

State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan-Grisham
Governor

Melanie A. Kenderdine
Cabinet Secretary Designate

Dylan M. Fuge
Deputy Secretary

Dylan M. Fuge Division Director (Acting)
Oil Conservation Division



BY ELECTRONIC MAIL

David A. White, P.G.
Geolex, Incorporated
500 Marquette Avenue NW, Suite 1350
Albuquerque, NM 87102

Re: Commission Order No. R-20694 Extension of Injection Authority
Libby Berry AGI No. 1
Libby Berry AGI No. 1

David A. White,

The Oil Conservation Division (“OCD”) has reviewed the June 7, 2024, request to extend the deadline in the referenced order to commence injection into referenced well.

This extension of injection authority will replace the second extension of injection authority issued on March 12, 2024. The replacement of the previously issued extension of injection authority is necessitated by the discovery of new information indicating that there were persons of interest that were not notified when the second extension of injection authority was issued. Upon discovery of this new information, OCD required DKL Field Services, LLC (“DKL”) to re-evaluate the area of review (AOR) and notify the newly discovered affected persons within AOR of its request to extend the duration of NMOCC Order No. R-20694. Please find attached a new set of notifications sent to affected person within AOR by DKL. OCD hasn’t been notified with any protest of the requested extension of time for injection authority by DKL for the captioned wells within allotted frame of time.

The request, which was received prior to the deadline, states the reasons for granting an extension, that all additional wells penetrating the approved injection interval have been drilled within the Area of Review since the referenced order was granted were fully noted, and that additional affected parties in the AOR were notified of your extension request and did not protest the extension. Accordingly, OCD reviews your request administratively.

The OCD finds that for reasons you have stated, the granting of this request to extend the deadline is in the interest of conservation, will prevent waste, and will protect the environment. Therefore, the deadline to commence injection for the existing order is hereby extended until **July 18, 2025**. An additional request to extend the deadline to inject will be contingent upon the wells being spudded and the OCD being provided plans to complete the well within the

following year. Additionally, a subsequent extension request will not be granted for this order to an operator other than Delek Logistics Partners, LP.

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The remaining terms and conditions in the referenced order continue in full force and effect, including the requirements for the reduced operation of the Libby Berry Fee SWD No. 1 and the timely completion of the redundant well, Libby Berry AGI No. 2.

A handwritten signature in black ink, appearing to read 'Dylan M. Fuge', written over a horizontal line.

