98185] WC-025 G-09 S253502B; LWR BONE SPRING	43.2° / 1347 BTU/CF	43.2° / 1234 BTU/CF		\$50/bbl oil \$1.00/MCF	330 BOPD 400 MCFD
[97088] WC-025 G-08 S253534O; BONE SPRING	43.2° / 1347 BTU/CF	43.2° / 1234 BTU/CF		\$50/bbl oil \$1.00/MCF	330 BOPD 400 MCFD
[33813] JAL; WOLFCAMP, WEST	43.2° / 1347 BTU/CF	43.2° / 1234 BTU/CF		\$50/bbl oil \$1.00/MCF	330 BOPD 400 MCFD

- (2) Are any wells producing at top allowables? ☐ Yes ☒ No  
(3) Has all interest owners been notified by certified mail of the proposed commingling? ☒ Yes ☐ No.  
(4) Measurement type: ☒ Metering ☐ Other (Specify)  
(5) Will commingling decrease the value of production? ☐ Yes ☒ No If "yes", describe why commingling should be approved

**(B) LEASE COMMINGLING**  
Please attach sheets with the following information

- (1) Pool Name and Code.  
(2) Is all production from same source of supply? ☐ Yes ☒ No  
(3) Has all interest owners been notified by certified mail of the proposed commingling? ☒ Yes ☐ No  
(4) Measurement type: ☒ Metering ☐ Other (Specify)

**(C) POOL and LEASE COMMINGLING**  
Please attach sheets with the following information

- (1) Complete Sections A and E.

**(D) OFF-LEASE STORAGE and MEASUREMENT**  
Please attach sheets with the following information

- (1) Is all production from same source of supply? ☐ Yes ☐ No  
(2) Include proof of notice to all interest owners.

**(E) ADDITIONAL INFORMATION (for all application types)**  
Please attach sheets with the following information

- (1) A schematic diagram of facility, including legal location.  
(2) A plat with lease boundaries showing all well and facility locations. Include lease numbers if Federal or State lands are involved.  
(3) Lease Names, Lease and Well Numbers, and API Numbers.

I hereby certify that the information above is true and complete to the best of my knowledge and belief.

SIGNATURE: Rachael Overbey  
TYPE OR PRINT NAME: Rachael Overbey  
E-MAIL ADDRESS: rfoverbey@fmlc.com

TITLE: Director Ops Planning & Regulatory DATE: 10/6/2021  
TELEPHONE NO.: 720-414-6878



October 6, 2021

New Mexico Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, NM 87505

Re: C-107B Application for Surface Commingling (diverse ownership) for Franklin Mountain Energy, LLC

To Whom It May Concern:

Franklin Mountain Energy, LLC, OGRID No. 373910, requests to commingle future oil and gas production from 10 wells. Production would come from multiple Federal leases and zones (pool numbers 33813, 97088 and 98185). All wells will go through individual three-phase separators and each stream (oil, gas, water) will be measured as it exits the three-phase separator. Oil will be measured at the three-phase separator with a Coriolis meter, Gas will be measured with an orifice meter, and water will be measured with a mag meter.

Commingling will happen after the three-phase separator. The gas will flow into a common line after the three-phase separator, flow is directed through an additional two-phase separator to remove any excess liquids before gas is sent into a 3rd party gas gathering system. The oil will be commingled after the three-phase separator into a common line, where it then flows into oil tanks before it is pumped into a 3rd party crude gathering system. The water will be commingled after the three-phase separator into a common line, where it then flows into a gun barrel before it is pumped into a 3rd party water gathering system. Oil and gas sales will be allocated against sales meter volumes. All meters will be calibrated according to manufacturer's recommendations.

Sincerely,



Rachael Overbey  
Director Operations Planning and Regulatory  
roverbey@fmcenergy.com  
Main: 720-414-7868  
Mobile: 303-570-4057

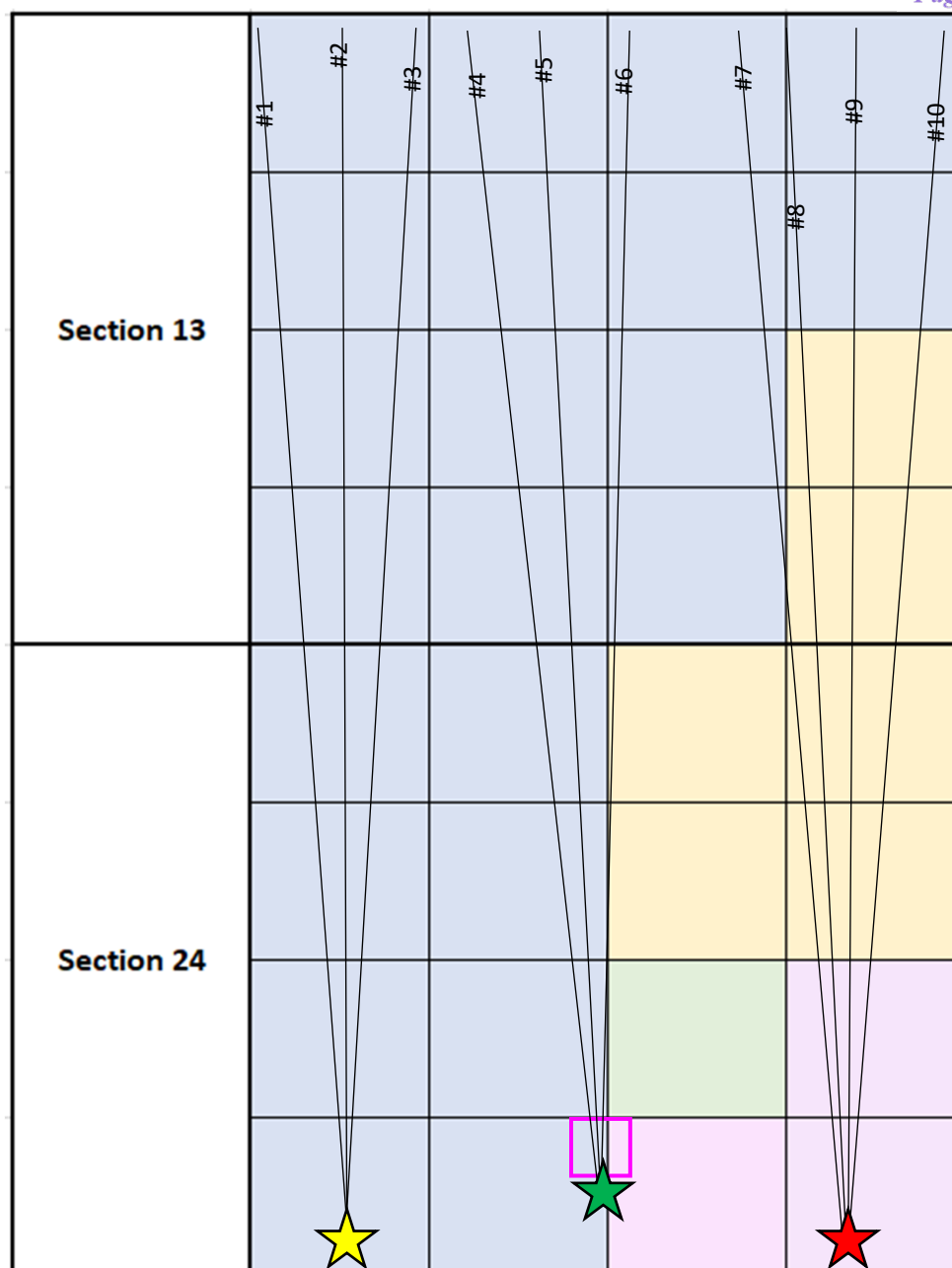
- ★ Land of Enchantment West Pad  
 - 1912 Federal 701H  
 - 1912 Federal 601H  
 - 1912 Federal 702H

- ★ Land of Enchantment Mid Pad  
 - Trinity Federal 602H  
 - Trinity Federal 703H  
 - Santa Fe Fed Com 704H

- ★ Land of Enchantment East Pad  
 - Santa Fe Fed Com 603H  
 - Santa Fe Fed Com 705H  
 - Zia Fed Com 604H  
 - Zia Fed Com 706H

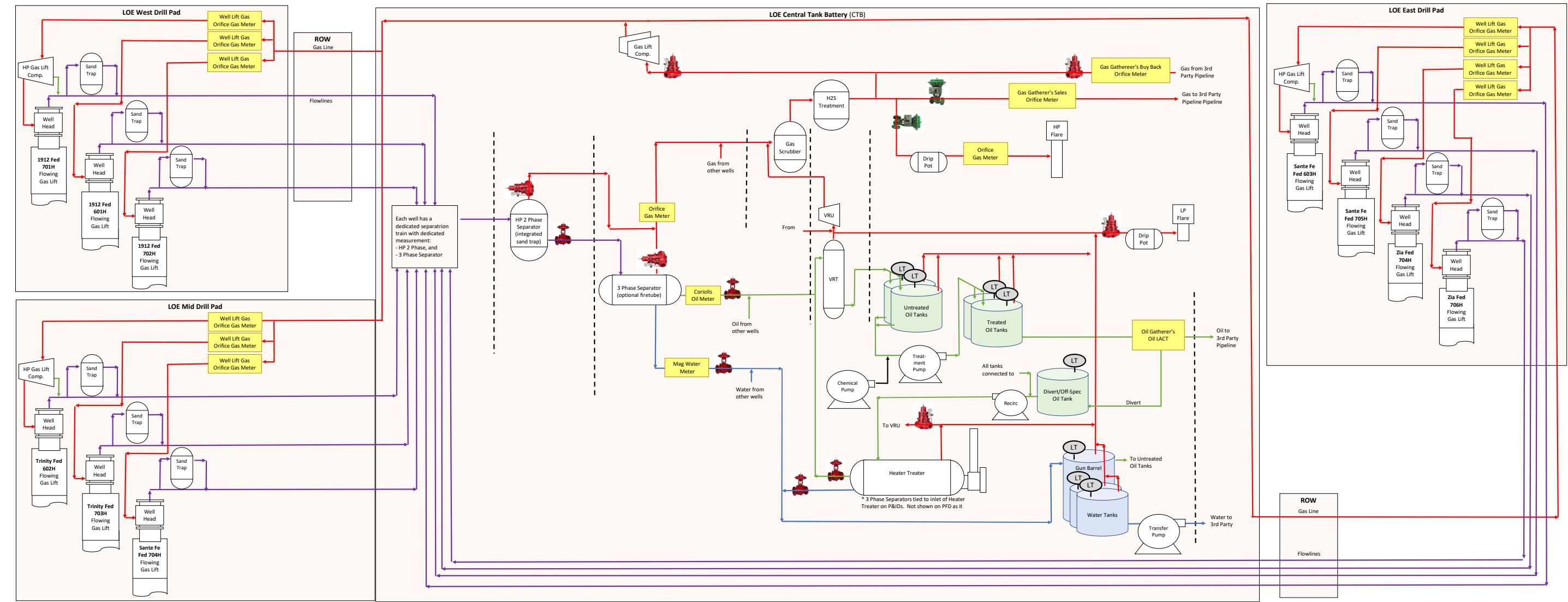
□ Land of Enchantment CTB

Section 13 & 24	NM-138898
Section 13 & 24	Fee
Section 24	NM-45706
Section 24	NM-114998



Plat No.	Well Names	Formation	Unit Description	Unit Acres	NMOCD Pooling Order
1	1912 Federal 701H	Wolfcamp	E/2 Secs 13 & 24-T25S-R35E	640	N/A; one lease
2	1912 Federal 601H	Bone Spring	W/2W/2 Secs 13 & 24-T25S-R35E	320	N/A; one lease
3	1912 Federal 702H	Wolfcamp	E/2 Secs 13 & 24-T25S-R35E	640	N/A; one lease
4	Trinity Federal 602H	Bone Spring	E/2W/2 Secs 13 & 24-T25S-R35E	320	N/A; one lease
5	Trinity Federal 703H	Wolfcamp	E/2 Secs 13 & 24-T25S-R35E	640	N/A; one lease
6	Santa Fe Fed Com 704H	Wolfcamp	E/2 Secs 13 & 24-T25S-R35E	640	R-21847
7	Santa Fe Fed Com 603H	Bone Spring	W/2E/2 Secs 13 & 24-T25S-R35E	320	R-21849
8	Santa Fe Fed Com 705H	Wolfcamp	E/2 Secs 13 & 24-T25S-R35E	640	R-21847
9	Zia Fed Com 604H	Bone Spring	E/2E/2 Secs 13 & 24-T25S-R35E	320	R-21847
10	Zia Fed Com 706H	Wolfcamp	E/2 Secs 13 & 24-T25S-R35E	640	R-21847

