

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

**APPLICATION FOR SURFACE COMMINGLING
SUBMITTED BY EOG RESOURCES, INC.**

ORDER NO. PLC-882

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. EOG Resources, Inc. (“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. Applicant provided notice of the Application to the Bureau of Land Management (“BLM”) or New Mexico State Land Office (“NMSLO”), as applicable.
5. 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.
6. Applicant in the notice for the Application stated that it sought authorization to prospectively include additional pools, leases, and wells in accordance with 19.15.12.10.C.(4)(g) NMAC.
7. Applicant stated that it sought authorization to surface commingle and off-lease measure, as applicable, oil and gas production from wells which have not yet been approved to be drilled, but will produce from a pool and lease identified in Exhibit A.
8. 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

9. 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.

10. 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.
11. 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.
12. 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.
13. 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.
14. Applicant did not give adequate notice that it sought authorization to prospectively include additional pools, leases, or wells as required by 19.15.12.10.C.(4)(g) NMAC.
15. 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 or gas title transfer meter described in Exhibit A.

Applicant is authorized to surface commingle oil and gas production from wells not included in Exhibit A but that produce from a pool and lease identified in Exhibit A.

Applicant is authorized to store and measure oil and gas production off-lease from wells not included in Exhibit A but that produce from a pool and lease identified in Exhibit A at a central tank battery or gas title transfer meter described in Exhibit A.

2. For matters of surface commingling and off-lease storing and measuring oil and gas production and for the wells identified in Exhibit A, this Order supersedes Order PLC-821.
3. 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.

4. The allocation of oil and gas production to wells not included in Exhibit A but that produce from a pool and lease identified in Exhibit A shall be determined in the same manner as to wells identified in Exhibit A that produce from that pool and lease, provided that if more than one allocation method is being used or if there are no wells identified in Exhibit A that produce from the pool and lease, then allocation of oil and gas production to each well not included in Exhibit A shall be determined by OCD prior to commingling production from it with the production from another well.
5. The oil and gas production for each well identified in Exhibit A shall be separated and metered prior to commingling it with production from another well.
6. 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.
7. 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.
8. Applicant shall calibrate the meters used to measure or allocate oil and gas production in accordance with 19.15.12.10.C.(2) NMAC.
9. 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.

10. Applicant's request for authorization to add pools, leases, and wells prospectively pursuant to 19.15.12.10.C.(4)(g) NMAC is denied.
11. If a well is not included in Exhibit A but produces from a pool and lease identified in Exhibit A, then Applicant shall submit Forms C-102 and C-103 to the OCD Engineering Bureau after the well has been approved to be drilled and prior to off-lease measuring or commingling oil or gas production from it with the production from another well. The Form C-103 shall reference this Order and identify the well, proposed method to determine the allocation of oil and gas production to it, and the location(s) that commingling of its production will occur.
12. Applicant shall not commence commingling oil or gas production from state, federal, or tribal leases until approved by the BLM or NMSLO, as applicable.
13. 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).
14. 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**



**DYLAN M. FUGE
DIRECTOR (ACTING)**

DATE: 3/11/23

State of New Mexico
Energy, Minerals and Natural Resources Department

Exhibit A

Order: **PLC-882**

Operator: **EOG Resources, Inc. (7377)**

Central Tank Battery: **Modelo 10 Federal Com Central Tank Battery**

Central Tank Battery Location: **UL H, Section 10, Township 24 South, Range 32 East**

Gas Title Transfer Meter Location:

Pools

Pool Name	Pool Code
DOUBLE X;DELAWARE	19090
TRISTE DRAW;BONE SPRING	96603
WC-025 G-08 S243217P;UPR WOLFCAMP	98248

Leases as defined in 19.15.12.7(C) NMAC

Lease	UL or Q/Q	S-T-R
NMNM 105399038 (119276)	N/2, SW/4	10-24S-32E
NMNM 105349138 (0001917)	SE/4	10-24S-32E
NMNM 105544952 (113964)	C	15-24S-32E
NMNM 105371000 (0039880)	A B D E F G H L	15-24S-32E