Dylan M. Fuge

Date: 6/26/2024

cc: SUMMARY OF NEW INTERESTED PARTIES, CONTACT INFORMATION, AND
MAPPED LOCATIONS

**REQUEST FOR EXTENSION OF INJECTION AUTHORITY
NMOCC ORDER R-20694**

SUPPORTING MATERIALS PROVIDED ELECTRONICALLY

ATTACHMENT 1

SUMMARY OF NEW INTERESTED PARTIES, CONTACT INFORMATION, AND MAPPED LOCATIONS

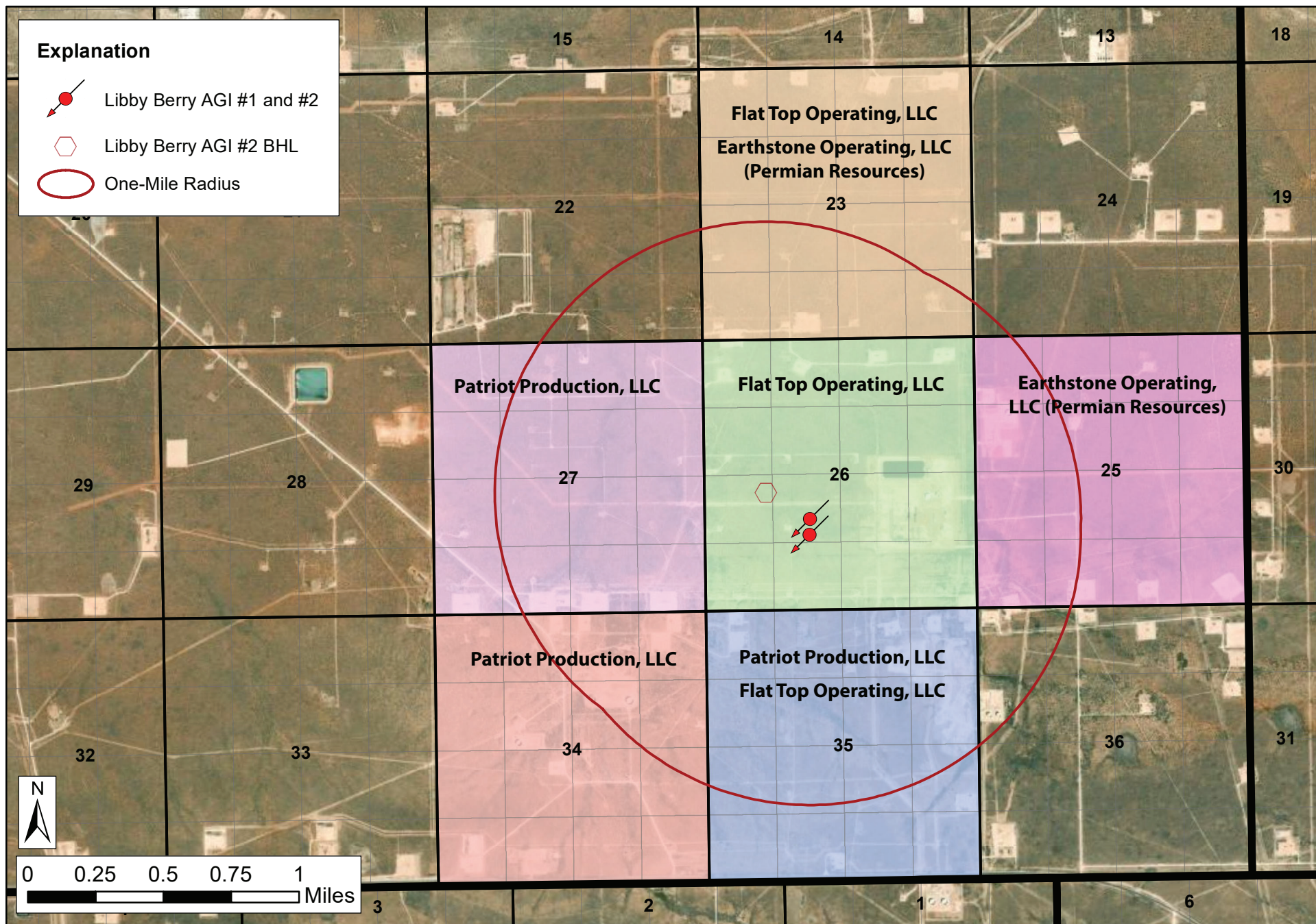


Table 1. Summary of Operators Not Previously Notified:

| | |
|---|---|
| Earthstone Operating, LLC 300 N. Marienfield Street Suite 1000 Midland, TX 79701 | Flat Top Operating, LLC 4416 Briarwood Avenue Suite 110, PMB 34 Midland, TX 79707 |
| Patriot Production, LLC PO Box 13955 Odessa, TX 79768 | Permian Resources Operating, LLC 300 N. Marienfield Street Suite 1000 Midland, TX 79701 (SAME AS EARTHSTONE) <i>ADDITIONAL NMOCD RECORDS</i> Permian Resources, Inc. PO Box 590 Midland, TX 79702 |

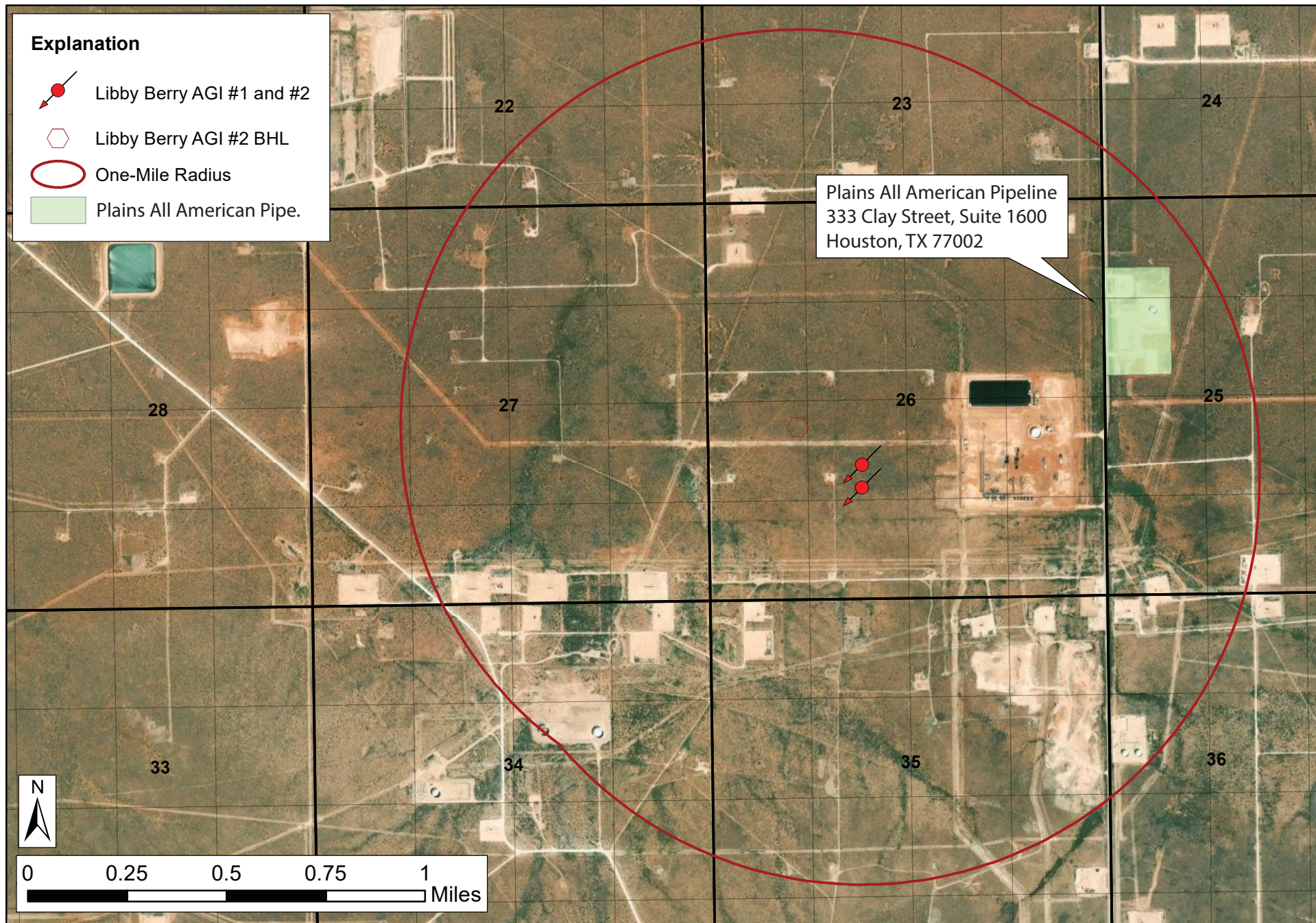
Table 2. Summary of Surface Owners Not Previously Notified:

| | |
|---|--|
| <i>NMOCD OPERATOR DETAILS</i> Plains All American Pipeline 333 Clay Street Suite 1600 Houston, TX 77002 (713) 646-4100 | |
|---|--|



New operators within one mile of the proposed Libby AGI wells, which have not previously been notified. All other operators within the AOR of the Libby AGI wells (red polygon) have been previously notified.

GEOLEX
INCORPORATED



New surface owners within one mile of the proposed Libby AGI wells, which have not previously been notified. All other surface owners within the AOR of the Libby AGI wells (red polygon) have been previously notified.

GEOLEX
INCORPORATED

ATTACHMENT 2

**COPIES OF SIGNED NOTIFICATION LETTERS, CERTIFIED MAIL
SHIPMENT AND PROOF OF DELIVERY
(USPS WHITE & GREEN CARDS)**

April 24, 2024 Notifications

David A. White, P.G.

April 24, 2024

VIA USPS CERTIFIED MAIL

Plains All American Pipeline
333 Clay Street, Suite 1600
Houston, TX 77002

RE: DKL FIELD SERVICES, LLC (OPERATOR #372603) REQUEST FOR EXTENSION OF
NMOCC ORDER R-20694 FOR GOOD CAUSE FOR THE LIBBY BERRY AGI NO. 1 AND
LIBBY BERRY AGI NO. 2 WELLS

To Whom it May Concern,

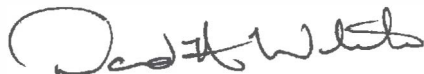
On behalf of DKL Field Services, LLC (DKL), we (Geolex, Inc.[®]) are providing you notification of DKL's request to the New Mexico Oil Conservation Division (NMOCD) for an extension to the injection authority granted by the New Mexico Oil Conservation Commission (NMOCC) Order R-20694 for the Libby Berry AGI No. 1 and No. 2 wells.

NMOCC Order R-20694, which authorizes DKL to inject treated acid gas via the AGI wells, was issued on July 18, 2019. During the initial permitting and NMOCD technical review period, required notification of the application and public hearing was provided to the previous surface owner of record within the area of review (AOR). As part of the current extension request, a re-evaluation of the AOR has been conducted and Plains All American Pipeline has been identified as an interested party. As such, we are providing your organization with notification of DKL's request to extend the duration of NMOCC Order No. R-20694 for a period of one (1) year to allow sufficient time to drill, complete, and commission the first Libby AGI well.

The wells are to be located on the Libby Gas Plant property, with the AGI No. 1 surface location at approximately 1,970' FWL and 1,475' FSL and the AGI No. 2 surface location at approximately 1,970' FWL and 1,910' FSL in Section 26, Township 20 South, Range 34E, in Lea County, New Mexico. The AGI No. 2 well is to be a deviated well with a bottom-hole location of approximately 1,320' FWL and 2,275' FSL, also in Section 26. Under the current NMOCC Order, DKL has been granted authorization to inject up to eight (8) million standard cubic feet per day of treated acid gas from the Libby Gas Plant at a maximum injection pressure of 4,525 psig into the Devonian and Upper Silurian Wristen and Fusselman formations at depths of approximately 14,900 to 16,400 feet.

As your organization has been identified as an operator within the Libby AGI wells Area of Review, we are available to answer questions you may have regarding the AGI well project. If you have questions or would like additional information, you may David White, P.G. at Geolex, Inc.[®]; 500 Marquette Avenue NW, Suite 1350; Albuquerque, New Mexico; at (505) 842-8000.

Sincerely,
Geolex, Inc.[®]



David A. White, P.G.
Vice President – Consultant to DKL

Z:\24-013 Delek Permit Extension\Plains_Notice_Letter.docx

David A. White, P.G.