LOE CTB  
Sep 2021



Owner Name	Interest Type	Address	Notes	Certified Mail Tracking No.	Date Mailed
Franklin Mountain Energy, LLC	WI	NA			
Franklin Mountain Energy 2, LLC	WI	NA			
Franklin Mountain Royalty Investments, LLC	ORRI	NA			
Sandia Minerals, LLC	RI	NA			
Chief Capital (O&G) II, LLC	WI	8111 Westchester Dr., Suite 900 Dallas, TX 75225		9414 7116 9900 0808 4476 82	11/9/2021
Marathon Oil Permian, LLC	WI	5555 San Felipe St. Houston, TX 77056-2701 Attn Land Department, Delaware Basin		9414 7116 9900 0808 4739 26	11/9/2021
Texas Tech University	UNL/WI	P.O. Box 41081 Lubbock, TX 79409		9414 7116 9900 0808 4752 10	11/9/2021
NMTX Mineral Fund, LLC	UNL/WI	7922 South Broadway Ave Tyler, TX 75703		9414 7116 9900 0808 4771 60	11/9/2021
Ohio State University	UNL/WI	Farmers National Company, Agent Oil & Gas Department P.O. Box 3480 Omaha, NE 68103-0480		9414 7116 9900 0808 4949 45	11/9/2021
West Texas A&M University	UNL/WI	Texas A&M University System Attn: SERO 301 Tarrow, 6th Floor College Station, TX 77840		9414 7116 9900 0808 4923 30	11/9/2021
Russell H. Wickman	RI	2505 Princeton Ave. Midland, TX 79701		9414 7116 9900 0808 4905 34	11/9/2021
Frank T. Fleet, Inc	UNL/WI	P.O. Box 729 Ada, OK 74821		9414 7116 9900 0808 4973 42	11/9/2021
Daniel Fleet Freeman, Trustee of the Margaret Helen Kelmar Trust A	UNL/WI	P.O. Box 729 Ada, OK 74821		9414 7116 9900 0808 4298 48	11/9/2021
P.A.W.N. Enterprises, a Limited Partnership	UNL/WI	P.O. Box 729 Ada, OK 74821		9414 7116 9900 0808 4249 04	11/9/2021
Texas State Bank, Successor Trustee of the Lucille Chism Bates Testamentary Trust u/w/o Lucille Chism Bate	RI	P.O. Box 3782 San Angelo, TX 76902		9414 7116 9900 0808 4205 79	11/9/2021
Plantation Operating, LLC	UNL/WI	2203 Timberlock Place, Suite 229 The Woodlands, TX 77380		9414 7116 9900 0808 4275 61	11/9/2021
United States of America	RI	301 Dinosaur Trail Santa Fe, NM 87508		9414 7116 9900 0808 4598 69	11/9/2021
Benjamin Louis Fonville, III	RI	5010 Samantha Dr. Ball, LA 71405		9414 7116 9900 0808 4530 27	11/9/2021
Debra Fonville Lamb	RI	20 Chestnut Place Luling, LA 70070		9414 7116 9900 0808 4526 79	11/9/2021
Ellen Fonville Latsch	RI	17753 Hickory Trail Lakeville, MN 55044		9414 7116 9900 0808 4588 86	11/9/2021
Joyce Ann Fonville Preston	RI	8249 Fairway Dr. Pineville, LA 71360		9414 7116 9900 0808 4514 12	11/9/2021
Sugarberry Oil & Gas Corporation	RI	5950 Cedar Springs Rd., Suite 230 Dallas, TX 75235-6803		9414 7116 9900 0808 4633 54	11/9/2021
Katy Pipeline & Production Corp.	RI	5950 Cedar Springs Rd., Suite 230 Dallas, TX 75235-6803		9414 7116 9900 0808 4657 78	11/9/2021
TD Minerals, LLC	RI	8111 Westchester Dr., Suite 900 Dallas, TX 75225		9414 7116 9900 0808 4625 17	11/9/2021
John V. McCarthy, II	RI	P.O. Box 3688 Bernice, OK 74331		9414 7116 9900 0808 4688 78	11/9/2021
Joseph M. Victory	RI	50 Sequoyah Blvd. Shawnee, OK 74801		9414 7116 9900 0808 4370 86	11/9/2021
Augusta Elizabeth Bruley Elmwood	RI	1514 St. Roch Ave. New Orleans, LA 70117-8347		9414 7116 9900 0808 4617 25	11/9/2021
Beverly B. Blair	RI	2635 Bamboo Dr. Lake Havasu City, AZ 86403		9414 7116 9900 0808 4899 34	11/9/2021
Catherine DeAnn Salvo Wren	RI	11629 Cedar Valley Dr. Oklahoma City, OK 73170		9414 7116 9900 0808 4833 52	11/9/2021
Gregory Simone Salvo	RI	18 Estambre Road Santa Fe, NM 87508		9414 7116 9900 0808 4857 69	11/9/2021
Jerry Lasater, Jr.	RI	59 Road 5217 Farmington, NM 87401		9414 7116 9900 0808 6220 10	11/9/2021
Charles David West, III	RI	7822 Ogden Ct. Centennial, CO 80122		9414 7116 9900 0808 4071 74	11/9/2021
DeAlva E. Blocker, Trustee of the Blocker Family Trust, dated December 15, 1994	RI	10430 Sunnyland Dr. Tuscaloosa, AL 35405		9414 7116 9900 0808 6392 78	11/9/2021
J.L. Burke, III	RI	8928 Meadowknoll Dr. Dallas, TX 75243		9414 7116 9900 0808 6334 29	11/9/2021
Laura Jean Amman	RI	13451 Birch Way Thornton, CO 80241		9414 7116 9900 0808 6320 33	11/9/2021
Linda Ruth Garcia	RI	P.O. Box 50207 Albuquerque, NM 87181		9414 7116 9900 0808 6380 42	11/9/2021
Lisa M. Daves Revocable Trust, by Lisa M. Daves, Trustee	RI	20910 Timber Ridge Dr. Magnolia, TX 77355		9414 7116 9900 0808 6281 42	11/9/2021

Marilyn Burke Salter	RI	20031 82nd Ave. West Edmonds, WA 98026-6720		9414 7116 9900 0808 6263 15	11/9/2021
Megan Kathleen Boyd	RI	2724 East Dale St. Colorado Springs, CO 80909		9414 7116 9900 0808 6592 90	11/9/2021
Mineral Interest Trust	RI	2301 Boyd Ave. Midland, TX 79705		9414 7116 9900 0808 6539 08	11/9/2021
Nancy I. Farmer	RI	5135 E. 35th St. Tulsa, OK 74135		9414 7116 9900 0808 6506 93	11/9/2021
Nicole Marie Sanchez	RI	4622 N. Carefree Cir. Colorado Springs, CO 80917		9414 7116 9900 0808 6573 40	11/9/2021
Patrick Markam Boyd	RI	650 S. Clinton St., #5A Denver, CO 80247		9414 7116 9900 0808 6516 83	11/9/2021
University of the Southwest	RI	6610 N. Lovington Highway Hobbs, NM 88240		9414 7116 9900 0808 6646 38	11/9/2021
The Southwestern Baptist Theological Seminary	RI	1717 Main St., Suite 1400 Dallas, TX 75201-4622		9414 7116 9900 0808 6838 44	11/9/2021
Sharon Jeffreys	RI	2716 Brenton Dr. Edmond, OK 73012		9414 7116 9900 0808 6846 43	11/9/2021
Debbie Fogel	RI	1821 Boyd Ct. Carrollton, TX 75010		9414 7116 9900 0808 6853 67	11/9/2021
Prevail Energy, LLC	RI/ORRI	521 Dexter St. Denver, CO 80220-5035		9414 7116 9900 0808 6880 78	11/9/2021
Monticello Minerals, LLC	RI/ORRI	5528 Vickery Road Dallas, TX 75206		9414 7116 9900 0808 6867 08	11/9/2021
Rheiner Holdings, LLC	RI/ORRI	P.O. Box 980552 Houston, TX 77098		9414 7116 9900 0808 6816 42	11/9/2021
Cayuga Royalties, LLC	RI/ORRI	P.O. Box 540711 Houston, TX 77254		9414 7116 9900 0808 6094 17	11/9/2021
OGX Royalty Fund, LP	ORRI	400 N. Marienfeld St. Ste 200 Midland, TX 79701		9414 7116 9900 0808 6047 19	11/9/2021
Bryan Bell Family, LLC	ORRI	1331 Third Street New Orleans, LA 70130		9414 7116 9900 0808 6059 69	11/9/2021
Cathleen Ann Adams, Trustee of the Cathleen Ann Adams Revocable Trust dated 9/25/2020	ORRI	P.O. Box 45807 Rio Rancho, NM 87174		9414 7116 9900 0808 6007 28	11/9/2021
Susan Arrott aka Susan Carol Arrott, Trustee of the Arrott Family Revocable Trust dated 4/8/2019	ORRI	P.O. Box 95074 North Little Rock, AR 72295		9414 7116 9900 0808 6066 76	11/9/2021
Wells Fargo Bank, N.A., Trustee of the Robert N. Enfield Revocable Trust dated March 16, 1999	ORRI	P.O. Box 1968 Albuquerque, NM 87103		9414 7116 9900 0808 9395 83	11/9/2021
Nuevo Seis, Limited Partnership	ORRI	P.O. Box 2588 Roswell, NM 88202-2588		9414 7116 9900 0808 9348 85	11/9/2021
Jetstream Royalty Partners, LP	ORRI	P.O. Box 471396 Fort Worth, TX 76147		9414 7116 9900 0808 9355 09	11/9/2021
Morris E. Schertz	ORRI	P.O. Box 2588 Roswell, NM 88202-2588		9414 7116 9900 0808 9306 41	11/9/2021
DMA, Inc.	ORRI	P.O. Box 1496 Roswell, NM 88202		9414 7116 9900 0808 9380 12	11/9/2021
Charmar, LLC	ORRI	4815 Vista Del Oso Court NE Albuquerque, NM 87109		9414 7116 9900 0808 9363 22	11/9/2021
Howard A. Rubin, Inc.	ORRI	P.O. Box 58 El Rito, NM 87530		9414 7116 9900 0808 9310 06	11/9/2021
Lisa M. Enfield, Trustee of the Lisa M. Enfield Trust u/a/d January 23, 2015	ORRI	465 Camino Manzano Santa Fe, NM 87505		9414 7116 9900 0808 9133 16	11/9/2021
MLE, LLC	ORRI	P.O. Box 1683 Santa Fe, NM 87504		9414 7116 9900 0808 9143 37	11/9/2021
Richard C. Deason	ORRI	1301 N. Havenhurst #217 West Hollywood, CA 90046		9414 7116 9900 0808 9121 04	11/9/2021
Thomas D. Deason	ORRI	6402 CR 7420 Lubbock, TX 79424		9414 7116 9900 0808 9104 21	11/9/2021
Ronald H. Mayer	ORRI	P.O. Box 2391 Roswell, NM 88202		9414 7116 9900 0808 9185 64	11/9/2021
SAP, LLC	ORRI	4901 Whitney Lane Roswell, NM 88203		9414 7116 9900 0808 9168 12	11/9/2021
Rubie Crosby Bell Family, LLC	ORRI	1331 Third Street New Orleans, LA 70130		9414 7116 9900 0808 9117 01	11/9/2021

# Affidavit of Publication

STATE OF NEW MEXICO  
COUNTY OF LEA

I, Daniel Russell, Publisher of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, solemnly swear that the clipping attached hereto was published in the regular and entire issue of said newspaper, and not a supplement thereof for a period of 1 issue(s).

Beginning with the issue dated  
November 10, 2021  
and ending with the issue dated  
November 10, 2021.



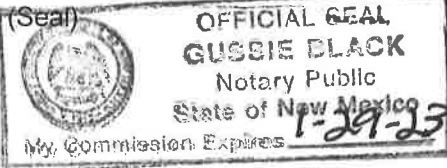
Publisher

Sworn and subscribed to before me this  
10th day of November 2021.



Business Manager

My commission expires  
January 29, 2023



This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws of 1937 and payment of fees for said

LEGAL

LEGAL

## LEGAL NOTICE November 10, 2021

**Application of Franklin Mountain Energy, LLC for approval of surface commingling, Lea County, New Mexico.** Notice to all affected parties, as well as the heirs and devisees of: NMTX Mineral Fund, LLC; Russell H. Wickman; Frank T. Fleet, Inc.; Margaret Helen Kelmar Trust A; Ellen Fonville Latsch; Joyce Ann Fonville Preston; John V. McCarthy, II; Joseph M. Victory; Augusta Elizabeth Bruley Elmwood; Beverly B. Blair; Catherine DeAnn Salvo Wren; Gregory Simone Salvo; Jerry Lasater, Jr.; Charles David West, III; DeAlva E. Blocker, TTE of the Blocker FT; J.L. Burke, III; Laura Jean Amman; Linda Ruth Garcia; Lisa M. Daves RT; Marilyn Burke Salter; Megan Kathleen Boyd; Mineral Interest Trust, Nancy I. Farmer; Nicole Marie Sanchez; Patrick Markam Boyd; Sharon Jeffreys; Debbie Fogel; Bryan Bell Family, LLC; Cathleen Ann Adams, TTE of the Cathleen Ann Adams RT, Susan Carol Arrott, TTE of the Arrott Family RT; Robert N. Enfield RT; Morris E. Schertz; Howard A. Rubin, Inc.; Lisa M. Enfield Trust; Thomas D. Deason; Ronald H. Mayer; United States of America, BLM of Franklin Mountain Energy, LLC's application for surface commingling. Franklin Mountain Energy, LLC, 44 Cook Street, Suite 1000, Denver, Colorado, 80206, has filed an application with the New Mexico Oil Conservation Division seeking administrative approval to surface lease commingle production according to the provisions of NMAC 19.15.12.10.C from the 1912 Federal 701H well, 1912 Federal 702H well, Trinity Federal 703H well, Santa Fe Fed Com 704H well, Santa Fe Fed Com 705H well, Zia Fed Com 706H well, all located in the 603H well and Vested Fed Com 604H well, all located in the [33813] JAL; WOLFCAMP, WEST pool with the Trinity Federal 602H well, Santa Fe Fed Com 603H well, Zia Fed Com 604H well, all located in the [97088] WC-025 G-08 S2535340; BONE SPRING pool, with the 1912 Federal 601H located in the WC-025 G-09 S253502B; LWR BONE SPRING [98185] pool, all located in Sections 13 & 24, T25S-R35E, Lea County, New Mexico. Any objection or requests for a hearing regarding this application must be submitted to the Division's Santa Fe office, 1220 South St. Francis Drive, Santa Fe, New Mexico, 87505 in writing within 20 days of this publication. Any interested party with questions or comments may contact Rachael Overbey, 720-414-7868, roverbey@fmelec.com, #37015

67116598

00260524

JESSICA GREY  
FRANKLIN MOUNTAIN ENERGY  
44 COOK STREET, SUITE 1000  
DENVER, CO 80206

District I  
1625 N. French Dr., Hobbs, NM 88240  
Phone: (575) 393-6161 Fax: (575) 393-0720

District II  
811 S. First St., Artesia, NM 88210  
Phone: (575) 748-1283 Fax: (575) 748-9720

District III  
1000 Rio Brazos Road, Aztec, NM 87410  
Phone: (505) 334-6178 Fax: (505) 334-6170

District IV  
1220 S. St. Francis Dr., Santa Fe, NM 87505  
Phone: (505) 476-3460 Fax: (505) 476-3462

State of New Mexico  
Energy, Minerals & Natural Resources Department  
OIL CONSERVATION DIVISION  
1220 South St. Francis Dr.  
Santa Fe, NM 87505

Form C-102  
Revised August 1, 2011  
Submit one copy to appropriate  
District Office

☐ AMENDED REPORT

## WELL LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number 30-025-48910		<sup>2</sup> Pool Code 98185	<sup>3</sup> Pool Name WC-025 G-09 S253502B; LWR BONE SPRING	
<sup>4</sup> Property Code 330842		<sup>5</sup> Property Name 1912 FEDERAL		<sup>6</sup> Well Number 601H
<sup>7</sup> OGRID No. 393710		<sup>8</sup> Operator Name FRANKLIN MOUNTAIN ENERGY LLC		<sup>9</sup> Elevation 3111.3

