



Devon Energy Production Company
 333 W. Sheridan Avenue
 Oklahoma City, Oklahoma 73102

April 12, 2022

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Interest Owners

Re: Central Tank Battery
MR POTATO HEAD 11 CTB 4:
 Sec., T, R: SENE, S11, T24S, R29E
 Lease: NMNM088134 NMNM085892 NMNM096222
 Pool: [96473] PIERCE CROSSING; BONE SPRING, EAST
 [98220] PURPLE SAGE; WOLFCAMP (GAS)
 County: Eddy Co., New Mexico

To whom it may concern:

This is to advise you that Devon Energy Production Company, L.P., is filing an application with the New Mexico Oil Conservation Division (“NMOCD”) seeking approval for a Central Tank Battery for the below mentioned wells.

WELL NAME	API	STR	POOL NAME	LEASE	LEASE	LEASE
MR POTATO HEAD 11-14 FED COM 333H	3001546704	A-11-24S- 29E 300 FNL 606 FEL	[96473] PIERCE CROSSING; BONE SPRING, EAST	12.50%	12.50%	12.50%
MR POTATO HEAD 11-14 FED COM 624H	3001546702	A-11-24S-29E 300 FNL 636 FEL	[98220] PURPLE SAGE; WOLFCAMP (GAS)	NMNM088134	NMNM096222	
MR POTATO HEAD 11-14 FED COM 713H	3001547270	A-11-24S-29E 300 FNL 666 FEL	[98220] PURPLE SAGE; WOLFCAMP (GAS)	NMNM088134	NMNM085892	NMNM096222

A copy of our application submitted to the Division is attached.

Any objections or requests that a hearing should be held regarding this application must be submitted to the New Mexico Oil Conservation Division Santa Fe office within 20 days from the date of this letter.

Subsequently drilled wells that produce from the subject pools within the project areas approved by this order may be added to this commingling authority by submittal of a Sundry Notice to the Engineering Bureau in Santa Fe.

Please contact the undersigned at (405) 552-6560 should you have any questions or need anything further.

Sincerely,

Jenny Harms

Regulatory Compliance Professional

Work Phone: (405)552-6560

Jennifer.harms@dvn.com

Devon Energy Center-Tower

333 West Sheridan Avenue Oklahoma City OK 73102-5015

Enclosure

RECEIVED:	REVIEWER:	TYPE:	APP NO:
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ABOVE THIS TABLE FOR OCD DIVISION USE ONLY

NEW MEXICO OIL CONSERVATION DIVISION
 - Geological & 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

Applicant: Devon Energy Production Co., LP **OGRID Number:** 6137
Well Name: See attachments for multiple wells and APIs **API:** _____
Pool: _____ **Pool Code** 40295

SUBMIT ACCURATE AND COMPLETE INFORMATION REQUIRED TO PROCESS THE TYPE OF APPLICATION INDICATED BELOW

- 1) **TYPE OF APPLICATION:** Check those which apply for [A]
- A. Location – Spacing Unit – Simultaneous Dedication
 NSL NSP (PROJECT AREA) NSP (PRORATION UNIT) SD
- B. Check one only for [I] or [II]
- [I] Commingling – Storage – Measurement
 DHC CTB PLC PC OLS OLM
- [II] Injection – Disposal – Pressure Increase – Enhanced Oil Recovery
 WFX PMX SWD IPI EOR PPR

- 2) **NOTIFICATION REQUIRED TO:** Check those which apply.
- A. Offset operators or lease holders
 B. Royalty, overriding royalty owners, revenue owners
 C. Application requires published notice
 D. Notification and/or concurrent approval by SLO
 E. Notification and/or concurrent approval by BLM
 F. Surface owner
 G. For all of the above, proof of notification or publication is attached, and/or,
 H. No notice required

<u>FOR OCD ONLY</u>	
<input type="checkbox"/>	Notice Complete
<input type="checkbox"/>	Application Content Complete

3) **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.

 Jenny Harms
 Print or Type Name

Jenny Harms
 Signature

4-12-2022
 Date

405-552-6560
 Phone Number

jenny.harms@dvn.com
 e-mail Address

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: Devon Energy Production Co., L.P.
OPERATOR ADDRESS: 333 W Sheridan Avenue, Oklahoma City, OK 73102
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
See attachments					

(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 attached 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: Jenny Harms

TITLE: Regulatory Professional

Date: 4-12-2022

TYPE OR PRINT NAME: Jenny Harms

TELEPHONE NO.: 405-552-6560

E-MAIL ADDRESS: Jenny.harms@dvn.com

APPLICATION FOR CENTRAL TANK BATTERY\OFF LEASE MEASUREMENT, SALES, & STORAGE 43 CFR 3173.14 (a)(1)(i-iv)

(1) The proposed commingling includes production from more than one:

(i) Federal lease, unit PA, or CA, where each lease, unit PA, or CA proposed for commingling has 100 percent Federal mineral interest, the same fixed royalty rate and, and the same revenue distribution;

Proposal amending for MR POTATO HEAD 11 CTB 4:

Devon Energy Production Company, LP is requesting approval for a Lease/Pool Commingle for the following wells:

WELL NAME	API	STR	POOL NAME	LEASE	LEASE	LEASE
				12.50%	12.50%	12.50%
MR POTATO HEAD 11-14 FED COM 333H	3001546704	A-11-24S-29E 300 FNL 606 FEL	[96473] PIERCE CROSSING; BONE SPRING, EAST	NMNM088134	NMNM096222	
MR POTATO HEAD 11-14 FED COM 624H	3001546702	A-11-24S-29E 300 FNL 636 FEL	[98220] PURPLE SAGE; WOLFCAMP (GAS)	NMNM088134	NMNM085892	NMNM096222
MR POTATO HEAD 11-14 FED COM 713H	3001547270	A-11-24S-29E 300 FNL 666 FEL	[98220] PURPLE SAGE; WOLFCAMP (GAS)	NMNM088134	NMNM085892	NMNM096222

CA's:

333- E/2 E/2 of Sections 1 1 & 1 4, T-24-S, R-29-E, Bone Spring
 624 & 713 - All of Sections 11 & 14, T-24-S, R-29-E; WOLFCAMP

Oil & Gas metering:

The Mr. Potato Head 11 CTB 4 central tank battery is in SENE, S11, T24S, R29E in Eddy County, New Mexico.

Each well flows to its own 3-Phase Separator where the full well stream is separated into independent gas, oil, and water streams.

3-Phase gas flows through an independent and designated orifice meter for rate allocation. The gas then flows into a manifold where it is combined with gas from other 3-Phases. The combined stream flows into the 2-Phase Separator(s) for further conditioning. The conditioned gas stream flows through an orifice meter(s) for Federal Measurement Point/Sales/Royalty Payment.

3-Phase oil flows through an independent and designated Coriolis meter for rate allocation. The oil then flows into a manifold where it is combined with oil from other 3-Phases. The combined stream flows into the Heater Treater(s) and then ULPS(s) for further conditioning and then into one of the oil tanks for storage. The stored oil is pumped into a LACT unit for Federal Measurement Point/Sales/Royalty Payment.

Flash gas from oil conditioning is recovered using compression (VRU). The recovered gas flows through a designated orifice meter for rate allocation.

3-Phase water flows through an independent and designated magnetic meter for rate allocation. The water then flows into a manifold where it is combined with water from other 3-Phases. The combined stream flows into the Gun Barrel(s) for further conditioning and then into one of the water tanks for storage.

The central tank battery has three oil tanks and three water tanks that all wells utilize. All wells have one common gas delivery point(s) on location and one common oil delivery point(s) (LACT) on or directly adjacent to location.

Secondary recovery will utilize recycled or buyback gas for gas lift. The gas is compressed and flows through an individual orifice meter to each wellhead.

Well Name	Individual Meters		
	Gas Allocation	Oil Allocation	Water Allocation
MR. POTATO HEAD 11-14 FED COM 333H	DVN / *	DVN / *	DVN / *
MR. POTATO HEAD 11-14 FED COM 624H	DVN / *	DVN / *	DVN / *
MR. POTATO HEAD 11-14 FED COM 713H	DVN / *	DVN / *	DVN / *
Common Meters			
VRU Allocation	DVN / *		
Gas FMP	DCP / *		
Oil FMP	ENLINK / *		

Meter Owner / Serial Number:

* Meter serial numbers to be provided after construction of facility.

Process and Flow Descriptions:

The flow of produced fluids is described above and shown in detail on the enclosed facility diagram, along with a description of each vessel and map which shows the lease boundaries, location of wells, facility, and gas sales meter.

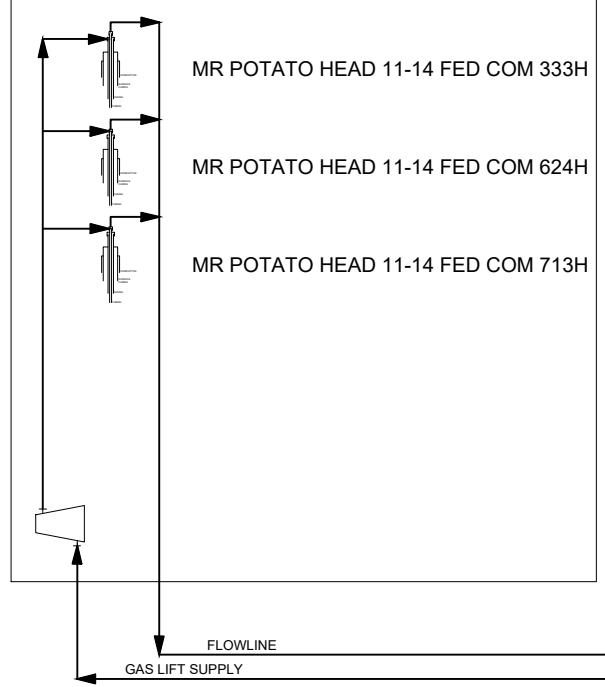
The proposed commingling will maximize the ultimate recovery of oil and/or gas from the federal leases and will reduce environmental impacts by minimizing surface disturbance and emissions. The proposed commingling will reduce operating expenses, as well as, not adversely affect federal royalty income, production accountability, or the distribution of royalty.

Devon Energy Production Company, LP understands the requested approval will not constitute the granting of any right-of-way or construction rights not granted by the lease instrument.

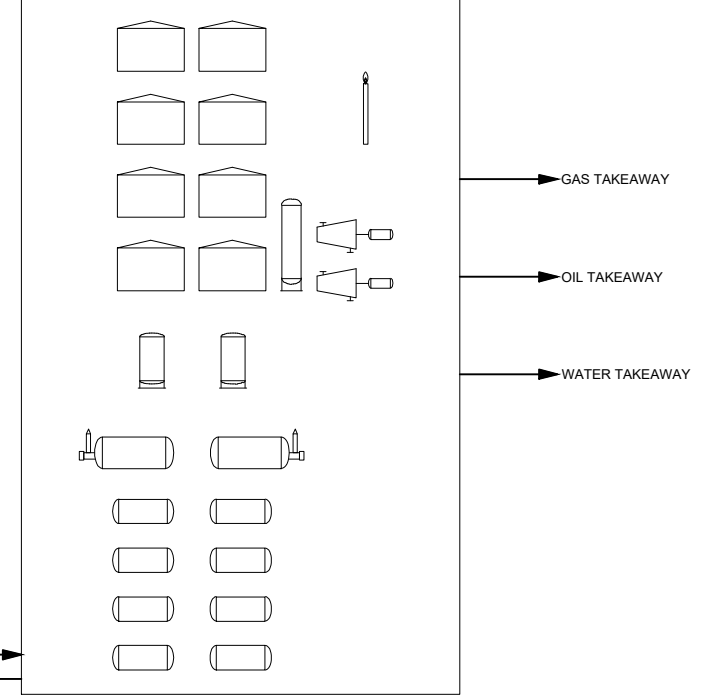
Working, royalty, and overriding interest owners have been notified of this proposal via certified mail (see attached).