April 24, 2024

VIA USPS CERTIFIED MAIL

Permian Resources Operating, LLC
300 N. Marienfield Street, Suite 1000
Midland, TX 79701

RE: DKL FIELD SERVICES, LLC (OPERATOR #372603) REQUEST FOR EXTENSION OF
NMOCC ORDER R-20694 FOR GOOD CAUSE FOR THE LIBBY BERRY AGI NO. 1 AND
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NMOCC Order R-20694, which authorizes DKL to inject treated acid gas via the AGI wells, was issued on July 18, 2019. During the initial permitting and NMOCD technical review period, required notification of the application and public hearing was provided to Chisolm Energy, as they were identified as the operator of record for assets within the one-mile Area of Review (AOR). As part of the current extension request, a re-evaluation of the AOR has been conducted and Permian Resources Operating, LLC has been identified as an interested party. As such, we are providing your organization with notification of DKL's request to extend the duration of NMOCC Order No. R-20694 for a period of one (1) year to allow sufficient time to drill, complete, and commission the first Libby AGI well.

The wells are to be located on the Libby Gas Plant property, with the AGI No. 1 surface location at approximately 1,970' FWL and 1,475' FSL and the AGI No. 2 surface location at approximately 1,970' FWL and 1,910' FSL in Section 26, Township 20 South, Range 34E, in Lea County, New Mexico. The AGI No. 2 well is to be a deviated well with a bottom-hole location of approximately 1,320' FWL and 2,275' FSL, also in Section 26. Under the current NMOCC Order, DKL has been granted authorization to inject up to eight (8) million standard cubic feet per day of treated acid gas from the Libby Gas Plant at a maximum injection pressure of 4,525 psig into the Devonian and Upper Silurian Wristen and Fusselman formations at depths of approximately 14,900 to 16,400 feet.

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Sincerely,
Geolex, Inc.[®]



David A. White, P.G.
Vice President – Consultant to DKL

Z:\24-013 Delek Permit Extension\Permian_Notice_Letter.docx

April 24, 2024

VIA USPS CERTIFIED MAIL

Earthstone Operating, LLC
300 N. Marienfield Street, Suite 1000
Midland, TX 79701

RE: DKL FIELD SERVICES, LLC (OPERATOR #372603) REQUEST FOR EXTENSION OF
NMOCC ORDER R-20694 FOR GOOD CAUSE FOR THE LIBBY BERRY AGI NO. 1 AND
LIBBY BERRY AGI NO. 2 WELLS

To Whom it May Concern,

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NMOCC Order R-20694, which authorizes DKL to inject treated acid gas via the AGI wells, was issued on July 18, 2019. During the initial permitting and NMOCD technical review period, required notification of the application and public hearing was provided to Chisholm Energy, as they were identified as the operator of record for assets within the one-mile Area of Review (AOR). As part of the current extension request, a re-evaluation of the AOR has been conducted and Earthstone Operating, LLC has been identified as an interested party. As such, we are providing your organization with notification of DKL's request to extend the duration of NMOCC Order No. R-20694 for a period of one (1) year to allow sufficient time to drill, complete, and commission the first Libby AGI well.

The wells are to be located on the Libby Gas Plant property, with the AGI No. 1 surface location at approximately 1,970' FWL and 1,475' FSL and the AGI No. 2 surface location at approximately 1,970' FWL and 1,910' FSL in Section 26, Township 20 South, Range 34E, in Lea County, New Mexico. The AGI No. 2 well is to be a deviated well with a bottom-hole location of approximately 1,320' FWL and 2,275' FSL, also in Section 26. Under the current NMOCC Order, DKL has been granted authorization to inject up to eight (8) million standard cubic feet per day of treated acid gas from the Libby Gas Plant at a maximum injection pressure of 4,525 psig into the Devonian and Upper Silurian Wrusten and Fusselman formations at depths of approximately 14,900 to 16,400 feet.

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Sincerely,
Geolex, Inc.[®]



David A. White, P.G.
Vice President – Consultant to DKL

Z:\24-013 Delek Permit Extension\Earthstone_Notice_Letter.docx

phone: 505-842-8000

• 500 Marquette Avenue NW, Suite 1350
Albuquerque, New Mexico 87102
web: www.geolex.com

• email: dwhite@geolex.com

David A. White, P.G.

April 24, 2024

VIA USPS CERTIFIED MAIL

Flat Top Operating, LLC
4416 Briarwood Avenue
Suite 110, PMB 34
Midland, TX 79707

RE: DKL FIELD SERVICES, LLC (OPERATOR #372603) REQUEST FOR EXTENSION OF
NMOCC ORDER R-20694 FOR GOOD CAUSE FOR THE LIBBY BERRY AGI NO. 1 AND
LIBBY BERRY AGI NO. 2 WELLS

To Whom it May Concern,

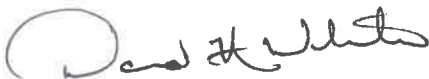
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NMOCC Order R-20694, which authorizes DKL to inject treated acid gas via the AGI wells, was issued on July 18, 2019. During the initial permitting and NMOCD technical review period, required notification of the application and public hearing was provided to HEXP Operating, as they were identified as the operator of record for assets within the one-mile Area of Review (AOR). As part of the current extension request, a re-evaluation of the AOR has been conducted and Flat Top Operating, LLC has been identified as an interested party. As such, we are providing your organization with notification of DKL's request to extend the duration of NMOCC Order No. R-20694 for a period of one (1) year to allow sufficient time to drill, complete, and commission the first Libby AGI well.