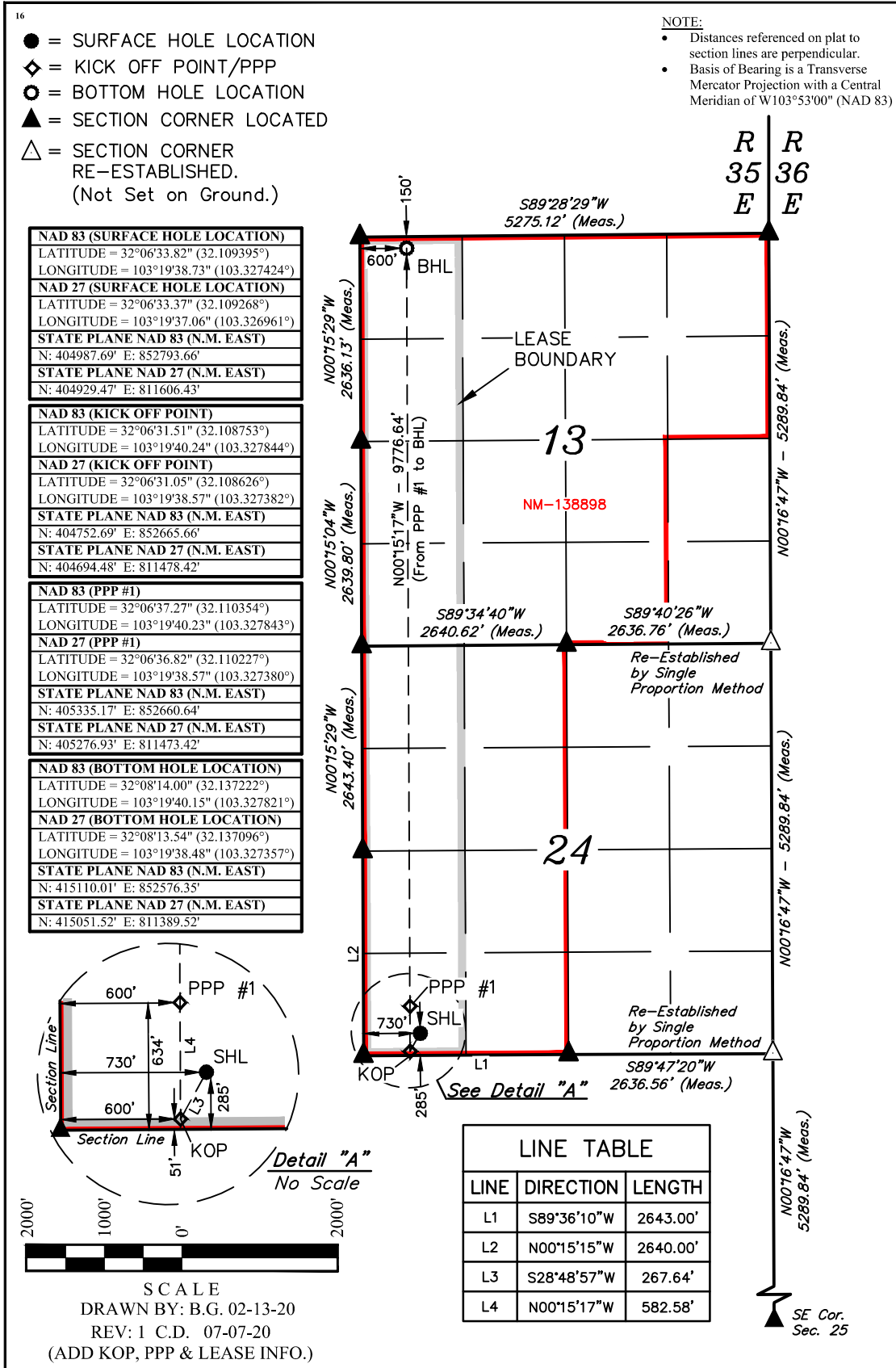
<sup>10</sup>Surface Location



UL or lot no. M	Section 24	Township 25S	Range 35E	Lot Idn	Feet from the 285	North/South line SOUTH	Feet from the 730	East/West line WEST	County LEA
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<sup>11</sup> Bottom Hole Location If Different From Surface

UL or lot no. D	Section 13	Township 25S	Range 35E	Lot Idn	Feet from the 150	North/South line NORTH	Feet from the 600	East/West line WEST	County LEA
<sup>12</sup> Dedicated Acres 320		<sup>13</sup> Joint or Infill		<sup>14</sup> Consolidation Code		<sup>15</sup> Order No.			

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.



<b><sup>17</sup> OPERATOR CERTIFICATION</b>	
<i>I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.</i>	
 Signature	7/21/2011 Date
<b>Shelly Albrecht</b> Printed Name	
<b>salbrecht@fmellc.com</b> E-mail Address	
<b><sup>18</sup> SURVEYOR CERTIFICATION</b>	
<i>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</i>	
<b>February 10, 2020</b>	
Date of Survey	
Signature and Seal of Professional Surveyor:	
	
Certificate Number:	

District I  
1625 N. French Dr., Hobbs, NM 88240  
Phone: (575) 393-6161 Fax: (575) 393-0720  
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811 S. First St., Artesia, NM 88210  
Phone: (575) 748-1283 Fax: (575) 748-9720  
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1000 Rio Brazos Road, Aztec, NM 87410  
Phone: (505) 334-6178 Fax: (505) 334-6170  
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1220 S. St. Francis Dr., Santa Fe, NM 87505  
Phone: (505) 476-3460 Fax: (505) 476-3462

State of New Mexico  
Energy, Minerals & Natural Resources Department  
OIL CONSERVATION DIVISION  
1220 South St. Francis Dr.  
Santa Fe, NM 87505

Form C-102  
Revised August 1, 2011  
Submit one copy to appropriate  
District Office

☒ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number 30-025-48911		<sup>2</sup> Pool Code 33813		<sup>3</sup> Pool Name JAL; WOLFCAMP, WEST	
<sup>4</sup> Property Code 330842		<sup>5</sup> Property Name 1912 FEDERAL			<sup>6</sup> Well Number 701H
<sup>7</sup> OGRID No. 373910		<sup>8</sup> Operator Name FRANKLIN MOUNTAIN ENERGY LLC			<sup>9</sup> Elevation 3114.1

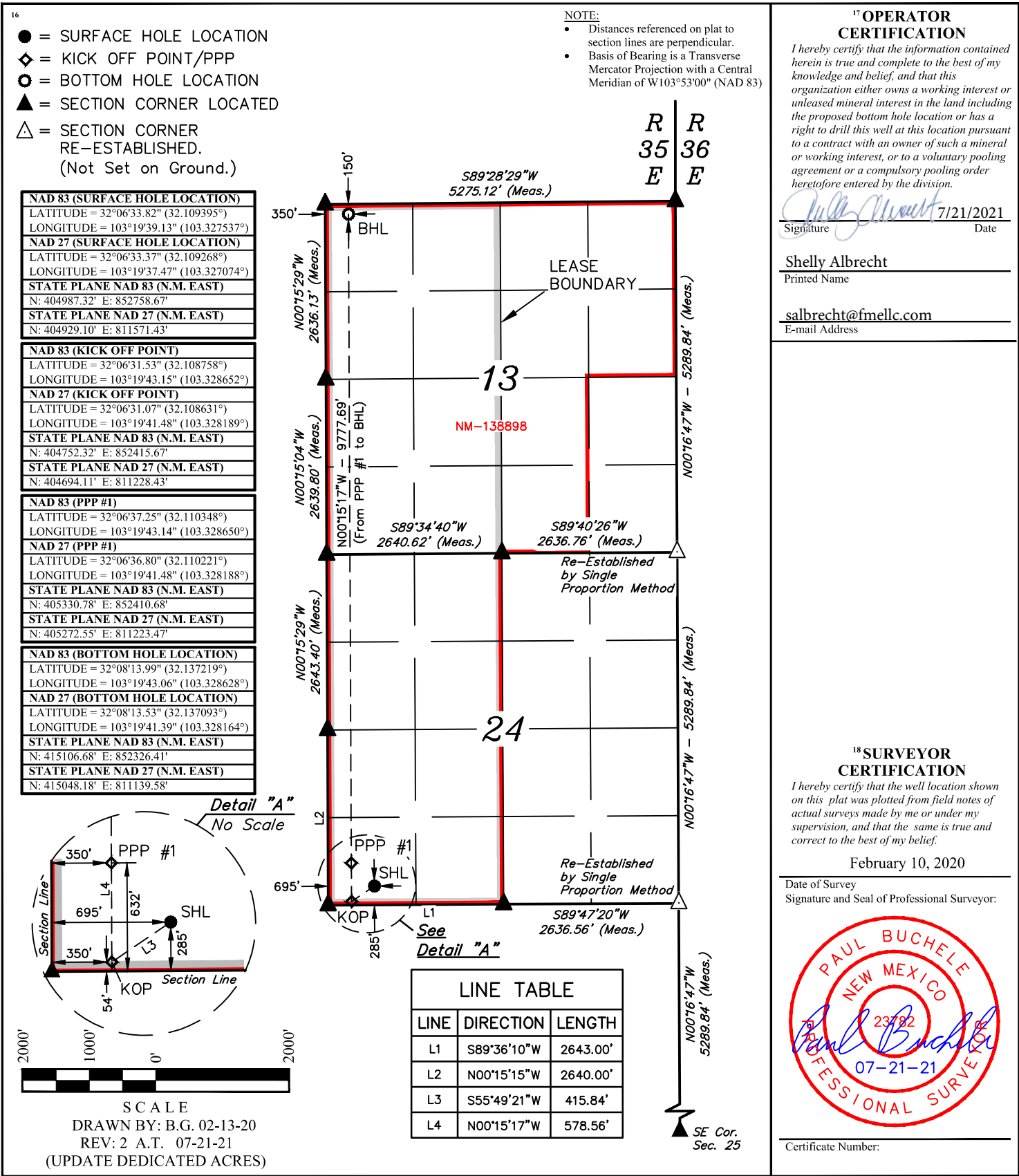
<sup>10</sup> Surface Location

UL or lot no. M	Section 24	Township 25S	Range 35E	Lot Idn	Feet from the 285	North/South line SOUTH	Feet from the 695	East/West line WEST	County LEA
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<sup>11</sup> Bottom Hole Location If Different From Surface

UL or lot no. D	Section 13	Township 25S	Range 35E	Lot Idn	Feet from the 150	North/South line NORTH	Feet from the 350	East/West line WEST	County LEA
<sup>12</sup> Dedicated Acres 640		<sup>13</sup> Joint or Infill		<sup>14</sup> Consolidation Code		<sup>15</sup> Order No.			

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.



District I  
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Phone: (575) 393-6161 Fax: (575) 393-0720

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District IV  
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Phone: (505) 476-3460 Fax: (505) 476-3462

State of New Mexico  
Energy, Minerals & Natural Resources Department  
OIL CONSERVATION DIVISION  
1220 South St. Francis Dr.  
Santa Fe, NM 87505

Form C-102  
Revised August 1, 2011  
Submit one copy to appropriate  
District Office

☒ AMENDED REPORT

## WELL LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number 30-025-48912		<sup>2</sup> Pool Code 33813	<sup>3</sup> Pool Name JAL; WOLFCAMP, WEST	
<sup>4</sup> Property Code 330842	<sup>5</sup> Property Name 1912 FEDERAL			<sup>6</sup> Well Number 702H
<sup>7</sup> OGRID No. 393710	<sup>8</sup> Operator Name FRANKLIN MOUNTAIN ENERGY LLC			<sup>9</sup> Elevation 3109.0

<sup>10</sup>Surface Location

UL or lot no. M	Section 24	Township 25S	Range 35E	Lot Idn	Feet from the 285	North/South line SOUTH	Feet from the 765	East/West line WEST	County LEA
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<sup>11</sup> Bottom Hole Location If Different From Surface

UL or lot no. D	Section 13	Township 25S	Range 35E	Lot Idn	Feet from the 150	North/South line NORTH	Feet from the 1176	East/West line WEST	County LEA
<sup>12</sup> Dedicated Acres 640		<sup>13</sup> Joint or Infill		<sup>14</sup> Consolidation Code		<sup>15</sup> Order No.			

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.

16

● = SURFACE HOLE LOCATION  
 ◆ = KICK OFF POINT/PPP  
 ○ = BOTTOM HOLE LOCATION  
 ▲ = SECTION CORNER LOCATED  
 △ = SECTION CORNER  
 RE—ESTABLISHED.  
 (Not Set on Ground.)

NAD 83 (SURFACE HOLE LOCATION)	
LATITUDE = 32°06'33.82" (32.109395°)	
LONGITUDE = 103°19'38.32" (103.327311°)	
NAD 27 (SURFACE HOLE LOCATION)	
LATITUDE = 32°06'33.37" (32.109268°)	
LONGITUDE = 103°19'36.65" (103.326848°)	
STATE PLANE NAD 83 (N.M. EAST)	
N: 404988.05' E: 852828.65'	
STATE PLANE NAD 27 (N.M. EAST)	
N: 404929.83' E: 811641.42'	

NAD 83 (KICK OFF POINT)	
LATITUDE = 32°06'31.46" (32.108739°)	
LONGITUDE = 103°19'33.55" (103.325987°)	
NAD 27 (KICK OFF POINT)	
LATITUDE = 32°06'31.00" (32.108612°)	
LONGITUDE = 103°19'31.89" (103.325525°)	
STATE PLANE NAD 83 (N.M. EAST)	
N: 404753.05' E: 853240.65'	
STATE PLANE NAD 27 (N.M. EAST)	
N: 404694.83' E: 812053.40'	

NAD 83 (PPP #1)	
LATITUDE = 32°06'37.18" (32.110329°)	
LONGITUDE = 103°19'33.55" (103.325986°)	
NAD 27 (PPP #1)	
LATITUDE = 32°06'36.73" (32.110202°)	
LONGITUDE = 103°19'31.88" (103.325524°)	
STATE PLANE NAD 83 (N.M. EAST)	
N: 405331.50' E: 853235.72'	
STATE PLANE NAD 27 (N.M. EAST)	
N: 405273.27' E: 812048.49'	

NAD 83 (BOTTOM HOLE LOCATION)	
LATITUDE = 32°08'14.02" (32.137229°)	
LONGITUDE = 103°19'33.46" (103.325960°)	
NAD 27 (BOTTOM HOLE LOCATION)	
LATITUDE = 32°08'13.57" (32.137102°)	
LONGITUDE = 103°19'31.79" (103.325496°)	
STATE PLANE NAD 83 (N.M. EAST)	
N: 415117.70' E: 853152.22'	
STATE PLANE NAD 27 (N.M. EAST)	
N: 415059.20' E: 811965.38'	

SCALE

DRAWN BY: B.G. 02-13-20

REV: 2 A.T. 07-21-21

(UPDATE DEDICATED ACRES)

NOTE:

- Distances referenced on plat to section lines are perpendicular.
- Basis of Bearing is a Transverse Mercator Projection with a Central Meridian of W103°53'00" (NAD 83)

LINE TABLE

LINE	DIRECTION	LENGTH
L1	S89°36'10"W	2643.00'
L2	N00°15'15"W	2640.00'
L3	S60°03'37"E	474.38'
L4	N00°14'58"W	578.56'

17 OPERATOR

CERTIFICATION

I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

Signature Shelly Albrecht 7/21/2021  
Date

Shelly Albrecht

Printed Name

salbrecht@fmlc.com

E-mail Address

18 SURVEYOR

CERTIFICATION

I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

February 10, 2020

Date of Survey

Signature and Seal of Professional Surveyor:

Certificate Number:

State of New Mexico  
Energy, Minerals & Natural Resources Department  
OIL CONSERVATION DIVISION  
1220 South St. Francis Dr.  
Santa Fe, NM 87505

☐ AMENDED REPORT

# WELL LOCATION AND ACREAGE DEDICATION PLAT

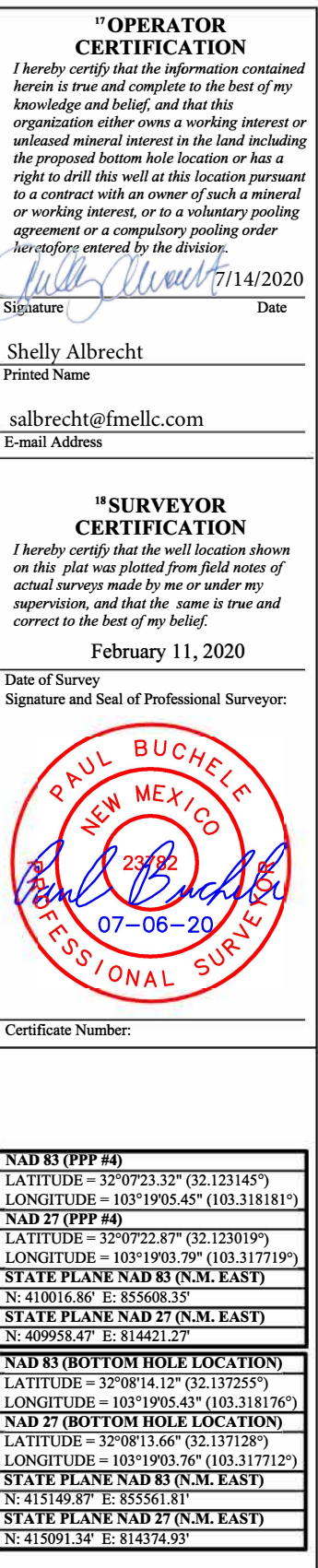
<sup>10</sup>Surface Location

UL or lot no. P	Section 24	Township 25S	Range 35E	Lot Idn	Feet from the 250	North/South line SOUTH	Feet from the 812	East/West line EAST	County LEA
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<sup>11</sup> Bottom Hole Location If Different From Surface

UL or lot no. B	Section 13	Township 25S	Range 35E	Lot Idn	Feet from the 150	North/South line NORTH	Feet from the 1689	East/West line EAST	County LEA
<sup>12</sup> Dedicated Acres 320		<sup>13</sup> Joint or Infill		<sup>14</sup> Consolidation Code		<sup>15</sup> Order No.			