NMOCD Notice Variance Requested: Devon Energy Production Company, LP request approval to add new leases and pools and/or new wells producing from the authorized leases and pools. Devon Energy Production Company, LP request approval to only notice the interest owners of new leases and pools to be added via amendment (reference rule 19.15.12.10(C)(4)(g) NMAC)

MR POTATO HEAD 11 WELLPAD 5



MR POTATO HEAD 11 CTB 4



NOTES:
 1. EQUIPMENT AND LAYOUT CONFIGURATIONS ARE ONLY REPRESENTATIVE
 2. MEASUREMENT POINTS SHOWN IN PROCESS FLOW DIAGRAM

REV	DESCRIPTION	DATE	BY	APPROVED

DRAWING STATUS		
ISSUED FOR	DATE	BY
PHA		
BID		
CONSTRUCTION		
AS-BUILT		

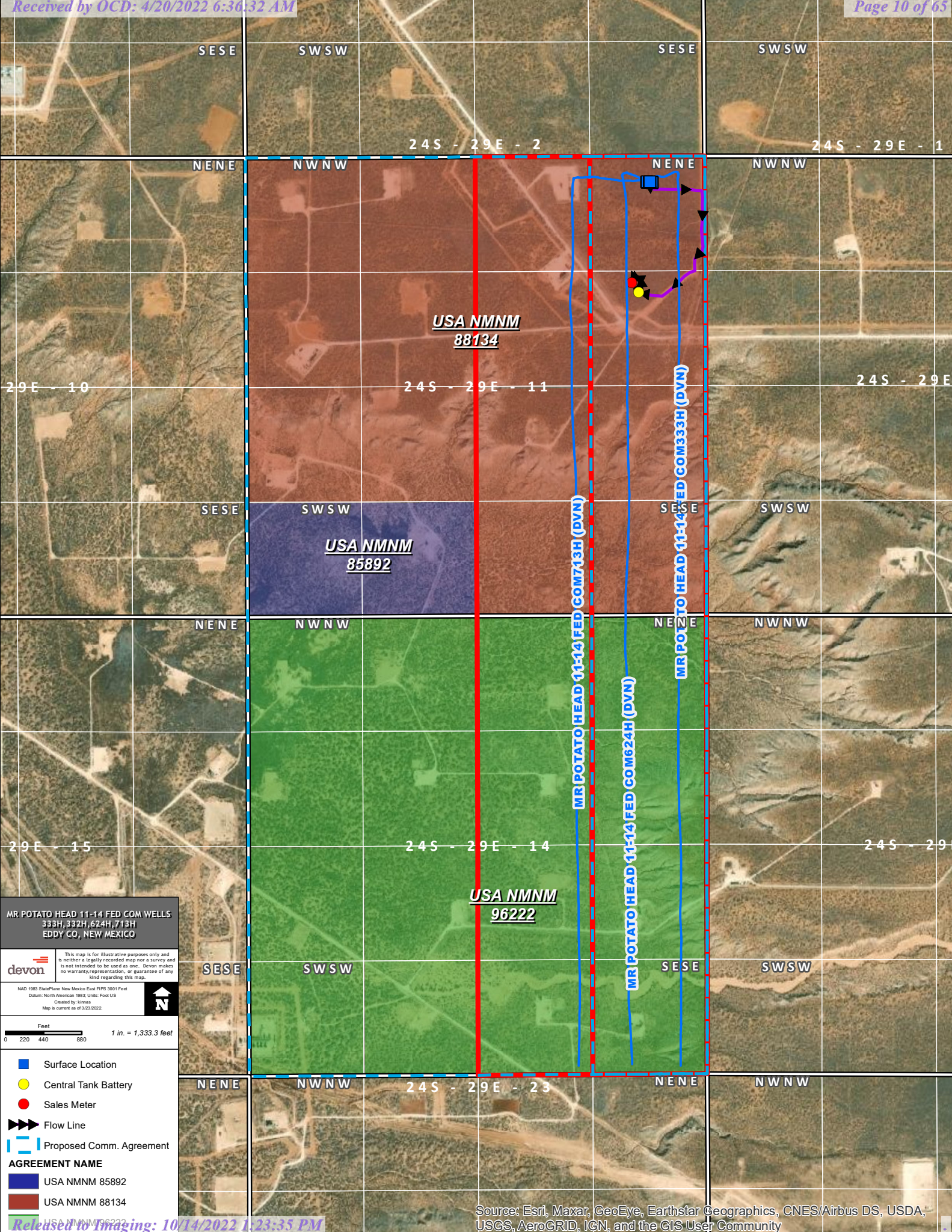
DRAWN BY	DATE
ENGINEERED BY	DATE
APPROVED BY	DATE
PROJECT No.:	#####
DRAWING No.:	ST-120-02



Devon Energy Corporation
 333 West Sheridan Avenue, Oklahoma City, OK 73102-5015

DBBU - SPINE DESIGN
STANDARD PROCESS MAP

FILE NAME: STD-120-02



MR POTATO HEAD 11-14 FED COM WELLS
 333H, 332H, 624H, 713H
 EDDY CO, NEW MEXICO

devon This map is for illustrative purposes only and is neither a legally recorded map nor a survey and is not intended to be used as one. Devon makes no warranty, representation, or guarantee of any kind regarding this map.

NAD 1983 StatePlane New Mexico East FIPS 3001 Feet
 Datum: North American 1983; Units: Foot US
 Created by: kmias
 Map is current as of: 3/23/2022

Feet
 0 220 440 880
 1 in. = 1,333.3 feet

- Surface Location
- Central Tank Battery
- Sales Meter
- ▶▶▶ Flow Line
- Proposed Comm. Agreement

AGREEMENT NAME

- USA NMNM 85892
- USA NMNM 88134
- USA NMNM 96222

EXHIBIT "A"

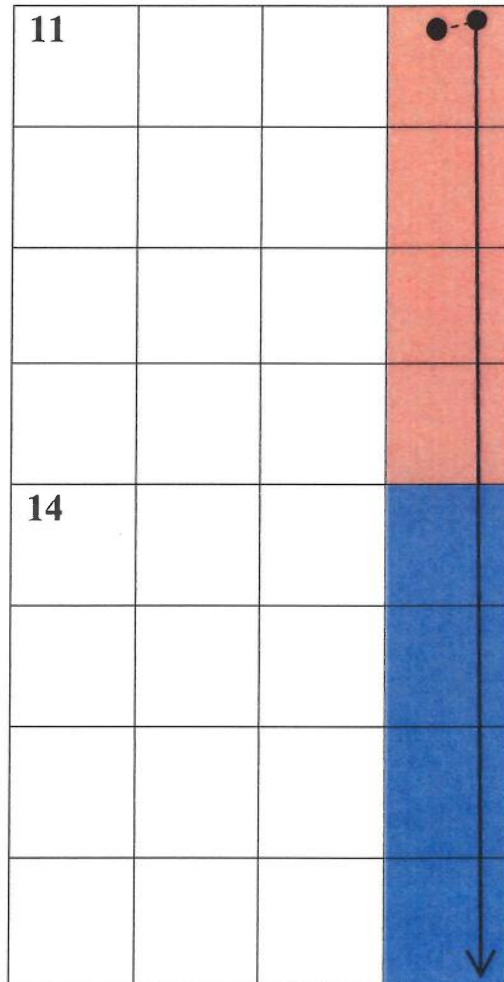
Attached to and made a part of that Communitization Agreement dated September 1, 2021, embracing the E/2 E/2 of Sections 11 & 14, T-24-S, R-29-E, Eddy County, New Mexico, Bone Spring Formation

Operator of Communitized Area: Devon Energy Production Company, L.P.

Tract 1:
USA NMNM-88134
(160.00 Acres)



Tract 2:
USA NMNM-96222
(160.00 Acres)



Mr. Potato Head 11-14 Fed Com 333H

SHL: Sec. 11-24S-29E 300' FNL & 606' FEL

BHL: Sec. 14-24S-29E 20' FSL & 330' FEL

Mr. Potato Head 11-14 Fed Com 333H

EXHIBIT "A"

Attached to and made a part of that Communitization Agreement dated September 1, 2021, embracing All of Sections 11 & 14, T-24-S, R-29-E, Eddy County, New Mexico, Wolfcamp Formation

Operator of Communitized Area: Devon Energy Production Company, L.P.

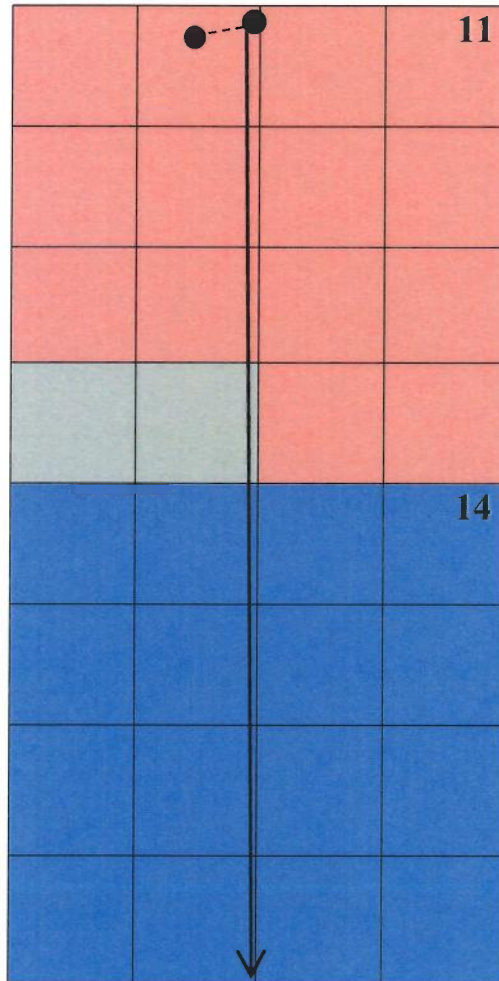
Tract 1:
USA NMNM-88134
(560 Acres)



Tract 2:
USA NMNM-85892
(80.00 Acres)



Tract 3:
USA NMNM-96222
(640.00 Acres)



Mr. Potato Head 11-14 Fed Com 623H

SHL: Sec. 11-24S-29E 350' FNL & 2,016' FWL

BHL: Sec. 14-24S-29E 20' FSL & 2,638' FWL

Mr. Potato Head 11-14 Fed Com 623H

Economic Justification Report

MR POTATO HEAD 11 CTB 4

Well Name & Number	Type	Royalty Rate		Fed Lease 2 (if applicable)	Royalty Rate		Fed Lease 3	Royalty Rate		BOPD	Oil Gravity @ 60°	MCFPD	Dry BTU
MR POTATO HEAD 11-14 FED COM 333H*	Sweet			ALL 12.5% SEE ATTACHMENTS				1,370	45.9	3,025	1,464		
MR POTATO HEAD 11-14 FED COM 624H*	Sweet									1,780	45.9	3,705	1,464
MR POTATO HEAD 11-14 FED COM 713H*	Sweet									1,695	46.4	3,800	1,460
	Sweet												
	Sweet												
	Sweet												
*Estimated production from offset wells													

Signed: Jenny Harms

Date: 4/4/2022

Printed Name: Jenny Harms

Title: Regulatory Compliance Specialist

Economic Combined Production

BOPD	Oil Gravity @ 60°	MCFPD	Dry BTU
4845.0	46.1	10530.0	1462.6

There are no material quality differences in oil production from the wells in this application, therefore there will be no impact on the royalty value from an oil marketing perspective.

