

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

**APPLICATION FOR SURFACE COMMINGLING
SUBMITTED BY XTO ENERGY, INC.**

ORDER NO. PLC-692

ORDER

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

FINDINGS OF FACT

1. XTO Energy, Inc. (“Applicant”) submitted a complete application to surface commingle and off-lease measure the gas production (“Application”) from the pools, leases, and wells identified in Exhibit A.
2. 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.
3. Applicant proposed a method to allocate the gas production to the pools, leases, and wells to be commingled.
4. To the extent that ownership is diverse, Applicant provided notice of the Application to all persons owning an interest in the gas production to be commingled, including the owners of royalty and overriding royalty interests, regardless 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 gas production from the pools, leases, and wells will not in reasonable probability reduce the value of the gas production to less than if it had remained segregated.
7. Applicant intends to keep the gas production from one or more group(s) of wells, as identified in Exhibit A, (“Train(s)”) segregated from the gas production from all other wells prior to measuring that production with an allocation meter.
8. Applicant in the notice for the Application stated that it sought authorization to add additional pools, leases, and wells and identified the parameters to make such additions.
9. 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 leases to be consolidated into a single pooled area ("Pooled Area"), as described in Exhibit B.

CONCLUSIONS OF LAW

10. 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, and 19.15.12 NMAC.
11. Applicant satisfied the notice requirements for the Application in accordance with 19.15.12.10(A)(2), (C)(4)(c), and (C)(4)(e) NMAC, as applicable.
12. Applicant's proposed method of allocation, as modified herein, complies with 19.15.12.10(B)(1) or (C)(1) NMAC, as applicable.
13. Commingling of 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) and (C)(4)(h) NMAC.
14. Applicant satisfied the notice requirements for the subsequent addition of pools, leases, and wells in the notice for the Application, in accordance with 19.15.12.10(C)(4)(g) NMAC. Subsequent additions of pools, leases, and wells within Applicant's defined parameters, as modified herein, will not, in reasonable probability, reduce the commingled production's value or otherwise adversely affect the interest owners in the production to be added.
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 and off-lease measure gas production from the pools, leases, and wells identified 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 gas production. If Applicant fails to submit the Proposed Agreement, this Order shall terminate on the following day.
3. No later than sixty (60) days after the BLM or NMSLO approves or denies a Proposed Agreement, Applicant shall submit 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 commingle application to OCD to conform this Order with the approved Agreement(s). If OCD denies the new surface commingle application, this Order shall terminate on the date of such action.

4. Applicant shall allocate the 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.
5. The allocation of gas production to each Train identified in Exhibit A shall be determined by separating and metering that production prior to commingling.
6. For each well in Train 1 identified in Exhibit A, the allocation of gas production shall be based on the production life of each well. The production of a well shall be measured for three periods: (a) the initial production period shall be measured from the first production until either the peak production rate or thirty (30) days after the first production; (b) the plateau period shall be measured from the end of the initial production period to the peak decline rate; and (c) the decline period shall be measured from the end of the plateau period until the well is plugged and abandoned.

For each well in Train 1, during the initial production period, the gas production shall be separated and metered prior to commingling.

For each well in Train 1, during the plateau period, the gas production shall be allocated using a minimum of four (4) well tests per month.

For each well in Train 1, during the decline period, the gas production shall be allocated on the basis of: (a) four (4) well tests per month when the decline rate is greater than 21% per month; (b) three (3) well tests per month when the decline rate is between 21% and 13% per month; (c) two well tests per month when the decline rate is between 13% and 6% per month; and (d) one (1) well test per month when the decline rate is less than 6% per month.

Applicant shall submit a Form C-103 each quarter to the Engineering Bureau in Santa Fe that identifies the allocation method for each well, and for any well allocated by the well test method, Applicant shall provide the following information: (a) the current decline rate; (b) the minimum number of well tests per month required by this Order; and (c) the number of well tests conducted each month.

Upon OCD's request, Applicant shall submit a Form C-103 to the Engineering Bureau in Santa Fe that provides the decline rate curve and other relevant information demonstrating the production life of a well.

Applicant shall conduct a well test by separating and metering the gas production from each well for either (a) a minimum of twenty-four (24) consecutive hours; or (b) a combination of nonconsecutive periods that meet the following conditions: (i) each period shall be a minimum of six (6) hours; and (ii) the total duration of the nonconsecutive periods shall be a minimum of eighteen (18) hours.

The well test requirements of this Order shall be suspended for any well shut-in for a period greater than fifteen (15) days until the well is no longer shut-in.

7. The gas production from each well in Trains 2 and 3 identified in Exhibit A shall be separated and metered prior to commingling.