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.



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☒ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number 30-025-48579	<sup>2</sup> Pool Code 33813	<sup>3</sup> Pool Name JAL; WOLFCAMP, WEST
<sup>4</sup> Property Code 330328	<sup>5</sup> Property Name SANTA FE FEDERAL	<sup>6</sup> Well Number 705H
<sup>7</sup> OGRID No. 373910	<sup>8</sup> Operator Name FRANKLIN MOUNTAIN ENERGY LLC	<sup>9</sup> Elevation 3079.5

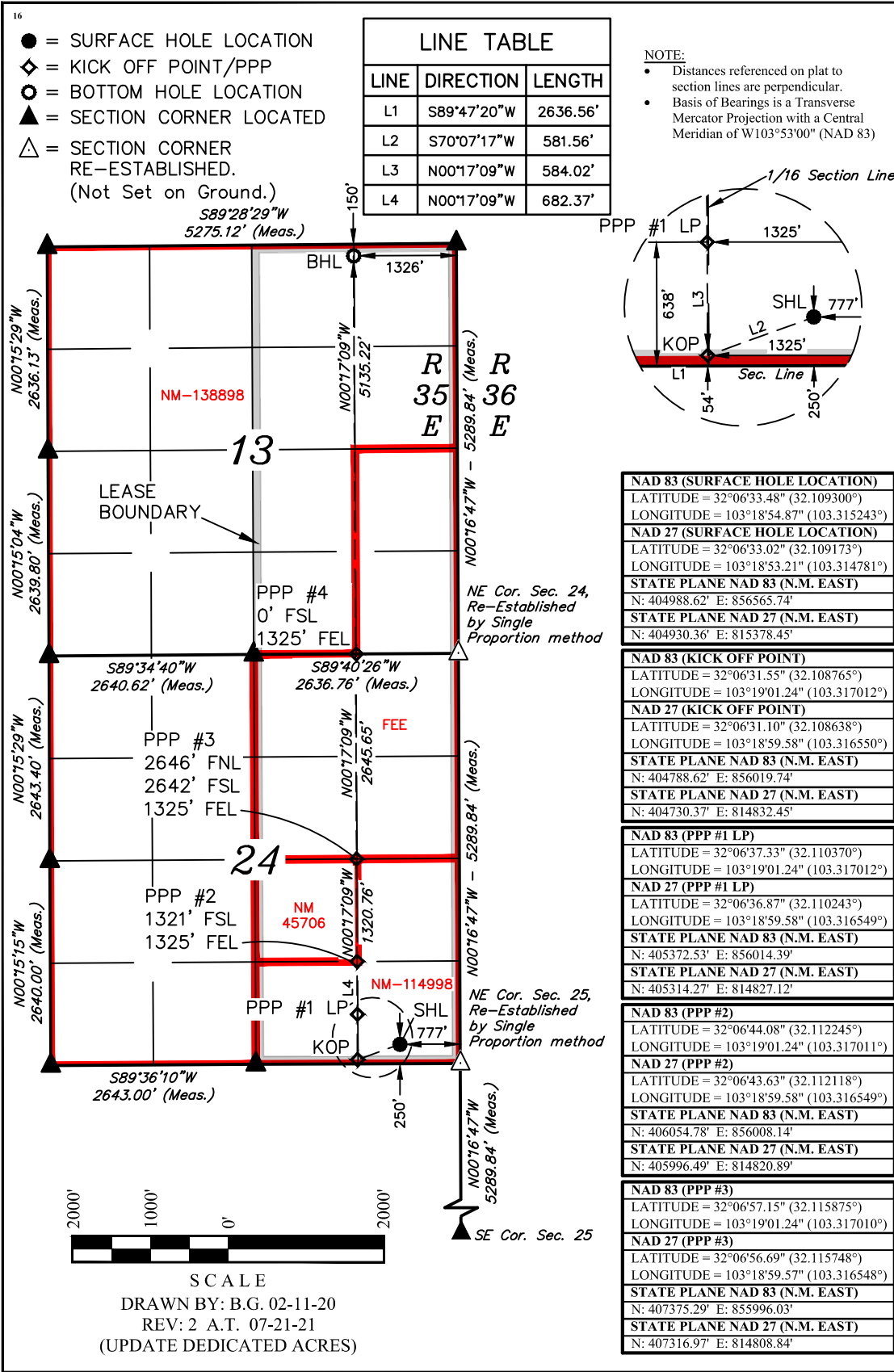
<sup>10</sup> Surface Location

UL or lot no. P	Section 24	Township 25S	Range 35E	Lot Idn	Feet from the 250	North/South line SOUTH	Feet from the 777	East/West line EAST	County LEA
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<sup>11</sup> Bottom Hole Location If Different From Surface

UL or lot no. B	Section 13	Township 25S	Range 35E	Lot Idn	Feet from the 150	North/South line NORTH	Feet from the 1326	East/West line EAST	County LEA
<sup>12</sup> Dedicated Acres 640	<sup>13</sup> Joint or Infill	<sup>14</sup> Consolidation Code	<sup>15</sup> Order No.						

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.



**<sup>17</sup> OPERATOR CERTIFICATION**

I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

Signature Shelly Albrecht Date 7/21/2021

Printed Name Shelly Albrecht

E-mail Address salbrecht@fmellc.com

**<sup>18</sup> SURVEYOR CERTIFICATION**

I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

February 11, 2020

Date of Survey  
Signature and Seal of Professional Surveyor:



Certificate Number:

<b>NAD 83 (SURFACE HOLE LOCATION)</b> LATITUDE = 32°06'33.48" (32.109300°) LONGITUDE = 103°18'54.87" (103.315243°)
<b>NAD 27 (SURFACE HOLE LOCATION)</b> LATITUDE = 32°06'33.02" (32.109173°) LONGITUDE = 103°18'53.21" (103.314781°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b> N: 404988.62' E: 856565.74'
<b>STATE PLANE NAD 27 (N.M. EAST)</b> N: 404930.36' E: 815378.45'
<b>NAD 83 (KICK OFF POINT)</b> LATITUDE = 32°06'31.55" (32.108765°) LONGITUDE = 103°19'01.24" (103.317012°)
<b>NAD 27 (KICK OFF POINT)</b> LATITUDE = 32°06'31.10" (32.108638°) LONGITUDE = 103°18'59.58" (103.316550°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b> N: 404788.62' E: 856019.74'
<b>STATE PLANE NAD 27 (N.M. EAST)</b> N: 404730.37' E: 814832.45'
<b>NAD 83 (PPP #1 LP)</b> LATITUDE = 32°06'37.33" (32.110370°) LONGITUDE = 103°19'01.24" (103.317012°)
<b>NAD 27 (PPP #1 LP)</b> LATITUDE = 32°06'36.87" (32.110243°) LONGITUDE = 103°18'59.58" (103.316549°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b> N: 405372.53' E: 856014.39'
<b>STATE PLANE NAD 27 (N.M. EAST)</b> N: 405314.27' E: 814827.12'
<b>NAD 83 (PPP #2)</b> LATITUDE = 32°06'44.08" (32.112245°) LONGITUDE = 103°19'01.24" (103.317011°)
<b>NAD 27 (PPP #2)</b> LATITUDE = 32°06'43.63" (32.112118°) LONGITUDE = 103°18'59.58" (103.316549°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b> N: 406054.78' E: 856008.14'
<b>STATE PLANE NAD 27 (N.M. EAST)</b> N: 405996.49' E: 814820.89'
<b>NAD 83 (PPP #3)</b> LATITUDE = 32°06'57.15" (32.115875°) LONGITUDE = 103°19'01.24" (103.317010°)
<b>NAD 27 (PPP #3)</b> LATITUDE = 32°06'56.69" (32.115748°) LONGITUDE = 103°18'59.57" (103.316548°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b> N: 407375.29' E: 855996.03'
<b>STATE PLANE NAD 27 (N.M. EAST)</b> N: 407316.97' E: 814808.84'

<b>NAD 83 (PPP #4)</b> LATITUDE = 32°07'23.33" (32.123146°) LONGITUDE = 103°19'01.23" (103.317008°)
<b>NAD 27 (PPP #4)</b> LATITUDE = 32°07'22.87" (32.123019°) LONGITUDE = 103°18'59.56" (103.316545°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b> N: 410020.45' E: 855971.79'
<b>STATE PLANE NAD 27 (N.M. EAST)</b> N: 409962.05' E: 814784.70'
<b>NAD 83 (BOTTOM HOLE LOCATION)</b> LATITUDE = 32°08'14.13" (32.137259°) LONGITUDE = 103°19'01.21" (103.317003°)
<b>NAD 27 (BOTTOM HOLE LOCATION)</b> LATITUDE = 32°08'13.67" (32.137132°) LONGITUDE = 103°18'59.54" (103.316540°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b> N: 415154.71' E: 855924.73'
<b>STATE PLANE NAD 27 (N.M. EAST)</b> N: 415096.18' E: 814737.84'

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Form C-102  
Revised August 1, 2011  
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[X] AMENDED REPORT

## WELL LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number 30-025-48578	<sup>2</sup> Pool Code 33813	<sup>3</sup> Pool Name JAL; WOLFCAMP, WEST
<sup>4</sup> Property Code 330328	<sup>5</sup> Property Name SANTA FE FEDERAL	<sup>6</sup> Well Number 704H
<sup>7</sup> OGRID No. 373910	<sup>8</sup> Operator Name FRANKLIN MOUNTAIN ENERGY LLC	<sup>9</sup> Elevation 3095.3'

## <sup>10</sup> Surface Location

UL or lot no. O	Section 24	Township 25S	Range 35E	Lot Idn	Feet from the 710	North/South line SOUTH	Feet from the 2626	East/West line EAST	County LEA
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<sup>11</sup> Bottom Hole Location If Different From Surface

UL or lot no. B	Section 13	Township 25S	Range 35E	Lot Idn	Feet from the 150	North/South line NORTH	Feet from the 2252	East/West line EAST	County LEA
<sup>12</sup> Dedicated Acres 640		<sup>13</sup> Joint or Infill		<sup>14</sup> Consolidation Code		<sup>15</sup> Order No.			

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.

LINE TABLE		
LINE	DIRECTION	LENGTH
L1	S29°21'56"E	759.20'
L2	N00°15'17"W	581.53'
L3	N00°15'16"W	690.77'
L4	N00°15'16"W	1319.57'

<b>NAD 83 (SURFACE HOLE LOCATION)</b>
<b>LATITUDE = 32°06'38.06" (32.110573°)</b>
<b>LONGITUDE = 103°19'16.36" (103.321211°)</b>
<b>NAD 27 (SURFACE HOLE LOCATION)</b>
<b>LATITUDE = 32°06'37.61" (32.110446°)</b>
<b>LONGITUDE = 103°19'14.70" (103.320749°)</b>
<b>STATE PLANE NAD 83 (N.M. EAST)</b>
<b>N: 405434.20' E: 854713.31'</b>
<b>STATE PLANE NAD 27 (N.M. EAST)</b>
<b>N: 405375.94' E: 813526.06'</b>

<b>NAD 83 (KICK OFF POINT)</b>
LATITUDE = 32°06'31.50" (32.108749°)
LONGITUDE = 103°19'12.07" (103.320020°)
<b>NAD 27 (KICK OFF POINT)</b>
LATITUDE = 32°06'31.04" (32.108622°)
LONGITUDE = 103°19'10.41" (103.319558°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b>
N: 404774.20' E: 855088.31'
<b>STATE PLANE NAD 27 (N.M. EAST)</b>
N: 404715.96' E: 813901.03'

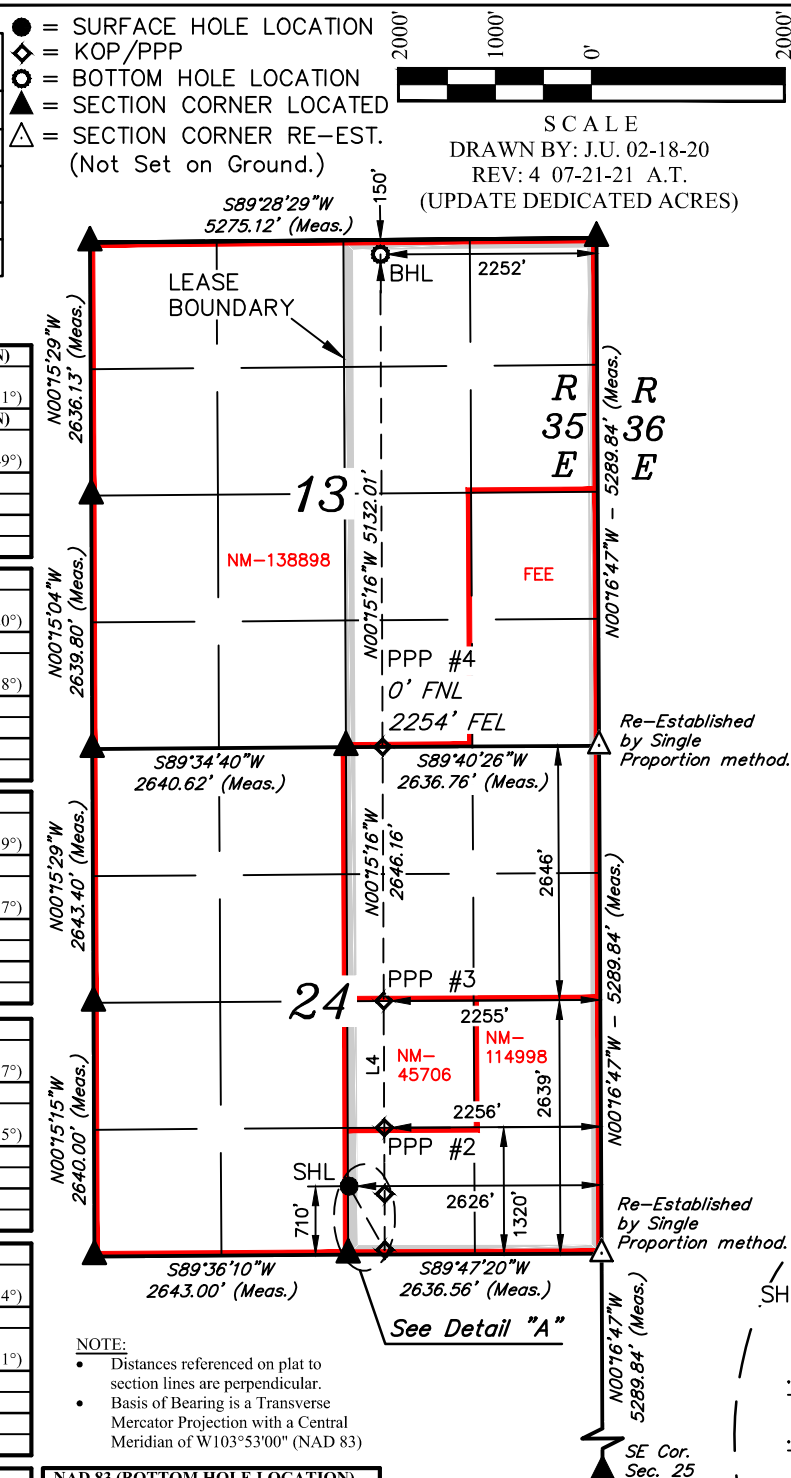
<b>NAD 83 (PPP #1)</b>
<b>LATITUDE</b> = 32°06'37.25" (32.110348°)
<b>LONGITUDE</b> = 103°19'12.07" (103.320019°)
<b>NAD 27 (PPP #1)</b>
<b>LATITUDE</b> = 32°06'36.79" (32.110221°)
<b>LONGITUDE</b> = 103°19'10.40" (103.319557°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b>
<b>N: 405355.62' E: 855083.30'</b>
<b>STATE PLANE NAD 27 (N.M. EAST)</b>
<b>N: 405297.37' E: 813896.04'</b>