Tracking # - USPS	STATUS	Vendor Name 1	Vendor Name 2	Address	City	District	State Cd	State	Postal Code
9405509898642921147205	DELIVERED	GEORGE G VAUGHT JR		PO BOX 13557	DENVER	DENVER	CO	Colorado	80201-3557
9405509898642921147786	DELIVERED	MW OIL INVESTMENT COMPANY		PO BOX 13128	LAS CRUCES	DONA ANA	NM	New Mexico	88013
9405509898642921147373	DELIVERED	KINGDOM INVESTMENTS LIMITED		2101 CEDAR SPRINGS RD STE 600	DALLAS	DALLAS	TX	Texas	75201
9405509898642921147380	DELIVERED	LOWE ROYALTY PARTNERS LP		PO BOX 4887 DEPT 4	HOUSTON	HARRIS	TX	Texas	77210-4887
9405509898642921147328	DELIVERED	JAREED PARTNERS LTD	A TEXAS LIMITED PARTNERSHIP	PO BOX 51451	MIDLAND	MIDLAND	TX	Texas	79710-1451
9405509898642921146956	DELIVERED	FFF INC		PO BOX 20129	SARASOTA	SARASOTA	FL	Florida	34276-3129
9405509898642921147113	DELIVERED	FRANCES A HANNIFIN		PO BOX 350010	WESTMINSTER	ADAMS	CO	Colorado	80035
9405509898642921148288	DELIVERED	TKM RESOURCES LLC		1775 SHERMAN ST STE 2015	DENVER	DENVER	CO	Colorado	80203
9405509898642921147601	DELIVERED	MAP98B-NET	PATRICK K SMITH AIF	PO BOX 268984	OKLAHOMA CITY	OKLAHOMA	OK	Oklahoma	73126-8984
9405509898642921147403	DELIVERED	MAP 98A-OK	PATRICK K SMITH AIF	PO BOX 268988	OKLAHOMA CITY	OKLAHOMA	OK	Oklahoma	73126-8988
9405509898642921147885	DELIVERED	PAUL R BARWIS	% DUTTON HARRIS & CO	PO BOX 230	MIDLAND	MIDLAND	TX	Texas	79702
9405509898642921146406	DELIVERED	ALAN R HANNIFIN		PO BOX 20129	SARASOTA	SARASOTA	FL	Florida	34276
9405509898642921148110	DELIVERED	S & E ROYALTY LLC	LYLE GALLIVAN MANAGER	8470 W 4TH AVE	LAKEWOOD	JEFFERSON	CO	Colorado	80226
9405509898642921148172	DELIVERED	TAURUS ROYALTY LLC	% ROBERT B PAYNE JR	PO BOX 1477	LITTLE ELM	DENTON	TX	Texas	75068-1477
9405509898642921147847	DELIVERED	ONRR	ROYALTY MANAGEMENT PROGRAM	PO BOX 25627	DENVER	JEFFERSON	CO	Colorado	80225-0627
9405509898642921147625	DELIVERED	MICHELLE R SANDOVAL		PO BOX 131570	CARLSBAD	SAN DIEGO	CA	California	92013
9405509898642921146970	DELIVERED	CROWNROCK MINERALS LP		PO BOX 51933	MIDLAND	MIDLAND	TX	Texas	79710
9405509898642921146871	DELIVERED	CORNERSTONE FAMILY TRUST	JOHN KYLE THOMA SUCC TTEE	PO BOX 558	PEYTON	EL PASO	CO	Colorado	80831
9405509898642921146727	DELIVERED	CHISOS MINERALS LLC		PO BOX 470788	FORT WORTH	TARRANT	TX	Texas	76147
9405509898642921148028	DELIVERED	RUSK CAPITAL MANAGEMENT LLC		7600 W TIDWELL RD STE 800	HOUSTON	HARRIS	TX	Texas	77040
9405509898642921060764	DELIVERED	KIMBELL ROYALTY HOLDINGS LLC	% DUNCAN MANAGEMENT LLC	PO BOX 671099	DALLAS	DALLAS	TX	Texas	75367-1099
9405509898642921148349	DELIVERED	WEST BEND ENERGY PARTNERS III LLC		1320 S UNIVERSITY DR STE 701	FORT WORTH	TARRANT	TX	Texas	76107
9405509898642922298371	DELIVERED	WAMBAUGH EXPLORATION LLC		4747 RESEARCH FRST DR SUITE 41	THE WOODLANDS	MONTGOMERY	TX	Texas	77381-4912

Harms, Jenny

From: AFMSS <blm-afmss-notifications@blm.gov>
Sent: Tuesday, April 12, 2022 11:39 AM
To: Harms, Jenny
Subject: Well Name: Batch Sundry, Sundry Id: 2666525, Notification of Batch Sundry Received

The Bureau of Land Management

Notice Of Intent Receipt

- Operator Name: **DEVON ENERGY PRODUCTION COMPANY LP**
- Well Name: **Batch Sundry**
- Well Number: **Batch Sundry**
- US Well Number: **Batch Sundry**
- Sundry ID: **2666525**

The BLM received your Notice Of Intent, Commingling (Surface) sundry on 04/12/2022. This is to notify you that we are processing your sundry.

You may contact the field office if you have any questions.

If we need more information we will contact you. Thank you.

This notification is automatically generated. Please do not reply to this message as this account is not monitored.

Well Name	Well Number	US Well Number	Lease Number	Case Number	Operator
MR POTATO	624H	3001546702	NMNM088134	NMNM088134	DEVON
MR POTATO	713H	3001547270	NMNM088134	NMNM088134	DEVON
MR POTATO	333H	3001546704	NMNM088134	NMNM088134	DEVON

Notice of Intent

Sundry ID: 2666525

Type of Submission: Notice of Intent

Type of Action: Commingling (Surface)

Date Sundry Submitted: 04/12/2022

Time Sundry Submitted: 10:38

Date proposed operation will begin: 04/12/2022

Procedure Description: APPLICATION FOR CENTRAL TANK BATTERY\OFF LEASE MEASUREMENT, SALES, & STORAGE 43 CFR 3173.14 (a)(1)(i-iv) (1) The proposed commingling includes production from more than one: (i) Federal lease, unit PA, or CA, where each lease, unit PA, or CA proposed for commingling has 100 percent Federal mineral interest, the same fixed royalty rate and, and the same revenue distribution; Proposal amending for MR POTATO HEAD 11 CTB 4:

Surface Disturbance

Is any additional surface disturbance proposed?: No

NOI Attachments

Procedure Description

MR_POTATO_HEAD_11_CTB_4_BLM_ATTACHMENTS_4_12_2022_20220412103352.pdf

Conditions of Approval

Specialist Review

Surface_Comingling_COA_20220706134851.pdf

Operator

I certify that the foregoing is true and correct. Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction. Electronic submission of Sundry Notices through this system satisfies regulations requiring a

Operator Electronic Signature: JENNY HARMS

Signed on: APR 12, 2022 10:34 AM

Name: DEVON ENERGY PRODUCTION COMPANY LP

Title: Regulatory Compliance Professional

Street Address: 333 West Sheridan Avenue

City: Oklahoma City **State:** OK

Phone: (405) 552-6560

Email address: jennifer.harms@dvn.com

Field

Representative Name:

Street Address:

City: **State:** **Zip:**

Phone:

Email address:

BLM Point of Contact

BLM POC Name: Jonathon W Shepard

BLM POC Title: Petroleum Engineer

BLM POC Phone: 5752345972

BLM POC Email Address: jshepard@blm.gov

Disposition: Approved

Disposition Date: 07/06/2022

Signature: Jonathon Shepard

U.S. Department of the Interior
BUREAU OF LAND MANAGEMENT

Well Name: MR POTATO HEAD 11-14 FED COM	Well Location: T24S / R29E / SEC 11 / NENW / 32.2384621 / -103.9572636	County or Parish/State: EDDY / NM
Well Number: 623H	Type of Well: OIL WELL	Allottee or Tribe Name:
Lease Number: NMNM088134, NMNM88134	Unit or CA Name:	Unit or CA Number:
US Well Number: 3001546722	Well Status: Producing Oil Well	Operator: DEVON ENERGY PRODUCTION COMPANY LP

Notice of Intent

Sundry ID: 2666496

Type of Submission: Notice of Intent

Type of Action: APD Change

Date Sundry Submitted: 04/12/2022

Time Sundry Submitted: 09:30

Date proposed operation will begin: 04/12/2022

Procedure Description: Spacing change

NOI Attachments

Procedure Description

MR_POTATO_HEAD_11_14_FED_COM_623H_AS_DRILLED_20220412092644.pdf

Well Name: MR POTATO HEAD 11-14
FED COM

Well Location: T24S / R29E / SEC 11 /
NENW / 32.2384621 / -103.9572636

County or Parish/State: EDDY /
NM

Well Number: 623H

Type of Well: OIL WELL

Allottee or Tribe Name:

Lease Number: NMNM088134,
NMNM88134

Unit or CA Name:

Unit or CA Number:

US Well Number: 3001546722

Well Status: Producing Oil Well

Operator: DEVON ENERGY
PRODUCTION COMPANY LP

Operator

I certify that the foregoing is true and correct. Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction. Electronic submission of Sundry Notices through this system satisfies regulations requiring a

Operator Electronic Signature: SHAYDA OMOUMI

Signed on: APR 12, 2022 09:28 AM

Name: DEVON ENERGY PRODUCTION COMPANY LP

Title: Regulatory Compliance Associate 3

Street Address: 333 W SHERIDAN AVE

City: OKLAHOMA CITY State: OK

Phone: (405) 235-3611

Email address: SHAYDA.OMOUMI@DVN.COM

Field

Representative Name:

Street Address:

City: State: Zip:

Phone:

Email address:

U.S. Department of the Interior
BUREAU OF LAND MANAGEMENT

Well Name: MR POTATO HEAD 11-14 FED COM	Well Location: T24S / R29E / SEC 11 / NENE / 32.2386179 / -103.9486763	County or Parish/State: EDDY / NM
Well Number: 624H	Type of Well: OIL WELL	Allottee or Tribe Name:
Lease Number: NMNM088134, NMNM88134	Unit or CA Name:	Unit or CA Number:
US Well Number: 3001546702	Well Status: Producing Oil Well	Operator: DEVON ENERGY PRODUCTION COMPANY LP

Notice of Intent

Sundry ID: 2666503

Type of Submission: Notice of Intent

Type of Action: APD Change

Date Sundry Submitted: 04/12/2022

Time Sundry Submitted: 09:48

Date proposed operation will begin: 04/12/2022

Procedure Description: Spacing change; defining/infill well change

NOI Attachments

Procedure Description

MR_POTATO_HEAD_11_4_FED_COM_624H_AS_DRILLED_20220412093647.pdf

Well Name: MR POTATO HEAD 11-14
FED COM

Well Location: T24S / R29E / SEC 11 /
NENE / 32.2386179 / -103.9486763

County or Parish/State: EDDY /
NM

Well Number: 624H

Type of Well: OIL WELL

Allottee or Tribe Name:

Lease Number: NMNM088134,
NMNM88134

Unit or CA Name:

Unit or CA Number:

US Well Number: 3001546702

Well Status: Producing Oil Well

Operator: DEVON ENERGY
PRODUCTION COMPANY LP

Operator

I certify that the foregoing is true and correct. Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction. Electronic submission of Sundry Notices through this system satisfies regulations requiring a

Operator Electronic Signature: SHAYDA OMOUMI

Signed on: APR 12, 2022 09:48 AM

Name: DEVON ENERGY PRODUCTION COMPANY LP

Title: Regulatory Compliance Associate 3

Street Address: 333 W SHERIDAN AVE

City: OKLAHOMA CITY State: OK

Phone: (405) 235-3611

Email address: SHAYDA.OMOUMI@DVN.COM

Field

Representative Name:

Street Address:

City: State: Zip:

Phone:

Email address:

U.S. Department of the Interior
BUREAU OF LAND MANAGEMENT

Well Name: MR POTATO HEAD 11-14 FED COM	Well Location: T24S / R29E / SEC 11 / NENE / 32.2386176 / -103.9487733	County or Parish/State: EDDY / NM
Well Number: 713H	Type of Well: OIL WELL	Allottee or Tribe Name:
Lease Number: NMNM088134, NMNM88134	Unit or CA Name:	Unit or CA Number:
US Well Number: 3001547270	Well Status: Producing Oil Well	Operator: DEVON ENERGY PRODUCTION COMPANY LP

Notice of Intent

Sundry ID: 2666501

Type of Submission: Notice of Intent

Type of Action: APD Change

Date Sundry Submitted: 04/12/2022

Time Sundry Submitted: 09:35

Date proposed operation will begin: 04/12/2022

Procedure Description: Spacing change

NOI Attachments

Procedure Description

MR_POTATO_HEAD_11_14_FED_COM_713H_AS_DRILLED_20220412093421.pdf

Well Name: MR POTATO HEAD 11-14
FED COM

Well Location: T24S / R29E / SEC 11 /
NENE / 32.2386176 / -103.9487733

County or Parish/State: EDDY /
NM

Well Number: 713H

Type of Well: OIL WELL

Allottee or Tribe Name:

Lease Number: NMNM088134,
NMNM88134

Unit or CA Name:

Unit or CA Number:

US Well Number: 3001547270

Well Status: Producing Oil Well

Operator: DEVON ENERGY
PRODUCTION COMPANY LP

Operator

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Title: Regulatory Compliance Associate 3

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City: OKLAHOMA CITY State: OK

Phone: (405) 235-3611

Email address: SHAYDA.OMOUMI@DVN.COM

Field

Representative Name:

Street Address:

City: State: Zip:

Phone:

Email address:

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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
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District Office
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WELL LOCATION AND ACREAGE DEDICATION PLAT

¹ API Number 30-015-46702		² Pool Code 98220		³ Pool Name PURPLE SAGE; WOLFCAMP	
⁴ Property Code 326251		⁵ Property Name MR POTATO HEAD 11-14 FED COM			⁶ Well Number 624H
⁷ OGRID No. 6137		⁸ Operator Name DEVON ENERGY PRODUCTION COMPANY, L.P.			⁹ Elevation 3077.1

¹⁰ Surface Location

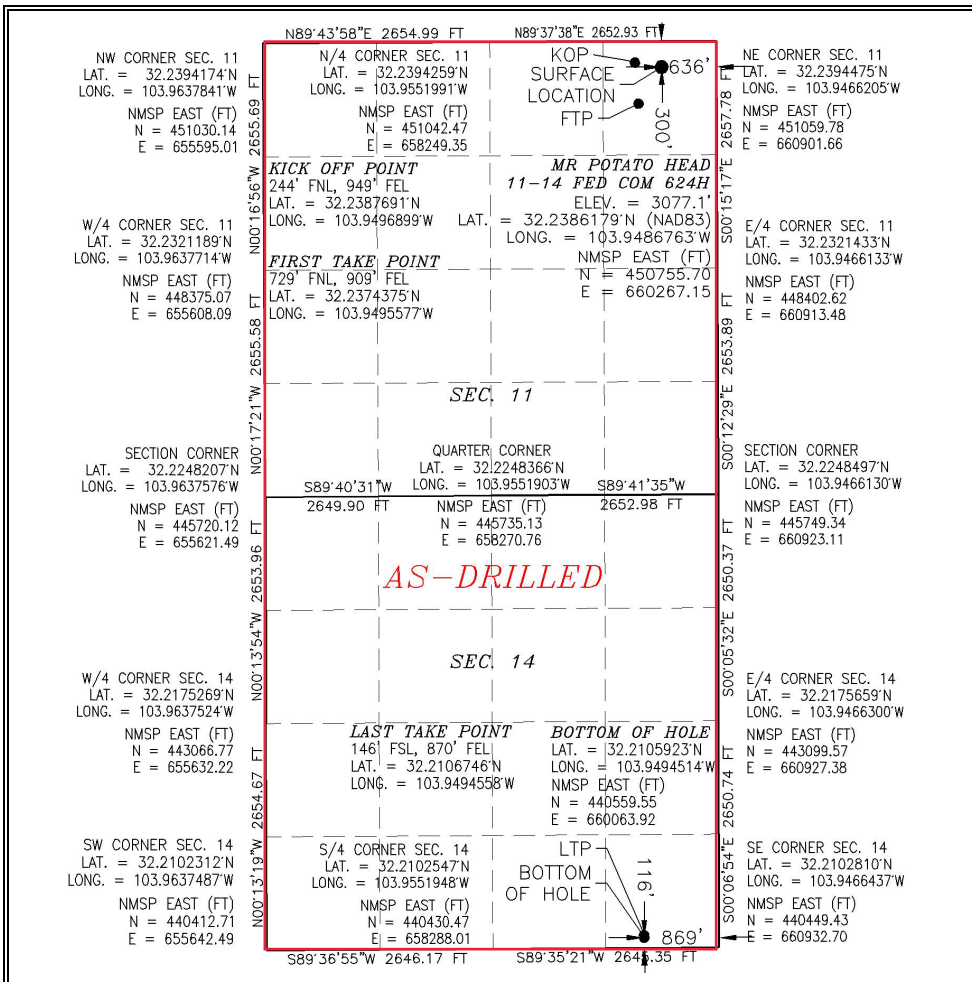
UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
A	11	24 S	29 E		300	NORTH	636	EAST	EDDY

¹¹ 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
P	14	24 S	29 E		116	SOUTH	869	EAST	EDDY

¹² Dedicated Acres 1280	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ 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.



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: *Shayda Omoumi* Date: 4/12/2022

Printed Name: **Shayda Omoumi**

E-mail Address: **shayda.omoumi@dvn.com**

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.

APRIL 6, 2022

Date of Survey

Signature and Seal of Professional Surveyor: *[Signature]*

Certificate Number: **12797**

Professional Surveyor No. 7031F

Intent As Drilled

API # 30-015-46702		
Operator Name: DEVON ENERGY PRODUCTION COMPANY, L.P.	Property Name: MR POTATO HEAD 11-14 FED COM	Well Number 624H

Kick Off Point (KOP)

UL A	Section 11	Township 24S	Range 29E	Lot	Feet 244	From N/S NORTH	Feet 949	From E/W EAST	County EDDY
Latitude 32.2387691					Longitude 103.9496899				NAD 83

First Take Point (FTP)

UL A	Section 11	Township 24S	Range 29E	Lot	Feet 729	From N/S NORTH	Feet 909	From E/W EAST	County EDDY
Latitude 32.2374375					Longitude 103.9495577				NAD 83

Last Take Point (LTP)

UL P	Section 14	Township 24S	Range 29E	Lot	Feet 146	From N/S SOUTH	Feet 870	From E/W EAST	County EDDY
Latitude 32.2106746					Longitude 103.9494558				NAD 83

Is this well the defining well for the Horizontal Spacing Unit? N

Is this well an infill well? Y

If infill is yes please provide API if available, Operator Name and well number for Defining well for Horizontal Spacing Unit.

API #		
Operator Name:	Property Name:	Well Number

KZ 06/29/2018

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OIL CONSERVATION DIVISION
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Santa Fe, NM 87505

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WELL LOCATION AND ACREAGE DEDICATION PLAT

¹ API Number 30-015-46704		² Pool Code 96473		³ Pool Name PIERCE CROSSING; BONE SPRING, EAST	
⁴ Property Code 326251		⁵ Property Name MR POTATO HEAD 11-14 FED COM			⁶ Well Number 333H
⁷ OGRID No. 6137		⁸ Operator Name DEVON ENERGY PRODUCTION COMPANY, L.P.			⁹ Elevation 3077.3

¹⁰ Surface Location

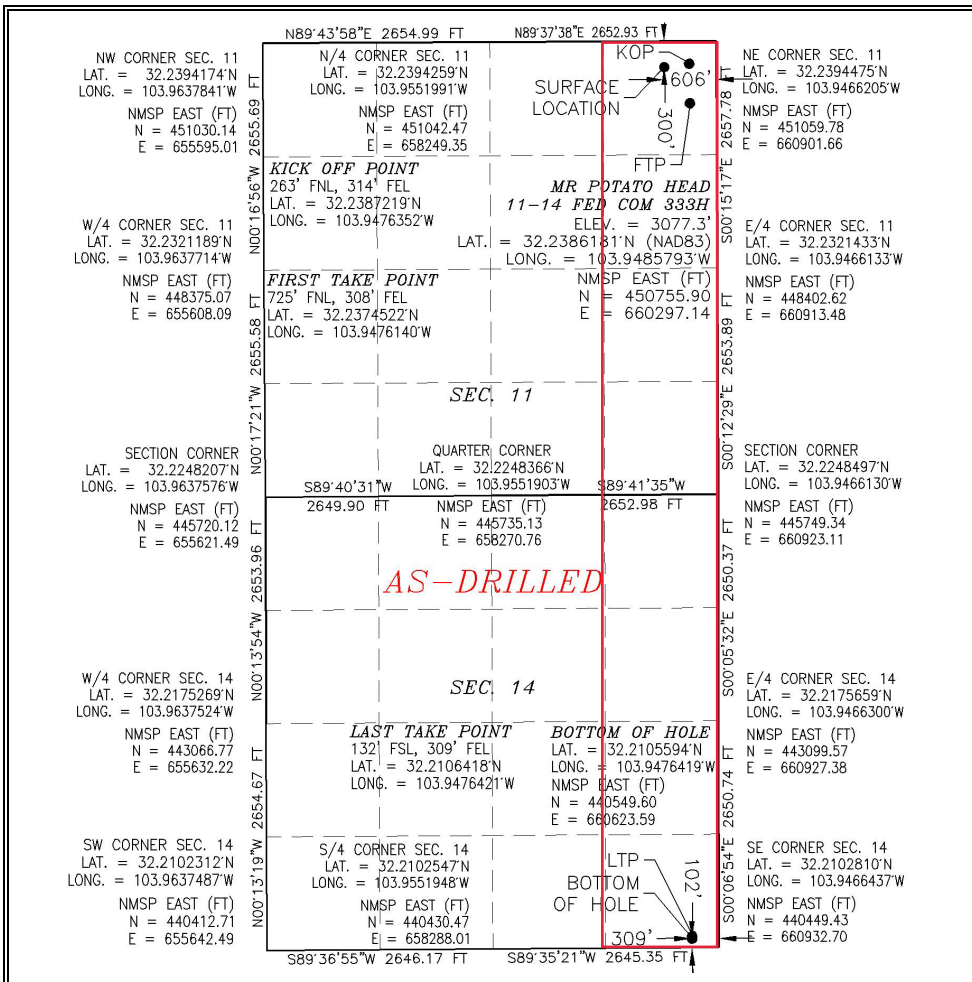
UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
A	11	24 S	29 E		300	NORTH	606	EAST	EDDY

¹¹ 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
P	14	24 S	29 E		102	SOUTH	309	EAST	EDDY

¹² Dedicated Acres 320	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ Order No.
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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.

Shayda Omoumi 4/12/2022
Signature Date

Shayda Omoumi
Printed Name

shayda.omoumi@dvn.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.

APRIL 6, 2022
Date of Survey

[Signature]
Signature and Seal of Professional Surveyor

Certificate Number: **12797**
Professional Surveyor No. 7030C

Intent As Drilled

API # 30-015-46704		
Operator Name: DEVON ENERGY PRODUCTION COMPANY, L.P.	Property Name: MR POTATO HEAD 11-14 FED COM	Well Number 333H

Kick Off Point (KOP)

UL	Section	Township	Range	Lot	Feet	From N/S	Feet	From E/W	County
A	11	24S	29E		263	NORTH	314	EAST	EDDY
Latitude 32.2387219					Longitude 103.9476352				NAD 83

First Take Point (FTP)

UL	Section	Township	Range	Lot	Feet	From N/S	Feet	From E/W	County
A	11	24S	29E		725	NORTH	308	EAST	EDDY
Latitude 32.2374522					Longitude 103.9476140				NAD 83

Last Take Point (LTP)

UL	Section	Township	Range	Lot	Feet	From N/S	Feet	From E/W	County
P	14	24S	29E		132	SOUTH	309	EAST	EDDY
Latitude 32.2106418					Longitude 103.9476421				NAD 83

Is this well the defining well for the Horizontal Spacing Unit? Y

Is this well an infill well? N

If infill is yes please provide API if available, Operator Name and well number for Defining well for Horizontal Spacing Unit.

API #		
Operator Name:	Property Name:	Well Number

KZ 06/29/2018

Intent As Drilled

API # 30-015-47270		
Operator Name: DEVON ENERGY PRODUCTION COMPANY, L.P.	Property Name: MR POTATO HEAD 11-14 FED COM	Well Number 713H

Kick Off Point (KOP)

UL B	Section 11	Township 24S	Range 29E	Lot	Feet 280	From N/S NORTH	Feet 1520	From E/W EAST	County EDDY
Latitude 32.2386649					Longitude 103.9515355				NAD 83

First Take Point (FTP)

UL B	Section 11	Township 24S	Range 29E	Lot	Feet 612	From N/S NORTH	Feet 1531	From E/W EAST	County EDDY
Latitude 32.2377523					Longitude 103.9515696				NAD 83

Last Take Point (LTP)

UL O	Section 14	Township 24S	Range 29E	Lot	Feet 148	From N/S SOUTH	Feet 1486	From E/W EAST	County EDDY
Latitude 32.2106744					Longitude 103.9514459				NAD 83

Is this well the defining well for the Horizontal Spacing Unit? N

Is this well an infill well? Y

If infill is yes please provide API if available, Operator Name and well number for Defining well for Horizontal Spacing Unit.