Wells

Well API	Well Name	UL or Q/Q	S-T-R	Pool
30-025-44616	Modelo 10 Federal Com #501H	E/2 E/2	10-24S-32E	96603
		E/2 NE/4	15-24S-32E	
30-025-47240	Modelo 10 Federal Com #522H	All	10-24S-32E	96603
		N/2, L	15-24S-32E	
30-025-47234	Modelo 10 Federal Com #523H	All	10-24S-32E	96603
		N/2, L	15-24S-32E	
30-025-47239	Modelo 10 Federal Com #571H	All	10-24S-32E	96603
		N/2, L	15-24S-32E	
30-025-49947	Modelo 3 Federal Com #1H	All	10-24S-32E	19090
		N/2, L	15-24S-32E	
30-025-47098	Modelo 3 Federal Com #524H	All	10-24S-32E	96603
		N/2, L	15-24S-32E	
30-025-47334	Modelo 3 Federal Com #525H	All	10-24S-32E	96603
		N/2, L	15-24S-32E	
30-025-47097	Modelo 3 Federal Com #526H	All	10-24S-32E	96603
		N/2, L	15-24S-32E	
30-025-47236	Modelo 3 Federal Com #527H	All	10-24S-32E	96603
		N/2, L	15-24S-32E	
30-025-47230	Modelo 3 Federal Com #528H	All	10-24S-32E	96603
		N/2, L	15-24S-32E	
30-025-47232	Modelo 3 Federal Com #529H	All	10-24S-32E	96603
		N/2, L	15-24S-32E	

30-025-49949	Modelo 3 Federal Com #530H	All N/2, L	10-24S-32E 15-24S-32E	96603
30-025-47233	Modelo 3 Federal Com #531H	All N/2, L	10-24S-32E 15-24S-32E	96603
30-025-47262	Modelo 3 Federal Com #533H	All N/2, L	10-24S-32E 15-24S-32E	96603
30-025-47096	Modelo 3 Federal Com #572H	All N/2, L	10-24S-32E 15-24S-32E	96603
30-025-47335	Modelo 3 Federal Com #573H	All N/2, L	10-24S-32E 15-24S-32E	96603
30-025-49946	Modelo 3 Federal Com #574H	All N/2, L	10-24S-32E 15-24S-32E	96603
30-025-49945	Modelo 3 Federal Com #575H	All N/2, L	10-24S-32E 15-24S-32E	96603
30-025-47336	Modelo 3 Federal Com #576H	All N/2, L	10-24S-32E 15-24S-32E	96603
30-025-47261	Modelo 3 Federal Com #732H	All N/2, L	10-24S-32E 15-24S-32E	98248

State of New Mexico
Energy, Minerals and Natural Resources Department

Exhibit B

Order: **PLC-882**
Operator: **EOG Resources, Inc. (7377)**

Pooled Areas

Pooled Area	UL or Q/Q	S-T-R	Acres	Pooled Area ID
CA Bone Spring NMNM 105738583 (144280)	All N/2, L	10-24S-32E 15-24S-32E	1000	A
CA Delaware NMNM 105770960	All N/2, L	10-24S-32E 15-24S-32E	1000	B
CA Wolfcamp NMNM 105774922	All N/2, L	10-24S-32E 15-24S-32E	1000	C

Leases Comprising Pooled Areas

Lease	UL or Q/Q	S-T-R	Acres	Pooled Area ID
NMNM 105399038 (119276)	N/2, SW/4	10-24S-32E	480	A
NMNM 105349138 (0001917)	SE/4	10-24S-32E	160	A
NMNM 105544952 (113964)	C	15-24S-32E	40	A
NMNM 105371000 (0039880)	A B D E F G H L	15-24S-32E	320	A
NMNM 105399038 (119276)	N/2, SW/4	10-24S-32E	480	B
NMNM 105349138 (0001917)	SE/4	10-24S-32E	160	B
NMNM 105544952 (113964)	C	15-24S-32E	40	B
NMNM 105371000 (0039880)	A B D E F G H L	15-24S-32E	320	B
NMNM 105399038 (119276)	N/2, SW/4	10-24S-32E	480	C
NMNM 105349138 (0001917)	SE/4	10-24S-32E	160	C
NMNM 105544952 (113964)	C	15-24S-32E	40	C
NMNM 105371000 (0039880)	A B D E F G H L	15-24S-32E	320	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

COMMENTS

Action 201881

COMMENTS

Operator: EOG RESOURCES INC P.O. Box 2267 Midland, TX 79702	OGRID: 7377
	Action Number: 201881
	Action Type: [IM-SD] Admin Order Support Doc (ENG) (IM-AAO)

COMMENTS

Created By	Comment	Comment Date
dmcclure	Approved under Action ID: 132537	3/29/2023

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
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Phone:(505) 334-6178 Fax:(505) 334-6170
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	Action Type: [IM-SD] Admin Order Support Doc (ENG) (IM-AAO)

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.	3/29/2023