<b>NAD 83 (PPP #2)</b>
LATITUDE = 32°06'44.09" (32.112246°)
LONGITUDE = 103°19'12.06" (103.320017°)
<b>NAD 27 (PPP #2)</b>
LATITUDE = 32°06'43.63" (32.112119°)
LONGITUDE = 103°19'10.40" (103.319555°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b>
N: 406046.27' E: 855077.35'
<b>STATE PLANE NAD 27 (N.M. EAST)</b>
N: 405988.00' E: 813890.12'

<b>NAD 83 (PPP #3)</b>
LATITUDE = 32°06'57.14" (32.115872°)
LONGITUDE = 103°19'12.05" (103.320014°)
<b>NAD 27 (PPP #3)</b>
LATITUDE = 32°06'56.68" (32.115746°)
LONGITUDE = 103°19'10.38" (103.319551°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b>
N: 407365.60' E: 855065.97'
<b>STATE PLANE NAD 27 (N.M. EAST)</b>
N: 407307.20' E: 813878.80'

<b>NAD 83 (PPP #4)</b>
LATITUDE = 32°07'23.32" (32.123145°)
LONGITUDE = 103°19'12.03" (103.320007°)
<b>NAD 27 (PPP #4)</b>
LATITUDE = 32°07'22.86" (32.123018°)
LONGITUDE = 103°19'10.36" (103.319544°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b>
N: 410011.28° E: 855043.17°
<b>STATE PLANE NAD 27 (N.M. EAST)</b>
N: 400057.00° E: 813956.10°

<b>NAD 83 (BOTTOM HOLE LOCATION)</b>
LATITUDE = 32°08'14.10" (32.137249°)
LONGITUDE = 103°19'11.98" (103.319994°)
<b>NAD 27 (BOTTOM HOLE LOCATION)</b>
LATITUDE = 32°08'13.64" (32.137122°)
LONGITUDE = 103°19'10.31" (103.319530°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b>
N: 415142.35' E: 854998.94'
<b>STATE PLANE NAD 27 (N.M. EAST)</b>
N: 415083.83' E: 813812.06'



## 17 OPERATOR CERTIFICATION

*I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.*

Signature Julia Hunt Date 7/21/2021

Shelly Albrecht  
Printed Name

salbrecht@fmellc.com  
E-mail Address

## 18 SURVEYOR CERTIFICATION

*I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.*

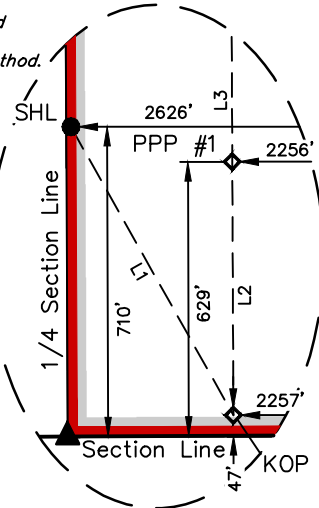
June 9, 2020

Date of Survey \_\_\_\_\_  
Signature and Seal of Professional Surveyor: \_\_\_\_\_



Certificate Number:

Detail "A"  
No Scale



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## WELL LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number 30-025-48580	<sup>2</sup> Pool Code 97088	<sup>3</sup> Pool Name WC-025 G-08 S253534O; BONE SPRING
<sup>4</sup> Property Code 330329	<sup>5</sup> Property Name TRINITY FEDERAL	<sup>6</sup> Well Number 602H
<sup>7</sup> OGRID No. 393710	<sup>8</sup> Operator Name FRANKLIN MOUNTAIN ENERGY LLC	<sup>9</sup> Elevation 3099.1'

## <sup>10</sup>Surface Location

UL or lot no. N	Section 24	Township 25S	Range 35E	Lot Idn	Feet from the 710	North/South line SOUTH	Feet from the 2584	East/West line WEST	County LEA
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## " Bottom Hole Location If Different From Surface

UL or lot no. C	Section 13	Township 25S	Range 35E	Lot Idn	Feet from the 150	North/South line NORTH	Feet from the 1800	East/West line WEST	County LEA
<sup>12</sup> Dedicated Acres 320		<sup>13</sup> Joint or Infill		<sup>14</sup> Consolidation Code		<sup>15</sup> Order No.			

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.

- 16
- = SURFACE HOLE LOCATION
  - ◆ = KOP/PPP
  - ⊙ = BOTTOM HOLE LOCATION
  - ▲ = SECTION CORNER LOCATED
  - △ = SECTION CORNER  
RE-ESTABLISHED.  
(Not Set on Ground.)

LINE TABLE		
LINE	DIRECTION	LENGTH
L1	S49°58'00"W	1021.15'
L2	N00°14'57"W	578.51'

**NAD 83 (SURFACE HOLE LOCATION)**  
 LATITUDE = 32°06'38.06" (32.110573°)  
 LONGITUDE = 103°19'17.17" (103.321437°)  
**NAD 27 (SURFACE HOLE LOCATION)**  
 LATITUDE = 32°06'37.60" (32.110446°)  
 LONGITUDE = 103°19'15.51" (103.320975°)  
**STATE PLANE NAD 83 (N.M. EAST)**  
 N: 405433.35' E: 854643.32'  
**STATE PLANE NAD 27 (N.M. EAST)**  
 N: 405375.10' E: 813456.08'

**NAD 83 (KICK OFF POINT)**  
 LATITUDE = 32°06'31.60" (32.108779°)  
 LONGITUDE = 103°19'26.30" (103.323973°)

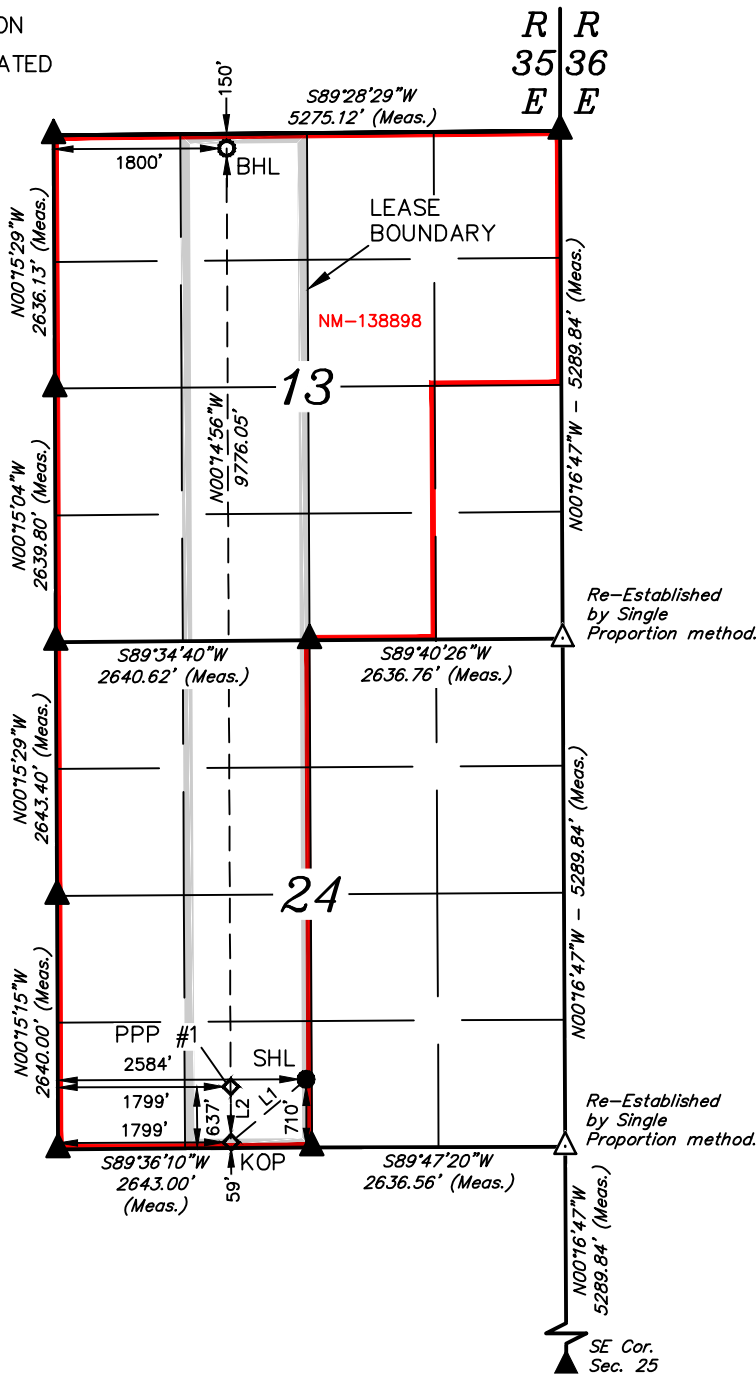
**NAD 27 (KICK OFF POINT)**  
 LATITUDE = 32°06'31.15" (32.108652°)  
 LONGITUDE = 103°19'24.64" (103.323511°)

**STATE PLANE NAD 83 (N.M. EAST)**  
 N: 404773.35' E: 853864.32'

**STATE PLANE NAD 27 (N.M. EAST)**  
 N: 404715.12' E: 812677.06'

<b>NAD 83 (PPP #1)</b>
<b>LATITUDE</b> = 32°06'37.33" (32.110368°)
<b>LONGITUDE</b> = 103°19'26.30" (103.323971°)
<b>NAD 27 (PPP #1)</b>
<b>LATITUDE</b> = 32°06'36.87" (32.110242°)
<b>LONGITUDE</b> = 103°19'24.63" (103.323509°)
<b>STATE PLANE NAD 83 (N.M. EAST)</b>
<b>N:</b> 405351.76' <b>E:</b> 853859.39'
<b>STATE PLANE NAD 27 (N.M. EAST)</b>
<b>N:</b> 405293.52' <b>E:</b> 816262.15'

<b>NAD 83 (BOTTOM HOLE LOCATION)</b>
<b>LATITUDE = 32°08'14.05" (32.137235°)</b>
<b>LONGITUDE = 103°19'26.20" (103.323945°)</b>
<b>NAD 27 (BOTTOM HOLE LOCATION)</b>
<b>LATITUDE = 32°08'13.59" (32.137109°)</b>
<b>LONGITUDE = 103°19'24.53" (103.323481°)</b>
<b>STATE PLANE NAD 83 (N.M. EAST)</b>
<b>N: 415126.03' E: 853776.08'</b>
<b>STATE PLANE NAD 27 (N.M. EAST)</b>
<b>N: 415067.52' E: 812589.23'</b>



- NOTE:**
- Distances referenced on plat to section lines are perpendicular.
  - Basis of Bearing is a Transverse Mercator Projection with a Central Meridian of W103°53'00" (NAD 83)



SCALE  
DRAWN BY: J.U. 02-18-20  
REV: 2 07-28-20 C.D.  
(ADDED PPPS & LEASE INFO.)

## 17 OPERATOR CERTIFICATION

*I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.*

Signature Julia M. Hunt Date 7/21/2021

Shelly Albrecht  
Printed Name

salbrecht@fmellc.com  
E-mail Address

## 18 SURVEYOR CERTIFICATION

*I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.*

June 9, 2020

Date of Survey \_\_\_\_\_  
Signature and Seal of Professional Surveyor: \_\_\_\_\_



Certificate Number:

District I  
1625 N. French Dr., Hobbs, NM 88240  
Phone: (575) 393-6161 Fax: (575) 393-0720  
District II  
811 S. First St., Artesia, NM 88210  
Phone: (575) 748-1283 Fax: (575) 748-9720  
District III  
1000 Rio Brazos Road, Aztec, NM 87410  
Phone: (505) 334-6178 Fax: (505) 334-6170  
District IV  
1220 S. St. Francis Dr., Santa Fe, NM 87505  
Phone: (505) 476-3460 Fax: (505) 476-3462

State of New Mexico  
Energy, Minerals & Natural Resources Department  
OIL CONSERVATION DIVISION  
1220 South St. Francis Dr.  
Santa Fe, NM 87505

Form C-102  
Revised August 1, 2011  
Submit one copy to appropriate  
District Office

☒ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number 30-025-48581		<sup>2</sup> Pool Code 33813		<sup>3</sup> Pool Name JAL; WOLFCAMP, WEST	
<sup>4</sup> Property Code 330329		<sup>5</sup> Property Name TRINITY FEDERAL			<sup>6</sup> Well Number 703H
<sup>7</sup> OGRID No. 373910		<sup>8</sup> Operator Name FRANKLIN MOUNTAIN ENERGY LLC			<sup>9</sup> Elevation 3097.6'