API #		
Operator Name:	Property Name:	Well Number

KZ 06/29/2018

Intent As Drilled

API # 30-015-46722		
Operator Name: DEVON ENERGY PRODUCTION COMPANY, L.P.	Property Name: MR POTATO HEAD 11-14 FED COM	Well Number 623H

Kick Off Point (KOP)

UL C	Section 11	Township 24S	Range 29E	Lot	Feet 227	From N/S NORTH	Feet 2600	From E/W WEST	County EDDY
Latitude 32.2388019					Longitude 103.9553746				NAD 83

First Take Point (FTP)

UL C	Section 11	Township 24S	Range 29E	Lot	Feet 756	From N/S NORTH	Feet 2628	From E/W WEST	County EDDY
Latitude 32.2373474					Longitude 103.9552814				NAD 83

Last Take Point (LTP)

UL N	Section 14	Township 24S	Range 29E	Lot	Feet 150	From N/S SOUTH	Feet 2627	From E/W WEST	County EDDY
Latitude 32.2106669					Longitude 103.9552565				NAD 83

Is this well the defining well for the Horizontal Spacing Unit? Y

Is this well an infill well? N

If infill is yes please provide API if available, Operator Name and well number for Defining well for Horizontal Spacing Unit.

API #		
Operator Name:	Property Name:	Well Number

KZ 06/29/2018

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Santa Fe, NM 87505

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WELL LOCATION AND ACREAGE DEDICATION PLAT

¹ API Number 30-015-47270	² Pool Code 98220	³ Pool Name PURPLE SAGE; WOLFCAMP
⁴ Property Code 326251	⁵ Property Name MR POTATO HEAD 11-14 FED COM	
⁷ OGRID No. 6137	⁸ Operator Name DEVON ENERGY PRODUCTION COMPANY, L.P.	⁶ Well Number 713H
		⁹ Elevation 3076.8

¹⁰ Surface Location

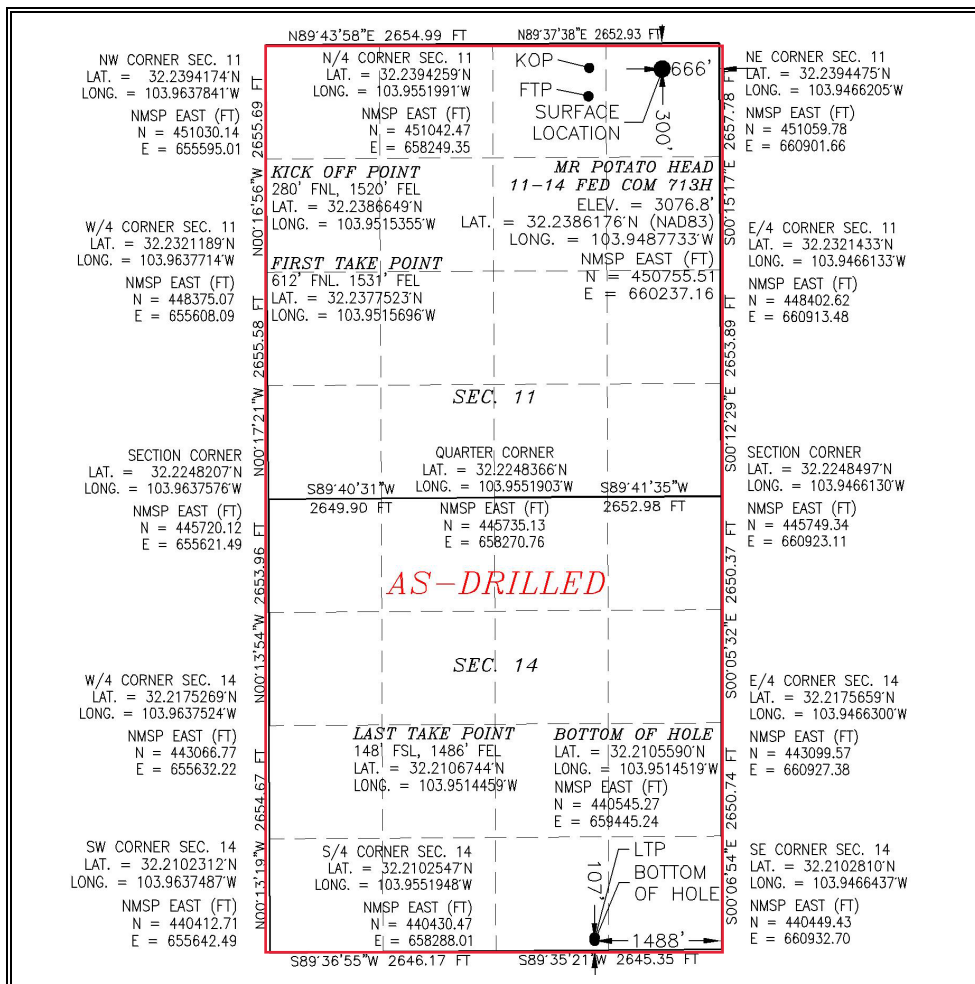
UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
A	11	24 S	29 E		300	NORTH	666	EAST	EDDY

¹¹ 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
O	14	24 S	29 E		20	SOUTH	1484	EAST	EDDY

¹² Dedicated Acres 1280	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ Order No.
--	-------------------------------	----------------------------------	-------------------------

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Signature: *Shayda Omoumi* Date: **4/12/2022**

Printed Name: **Shayda Omoumi**

E-mail Address: **shayda.omoumi@dvn.com**

¹⁸ SURVEYOR CERTIFICATION

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APRIL 6, 2022

Date of Survey

Signature and Seal of Professional Surveyor: *[Signature]*

Certificate Number: **12797**

Professional Surveyor No. 7032F

Intent As Drilled

API # 30-015-47270		
Operator Name: DEVON ENERGY PRODUCTION COMPANY, L.P.	Property Name: MR POTATO HEAD 11-14 FED COM	Well Number 713H

Kick Off Point (KOP)

UL B	Section 11	Township 24S	Range 29E	Lot	Feet 280	From N/S NORTH	Feet 1520	From E/W EAST	County EDDY
Latitude 32.2386649					Longitude 103.9515355				NAD 83

First Take Point (FTP)

UL B	Section 11	Township 24S	Range 29E	Lot	Feet 612	From N/S NORTH	Feet 1531	From E/W EAST	County EDDY
Latitude 32.2377523					Longitude 103.9515696				NAD 83

Last Take Point (LTP)

UL O	Section 14	Township 24S	Range 29E	Lot	Feet 148	From N/S SOUTH	Feet 1486	From E/W EAST	County EDDY
Latitude 32.2106744					Longitude 103.9514459				NAD 83

Is this well the defining well for the Horizontal Spacing Unit? N

Is this well an infill well? Y

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API #		
Operator Name:	Property Name:	Well Number

KZ 06/29/2018

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⁴ Property Code 326251		⁵ Property Name MR POTATO HEAD 11-14 FED COM			⁶ Well Number 624H
⁷ OGRID No. 6137		⁸ Operator Name DEVON ENERGY PRODUCTION COMPANY, L.P.			⁹ Elevation 3077.1

¹⁰ Surface Location

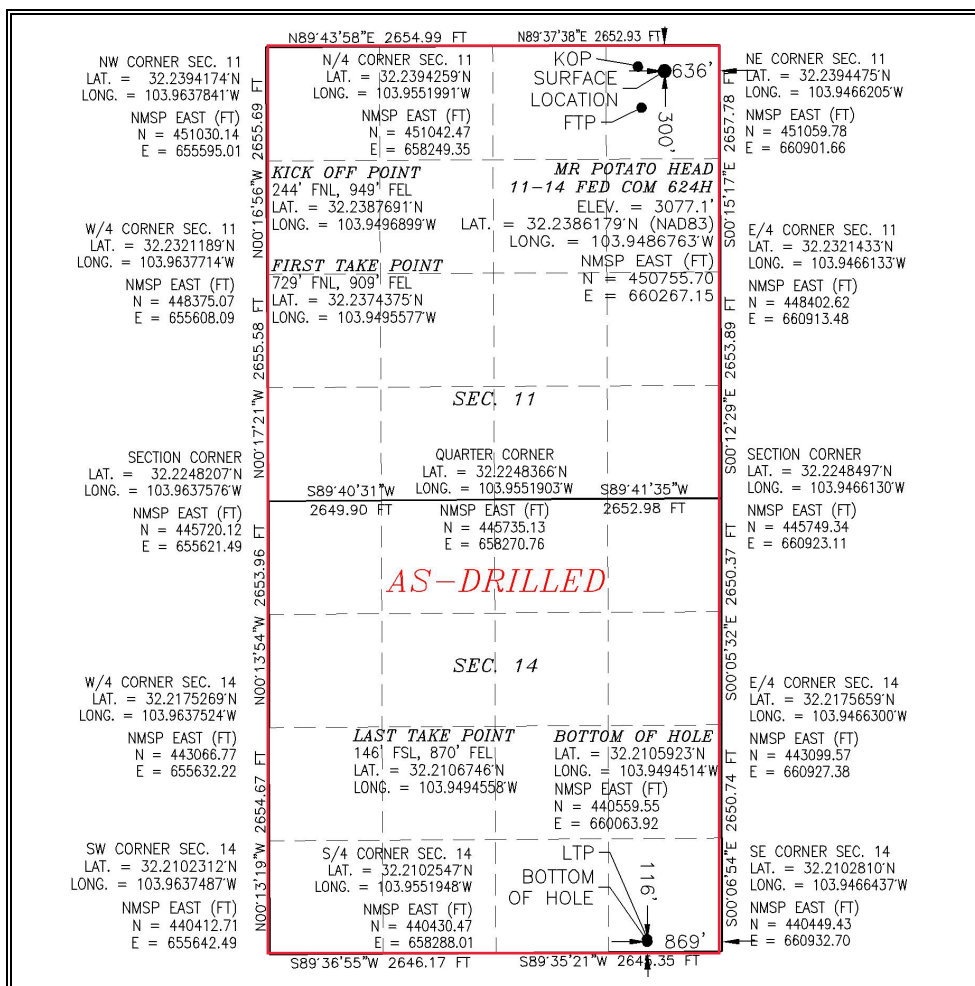
UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
A	11	24 S	29 E		300	NORTH	636	EAST	EDDY

¹¹ 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
P	14	24 S	29 E		116	SOUTH	869	EAST	EDDY

¹² Dedicated Acres 1280	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ Order No.
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Signature: *Shayda Omoumi* Date: **4/12/2022**

Printed Name: **Shayda Omoumi**

E-mail Address: **shayda.omoumi@dvn.com**

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APRIL 6, 2022

Date of Survey

Signature and Seal of Professional Surveyor: *[Signature]*

Certificate Number: **12797**

PROFESSIONAL SURVEYOR NO. 7031F

Intent As Drilled

API # 30-015-46702		
Operator Name: DEVON ENERGY PRODUCTION COMPANY, L.P.	Property Name: MR POTATO HEAD 11-14 FED COM	Well Number 624H

Kick Off Point (KOP)

UL A	Section 11	Township 24S	Range 29E	Lot	Feet 244	From N/S NORTH	Feet 949	From E/W EAST	County EDDY
Latitude 32.2387691					Longitude 103.9496899				NAD 83

First Take Point (FTP)

UL A	Section 11	Township 24S	Range 29E	Lot	Feet 729	From N/S NORTH	Feet 909	From E/W EAST	County EDDY
Latitude 32.2374375					Longitude 103.9495577				NAD 83

Last Take Point (LTP)

UL P	Section 14	Township 24S	Range 29E	Lot	Feet 146	From N/S SOUTH	Feet 870	From E/W EAST	County EDDY
Latitude 32.2106746					Longitude 103.9494558				NAD 83

Is this well the defining well for the Horizontal Spacing Unit? N

Is this well an infill well? Y

If infill is yes please provide API if available, Operator Name and well number for Defining well for Horizontal Spacing Unit.