The wells are to be located on the Libby Gas Plant property, with the AGI No. 1 surface location at approximately 1,970' FWL and 1,475' FSL and the AGI No. 2 surface location at approximately 1,970' FWL and 1,910' FSL in Section 26, Township 20 South, Range 34E, in Lea County, New Mexico. The AGI No. 2 well is to be a deviated well with a bottom-hole location of approximately 1,320' FWL and 2,275' FSL, also in Section 26. Under the current NMOCC Order, DKL has been granted authorization to inject up to eight (8) million standard cubic feet per day of treated acid gas from the Libby Gas Plant at a maximum injection pressure of 4,525 psig into the Devonian and Upper Silurian Wrusten and Fusselman formations at depths of approximately 14,900 to 16,400 feet.

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Sincerely,
Geolex, Inc.[®]



David A. White, P.G.
Vice President – Consultant to DKL

Z:\24-013 Delek Permit Extension\FlatTop_Notice_Letter.docx

phone: 505-842-8000

• 500 Marquette Avenue NW, Suite 1350

Albuquerque, New Mexico 87102

web: www.geolex.com

• email: dwhite@geolex.com

April 24, 2024

VIA USPS CERTIFIED MAIL

Patriot Production, LLC
PO Box 13955
Odessa, TX 79768

RE: DKL FIELD SERVICES, LLC (OPERATOR #372603) REQUEST FOR EXTENSION OF
NMOCC ORDER R-20694 FOR GOOD CAUSE FOR THE LIBBY BERRY AGI NO. 1 AND
LIBBY BERRY AGI NO. 2 WELLS

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NMOCC Order R-20694, which authorizes DKL to inject treated acid gas via the AGI wells, was issued on July 18, 2019. During the initial permitting and NMOCD technical review period, required notification of the application and public hearing was provided to Mas Operating Company, as they were identified as the operator of record for assets within the one-mile Area of Review (AOR). As part of the current extension request, a re-evaluation of the AOR has been conducted and Patriot Production, LLC has been identified as an interested party. As such, we are providing your organization with notification of DKL's request to extend the duration of NMOCC Order No. R-20694 for a period of one (1) year to allow sufficient time to drill, complete, and commission the first Libby AGI well.

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Sincerely,
Geolex, Inc.®



David A. White, P.G.
Vice President – Consultant to DKL

Z:\24-013 Delek Permit Extension\Patriot_Notice_Letter.docx

phone: 505-842-8000

• 500 Marquette Avenue NW, Suite 1350
Albuquerque, New Mexico 87102
web: www.geolex.com

• email: dwhite@geolex.com

24-013
Delek Permit
Extension

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Houston, TX 77002

| | |
|--|---------------|
| Certified Mail Fee | \$4.40 |
| Extra Services & Fees (check box, add fee as applicable) | |
| <input type="checkbox"/> Return Receipt (hardcopy) | \$0.00 |
| <input type="checkbox"/> Return Receipt (electronic) | \$0.00 |
| <input type="checkbox"/> Certified Mail Restricted Delivery | \$0.00 |
| <input type="checkbox"/> Adult Signature Required | \$0.00 |
| <input type="checkbox"/> Adult Signature Restricted Delivery | \$0.00 |
| Postage | \$0.68 |
| Total Postage and Fees | \$8.73 |

Sent To
Plains All American Pipeline
Street and Apt. No., or PO Box No.
333 Clay Street #1600
City, State, ZIP+4®
Houston, TX 77002

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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USPS
04/24/2024
(24-013)

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Midland, TX 79701

| | |
|--|---------------|
| Certified Mail Fee | \$4.40 |
| Extra Services & Fees (check box, add fee as applicable) | |
| <input type="checkbox"/> Return Receipt (hardcopy) | \$0.00 |
| <input type="checkbox"/> Return Receipt (electronic) | \$0.00 |
| <input type="checkbox"/> Certified Mail Restricted Delivery | \$0.00 |
| <input type="checkbox"/> Adult Signature Required | \$0.00 |
| <input type="checkbox"/> Adult Signature Restricted Delivery | \$0.00 |
| Postage | \$0.68 |
| Total Postage and Fees | \$8.73 |

Sent To
Earthstone Operating, LLC
Street and Apt. No., or PO Box No.
300 N. Marienfield St. #1000
City, State, ZIP+4®
Midland, TX 79701

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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(24-013)

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Midland, TX 79701

| | |
|--|---------------|
| Certified Mail Fee | \$4.40 |
| Extra Services & Fees (check box, add fee as applicable) | |
| <input type="checkbox"/> Return Receipt (hardcopy) | \$0.00 |
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Permian Resources Operating, LLC
Street and Apt. No., or PO Box No.
300 N. Marienfield Street #1000
City, State, ZIP+4®
Midland, TX 79701