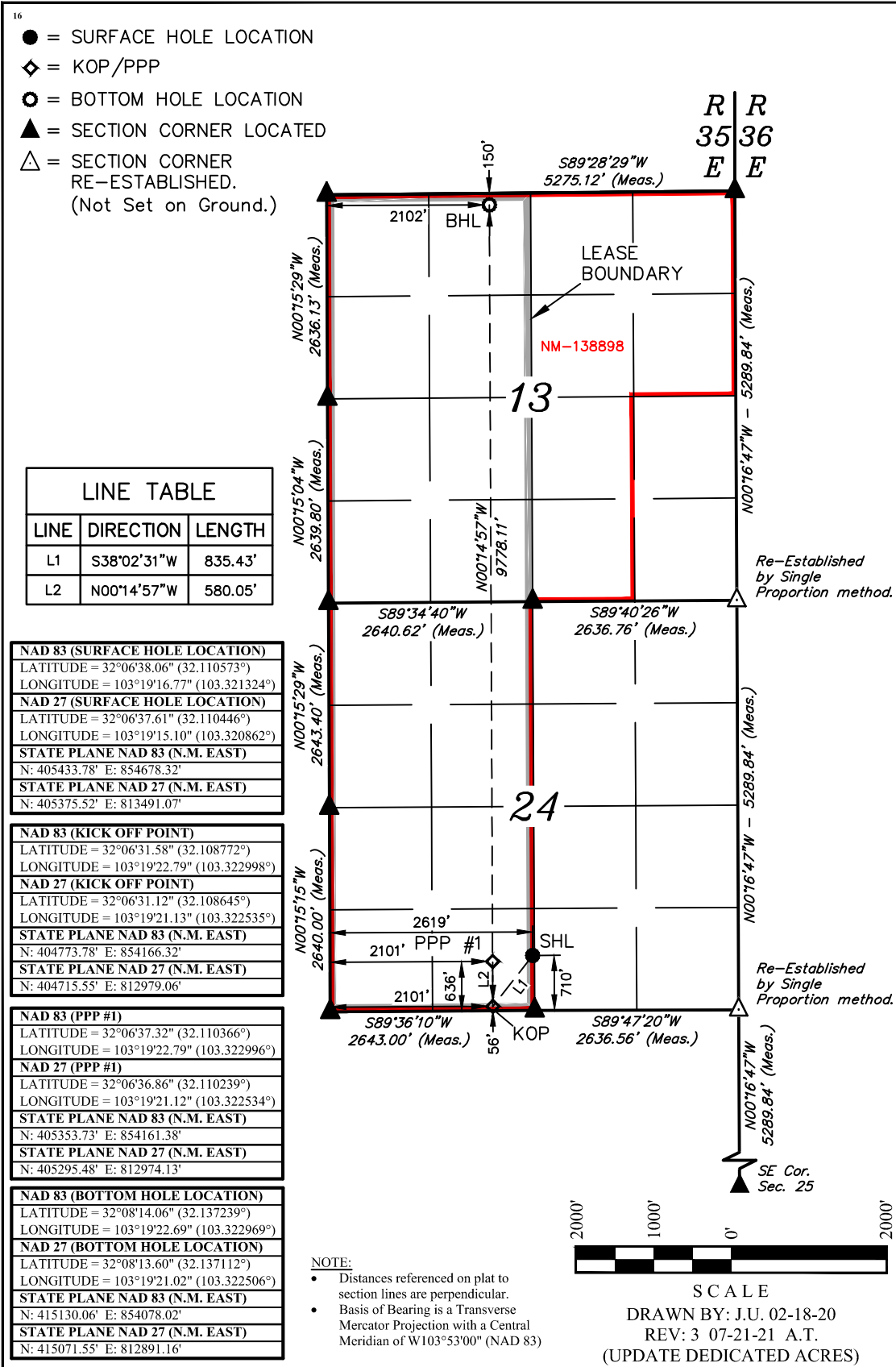
<sup>10</sup> Surface Location

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
N	24	25S	35E		710	SOUTH	2619	WEST	LEA

<sup>11</sup> Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
C	13	25S	35E		150	NORTH	2102	WEST	LEA
<sup>12</sup> Dedicated Acres 640		<sup>13</sup> Joint or Infill		<sup>14</sup> Consolidation Code		<sup>15</sup> Order No.			

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.



<sup>17</sup> OPERATOR  
CERTIFICATION

I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

Signature Shelly Albrecht Date 7/21/2021

Printed Name Shelly Albrecht

E-mail Address salbrecht@fmellc.com

<sup>18</sup> SURVEYOR  
CERTIFICATION

I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

June 9, 2020

Date of Survey  
Signature and Seal of Professional Surveyor:

Paul Buchele  
NEW MEXICO  
23782  
07-21-21  
PROFESSIONAL SURVEYOR

Certificate Number:

Form C-102  
Revised August 1, 2011  
Submit one copy to appropriate  
District Office

☐ AMENDED REPORT

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State of New Mexico  
Energy, Minerals & Natural Resources Department  
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1220 South St. Francis Dr.  
Santa Fe, NM 87505

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☒ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number 30-025-48583		<sup>2</sup> Pool Code 33813		<sup>3</sup> Pool Name JAL; WOLFCAMP, WEST	
<sup>4</sup> Property Code 330330		<sup>5</sup> Property Name ZIA FEDERAL			<sup>6</sup> Well Number 706H
<sup>7</sup> OGRID No. 373910		<sup>8</sup> Operator Name FRANKLIN MOUNTAIN ENERGY LLC			<sup>9</sup> Elevation 3078.5

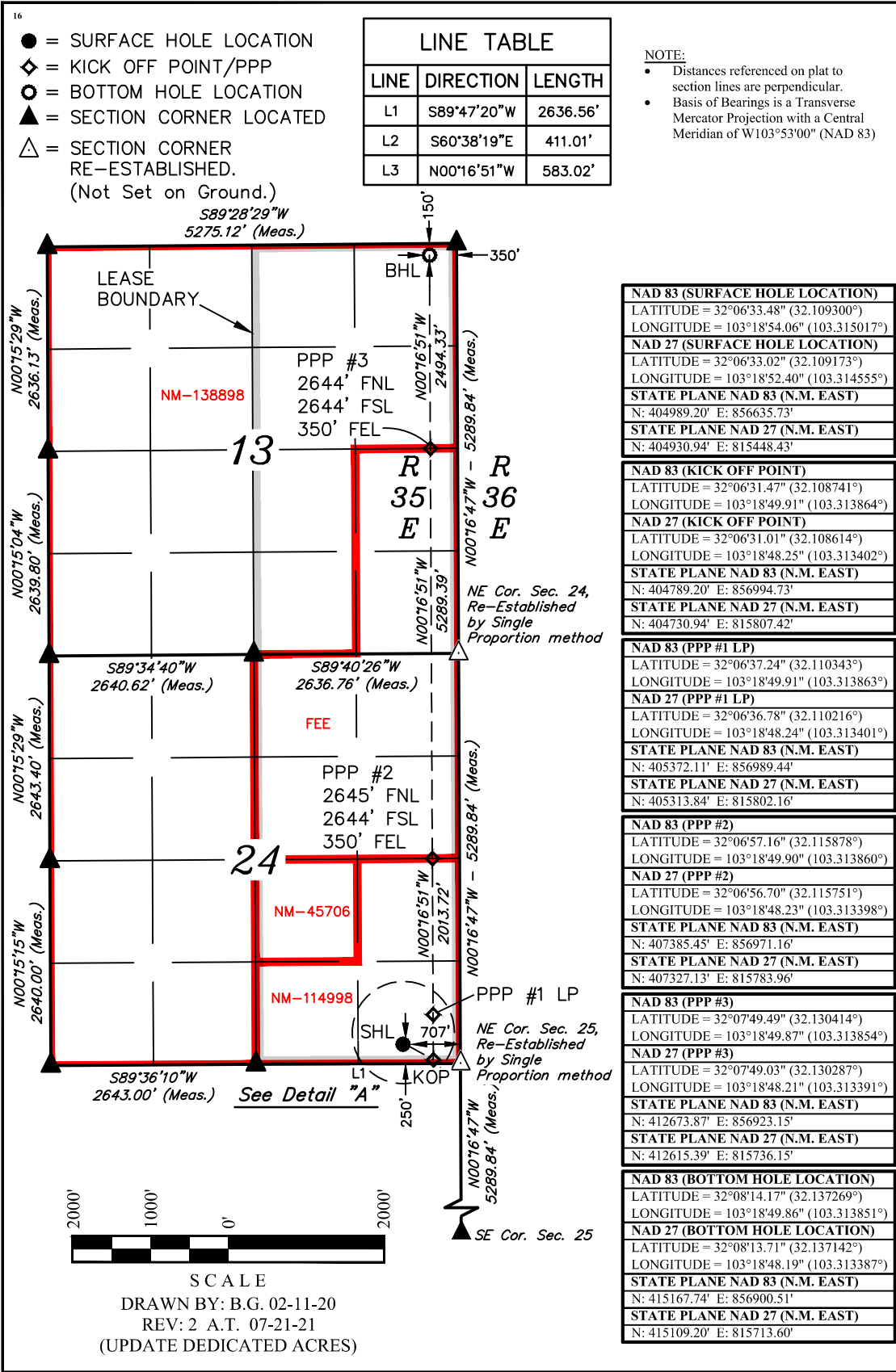
<sup>10</sup> Surface Location

UL or lot no. P	Section 24	Township 25S	Range 35E	Lot Idn	Feet from the 250	North/South line SOUTH	Feet from the 707	East/West line EAST	County LEA
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<sup>11</sup> Bottom Hole Location If Different From Surface

UL or lot no. A	Section 13	Township 25S	Range 35E	Lot Idn	Feet from the 150	North/South line NORTH	Feet from the 350	East/West line EAST	County LEA
<sup>12</sup> Dedicated Acres 640		<sup>13</sup> Joint or Infill		<sup>14</sup> Consolidation Code		<sup>15</sup> Order No.			

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.



**<sup>17</sup> OPERATOR  
CERTIFICATION**

I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

Signature Shelly Albrecht Date 7/21/2021

Printed Name Shelly Albrecht

E-mail Address salbrecht@fmellc.com

**<sup>18</sup> SURVEYOR  
CERTIFICATION**

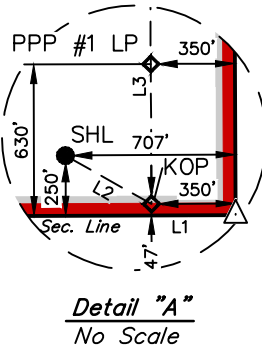
I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

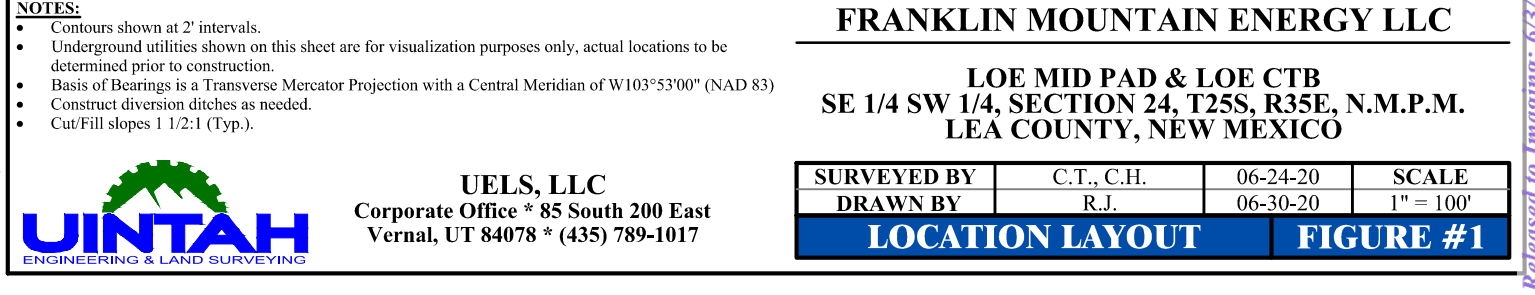
February 11, 2020

Date of Survey  
Signature and Seal of Professional Surveyor:



Certificate Number:





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

**IN THE MATTER OF APPLICATION FOR  
COMPULSORY POOLING SUBMITTED BY  
FRANKLIN MOUNTAIN ENERGY, LLC**

**CASE NO. 22078  
ORDER NO. R-21847**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on August 5, 2021, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

**FINDINGS OF FACT**

1. Franklin Mountain Energy, LLC (“Operator”) submitted an application (“Application”) to compulsory pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

**CONCLUSIONS OF LAW**

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.
9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.

10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.
11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

### **ORDER**

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the

CASE NO. 22078  
ORDER NO. R-21847

Page 2 of 8

election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."

24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.
28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.
29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share

of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.

30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
31. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
32. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
33. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*
34. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
35. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION

  
ADRIENNE SANDOVAL  
DIRECTOR  
AES/jag

Date: 9/21/2021

CASE NO. 22078  
ORDER NO. R-21847

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## Exhibit A

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<b>COMPULSORY POOLING APPLICATION CHECKLIST (pdf)</b>	
<b>ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS</b>	
<b>Case: 22078</b>	<b>APPLICANT'S RESPONSE</b>
<b>Date: August 3, 2021</b>	
Applicant	Franklin Mountain Energy, LLC
Designated Operator & OGRID (affiliation if applicable)	Franklin Mountain Energy, LLC (373910)
Applicant's Counsel:	Modrall Sperling (Deana Bennett, Jamie Allen)
Case Title:	Application of Franklin Mountain Energy, LLC for Compulsory Pooling, Lea County, New Mexico
Entries of Appearance/Intervenors:	None
Well Family	Land of Enchantment
<b>Formation/Pool</b>	
Formation Name(s) or Vertical Extent:	Wolfcamp
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Wolfcamp
Pool Name and Pool Code:	JAL; WOLFCAMP, WEST; 33813
Well Location Setback Rules:	Statewide rules
Spacing Unit Size:	640 acres
<b>Spacing Unit</b>	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	640 acres
Building Blocks:	40 acres
Orientation:	North-South
Description: TRS/County	E/2 of Sections 13 and 24, Township 25 South, Range 35 East, NMPM, Lea County, New Mexico
Standard Horizontal Well Spacing Unit (Y/N), If No, describe	Y
<b>Other Situations</b>	
Depth Severance: Y/N. If yes, description	N
Proximity Tracts: If yes, description	Y - The completed interval for the Santa Fe Fed Com 705H well will be within 330' from the adjoining tracts to allow inclusion of proximity tracts within the proposed standard horizontal spacing unit.
Proximity Defining Well: if yes, description	Santa Fe Fed Com 705H
Applicant's Ownership in Each Tract	Exhibit 4.