API #		
Operator Name:	Property Name:	Well Number

KZ 06/29/2018

Federal Communitization Agreement

Contract No. _____

THIS AGREEMENT entered into as of the 1st day of September 2021, by and between the parties subscribing, ratifying, or consenting hereto, such parties being hereinafter referred to as "parties hereto."

WITNESSETH:

WHEREAS, the Act of February 25, 1920 (41 Stat. 437), as amended and supplemented, authorizes communitization or drilling agreements communitizing or pooling a Federal oil and gas lease, or any portion thereof, with other lands, whether or not owned by the United States, when separate tracts under such Federal lease cannot be independently developed and operated in conformity with an established well-spacing program for the field or area and such communitization or pooling is determined to be in the public interest; and

WHEREAS, the parties hereto own working, royalty or other leasehold interests, or operating rights under the oil and gas leases and lands subject to this agreement which cannot be independently developed and operated in conformity with the well-spacing program established for the field or area in which said lands are located; and

WHEREAS, the parties hereto desire to communitize and pool their respective mineral interests in lands subject to this agreement for the purpose of developing and producing communitized substances in accordance with the terms and conditions of this agreement:

NOW, THEREFORE, in consideration of the premises and the mutual advantages to the parties hereto, it is mutually covenanted and agreed by and between the parties hereto as follows:

1. The lands covered by this agreement (hereinafter referred to as "communitized area") are described as follows:

Township 24 South, Range 29 East, N.M.P.M.
 Section 11: E/2 E/2
 Section 14: E/2 E/2
 Eddy County, New Mexico

Containing 320 acres, and this agreement shall include only the **Bone Spring** formation underlying said lands and the oil, natural gas and associated liquid hydrocarbons hereafter referred to as "communitized substances," producible from such formation(s).

Mr. Potato Head 11-14 Fed Com 333H

2. Attached hereto, and made a part of this agreement for all purposes is Exhibit "A", a plat designating the communitized area and, Exhibit "B", designating the operator of the communitized area and showing the acreage, percentage and ownership of oil and gas interests in all lands within the communitized area, and the authorization, if any, for communitizing or pooling any patented or fee lands within the communitized area.
3. The Operator of the communitized area shall be Devon Energy Production Company, L.P., 333 W. Sheridan Ave., Oklahoma City, OK 73102. All matters of operations shall be governed by the operator under and pursuant to the terms and provisions of this agreement. A successor operator may be designated by the owners of the working interest in the communitized area and four (4) executed copies of a designation of successor operator shall be filed with the Authorized Officer.
4. Operator shall furnish the Secretary of the Interior, or his authorized representative, with a log and history of any well drilled on the communitized area, monthly reports of operations, statements of oil and gas sales and royalties and such other reports as are deemed necessary to compute monthly the royalty due the United States, as specified in the applicable oil and gas operating regulations.
5. The communitized area shall be developed and operated as an entirety, with the understanding and agreement between the parties hereto that all communitized substances produced there from shall be allocated among the leaseholds comprising said area in the proportion that the acreage interest of each leasehold bears to the entire acreage interest committed to this agreement.

All proceeds, 8/8ths, attributed to unleased Federal lands included within the CA area are to be paid into the appropriate Unleased Lands Account by the designated operator until the land is leased or ownership is established.

6. The royalties payable on communitized substances allocated to the individual leases comprising the communitized area and the rentals provided for in said leases shall be determined and paid on the basis prescribed in each of the individual leases. Payments of rentals under the terms of leases subject to this agreement shall not be affected by this agreement except as provided for under the terms and provisions of said leases or as may herein be otherwise provided. Except as herein modified and changed, the oil and gas leases subject to this agreement shall remain in full force and effect as originally made and issued. It is agreed that for any Federal lease bearing a sliding- or step-scale rate of royalty, such rate shall be determined separately as to production from each communitization agreement to which such lease may be committed, and separately as to any noncommunitized lease production, provided, however, as to leases where the rate of royalty for gas is based on total lease production per day,

Mr. Potato Head 11-14 Fed Com 333H

such rate shall be determined by the sum of all communitized production allocated to such a lease plus any noncommunitized lease production.

7. There shall be no obligation on the lessees to offset any well or wells completed in the same formation as covered by this agreement on separate component tracts into which the communitized area is now or may hereafter be divided, nor shall any lessee be required to measure separately communitized substances by reason of the diverse ownership thereof, but the lessees hereto shall not be released from their obligation to protect said communitized area from drainage of communitized substances by a well or wells which may be drilled offsetting said area.
8. The commencement, completion, continued operation, or production of a well or wells for communitized substances on the communitized area shall be construed and considered as the commencement, completion, continued operation, or production on each and all of the lands within and comprising said communitized area, and operations or production pursuant to this agreement shall be deemed to be operations or production as to each lease committed hereto.
9. Production of communitized substances and disposal thereof shall be in conformity with allocation, allotments, and quotas made or fixed by any duly authorized person or regulatory body under applicable Federal or State statutes. This agreement shall be subject to all applicable Federal and State laws or executive orders, rules and regulations, and no party hereto shall suffer a forfeiture or be liable in damages for failure to comply with any of the provisions of this agreement if such compliance is prevented by, or if such failure results from, compliance with any such laws, orders, rules or regulations.
10. The date of this agreement is September 1, 2021, and it shall become effective as of this date or from the onset of production of communitized substances, whichever is earlier upon execution by the necessary parties, notwithstanding the date of execution, and upon approval by the Secretary of the Interior or by his duly authorized representative, and shall remain in force and effect for a period of 2 years and for as long as communitized substances are, or can be, produced from the communitized area in paying quantities: Provided, that prior to production in paying quantities from the communitized area and upon fulfillment of all requirements of the Secretary of the Interior, or his duly authorized representative, with respect to any dry hole or abandoned well, this agreement may be terminated at any time by mutual agreement of the parties hereto. This agreement shall not terminate upon cessation of production if, within 60 days thereafter, reworking or drilling operations on the communitized area are commenced and are thereafter conducted with reasonable diligence during the period of nonproduction. The 2-year term of this agreement will not in itself serve to extend the term of any Federal lease which would otherwise expire during said period.
11. The covenants herein shall be construed to be covenants running with the land with respect to the communitized interests of the parties hereto and their

Mr. Potato Head 11-14 Fed Com 333H

successors in interests until this agreement terminates and any grant, transfer, or conveyance of any such land or interest subject hereto, whether voluntary or not, shall be and hereby is conditioned upon the assumption of all obligations hereunder by the grantee, transferee, or other successor in interest, and as to Federal land shall be subject to approval by the Secretary of the Interior, or his duly authorized representative.

12. It is agreed between the parties hereto that the Secretary of the Interior, or his duly authorized representative, shall have the right of supervision over all Fee and State mineral operations within the communitized area to the extent necessary to monitor production and measurement, and assure that no avoidable loss of hydrocarbons occur in which the United States has an interest pursuant to applicable oil and gas regulations of the Department of the Interior relating to such production and measurement.
13. This agreement shall be binding upon the parties hereto and shall extend to and be binding upon their respective heirs, executors, administrators, successors, and assigns.
14. This agreement may be executed in any number of counterparts, no one of which needs to be executed by all parties, or may be ratified or consented to by separate instrument, in writing, specifically referring hereto, and shall be binding upon all parties who have executed such a counterpart, ratification or consent hereto with the same force and effect as if all parties had signed the same document.
15. Nondiscrimination. In connection with the performance of work under this agreement, the operator agrees to comply with all the provisions of Section 202(1) to (7) inclusive, of Executive Order 11246 (30F.R. 12319), as amended, which are hereby incorporated by reference in this agreement.

Mr. Potato Head 11-14 Fed Com 333H

EXHIBIT "A"

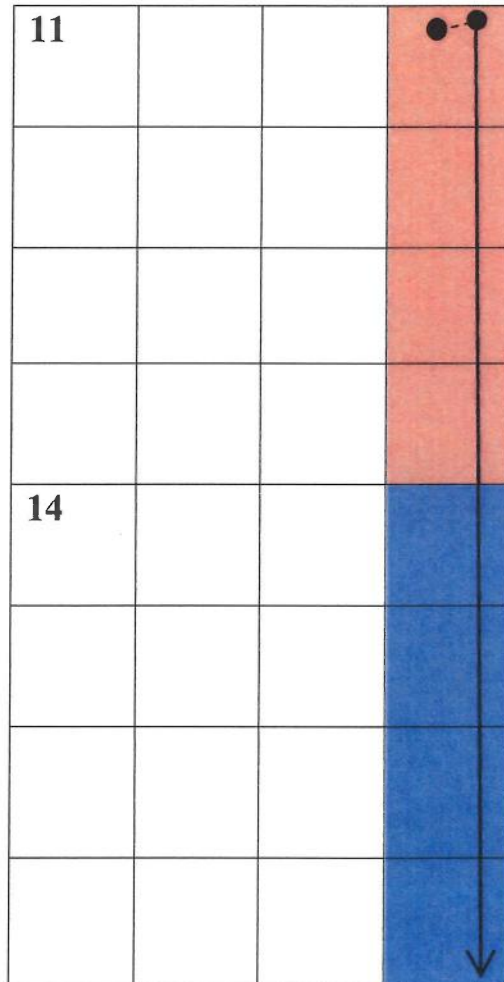
Attached to and made a part of that Communitization Agreement dated September 1, 2021, embracing the E/2 E/2 of Sections 11 & 14, T-24-S, R-29-E, Eddy County, New Mexico, Bone Spring Formation

Operator of Communitized Area: Devon Energy Production Company, L.P.

Tract 1:
USA NMNM-88134
(160.00 Acres)



Tract 2:
USA NMNM-96222
(160.00 Acres)



Mr. Potato Head 11-14 Fed Com 333H

SHL: Sec. 11-24S-29E 300' FNL & 606' FEL

BHL: Sec. 14-24S-29E 20' FSL & 330' FEL

Mr. Potato Head 11-14 Fed Com 333H

EXHIBIT "B"

Attached to and made a part of that Communitization Agreement dated September 1, 2021, covering 320 acres, E/2 E/2 of Sections 11 and 14, Township 24 South, Range 29 East, Eddy County, New Mexico, Bone Spring Formation

Operator of Communitized Area: Devon Energy Production Company, L.P.

DESCRIPTION OF LEASES COMMITTED

Tract No. 1

Lease Serial Number:	NMNM 88134
Lease Date:	March 1, 1992
Lease Term:	10 Years
Lessor:	United States of America
Original Lessee:	Maralo Inc.
Description of Land Committed:	<u>Township 24 South, Range 29 East</u> Insofar and only insofar as said lease covers: Section 11: E/2 E/2
Number of Acres:	160.00
Current Lessee of Record:	Devon Energy Production Company, L.P
Royalty Rate:	12.50%
Name of Working Interest Owners:	Devon Energy Production Company, L.P. 100%
ORRI Owners:	Cornerstone Family Trust-John Kyle Thoma, Trustee Crownrock Minerals, LP George Vaught, Jr. Kimbell Royalty Holdings, LLC Kingdom Investments, Ltd. Rave Energy, Inc. Rusk Capital Management, LLC Taurus Royalty, LLC Lowe Partners, LP Chisos Minerals, LLC Jareed Partners, Ltd. Paul R. Barwis

Mr. Potato Head 11-14 Fed Com 333H

Tract No. 2

Lease Serial Number: NMNM 96222

Lease Date: March 1, 1996

Lease Term: 10 Years

Lessor: United States of America

Original Lessee: Penwell Energy Inc.

Description of Land Committed: Township 24 South, Range 29 East
Insofar and only insofar as said lease covers:
Section 14: E/2 E/2

Number of Acres: 160.00

Current Lessee of Record: Devon Energy Production Company, L.P.