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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(24-013)

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Midland, TX 79701

| | |
|--|---------------|
| Certified Mail Fee | \$4.40 |
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| <input type="checkbox"/> Return Receipt (hardcopy) | \$0.00 |
| <input type="checkbox"/> Return Receipt (electronic) | \$0.00 |
| <input type="checkbox"/> Certified Mail Restricted Delivery | \$0.00 |
| <input type="checkbox"/> Adult Signature Required | \$0.00 |
| <input type="checkbox"/> Adult Signature Restricted Delivery | \$0.00 |
| Postage | \$0.68 |
| Total Postage and Fees | \$8.73 |

Sent To
Flat Top Operating, LLC
Street and Apt. No., or PO Box No.
4416 Briarwood Ave. #110 PMB 34
City, State, ZIP+4®
Midland, TX 79707

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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04/24/2024
(24-013)

7016 1970 0000 8251 0135

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Odessa, TX 79768


| | |
|--|---------------|
| Certified Mail Fee | \$4.40 |
| Extra Services & Fees (check box, add fee as applicable) | |
| <input type="checkbox"/> Return Receipt (hardcopy) | \$0.00 |
| <input type="checkbox"/> Return Receipt (electronic) | \$0.00 |
| <input type="checkbox"/> Certified Mail Restricted Delivery | \$0.00 |
| <input type="checkbox"/> Adult Signature Required | \$0.00 |
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Street and Apt. No., or PO Box No.
PO Box 13955
City, State, ZIP+4®
Odessa, TX 79768


PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

OFFICIAL USE
GALLERIA STATION 87102
APR 24 2024
USPS
04/24/2024
(24-013)

24-013
Delek Permit
Extension

| SENDER: COMPLETE THIS SECTION | | COMPLETE THIS SECTION ON DELIVERY | |
|--|--|--|--|
| <ul style="list-style-type: none">Complete items 1, 2, and 3.Print your name and address on the reverse so that we can return the card to you.Attach this card to the back of the mailpiece, or on the front if space permits. | | <p>A. Signature X <i>L Kalisch</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <input type="checkbox"/> C. Date of Delivery <i>4/27/24</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> | |
| 1. Article Addressed to: (24-013) Permian Resources Operating, LLC 300 N. Marienfield St. #1000 Midland, TX 79701 | | | |
|  9590 9402 5056 9092 0033 28 | | | |
| 2. Article Number (Transfer from service label) 7016 1970 0000 8251 0104 | | 3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™ <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |
| PS Form 3811, July 2015 PSN 7530-02-000-9053 | | Domestic Return Receipt | |

| SENDER: COMPLETE THIS SECTION | | COMPLETE THIS SECTION ON DELIVERY | |
|--|--|--|--|
| <ul style="list-style-type: none">Complete items 1, 2, and 3.Print your name and address on the reverse so that we can return the card to you.Attach this card to the back of the mailpiece, or on the front if space permits. | | <p>A. Signature X <i>L Kalisch</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <input type="checkbox"/> C. Date of Delivery <i>4/27/24</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> | |
| 1. Article Addressed to: (24-013) Earthstone Operating, LLC 300 N. Marienfield St. #1000 Midland, TX 79701 | | | |
|  9590 9402 5056 9092 0033 59 | | | |
| 2. Article Number (Transfer from service label) 7016 1970 0000 8251 0142 | | 3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™ <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |
| PS Form 3811, July 2015 PSN 7530-02-000-9053 | | Domestic Return Receipt | |

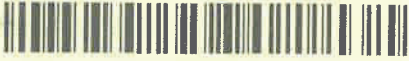
| SENDER: COMPLETE THIS SECTION | | COMPLETE THIS SECTION ON DELIVERY | |
|--|--|--|--|
| <ul style="list-style-type: none">Complete items 1, 2, and 3.Print your name and address on the reverse so that we can return the card to you.Attach this card to the back of the mailpiece, or on the front if space permits. | | <p>A. Signature X <i>T Pendleton</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>T Pendleton</i> <input type="checkbox"/> C. Date of Delivery <i>4-29-24</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> | |
| 1. Article Addressed to: (24-013) Flat Top Operating, LLC 4416 Briarwood Ave. Suite 110, PMB 34 Midland, TX 79707 | | | |
|  9590 9402 5056 9092 0033 11 | | | |
| 2. Article Number (Transfer from service label) 7016 1970 0000 8251 0111 | | 3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™ <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |
| PS Form 3811, July 2015 PSN 7530-02-000-9053 | | Domestic Return Receipt | |

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to: (24-013)

Plains All American Pipeline
333 Clay Street #1600
Houston, TX 77002



9590 9402 5056 9092 0025 43

2. Article Number (Transfer from service label)

7016 1970 0000 8251 0081

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☒ Agent☐ Addressee

B. Received by (Printed Name)

Sabina Berde

C. Date of Delivery

4.29.24

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

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| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
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| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