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ORDER NO. R-21847

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Well(s)	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	Tab B, Exhibits 3, 6
Well #1	Santa Fed Com 704H SHL: 710 feet from the South line and 2626 feet from the East line, Section 24, Township 25 South, Range 35 East, NMPM. BHL: 150 feet from the North line and 2252 feet from the East line, Section 13, Township 25 South, Range 35 East, NMPM. Completion Target: Wolfcamp at approximate 11,894' TVD. Well Orientation: North/South Completion location: Expected to be standard. See also Exhibit 3 for C-102
Well #2	Santa Fe Fed Com 705H SHL: 250 feet from the South line and 777 feet from the East line, Section 24, Township 25 South, Range 35 East, NMPM. BHL: 150 feet from the North line and 1326 feet from the East line, Section 13, Township 25 South, Range 35 East, NMPM. Completion Target: Wolfcamp at approximate 11,972' TVD. Well Orientation: North/South Completion location: Expected to be standard. See also Exhibit 3 for C-102
Well #3	Zia Fed Com 706H SHL: 250 feet from the South line and 707 feet from the East line, Section 24, Township 25 South, Range 35 East, NMPM. BHL: 150 feet from the North line and 350 feet from the East line, Section 13, Township 25 South, Range 35 East, NMPM. Completion Target: Wolfcamp at approximate 11,820' TVD. Well Orientation: North/South Completion location: Expected to be standard. See also Exhibit 3 for C-102
Horizontal Well First and Last Take Points	Santa Fe Fed Com 704H: Proposed first take point: 629' FSL and 2,256' FEL, Proposed last take point: 150' FNL and 2,252' FEL; Santa Fe Fed Com 705H: Proposed first take point: 638' FSL and 1325' FEL, Proposed last take point: 150' FNL and 1,326' FEL; Zia Fed Com 706H: Proposed first take point: 630' FSL and 350' FEL, Proposed last take point: 150' FNL and 350' FEL See also Exhibit 3 for C-102

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CASE NO. 22078  
ORDER NO. R-21847

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Completion Target (Formation, TVD and MD)	See Proposal Letter Exhibit 6.
<b>AFE Capex and Operating Costs</b>	
Drilling Supervision/Month \$	\$7000: See also Proposal Letter Exhibit C
Production Supervision/Month \$	\$700: See also Proposal Letter Exhibit C
Justification for Supervision Costs	See AFE Exhibit 7
Requested Risk Charge	200%: See also Proposal Letter Exhibit 6
<b>Notice of Hearing</b>	
Proposed Notice of Hearing	Exhibit 8
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit 8
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit 8
<b>Ownership Determination</b>	
Land Ownership Schematic of the Spacing Unit	Exhibit 4
Tract List (including lease numbers and owners)	Exhibit 4
Pooled Parties (including ownership type)	Exhibit 4
Unlocatable Parties to be Pooled	Exhibit 4
Ownership Depth Severance (including percentage above & below)	N/A
<b>Joinder</b>	
Sample Copy of Proposal Letter	Exhibit 6
List of Interest Owners (ie Exhibit A of JOA)	Exhibit 4
Chronology of Contact with Non-Joined Working Interests	See Exhibit 5 for Summary of Contacts
Overhead Rates In Proposal Letter	Proposal Letter Exhibit 6
Cost Estimate to Drill and Complete	Proposal Letter Exhibit 6; AFE Exhibit 7.
Cost Estimate to Equip Well	Proposal Letter Exhibit 6; AFE Exhibit 7.
Cost Estimate for Production Facilities	Proposal Letter Exhibit 6; AFE Exhibit 7.
<b>Geology</b>	
Summary (including special considerations)	Tab C
Spacing Unit Schematic	Exhibit 10, Exhibit 11-A

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Gunbarrel/Lateral Trajectory Schematic	Exhibit 10, Exhibit 11-A
Well Orientation (with rationale)	Exhibit C, Exhibit 12
Target Formation	Exhibit 10, Exhibit 11-A through 11-D
HSU Cross Section	Exhibit 11-B and 11-C.
Depth Severance Discussion	N/A
<b>Forms, Figures and Tables</b>	
C-102	Exhibit 3
Tracts	Exhibit 4
Summary of Interests, Unit Recapitulation (Tracts)	Exhibit 4
General Location Map (including basin)	Exhibit 9
Well Bore Location Map	Exhibit 9
Structure Contour Map - Subsea Depth	Exhibit 11-A
Cross Section Location Map (including wells)	Exhibit 11-B
Cross Section (including Landing Zone)	Exhibit 11-C
<b>Additional Information</b>	
<b>CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.</b>	
<b>Printed Name</b> (Attorney or Party Representative):	Deana M. Bennett
<b>Signed Name</b> (Attorney or Party Representative):	
<b>Date:</b>	August 3, 2021

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CASE NO. 22078  
ORDER NO. R-21847

Page 8 of 8

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

**IN THE MATTER OF APPLICATION FOR  
COMPULSORY POOLING SUBMITTED BY  
FRANKLIN MOUNTAIN ENERGY, LLC**

**CASE NO. 22081  
ORDER NO. R-21848**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on August 5, 2021, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

**FINDINGS OF FACT**

1. Franklin Mountain Energy, LLC (“Operator”) submitted an application (“Application”) to compulsory pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

**CONCLUSIONS OF LAW**

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.
9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.

10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.
11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

### **ORDER**

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the

CASE NO. 22081  
ORDER NO. R-21848

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election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."

24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.
28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.
29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share

of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.

30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
31. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
32. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
33. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*
34. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
35. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION



ADRIENNE SANDOVAL  
DIRECTOR

AES/jag

Date: 9/21/2021

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## Exhibit A

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<b>COMPULSORY POOLING APPLICATION CHECKLIST</b>	
<b>ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS</b>	
<b>Case: 22081</b>	<b>APPLICANT'S RESPONSE</b>
<b>Date: August 3, 2021</b>	
Applicant	Franklin Mountain Energy, LLC
Designated Operator & OGRID (affiliation if applicable)	Franklin Mountain Energy, LLC (373910)
Applicant's Counsel:	Modrall Sperling (Deana Bennett, Jamie Allen)
Case Title:	Application of Franklin Mountain Energy, LLC for Compulsory Pooling, Lea County, New Mexico
Entries of Appearance/Intervenors:	None
Well Family	Santa Fe
<b>Formation/Pool</b>	
Formation Name(s) or Vertical Extent:	Bone Spring
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Bone Spring
Pool Name and Pool Code:	WC-025 G-08 S2535340; BONE SPRING, Pool Code 97088
Well Location Setback Rules:	Statewide rules
Spacing Unit Size:	320 acres
<b>Spacing Unit</b>	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	320 acres
Building Blocks:	40 acres
Orientation:	North-South
Description: TRS/County	E/2E/2 of Sections 13 and 24, Township 25 South, Range 35 East, NMPM, Lea County, New Mexico
Standard Horizontal Well Spacing Unit (Y/N), If No, describe	Y
<b>Other Situations</b>	
Depth Severance: Y/N. If yes, description	N
Proximity Tracts: If yes, description	N
Proximity Defining Well: if yes, description	N
Applicant's Ownership in Each Tract	Exhibit 4.
<b>Well(s)</b>	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	Tab B, Exhibits 3, 6



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Well #1	Zia Fed Com 604H SHL: 250 feet from the South line and 742 feet from the East line, Section 24, Township 25 South, Range 35 East, NMPM. BHL: 150 feet from the North line and 650 feet from the East line, Section 13, Township 25 South, Range 35 East, NMPM. Completion Target: Bone Spring at approximately 11,670' TVD. Well Orientation: North/South Completion location: Expected to be standard. See also Exhibit 3 for C-102
Horizontal Well First and Last Take Points	Proposed first take point: 632' FSL and 650' FEL Proposed last take point: 150' FNL and 650' FEL See also Exhibit 3 for C-102
Completion Target (Formation, TVD and MD)	See Proposal Letter Exhibit 6.
<b>AFE Capex and Operating Costs</b>	
Drilling Supervision/Month \$	\$7000: See also Proposal Letter Exhibit 6
Production Supervision/Month \$	\$700: See also Proposal Letter Exhibit 6
Justification for Supervision Costs	See AFE Exhibit 7
Requested Risk Charge	200%: See also Proposal Letter Exhibit 6
<b>Notice of Hearing</b>	
Proposed Notice of Hearing	Exhibit 8
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit 8
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit 8
<b>Ownership Determination</b>	
Land Ownership Schematic of the Spacing Unit	Exhibit 4
Tract List (including lease numbers and owners)	Exhibit 4
Pooled Parties (including ownership type)	Exhibit 4
Unlocatable Parties to be Pooled	Exhibit 4
Ownership Depth Severance (including percentage above & below)	N/A
<b>Joinder</b>	
Sample Copy of Proposal Letter	Exhibit 6
List of Interest Owners (ie Exhibit A of JOA)	Exhibit 4


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Chronology of Contact with Non-Joined Working Interests	See Exhibit 5 for Summary of Contacts
Overhead Rates In Proposal Letter	Proposal Letter Exhibit 6
Cost Estimate to Drill and Complete	Proposal Letter Exhibit 6; AFE Exhibit 7.
Cost Estimate to Equip Well	Proposal Letter Exhibit 6; AFE Exhibit 7.
Cost Estimate for Production Facilities	Proposal Letter Exhibit 6; AFE Exhibit 7.
<b>Geology</b>	
Summary (including special considerations)	Tab C
Spacing Unit Schematic	Exhibit 10, Exhibit 11-A
Gunbarrel/Lateral Trajectory Schematic	Exhibit 10, Exhibit 11-A
Well Orientation (with rationale)	Tab C, Exhibit 12
Target Formation	Exhibit 10, Exhibit 11-A through 11-D
HSU Cross Section	Exhibit 11-B and 11-C.
Depth Severance Discussion	N/A
<b>Forms, Figures and Tables</b>	
C-102	Exhibit 3
Tracts	Exhibit 4
Summary of Interests, Unit Recapitulation (Tracts)	Exhibit 4
General Location Map (including basin)	Exhibit 9
Well Bore Location Map	Exhibit 9
Structure Contour Map - Subsea Depth	Exhibit 11-A
Cross Section Location Map (including wells)	Exhibit 11-B
Cross Section (including Landing Zone)	Exhibit 11-C
<b>Additional Information</b>	
<b>CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.</b>	
<b>Printed Name</b> (Attorney or Party Representative):	Deana M. Bennett
<b>Signed Name</b> (Attorney or Party Representative):	
<b>Date:</b>	August 3, 2021

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

**IN THE MATTER OF APPLICATION FOR  
COMPULSORY POOLING SUBMITTED BY  
FRANKLIN MOUNTAIN ENERGY, LLC**

**CASE NO. 22082  
ORDER NO. R-21849**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on August 5, 2021, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

**FINDINGS OF FACT**

1. Franklin Mountain Energy, LLC (“Operator”) submitted an application (“Application”) to compulsory pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

**CONCLUSIONS OF LAW**

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.
9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.

10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.
11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

### **ORDER**

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the

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ORDER NO. R-21849

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election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."

24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.
28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.
29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share

of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.

30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
31. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
32. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
33. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*
34. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
35. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION



ADRIENNE SANDOVAL  
DIRECTOR

AES/jag

Date: 9/21/2021

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ORDER NO. R-21849

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## Exhibit A

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<b>COMPULSORY POOLING APPLICATION CHECKLIST</b>	
<b>ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS</b>	
<b>Case: 22082</b>	<b>APPLICANT'S RESPONSE</b>
<b>Date: August 3, 2021</b>	
Applicant	Franklin Mountain Energy, LLC
Designated Operator & OGRID (affiliation if applicable)	Franklin Mountain Energy, LLC (373910)
Applicant's Counsel:	Modrall Sperling (Deana Bennett, Jamie Allen)
Case Title:	Application of Franklin Mountain Energy, LLC for Compulsory Pooling, Lea County, New Mexico
Entries of Appearance/Intervenors:	None
Well Family	Land of Enchantment
<b>Formation/Pool</b>	
Formation Name(s) or Vertical Extent:	Bone Spring
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Bone Spring
Pool Name and Pool Code:	WC-025 G-08 S2535340; BONE SPRING, Pool Code 97088
Well Location Setback Rules:	Statewide rules
Spacing Unit Size:	320 acres
<b>Spacing Unit</b>	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	320 acres
Building Blocks:	40 acres
Orientation:	North-South
Description: TRS/County	W/2E/2 of Sections 13 and 24, Township 25 South, Range 35 East, NMPPM, Lea County, New Mexico
Standard Horizontal Well Spacing Unit (Y/N), If No, describe	Y
<b>Other Situations</b>	
Depth Severance: Y/N. If yes, description	N
Proximity Tracts: If yes, description	N
Proximity Defining Well: if yes, description	N
Applicant's Ownership in Each Tract	Exhibit 4.
<b>Well(s)</b>	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	Tab B, Exhibits 3, 6



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Well #1	Santa Fe Fed Com 603H SHL: 250 feet from the South line and 812 feet from the East line, Section 24, Township 25 South, Range 35 East, NMPM. BHL: 150 feet from the North line and 1689 feet from the East line, Section 13, Township 25 South, Range 35 East, NMPM. Completion Target: Bone Spring at approximately 11,695' TVD. Well Orientation: North/South Completion location: Expected to be standard. See also Exhibit 3 for C-102
Horizontal Well First and Last Take Points	Santa Fe Fed Com 603H Proposed first take point: 640' FSL, 1689' FEL, Proposed last take point: 150' FNL, 1,689' FEL
Completion Target (Formation, TVD and MD)	See Proposal Letter Exhibit 6.
<b>AFE Capex and Operating Costs</b>	
Drilling Supervision/Month \$	\$7000: See also Proposal Letter Exhibit 6
Production Supervision/Month \$	\$700: See also Proposal Letter Exhibit 6
Justification for Supervision Costs	See AFE Exhibit 7
Requested Risk Charge	200%: See also Proposal Letter Exhibit 6
<b>Notice of Hearing</b>	
Proposed Notice of Hearing	Exhibit 8
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit 8
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit 8
<b>Ownership Determination</b>	
Land Ownership Schematic of the Spacing Unit	Exhibit 4
Tract List (including lease numbers and owners)	Exhibit 4
Pooled Parties (including ownership type)	Exhibit 4
Unlocatable Parties to be Pooled	Exhibit 4
Ownership Depth Severance (including percentage above & below)	N/A
<b>Joinder</b>	
Sample Copy of Proposal Letter	Exhibit 6
List of Interest Owners (ie Exhibit A of JOA)	Exhibit 4


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Chronology of Contact with Non-Joined Working Interests	See Exhibit 5 for Summary of Contacts
Overhead Rates In Proposal Letter	Proposal Letter Exhibit 6
Cost Estimate to Drill and Complete	Proposal Letter Exhibit 6; AFE Exhibit 7.
Cost Estimate to Equip Well	Proposal Letter Exhibit 6; AFE Exhibit 7.
Cost Estimate for Production Facilities	Proposal Letter Exhibit 6; AFE Exhibit 7.
<b>Geology</b>	
Summary (including special considerations)	Tab C
Spacing Unit Schematic	Exhibit 10, Exhibit 11-A
Gunbarrel/Lateral Trajectory Schematic	Exhibit 10, Exhibit 11-A
Well Orientation (with rationale)	Exhibit C, Exhibit 12
Target Formation	Exhibit 10, Exhibit 11-A through 11-D
HSU Cross Section	Exhibit 11-B and 11-C.
Depth Severance Discussion	N/A
<b>Forms, Figures and Tables</b>	
C-102	Exhibit 3
Tracts	Exhibit 4
Summary of Interests, Unit Recapitulation (Tracts)	Exhibit 4
General Location Map (including basin)	Exhibit 9
Well Bore Location Map	Exhibit 9
Structure Contour Map - Subsea Depth	Exhibit 11-A
Cross Section Location Map (including wells)	Exhibit 11-B
Cross Section (including Landing Zone)	Exhibit 11-C
<b>Additional Information</b>	
<b>CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.</b>	
<b>Printed Name</b> (Attorney or Party Representative):	Deana M. Bennett
<b>Signed Name</b> (Attorney or Party Representative):	
<b>Date:</b>	August 3, 2021

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DATE IN	SUSPENSE	ENGINEER	LOGGED IN	TYPE	APP NO.
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**NEW MEXICO OIL CONSERVATION DIVISION**  
**- Engineering Bureau -**  
 1220 South St. Francis Drive, Santa Fe, NM 87505



## ADMINISTRATIVE APPLICATION CHECKLIST

THIS CHECKLIST IS MANDATORY FOR ALL ADMINISTRATIVE APPLICATIONS FOR EXCEPTIONS TO DIVISION RULES AND REGULATIONS WHICH REQUIRE PROCESSING AT THE DIVISION LEVEL IN SANTA FE

**Application Acronyms:**

**[NSL-Non-Standard Location] [NSP-Non-Standard Proration Unit] [SD-Simultaneous Dedication]**  
**[DHC-Downhole Commingling] [CTB-Lease Commingling] [PLC-Pool/Lease Commingling]**  
**[PC-Pool Commingling] [OLS - Off-Lease Storage] [OLM-Off-Lease Measurement]**  
**[WFX-Waterflood Expansion] [PMX-Pressure Maintenance Expansion]**  
**[SWD-Salt Water Disposal] [IPI-Injection Pressure Increase]**  
**[EOR-Qualified Enhanced Oil Recovery Certification] [PPR-Positive Production Response]**

- [1] **TYPE OF APPLICATION** - Check Those Which Apply for [A]  
 [A] Location - Spacing Unit - Simultaneous Dedication  
☐ NSL ☐ NSP ☐ SD
- Check One Only for [B] or [C]  
 [B] Commingling - Storage - Measurement  
☐ DHC ☒ CTB ☐ PLC ☐ PC ☐ OLS ☐ OLM
- [C] Injection - Disposal - Pressure Increase - Enhanced Oil Recovery  
☐ WFX ☐ PMX ☐ SWD ☐ IPI ☐ EOR ☐ PPR
- [D] Other: Specify \_\_\_\_\_
- [2] **NOTIFICATION REQUIRED TO:** - Check Those Which Apply, or ☐ Does Not Apply  
 [A] ☒ Working, Royalty or Overriding Royalty Interest Owners
- [B] ☐ Offset Operators, Leaseholders or Surface Owner
- [C] ☐ Application is One Which Requires Published Legal Notice
- [D] ☒ Notification and/or Concurrent Approval by BLM or SLO  
U.S. Bureau of Land Management - Commissioner of Public Lands, State Land Office
- [E] ☒ For all of the above, Proof of Notification or Publication is Attached, and/or,
- [F] ☐ Waivers are Attached
- [3] **SUBMIT ACCURATE AND COMPLETE INFORMATION REQUIRED TO PROCESS THE TYPE OF APPLICATION INDICATED ABOVE.**

[4] **CERTIFICATION:** I hereby certify that the information submitted with this application for administrative approval is **accurate** and **complete** to the best of my knowledge. I also understand that **no action** will be taken on this application until the required information and notifications are submitted to the Division.