Royalty Rate: 12.50%

Name of Working Interest Owners: Devon Energy Production Company, L.P. 100%

ORRI Owners: Alan R. Hannifin
Michelle R. Hannifin
Frances A. Hannifin
S&E Royalty, LLC
FFF, Inc.
MW Oil Investment Company, Inc.
Wambaugh Exploration, LLC
CBT/MAP 1998-A
TKM Resources, LLC
Jared Partners, Ltd.
Chisos Minerals, LLC

Mr. Potato Head 11-14 Fed Com 333H

Recapitalization

Tract No.	No. of Acres Committed	Percentage of Interest In Communitized Area
1	160.00	50.00%
2	160.00	50.00%
Total	320.00	100.00%

Mr. Potato Head 11-14 Fed Com 333H

Federal Communitization Agreement

Contract No. _____

THIS AGREEMENT entered into as of the 1st day of September 2021, by and between the parties subscribing, ratifying, or consenting hereto, such parties being hereinafter referred to as "parties hereto."

WITNESSETH:

WHEREAS, the Act of February 25, 1920 (41 Stat. 437), as amended and supplemented, authorizes communitization or drilling agreements communitizing or pooling a Federal oil and gas lease, or any portion thereof, with other lands, whether or not owned by the United States, when separate tracts under such Federal lease cannot be independently developed and operated in conformity with an established well-spacing program for the field or area and such communitization or pooling is determined to be in the public interest; and

WHEREAS, the parties hereto own working, royalty or other leasehold interests, or operating rights under the oil and gas leases and lands subject to this agreement which cannot be independently developed and operated in conformity with the well-spacing program established for the field or area in which said lands are located; and

WHEREAS, the parties hereto desire to communitize and pool their respective mineral interests in lands subject to this agreement for the purpose of developing and producing communitized substances in accordance with the terms and conditions of this agreement:

NOW, THEREFORE, in consideration of the premises and the mutual advantages to the parties hereto, it is mutually covenanted and agreed by and between the parties hereto as follows:

1. The lands covered by this agreement (hereinafter referred to as "communitized area") are described as follows:

Township 24 South, Range 29 East, N.M.P.M.
 Section 11: All
 Section 14: All
 Eddy County, New Mexico

Containing **1280** acres, and this agreement shall include only the **Wolfcamp** formation underlying said lands and the oil, natural gas and associated liquid hydrocarbons hereafter referred to as "communitized substances," producible from such formation(s).

Mr. Potato Head 11-14 Fed Com 623H

2. Attached hereto, and made a part of this agreement for all purposes is Exhibit "A", a plat designating the communitized area and, Exhibit "B", designating the operator of the communitized area and showing the acreage, percentage and ownership of oil and gas interests in all lands within the communitized area, and the authorization, if any, for communitizing or pooling any patented or fee lands within the communitized area.
3. The Operator of the communitized area shall be Devon Energy Production Company, L.P., 333 W. Sheridan Ave., Oklahoma City, OK 73102. All matters of operations shall be governed by the operator under and pursuant to the terms and provisions of this agreement. A successor operator may be designated by the owners of the working interest in the communitized area and four (4) executed copies of a designation of successor operator shall be filed with the Authorized Officer.
4. Operator shall furnish the Secretary of the Interior, or his authorized representative, with a log and history of any well drilled on the communitized area, monthly reports of operations, statements of oil and gas sales and royalties and such other reports as are deemed necessary to compute monthly the royalty due the United States, as specified in the applicable oil and gas operating regulations.
5. The communitized area shall be developed and operated as an entirety, with the understanding and agreement between the parties hereto that all communitized substances produced there from shall be allocated among the leaseholds comprising said area in the proportion that the acreage interest of each leasehold bears to the entire acreage interest committed to this agreement.

All proceeds, 8/8ths, attributed to unleased Federal lands included within the CA area are to be paid into the appropriate Unleased Lands Account by the designated operator until the land is leased or ownership is established.

6. The royalties payable on communitized substances allocated to the individual leases comprising the communitized area and the rentals provided for in said leases shall be determined and paid on the basis prescribed in each of the individual leases. Payments of rentals under the terms of leases subject to this agreement shall not be affected by this agreement except as provided for under the terms and provisions of said leases or as may herein be otherwise provided. Except as herein modified and changed, the oil and gas leases subject to this agreement shall remain in full force and effect as originally made and issued. It is agreed that for any Federal lease bearing a sliding- or step-scale rate of royalty, such rate shall be determined separately as to production from each communitization agreement to which such lease may be committed, and separately as to any noncommunitized lease production, provided, however, as to leases where the rate of royalty for gas is based on total lease production per day,

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such rate shall be determined by the sum of all communitized production allocated to such a lease plus any noncommunitized lease production.

7. There shall be no obligation on the lessees to offset any well or wells completed in the same formation as covered by this agreement on separate component tracts into which the communitized area is now or may hereafter be divided, nor shall any lessee be required to measure separately communitized substances by reason of the diverse ownership thereof, but the lessees hereto shall not be released from their obligation to protect said communitized area from drainage of communitized substances by a well or wells which may be drilled offsetting said area.
8. The commencement, completion, continued operation, or production of a well or wells for communitized substances on the communitized area shall be construed and considered as the commencement, completion, continued operation, or production on each and all of the lands within and comprising said communitized area, and operations or production pursuant to this agreement shall be deemed to be operations or production as to each lease committed hereto.
9. Production of communitized substances and disposal thereof shall be in conformity with allocation, allotments, and quotas made or fixed by any duly authorized person or regulatory body under applicable Federal or State statutes. This agreement shall be subject to all applicable Federal and State laws or executive orders, rules and regulations, and no party hereto shall suffer a forfeiture or be liable in damages for failure to comply with any of the provisions of this agreement if such compliance is prevented by, or if such failure results from, compliance with any such laws, orders, rules or regulations.
10. The date of this agreement is September 1, 2021, and it shall become effective as of this date or from the onset of production of communitized substances, whichever is earlier upon execution by the necessary parties, notwithstanding the date of execution, and upon approval by the Secretary of the Interior or by his duly authorized representative, and shall remain in force and effect for a period of 2 years and for as long as communitized substances are, or can be, produced from the communitized area in paying quantities: Provided, that prior to production in paying quantities from the communitized area and upon fulfillment of all requirements of the Secretary of the Interior, or his duly authorized representative, with respect to any dry hole or abandoned well, this agreement may be terminated at any time by mutual agreement of the parties hereto. This agreement shall not terminate upon cessation of production if, within 60 days thereafter, reworking or drilling operations on the communitized area are commenced and are thereafter conducted with reasonable diligence during the period of nonproduction. The 2-year term of this agreement will not in itself serve to extend the term of any Federal lease which would otherwise expire during said period.
11. The covenants herein shall be construed to be covenants running with the land with respect to the communitized interests of the parties hereto and their

Mr. Potato Head 11-14 Fed Com 623H

successors in interests until this agreement terminates and any grant, transfer, or conveyance of any such land or interest subject hereto, whether voluntary or not, shall be and hereby is conditioned upon the assumption of all obligations hereunder by the grantee, transferee, or other successor in interest, and as to Federal land shall be subject to approval by the Secretary of the Interior, or his duly authorized representative.

12. It is agreed between the parties hereto that the Secretary of the Interior, or his duly authorized representative, shall have the right of supervision over all Fee and State mineral operations within the communitized area to the extent necessary to monitor production and measurement, and assure that no avoidable loss of hydrocarbons occur in which the United States has an interest pursuant to applicable oil and gas regulations of the Department of the Interior relating to such production and measurement.
13. This agreement shall be binding upon the parties hereto and shall extend to and be binding upon their respective heirs, executors, administrators, successors, and assigns.
14. This agreement may be executed in any number of counterparts, no one of which needs to be executed by all parties, or may be ratified or consented to by separate instrument, in writing, specifically referring hereto, and shall be binding upon all parties who have executed such a counterpart, ratification or consent hereto with the same force and effect as if all parties had signed the same document.
15. Nondiscrimination. In connection with the performance of work under this agreement, the operator agrees to comply with all the provisions of Section 202(1) to (7) inclusive, of Executive Order 11246 (30F.R. 12319), as amended, which are hereby incorporated by reference in this agreement.

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EXHIBIT "A"

Attached to and made a part of that Communitization Agreement dated September 1, 2021, embracing All of Sections 11 & 14, T-24-S, R-29-E, Eddy County, New Mexico, Wolfcamp Formation

Operator of Communitized Area: Devon Energy Production Company, L.P.

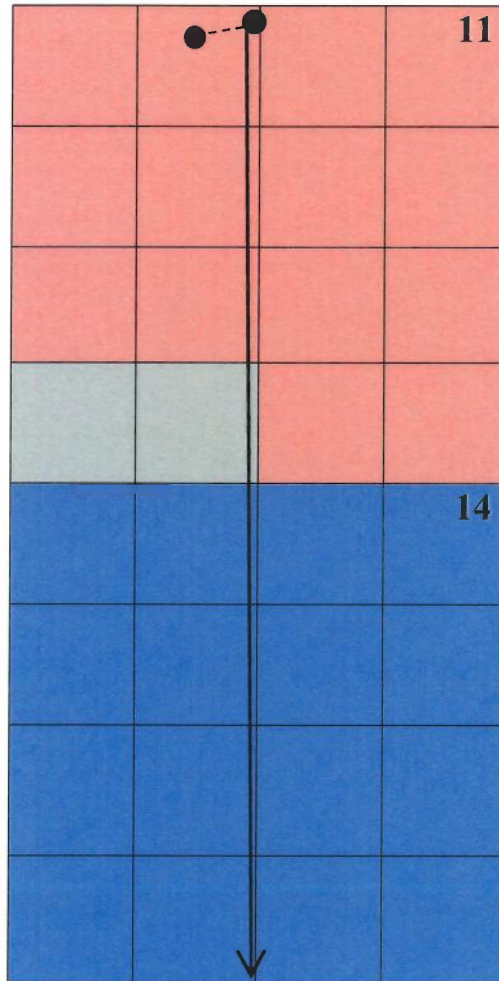
Tract 1:
USA NMNM-88134
(560 Acres)



Tract 2:
USA NMNM-85892
(80.00 Acres)



Tract 3:
USA NMNM-96222
(640.00 Acres)



Mr. Potato Head 11-14 Fed Com 623H

SHL: Sec. 11-24S-29E 350' FNL & 2,016' FWL

BHL: Sec. 14-24S-29E 20' FSL & 2,638' FWL

Mr. Potato Head 11-14 Fed Com 623H

EXHIBIT "B"

Attached to and made a part of that Communitization Agreement dated September 1, 2021, covering 1280 acres, All of Sections 11 and 14, Township 24 South, Range 29 East, Eddy County, New Mexico, Wolfcamp Formation

Operator of Communitized Area: Devon Energy Production Company, L.P.

DESCRIPTION OF LEASES COMMITTED

Tract No. 1

Lease Serial Number:	NMNM 88134
Lease Date:	March 1, 1992
Lease Term:	10 Years
Lessor:	United States of America
Original Lessee:	Maralo Inc.
Description of Land Committed:	<u>Township 24 South, Range 29 East</u> Section 11: N/2, N/2 S/2, S/2 SE/4
Number of Acres:	560.00
Current Lessee of Record:	Devon Energy Production Company, L.P
Royalty Rate:	12.50%
Name of Working Interest Owners:	Devon Energy Production Company, L.P. 100%
ORRI Owners:	Cornerstone Family Trust-John Kyle Thoma, Trustee Crownrock Minerals, LP George Vaught, Jr. Kimbell Royalty Holdings, LLC Kingdom Investments, Ltd. Rave Energy, Inc. Rusk Capital Management, LLC Taurus Royalty, LLC Lowe Partners, LP Chisos Minerals, LLC Jareed Partners, Ltd. Paul R. Barwis

Mr. Potato Head 11-14 Fed Com 623H

Tract No. 2

Lease Serial Number: NMNM 85892

Lease Date: December 1, 1990

Lease Term: 10 Years

Lessor: United States of America

Original Lessee: Pacific Enterprises Oil Company (USA)

Description of Land Committed: Township 24 South, Range 29 East
Section 11: S/2 SW/4

Number of Acres: 80.00

Current Lessee of Record: Devon Energy Production Company, L.P.