8. Applicant shall measure the commingled oil at a central tank battery described in Exhibit A in accordance with 19.15.18.15 NMAC or 19.15.23.8 NMAC.
9. Applicant shall measure the commingled gas at a central delivery point described in Exhibit A in accordance with 19.15.19.9 NMAC, provided however that if the gas is flared, and regardless whether OCD has granted an exception pursuant to 19.15.18.12(B) NMAC, Applicant shall report the gas in accordance with 19.15.18.12(F) NMAC.
10. Applicant shall calibrate the meters used to measure or allocate gas production in accordance with 19.15.12.10(C)(2) NMAC.
11. If the commingling of gas production from any pool, lease, or well reduces the value of the commingled 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 commingle application to OCD to amend this Order to remove the pool, lease, or well whose 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.
12. Applicant may submit an application to amend this Order to add pools, leases, and subsequently drilled wells with spacing units adjacent to or within the tracts commingled by this Order by submitting a Form C-107-B via the OCD Fee Portal in accordance with 19.15.12.10(C)(4)(g) NMAC.
13. Applicant shall not commence commingling oil or gas production from state, federal, or tribal leases until approved by the BLM or NMSLO, as applicable.
14. OCD retains jurisdiction and reserves the right to modify or revoke this Order as it deems necessary to prevent waste or protect correlative rights, public health, or the environment.

**STATE OF NEW MEXICO
OIL CONSERVATION DIVISION**



**ADRIENNE SANDOVAL
DIRECTOR**

DATE: 8/18/2020

State of New Mexico
Energy, Minerals and Natural Resources Department

Exhibit A

Order: PLC-692

Operator: XTO Energy Inc. (5380)

Central Tank Battery: Ross Draw 25N Tank Battery

Central Tank Battery Location (NMPM): Unit B, Section 25, Township 26 South, Range 29 East

Central Tank Battery: Ross Draw 25 31 Tank Battery

Central Tank Battery Location (NMPM): Unit D, Section 25, Township 26 South, Range 29 East

Central Tank Battery: Ross Draw 30 31 Tank Battery

Central Tank Battery Location (NMPM): Lot 5, Section 31, Township 26 South, Range 30 East

Gas Custody Transfer Meter Location (NMPM): Unit D, Section 25, Township 26 South, Range 29 East

Pools

Pool Name	Pool Code
PURPLE SAGE; WOLFCAMP (GAS)	98220
WC-015 G-03 S262925D; BONE SPRING	98211

Leases as defined in 19.15.12.7(C) NMAC

Lease	Location (NMPM)
CA NMNM 139998	NE/4 NW/4, Lot 1 & 2 & 3, Sec 31 W/2 Sec 30 T26S-R30E
CA NMNM 139739	N/2 NE/4, Lot 4 & 5 Sec 31 E/2 Sec 30, E/2 Sec 19 T26S-R30E
CA NMNM 137976	W/2 Sec 25; NW/2 NW/4, Lot 1 & 2, Sec 36 T26S-R29E
CA NMNM 138284	W/2 W/2 Sec 25 NW/4 NW/4, Lot 1, Sec 36 T26S-R29E
NMNM 035607	E/2 W/2 Sec 25-T26S-R29E
LG 87944	NE/4 NW/4, Lot 2 Sec 36-T26S-R29E

Wells

Well API	Well Name	Location (NMPM)	Pool Code	Train
30-015-43472	Ross Draw 25 2H	D-25-26S-29E	98220	1
30-015-45587	Ross Draw 25-36 Fed Com 101H	M-24-26S-29E	98220	1
30-015-45585	Ross Draw 25-36 Fed Com 102H	C-25-26S-29E	98220	1
30-015-45595	Ross Draw 25-36 Fed Com 103H	C-25-26S-29E	98220	1
30-015-45589	Ross Draw 25-36 Fed Com 122H	M-24-26S-29E	98220	1
30-015-45596	Ross Draw 25-36 Fed Com 123H	C-25-26S-29E	98220	1
30-015-45590	Ross Draw 25-36 Fed Com 131H	D-25-26S-29E	98220	1
30-015-45591	Ross Draw 25-36 Fed Com 161H	D-25-26S-29E	98220	1
30-015-44446	Ross Draw 3031 Federal 1H	E-31-26S-30E	98220	2
30-015-45121	Ross Draw 31 Federal WAL Com 6H	H-31-26S-30E	98220	2
30-015-43579	Ross Draw 25 31H	D-25-26S-29E	98211	3
30-015-45586	Ross Draw 25-36 Fed Com 72H	C-25-26S-29E	98211	3

Exhibit B

Operator: XTO Energy Inc. (5380)

Pooled Area	Location (NMPPM)		Acres	Pooled Area ID
CA BS BLM	E/2 W/2 NE/4 NW/4, Lot 2	Sec 25-T26S-R29E Sec 36-T26S-R29E	223.93	A

[illegible]