**Note: Statement must be completed by an individual with managerial and/or supervisory capacity.**

Rachael Overbey

Print or Type Name

Signature

Director Ops Planning and Regulatory 10/6/2021

Title  
roverbey@fmellc.com

Date

e-mail Address

**From:** [Engineer, OCD, EMNRD](#)  
**To:** [Rachael Overbey](#)  
**Cc:** [McClure, Dean, EMNRD](#); [Kautz, Paul, EMNRD](#); [Wrinkle, Justin, EMNRD](#); [Powell, Brandon, EMNRD](#); [lisa@rwbyram.com](#); [Glover, James](#); [Paradis, Kyle Q](#); [Walls, Christopher](#)  
**Subject:** Approved Administrative Order PLC-825  
**Date:** Friday, June 3, 2022 12:16:56 PM  
**Attachments:** [PLC825 Order.pdf](#)

NMOCD has issued Administrative Order PLC-825 which authorizes Franklin Mountain Energy, LLC (373910) to surface commingle or off-lease measure, as applicable, the following wells:

Well API	Well Name	UL or Q/Q	S-T-R	Pool
30-025-48910	1912 Federal #601H	W/2 W/2	13-25S-35E	98185
		W/2 W/2	24-25S-35E	
30-025-48911	1912 Federal #701H	W/2 W/2	13-25S-35E	33813
		W/2 W/2	24-25S-35E	
30-025-48912	1912 Federal #702H	W/2 W/2	13-25S-35E	33813
		W/2 W/2	24-25S-35E	
30-025-48577	Santa Fe Federal Com #603H	W/2 E/2	13-25S-35E	97088
		W/2 E/2	24-25S-35E	
30-025-48579	Santa Fe Federal Com #705H	W/2 E/2	13-25S-35E	33813
		W/2 E/2	24-25S-35E	
30-025-48578	Santa Fe Federal Com #704H	W/2 E/2	13-25S-35E	33813
		W/2 E/2	24-25S-35E	
30-025-48580	Trinity Federal #602H	E/2 W/2	13-25S-35E	97088
		E/2 W/2	24-25S-35E	
30-025-48581	Trinity Federal #703H	E/2 W/2	13-25S-35E	33813
		E/2 W/2	24-25S-35E	
30-025-48582	Zia Federal Com #604H	E/2 E/2	13-25S-35E	97088
		E/2 E/2	24-25S-35E	
30-025-48583	Zia Federal Com #706H	E/2 E/2	13-25S-35E	33813
		E/2 E/2	24-25S-35E	

The administrative order is attached to this email and can also be found online at OCD Imaging.

Please review the content of the order to ensure you are familiar with the authorities granted and any conditions of approval. If you have any questions regarding this matter, please contact me.

Dean McClure  
 Petroleum Engineer, Oil Conservation Division  
 New Mexico Energy, Minerals and Natural Resources Department  
 (505) 469-8211

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

**APPLICATION FOR SURFACE COMMINGLING**

**SUBMITTED BY FRANKLIN MOUNTAIN ENERGY, LLC**

**ORDER NO. PLC-825**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having considered the application and the recommendation of the OCD Engineering Bureau, issues the following Order.

**FINDINGS OF FACT**

1. Franklin Mountain Energy, LLC (“Applicant”) submitted a complete application to surface commingle the oil and gas production from the pools, leases, and wells identified in Exhibit A (“Application”).
2. Applicant proposed a method to allocate the oil and gas production to the pools, leases, and wells to be commingled.
3. To the extent that ownership is identical, Applicant submitted a certification by a licensed attorney or qualified petroleum landman that the ownership in the pools, leases, and wells to be commingled is identical as defined in 19.15.12.7.B. NMAC.
4. To the extent that ownership is diverse, Applicant provided notice of the Application to all persons owning an interest in the oil and gas production to be commingled, including the owners of royalty and overriding royalty interests, regardless of whether they have a right or option to take their interests in kind, and those persons either submitted a written waiver or did not file an objection to the Application.
5. Applicant provided notice of the Application to the Bureau of Land Management (“BLM”) or New Mexico State Land Office (“NMSLO”), as applicable.
6. Applicant certified the commingling of oil and gas production from the pools, leases, and wells will not in reasonable probability reduce the value of the oil and gas production to less than if it had remained segregated.
7. Applicant submitted or intends to submit one or more proposed communitization agreement(s) (“Proposed Agreement(s)”) to the BLM or NMSLO, as applicable, identifying the acreage of each lease to be consolidated into a single pooled area (“Pooled Area”), as described in Exhibit B.

**CONCLUSIONS OF LAW**

8. OCD has jurisdiction to issue this Order pursuant to the Oil and Gas Act, NMSA 1978, §§ 70-2-6, 70-2-11, 70-2-12, 70-2-16, and 70-2-17, 19.15.12. NMAC, and 19.15.23. NMAC.

9. Applicant satisfied the notice requirements for the Application in accordance with 19.15.12.10.A.(2) NMAC, 19.15.12.10.C.(4)(c) NMAC, and 19.15.12.10.C.(4)(e) NMAC, as applicable.
10. Applicant satisfied the notice requirements for the Application in accordance with 19.15.23.9.A.(5) NMAC and 19.15.23.9.A.(6) NMAC, as applicable.
11. Applicant's proposed method of allocation, as modified herein, complies with 19.15.12.10.B.(1) NMAC or 19.15.12.10.C.(1) NMAC, as applicable.
12. Commingling of oil and gas production from state, federal, or tribal leases shall not commence until approved by the BLM or NMSLO, as applicable, in accordance with 19.15.12.10.B.(3) NMAC and 19.15.12.10.C.(4)(h) NMAC.
13. By granting the Application with the conditions specified below, this Order prevents waste and protects correlative rights, public health, and the environment.

### **ORDER**

1. Applicant is authorized to surface commingle oil and gas production from the pools, leases, and wells identified in Exhibit A.

Applicant is authorized to store and measure oil and gas production off-lease from the pools, leases, and wells identified in Exhibit A at a central tank battery described in Exhibit A.

2. For each Pooled Area described in Exhibit B, Applicant shall submit a Proposed Agreement to the BLM or NMSLO, as applicable, prior to commencing oil and gas production. If Applicant fails to submit the Proposed Agreement, this Order shall terminate on the following day.

No later than sixty (60) days after the BLM or NMSLO approves or denies a Proposed Agreement, Applicant shall submit a Form C-103 to OCD with a copy of the decision and a description of the approved lands, as applicable. If Applicant withdraws or the BLM or NMSLO denies a Proposed Agreement, this Order shall terminate on the date of such action, and Applicant shall cease commingling the production from the Pooled Area. If the BLM or NMSLO approves but modifies the Proposed Agreement(s), Applicant shall comply with the approved Agreement(s), and no later than sixty (60) days after such decision, Applicant shall submit a new surface commingling application to OCD to conform this Order with the approved Agreement(s). If Applicant fails to submit the new surface commingling application or OCD denies the new surface commingling application, this Order shall terminate on the date of such action.

Applicant shall allocate the oil and gas production to each lease within a Pooled Area in proportion to the acreage that each lease bears to the entire acreage of the Pooled Area described in Exhibit B until the Proposed Agreement which includes the Pooled Area is approved. After the Proposed Agreement is approved, the oil and gas production from the Pooled Area shall be allocated as required by the BLM's or NMSLO's, as applicable,

approval of the Agreement, including any production that had been allocated previously in accordance with this Order.

3. The oil and gas production for each well identified in Exhibit A shall be separated and metered prior to commingling.
4. Applicant shall measure and market the commingled oil at a central tank battery described in Exhibit A in accordance with this Order and 19.15.18.15. NMAC or 19.15.23.8. NMAC.
5. Applicant shall measure and market the commingled gas at a well pad, central delivery point, central tank battery, or gas title transfer meter described in Exhibit A in accordance with this Order and 19.15.19.9. NMAC, provided however that if the gas is vented or flared, and regardless of the reason or authorization pursuant to 19.15.28.8.B. NMAC for such venting or flaring, Applicant shall measure or estimate the gas in accordance with 19.15.28.8.E. NMAC.
6. Applicant shall calibrate the meters used to measure or allocate oil and gas production in accordance with 19.15.12.10.C.(2) NMAC.
7. If the commingling of oil and gas production from any pool, lease, or well reduces the value of the commingled oil and gas production to less than if it had remained segregated, no later than sixty (60) days after the decrease in value has occurred Applicant shall submit a new surface commingling application to OCD to amend this Order to remove the pool, lease, or well whose oil and gas production caused the decrease in value. If Applicant fails to submit a new application, this Order shall terminate on the following day, and if OCD denies the application, this Order shall terminate on the date of such action.
8. Applicant shall not commence commingling oil or gas production from state, federal, or tribal leases until approved by the BLM or NMSLO, as applicable.
9. If OCD determines that Applicant has failed to comply with any provision of this Order, OCD may take any action authorized by the Oil and Gas Act or the New Mexico Administrative Code (NMAC).
10. OCD retains jurisdiction of this matter and reserves the right to modify or revoke this Order as it deems necessary.

**STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION**

  
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**ADRIENNE E. SANDOVAL  
DIRECTOR**

**DATE:** 6/03/2022

State of New Mexico  
Energy, Minerals and Natural Resources Department

## Exhibit A

Order: **PLC-825**

Operator: **Franklin Mountain Energy, LLC (373910)**

Central Tank Battery: **Land of Enchantment Central Tank battery**

Central Tank Battery Location: **UL N O, Section 24, Township 25 South, Range 35 East**

Gas Title Transfer Meter Location: **UL N O, Section 24, Township 25 South, Range 35 East**

### Pools

Pool Name	Pool Code
JAL; WOLFCAMP, WEST	33813
WC-025 G-08 S253534O; BONE SPRING	97088
WC-025 G-09 S253502B; LWR BONE SPRING	98185

### Leases as defined in 19.15.12.7(C) NMAC

Lease	UL or Q/Q	S-T-R
NMNM 138898	All minus I P	13-25S-35E
	W/2	24-25S-35E
NMNM 045706	J	24-25S-35E
NMNM 114998	I O P	24-25S-35E
Fee Lease(s)	I P	13-25S-35E
Fee Lease(s)	NE/4	24-25S-35E

### Wells

Well API	Well Name	UL or Q/Q	S-T-R	Pool
30-025-48910	1912 Federal #601H	W/2 W/2	13-25S-35E	98185
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		E/2 E/2	24-25S-35E	

State of New Mexico  
Energy, Minerals and Natural Resources Department

## Exhibit B

Order: **PLC-825**  
Operator: **Franklin Mountain Energy, LLC (373910)**

### Pooled Areas

Pooled Area	UL or Q/Q	S-T-R	Acres	Pooled Area ID
CA Wolfcamp NMNM 144281	E/2	13-25S-35E	640	A
	E/2	24-25S-35E		
CA Bone Spring NMNM 144282	W/2 E/2	13-25S-35E	320	B
	W/2 E/2	24-25S-35E		
CA Bone Spring NMNM 144283	E/2 E/2	13-25S-35E	320	C
	E/2 E/2	24-25S-35E		

### Leases Comprising Pooled Areas

Lease	UL or Q/Q	S-T-R	Acres	Pooled Area ID
NMNM 138898	E/2 minus I P	13-25S-35E	240	A
Fee Lease(s)	I P	13-25S-35E	80	A
Fee Lease(s)	NE/4	24-25S-35E	160	A
NMNM 045706	J	24-25S-35E	40	A
NMNM 114998	I O P	24-25S-35E	120	A
NMNM 138898	W/2 E/2	13-25S-35E	160	B
Fee Lease(s)	W/2 NE/4	24-25S-35E	80	B
NMNM 045706	J	24-25S-35E	40	B
NMNM 114998	O	24-25S-35E	40	B
NMNM 138898	E/2 NE/4	13-25S-35E	80	C
Fee Lease(s)	E/2 SE/4	13-25S-35E	80	C
Fee Lease(s)	E/2 NE/4	24-25S-35E	80	C
NMNM 114998	E/2 SE/4	24-25S-35E	80	C

**District I**

1625 N. French Dr., Hobbs, NM 88240  
Phone:(575) 393-6161 Fax:(575) 393-0720

**District II**

811 S. First St., Artesia, NM 88210  
Phone:(575) 748-1283 Fax:(575) 748-9720

**District III**

1000 Rio Brazos Rd., Aztec, NM 87410  
Phone:(505) 334-6178 Fax:(505) 334-6170

**District IV**

1220 S. St Francis Dr., Santa Fe, NM 87505  
Phone:(505) 476-3470 Fax:(505) 476-3462

**State of New Mexico**  
**Energy, Minerals and Natural Resources**  
**Oil Conservation Division**  
**1220 S. St Francis Dr.**  
**Santa Fe, NM 87505**

CONDITIONS

Action 62171

**CONDITIONS**

Operator: Franklin Mountain Energy LLC 44 Cook Street Denver, CO 80206	OGRID: 373910
	Action Number: 62171
	Action Type: [C-107] Surface Commingle or Off-Lease (C-107B)

**CONDITIONS**

Created By	Condition	Condition Date
dmcclure	Please review the content of the order to ensure you are familiar with the authorities granted and any conditions of approval. If you have any questions regarding this matter, please contact me.	6/3/2022