24-013
Delek Permit
Extension

ATTACHMENT 3

**ADDITIONAL NOTIFICATION -- PATRIOT PRODUCTION
USPS CERTIFIED MAIL DOCUMENTS, AND ATTEMPTED
ELECTRONIC MAIL CORRESPONDENCE**

May 9, 2024

VIA USPS CERTIFIED MAIL

Patriot Production, LLC
PO Box 3268
Midland, TX 79702

RE: PRIOR NOTICE OF DKL FIELD SERVICES, LLC (OPERATOR #372603) REQUEST FOR
EXTENSION OF NMOCC ORDER R-20694 FOR GOOD CAUSE FOR THE LIBBY BERRY
AGI NO. 1 AND LIBBY BERRY AGI NO. 2 WELLS

To Whom it May Concern,

In this correspondence, we are following up on a formal notice that was previously sent, via USPS Certified Mail on April 24, 2024, to Patriot Production, LLC (OGRID No. 330725). The original mailing was intended to inform you of DKL Field Services, LLC's (DKL) request to extend the injection authority granted by New Mexico Oil Conservation Commission (NMOCC) Order R-20694, for the Libby Berry AGI No. 1 and No. 2 wells. Unfortunately, it appears this shipment is still awaiting pickup, despite our best efforts to ensure its delivery. In this correspondence, and utilizing an alternative address identified in New Mexico Oil Conservation Division well records, we are providing the enclosed copy of the original April 2024 notice.

In addition to this notification, we have also provided an electronic copy of the April 2024 notice, via electronic mail, to the operator's primary contacts, Landon Forga (lforga@patriotproduction.net) and Jordan Forga (jforga@patriotproduction.net) for your convenience.

Enclosed with this letter, you will find a copy of the original notice that was sent previously. Should you require any additional information, assistance, or have questions, please do not hesitate to contact David White, P.G. at Geolex, Inc.[®]; 500 Marquette Avenue NW, Suite 1350; Albuquerque, New Mexico; at (505) 842-8000.

Sincerely,
Geolex, Inc.[®]



David A. White, P.G.
Vice President – Consultant to DKL

Enclosure: Notice Letter – Patriot Production, LLC (April 24, 2024)

P:\24-013 Delek Permit Extension\Notice Letters\Patriot letter of re-delivery.docx

GEOLEX[®]
INCORPORATED

Marquette Ave. NW, Ste. 1350
Albuquerque, NM 87102

CERTIFIED MAIL[®]



7015 0640 0001 5413 6504

ALBUQ
9 MAY

Retail



79702

U.S. POSTAGE PAID
FCM LETTER
ALBUQUERQUE, NM 871
MAY 09, 2024

\$8.73

R2304W119847-7

UNCLAIMED

PATRIOT PRODUCTION, LLC
PO BOX 3268
MIDLAND, TX 79702

Handwritten: 1-24, 28, 30 May

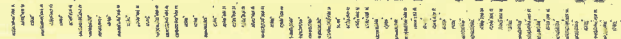
NIXIE 799 DE 1 0005/30/24

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

UNC

787462489940

RC: 87102088425 *0000-00100-00-42



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- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to: (24-013)

Patriot Production, LLC
PO Box 3268
Midland, TX 79702



9590 9402 5471 9249 0779 24

2. Article Number (Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- ☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input checked="" type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

7015 0640 0001 5413 6504

U.S. Postal ServiceTM
CERTIFIED MAIL[®] RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com.
Midland, TX 79702

Certified Mail Fee \$4.40

Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy)

☐ Return Receipt (electronic)

☐ Certified Mail Restricted Delivery

☐ Adult Signature Required

☐ Adult Signature Restricted Delivery

\$0.00

\$0.00

\$0.00

\$0.00

\$0.00

Postage \$0.68

Total Postage and Fees \$5.08

Sent To

Patriot Production, LLC

Street and Apt. No., or PO Box No.

PO Box 326B

City, State, ZIP+4[®]

Midland, TX 79702

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

OFFICIAL USE

GALLERIA STATION 87102

MAY -9 2024

Postmark Here

(24-013)

David White

From: David White
Sent: Thursday, May 9, 2024 9:33 AM
To: lforga@patriotproduction.net; jforga@patriotproduction.net
Subject: Notice of Request to Extend NMOCC Order R-20694 (Patriot)
Attachments: Patriot_Notice (DW Signed).pdf

Good day Landon and Jordan,

My name is David White, with Geolex Incorporated, and I'm reaching out regarding a notice letter we previously sent to Patriot Production, LLC (NM OGRID # 330725), which appears to be awaiting pickup at the postal facility in Odessa, Texas. I am reaching out as you are listed as primary contacts for Patriot Production in NMOCD operator records.

As described in the attached letter, DKL Field Services is providing you notice of their request to the New Mexico Oil Conservation Division (NMOCD) for an extension to the injection authority granted by New Mexico Oil Conservation Commission (NMOCC) Order R-20694 for the Libby AGI #1 and #2 wells. While notice was previously provided to Mas Operating Company, a former operator in the area, additional review has identified your organization as an interested party. The wells are to be located on the existing Libby Gas Plant property, with the AGI #1 surface location at approximately 1970' FWL and 1475' FSL (S26, T20S, R34E) and the AGI #2 surface location at approximately 1970' FWL and 1910' FSL (S26, T20S, R34E).

