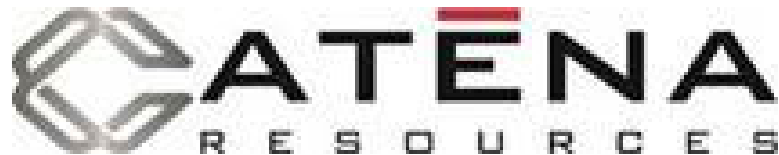


**BEFORE THE OIL CONSERVATION DIVISION  
EXAMINER HEARING SEPTEMBER 9, 2021**

**CASE No. 22138**

*ALPHA 183533 #1H WELL*

**LEA COUNTY, NEW MEXICO**



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

**APPLICATION OF CATENA RESOURCES  
OPERATING, LLC TO AMEND ORDER  
NO. R-21434, LEA COUNTY, NEW  
MEXICO.**

**CASE NO. 22138  
(ORDER NO. R-21434)**

**TABLE OF CONTENTS**

- Catena Exhibit A** – Application of Catena Resources Operating, LLC to Amend Order No. R-21434, Lea County, New Mexico.
- Catena Exhibit B** – Affidavit of Cato Clark, Land Consultant
- Catena Exhibit C** – Notice Affidavit

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

**APPLICATION OF CATENA RESOURCES  
OPERATING, LLC TO AMEND ORDER NO.  
R-21434, LEA COUNTY, NEW MEXICO.**

**CASE NO. 22138  
(ORDER NO. R-21434)**

**APPLICATION**

Catena Resources Operating, LLC (“Applicant” or “Catena”) (OGRID No. 328449), through its undersigned attorneys, hereby files this application with the Oil Conservation Division, to amend Order No. R-21434 (“Order”) to allow for an extension of time for drilling the proposed initial well under the Order. In support of its application, Catena states:

1. Division Order No. R-21434, entered on August 18, 2020, in Case No. 21353, created a standard 480-acre, more or less, horizontal spacing unit comprised of the SW/4 of Section 33, Township 18 South, Range 35 East, and the W/2 of Section 4, Township 19 South, Range 35 East, Lea County, New Mexico (the “Unit”), and designated Catena as operator of the Unit.

2. Order No. R-21434 further pooled the uncommitted interests in the Wolfcamp formation (Scharb; Wolfcamp pool [55640]) in the Unit and dedicated the Unit to the proposed initial **Alpha 183533 #1H well** (API No. 30-025-pending) to be horizontally drilled from a surface location in the NW/4 SW/4 (Unit L) of Section 33 to a bottom hole location in the SW/4 SW/4 (Unit M) of Section 4.

3. Applicant requests that Order No. R-21434 be re-opened and amended to allow Applicant additional time to commence drilling the well under the Order.

4. There is good cause for Applicant’s request for an extension of time to drill due to the change in ownership and management of Catena during 2020. Additionally, the decline in

**BEFORE THE OIL CONSERVATION DIVISION**

**Santa Fe, New Mexico**

**Exhibit No. A**

**Submitted by: Catena Resources Operating, LLC**

**Hearing Date: September 09, 2021**

**Case No. 22138**

commodity prices in 2020 caused by the global COVID pandemic and other economic factors led to Catena reducing its rig count, thereby causing Catena to delay its intended plans to develop the acreage subject to the Order.

5. Under the Order, Applicant would be required to commence drilling the well by August 18, 2021, and therefore, asks for the deadline to commence drilling the well be extended for a year, to **August 18, 2022**.

WHEREFORE, Applicant requests that this application be set for hearing before an Examiner of the Oil Conservation Division on September 9, 2021, and, after notice and hearing as required by law, the Division enter an order extending the time for Catena to commence drilling the proposed initial well under the Order.

Respectfully submitted,

HOLLAND & HART LLP



By: \_\_\_\_\_

Michael H. Feldewert  
Adam G. Rankin  
Julia Broggi  
Kaitlyn A. Luck  
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ATTORNEYS FOR CATENA RESOURCES  
OPERATING, LLC

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

**APPLICATION OF CATENA RESOURCES  
OPERATING, LLC TO AMEND ORDER  
NO. R-21434, LEA COUNTY, NEW  
MEXICO.**

**CASE NO. 22138  
(ORDER NO. R-21434)**

**AFFIDAVIT OF CATO CLARK**

Cato Clark, of lawful age and being first duly sworn, declares as follows:

1. My name is Cato Clark. I am a landman for Catena Resources Operating, LLC (“Catena”).
2. I have previously testified before the New Mexico Oil Conservation Division as an expert witness in petroleum land matters. My credentials as a petroleum land manager have been accepted by the Division and made a matter of record.
3. I am familiar with the application filed by Catena in this case, and I am familiar with the status of the lands in the subject area.
4. None of the pooled parties has indicated opposition to this extension application, and therefore I do not expect any opposition at the hearing
5. Division Order No. R-21434, entered on August 18, 2020, in Case No. 21353, created a standard 480-acre, more or less, horizontal spacing unit comprised of the SW/4 of Section 33, Township 18 South, Range 35 East, and the W/2 of Section 4, Township 19 South, Range 35 East, Lea County, New Mexico, (the “Unit”), and designated Catena as operator of the Unit.
6. Order No. R-21434 further pooled the uncommitted interests in the Wolfcamp formation (Scharb; Wolfcamp pool [55640]) in the Unit and dedicated the Unit to the proposed

**BEFORE THE OIL CONSERVATION DIVISION  
Santa Fe, New Mexico  
Exhibit No. B  
Submitted by: Catena Resources Operating, LLC  
Hearing Date: September 09, 2021  
Case No. 22138**

initial Alpha 183533 #1H well (API No. 30-025-pending) to be horizontally drilled from a surface location in the NW/4 SW/4 (Unit L) of Section 33 to a bottom hole location in the SW/4 SW/4 (Unit M) of Section 4.

7. Catena's change in management, as well as the decline in commodity prices in 2020 caused by the global COVID-19 pandemic and other economic factors, led Catena to delay its intended plans to develop the acreage subject to the Order.

8. The Order required drilling to commence within a year, by August 18, 2021.

9. Catena has not yet commenced drilling the well as required by Order No. R-21433 but anticipates drilling within the next year.

10. Catena therefore requests that the deadline to commence drilling under the pooling order be extended for a year, to August 18, 2022.

11. Catena provided our outside counsel, Holland and Hart, with a list of the working interest owners that remain subject to each pooling order and instructed them to provide notice of this hearing to these pooled working interest owners.

12. None of the working interest owners that remain subject to these pooling orders have been asked at this time to make an election on the applicable well, or to pay their estimated share of the costs to drill, complete and equip the applicable well.

FURTHER AFFIANT SAYETH NOT.



CATO CLARK

STATE OF TEXAS                    )  
  )  
COUNTY OF Harris            )

SUBSCRIBED and SWORN to before me this 2nd day of September 2021 by  
Cato Clark.

  
NOTARY PUBLIC

My Commission Expires:

6-21-25









**Kaitlyn A. Luck**  
Phone (505) 988-4421  
kaluck@hollandhart.com

August 20, 2021

**VIA CERTIFIED MAIL**  
**CERTIFIED RECEIPT REQUESTED**

**TO: ALL INTEREST OWNERS SUBJECT TO POOLING PROCEEDINGS**

**Re: Application of Catena Resources Operating, LLC to Amend Order No. R-21434, Lea County, New Mexico.**  
**Alpha 183533 #1H well**

Ladies & Gentlemen:

This letter is to advise you that Catena Resources Operating, LLC, has filed the enclosed application with the New Mexico Oil Conservation Division.

**During the COVID-19 Public Health Emergency, state buildings are closed to the public and hearings will be conducted remotely. The hearing will be conducted on September 9, 2021, beginning at 8:15 a.m. To participate in the electronic hearing, see the instructions posted on the OCD Hearings website: <http://www.emnrd.state.nm.us/OCD/announcements.html>.**

You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date. Parties appearing in cases are required by Division Rule 19.15.4.13.B to file a Pre-hearing Statement four business days in advance of a scheduled hearing. This statement must be filed either online or in person at the Division's Santa Fe office and should include: the names of the parties and their attorneys; a concise statement of the case; the names of all witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that are to be resolved prior to the hearing.

If you have any questions about this matter, please contact Cato Clark at (346) 200-7894 or at [clark@catenares.com](mailto:clark@catenares.com).

Sincerely,

A handwritten signature in blue ink, appearing to read "Kaitlyn Luck", written over a horizontal line.

Kaitlyn A. Luck  
**ATTORNEY FOR CATENA RESOURCES OPERATING, LLC**

T 505.988.4421 F 505.983.6043  
110 North Guadalupe, Suite 1, Santa Fe, NM 87501-1849  
Mail to: P.O. Box 2208, Santa Fe, NM 87504-2208  
[www.hollandhart.com](http://www.hollandhart.com)

Alaska	Montana	Utah
Colorado	Nevada	Washington, D.C.
Idaho	New Mexico	Wyoming

Catena - Alpha 1H-2h  
Case No. 22138 Postal Delivery Report

TrackingNo	ToName	DeliveryAddress	City	State	Zip	USPS_Status
9414811898765800084957	T.H. McElvain Oil & Gas, LLP	1600 Stout St	Denver	CO	80202-3160	Your item has been delivered to an agent for final delivery in DENVER, CO 80202 on August 25, 2021 at 10:09 am.
9414811898765800084919	Marathon Oil Permian LLC	PO Box 2069	Houston	TX	77252-2069	Your item was picked up at a postal facility at 5:45 am on August 28, 2021 in HOUSTON, TX 77002.