If you have any questions regarding the attached notice letter or the Libby project, please do not hesitate to reach out to me directly. My contact information is included below and I can be available to answer any questions you may have. I hope you have a wonderful day.

Regards,

David A. White, P.G.
Geolex, Incorporated
500 Marquette Avenue NW, Suite 1350
Albuquerque, NM 87102
(505) 842-8000 Office
(859) 967-7231 Cell

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This message and attachment(s) contain confidential information belonging to the sender which is intended for the sole use of the individual(s) or entity named above. If you receive this message in error, you are hereby notified that any disclosure, copying, distribution, resending, forwarding or taking of any action in reliance on the contents of this email and/or any attachment(s) is strictly prohibited. If you have received this message in error, please notify the sender via return email and permanently delete this message and any attachment(s) from any computer(s).

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Albuquerque, NM 87102

CERTIFIED MAIL®



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ALB Retail

24



79768

RDC 99

U.S. POSTAGE PAID
FCM LETTER
ALBUQUERQUE, NM 87102
APR 24, 2024

\$8.73

R2304W119847-7

PATRIOT PRODUCTION, LLC
PO BOX 13955
ODESSA, TX 79768

4/30

NIXIE 799 DE 1 0005/10/24

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

FWD

79768-00267-24-37

BC: 87102333425 *0768-00267-24-37



PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS FOR POSTAGE

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

(24-013)

Patriot Production, LLC
PO Box 13955
Odessa, TX 79768



9590 9402 5056 9092 0033 42

2. Article Number (Transfer from service label)

7016 1970 0000 8251 0135

PS Form 3811, July 2015 PSN 7530-02-000-9053
ALBUQUERQUE NM 870

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over \$500)

- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

**COPY OF PRIOR NOTIFICATION TO WELL OPERATOR
PATRIOT PRODUCTION, LLC**

(via USPS Certified Mail on April 24, 2024)

April 24, 2024

VIA USPS CERTIFIED MAIL

Patriot Production, LLC
PO Box 13955
Odessa, TX 79768

RE: DKL FIELD SERVICES, LLC (OPERATOR #372603) REQUEST FOR EXTENSION OF
NMOCC ORDER R-20694 FOR GOOD CAUSE FOR THE LIBBY BERRY AGI NO. 1 AND
LIBBY BERRY AGI NO. 2 WELLS

To Whom it May Concern,

On behalf of DKL Field Services, LLC (DKL), we (Geolex, Inc.[®]) are providing you notification of DKL's request to the New Mexico Oil Conservation Division (NMOCD) for an extension to the injection authority granted by the New Mexico Oil Conservation Commission (NMOCC) Order R-20694 for the Libby Berry AGI No. 1 and No. 2 wells.

NMOCC Order R-20694, which authorizes DKL to inject treated acid gas via the AGI wells, was issued on July 18, 2019. During the initial permitting and NMOCD technical review period, required notification of the application and public hearing was provided to Mas Operating Company, as they were identified as the operator of record for assets within the one-mile Area of Review (AOR). As part of the current extension request, a re-evaluation of the AOR has been conducted and Patriot Production, LLC has been identified as an interested party. As such, we are providing your organization with notification of DKL's request to extend the duration of NMOCC Order No. R-20694 for a period of one (1) year to allow sufficient time to drill, complete, and commission the first Libby AGI well.

The wells are to be located on the Libby Gas Plant property, with the AGI No. 1 surface location at approximately 1,970' FWL and 1,475' FSL and the AGI No. 2 surface location at approximately 1,970' FWL and 1,910' FSL in Section 26, Township 20 South, Range 34E, in Lea County, New Mexico. The AGI No. 2 well is to be a deviated well with a bottom-hole location of approximately 1,320' FWL and 2,275' FSL, also in Section 26. Under the current NMOCC Order, DKL has been granted authorization to inject up to eight (8) million standard cubic feet per day of treated acid gas from the Libby Gas Plant at a maximum injection pressure of 4,525 psig into the Devonian and Upper Silurian Wristen and Fusselman formations at depths of approximately 14,900 to 16,400 feet.

As your organization has been identified as an operator within the Libby AGI wells Area of Review, we are available to answer questions you may have regarding the AGI well project. If you have questions or would like additional information, you may David White, P.G. at Geolex, Inc.[®]; 500 Marquette Avenue NW, Suite 1350; Albuquerque, New Mexico; at (505) 842-8000.

Sincerely,
Geolex, Inc.[®]



David A. White, P.G.
Vice President – Consultant to DKL

Z:\24-013 Delek Permit Extension\Patriot_Notice_Letter.docx

phone: 505-842-8000

• 500 Marquette Avenue NW, Suite 1350
Albuquerque, New Mexico 87102
web: www.geolex.com

• email: dwhite@geolex.com