Royalty Rate: 12.50%

Name of Working Interest Owners: Devon Energy Production Company, L.P. 100%

ORRI Owners: Cornerstone Family Trust-John Kyle Thoma, Trustee
Crownrock Minerals, LP
George Vaught, Jr.
Kimbell Royalty Holdings, LLC
Kingdom Investments, Ltd.
Rave Energy, Inc.
Rusk Capital Management, LLC
Taurus Royalty, LLC
Lowe Partners, LP
Chisos Minerals, LLC
Jareed Partners, Ltd.
Paul R. Barwis

Mr. Potato Head 11-14 Fed Com 623H

Tract No. 3

Lease Serial Number: NMNM 96222

Lease Date: March 1, 1996

Lease Term: 10 Years

Lessor: United States of America

Original Lessee: Penwell Energy Inc.

Description of Land Committed: Township 24 South, Range 29 East
Insofar and only insofar as said lease covers:
Section 14: All

Number of Acres: 640.00

Current Lessee of Record: Devon Energy Production Company, L.P.

Royalty Rate: 12.50%

Name of Working Interest Owners: Devon Energy Production Company, L.P. 100%

ORRI Owners: Alan R. Hannifin
Michelle R. Hannifin
Frances A. Hannifin
S&E Royalty, LLC
FFF, Inc.
MW Oil Investment Company, Inc.
Wambaugh Exploration, LLC
CBT/MAP 1998-A
TKM Resources, LLC
Jared Partners, Ltd.
Chisos Minerals, LLC

Mr. Potato Head 11-14 Fed Com 623H

Recapitalization

Tract No.	No. of Acres Committed	Percentage of Interest In Communitized Area
1	560.00	43.75%
2	80.00	6.25%
3	640.00	50.00%
Total	1280.00	100.0000%

Mr. Potato Head 11-14 Fed Com 623H

From: [McClure, Dean, EMNRD](#) on behalf of [Engineer, OCD, EMNRD](#)
To: [Harms, Jenny](#)
Cc: [McClure, Dean, EMNRD](#); [Wrinkle, Justin, EMNRD](#); [Powell, Brandon, EMNRD](#); lisa@rwbyram.com; [Paradis, Kyle O](#); [Walls, Christopher](#)
Subject: Approved Administrative Order PLC-859
Date: Friday, October 14, 2022 12:40:11 PM
Attachments: [PLC859 Order.pdf](#)

NMOCD has issued Administrative Order PLC-859 which authorizes Devon Energy Production Company, LP (6137) to surface commingle or off-lease measure, as applicable, the following wells:

Well API	Well Name	UL or Q/Q	S-T-R	Pool
30-015-46704	Mr Potato Head 11 14 Federal Com #333H	E/2 E/2	11-24S-29E	96473
		E/2 E/2	14-24S-29E	
30-015-46702	Mr Potato Head 11 14 Federal Com #624H	All	11-24S-29E	98220
		All	14-24S-29E	
30-015-47270	Mr Potato Head 11 14 Federal Com #713H	All	11-24S-29E	98220
		All	14-24S-29E	

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

From: Harms, Jenny
To: McClure, Dean, EMNRD
Subject: RE: [EXTERNAL] surface commingling application PLC-859
Date: Friday, October 7, 2022 8:36:00 AM
Attachments: [images001.png](#)
[MR_POTATO_HEAD_11_CTB_4_BLM_ATTACHMENTS_4_12_2022_20220412103352.pdf](#)
[Print_Report \(1\).pdf](#)

I apologize, my mistake. Please see approved BLM commingling.

Thank you,
Jenny

From: McClure, Dean, EMNRD <Dean.McClure@emnrd.nm.gov>
Sent: Friday, October 7, 2022 9:04 AM
To: Harms, Jenny <Jenny.Harms@dmv.com>
Subject: RE: [EXTERNAL] surface commingling application PLC-859

Hello Jenny,

Actually what I am looking for is the print off for the commingling project. If memory serves, the document included with the application does not have enough information on it to show that the BLM has been notified of this project. Instead, there should be a page that can be printed off that shows a list of the wells included.

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

From: Harms, Jenny <Jenny.Harms@dmv.com>
Sent: Friday, October 7, 2022 7:59 AM
To: McClure, Dean, EMNRD <Dean.McClure@emnrd.nm.gov>
Subject: RE: [EXTERNAL] surface commingling application PLC-859

Good morning Dean,

I have provided the attached sundries with their attachments for the spacing change. All three sundries are in "AO" status at the BLM, meaning they are in their final stage of approval.

Thank you,

Jenny Harms
Surface Landman

Devon Energy Corporation
333 West Sheridan Ave
Oklahoma City OK 73102-5015
(405)552-6560

From: McClure, Dean, EMNRD <Dean.McClure@emnrd.nm.gov>
Sent: Tuesday, October 4, 2022 1:35 PM
To: Harms, Jenny <Jenny.Harms@dmv.com>
Subject: RE: [EXTERNAL] surface commingling application PLC-859

I'm unsure if there are different tiers of certified mail which may affect the USPS's retention of the tracking information, but I have run across this in the past.

While it is unusual for full delivery of notifications to be achieved when there are greater than 10 noticed persons, it does occur and what we have will be fine for this application. My primary concern is that the USPS will sometimes return mail and then mark it as delivered; I speculate because technically the mail was delivered even if not to the intended recipient. When you reference confirmation of delivery, I assume this was something digital you received rather than a signed green card and as such wonder if some confirmations were received for returned mail. The initial indicator that this may have occurred is a significantly later delivery date and then further review of the tracking history will confirm one way or the other. Regardless, as stated before we should be fine for this application, and if Devon is now adopting a position of providing public notice then it shouldn't be an issue in the future.

Regarding confirmation of notice to the BLM; please print off the page from the BLM's site for the sundry submitted to them which should include a list of the wells and current status of the sundry.

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

From: Harms, Jenny <Jenny.Harms@dmv.com>
Sent: Tuesday, October 4, 2022 12:13 PM
To: McClure, Dean, EMNRD <Dean.McClure@emnrd.nm.gov>
Subject: RE: [EXTERNAL] surface commingling application PLC-859

Dean,

I will attached the sundries in a separate email.

I do not have a copy of the original report from the post office. I received confirmation of delivery and marked it on the spreadsheet and then submitted to the NMOCD. I have an email from another internal Devon contact that also confirmed delivery in this email (I have attached the email). I am wondering if they are not keep the tracking after a certain amount of months? How would you me to proceed?

Thank you,
Jenny

From: McClure, Dean, EMNRD <Dean.McClure@emnrd.nm.gov>
Sent: Tuesday, October 4, 2022 1:08 PM
To: Harms, Jenny <Jenny.Harms@dyn.com>
Subject: RE: [EXTERNAL] surface commingling application PLC-859

Hello Jenny,

Please print off the sundries which were submitted to the BLM and provide them.

Regarding notice, do you have a copy of the original report? After status, of most interest from it is the date of delivery. I currently receive the below error when attempting to receive a report now. Diversely, are the tracking numbers correct?

Tracking Number:

Remove X

9405509898642921147205

Copy Add to Informed Delivery

Label Created, not yet in system

A status update is not yet available on your Priority Mail® package. It will be available when the shipper provides an update or the package is delivered to USPS. Check back soon.

[Sign up for Informed Delivery®](#) to receive notifications for packages addressed to you.

If you'd like to see the tracking information for an item sent in the past, go to [USPS Tracking Plus® Archives](#).

USPS Tracking Plus™ Archives



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

From: Harms, Jenny <Jenny.Harms@dyn.com>
Sent: Monday, October 3, 2022 6:09 AM
To: McClure, Dean, EMNRD <Dean.McClure@emnrd.nm.gov>
Subject: RE: [EXTERNAL] surface commingling application PLC-859

Good morning Dean,

After researching the below, the 624H and 713H had sundries submitted to the BLM for spacing changes that have not been approved yet, would you like me to provide you a submitted copy? I will reach out to the BLM and try to see they can be approved soon to help clear up the 1280 spacing. The 623H was drilled right down the middle of the section line expanding the spacing of the drilling section to become 1280 instead of two separate 640's.

I have attached the tracking for the owners that were notified of the commingle application. When the tracking came back all parties were a successful delivery status.

I appreciate your help working on these commingles.

Thank you,

Jenny Harms
Surface Landman

Devon Energy Corporation
333 West Sheridan Ave
Oklahoma City OK 73102-5015
(405)552-6560

From: McClure, Dean, EMNRD <Dean.McClure@emnrd.nm.gov>
Sent: Friday, September 30, 2022 5:23 PM
To: Harms, Jenny <Jenny.Harms@dyn.com>
Subject: [EXTERNAL] surface commingling application PLC-859

Ms. Harms,

I am reviewing surface commingling application PLC-859 which involves a commingling project that includes the Mr Potato Head 11 CTB 4 and is operated by Devon Energy Production Company, LP (6137).

Please confirm the HSU for the wells below. Within the application, the HSU is the entirety of the sections, but they are currently assigned HSUs taking up only the E/2 of both sections.

30-015-46702	Mr Potato Head 11 14	E/2	11-24S-29E	98220
	Federal Com #624H	E/2	14-24S-29E	
30-015-47270	Mr Potato Head 11 14	E/2	11-24S-29E	98220
	Federal Com #713H	E/2	14-24S-29E	

Please print off the page from the BLM submittal which lists the wells included and provide to me.

Please confirm the tracking numbers for the notifications provided for this application. The tracking numbers included return errors within the USPS system.

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

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

**APPLICATION FOR SURFACE COMMINGLING
SUBMITTED BY DEVON ENERGY PRODUCTION
COMPANY, LP**

ORDER NO. PLC-859

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. Devon Energy Production Company, LP (“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 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.
8. 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.
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 acreage of each lease 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, 19.15.12. NMAC, and 19.15.23. NMAC.
11. 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.
12. 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.
13. 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.
14. 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.
15. 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.
16. 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 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 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.
4. 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.
5. 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.
6. 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.
7. Applicant shall calibrate the meters used to measure or allocate oil and gas production in accordance with 19.15.12.10.C.(2) NMAC.

8. 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.
9. 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 in accordance with 19.15.12.10.C.(4)(g) NMAC, provided the pools, leases, and subsequently drilled wells are within the identified parameters included in the Application.
10. 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.
11. Applicant shall not commence commingling oil or gas production from state, federal, or tribal leases until approved by the BLM or NMSLO, as applicable.
12. 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).
13. 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**



**ADRIENNE E. SANDOVAL
DIRECTOR**

DATE: 10/13/2022

State of New Mexico
Energy, Minerals and Natural Resources Department

Exhibit A

Order: PLC-859
Operator: Devon Energy Production Company, LP (6137)
Central Tank Battery: Mr Potato Head 11 Central Tank Battery 4
Central Tank Battery Location: UL H, Section 11, Township 24 South, Range 29 East
Gas Title Transfer Meter Location: UL H, Section 11, Township 24 South, Range 29 East

Pools

Pool Name	Pool Code
PIERCE CROSSING; BONE SPRING, EAST	96473
PURPLE SAGE; WOLFCAMP (GAS)	98220

Leases as defined in 19.15.12.7(C) NMAC

Lease	UL or Q/Q	S-T-R
NMNM 088134	All minus M N	11-24S-29E
NMNM 085892	M N	11-24S-29E
NMNM 096222	All	14-24S-29E

Wells

Well API	Well Name	UL or Q/Q	S-T-R	Pool
30-015-46704	Mr Potato Head 11 14 Federal Com	E/2 E/2	11-24S-29E	96473
	#333H	E/2 E/2	14-24S-29E	
30-015-46702	Mr Potato Head 11 14 Federal Com	All	11-24S-29E	98220
	#624H	All	14-24S-29E	
30-015-47270	Mr Potato Head 11 14 Federal Com	All	11-24S-29E	98220
	#713H	All	14-24S-29E	

State of New Mexico
Energy, Minerals and Natural Resources Department

Exhibit B

Order: **PLC-859**
Operator: **Devon Energy Production Company, LP (6137)**

Pooled Areas

Pooled Area	UL or Q/Q	S-T-R	Acres	Pooled Area ID
CA Wolfcamp NMNM 105738380	All	11-24S-29E	1280	A
	All	14-24S-29E		
CA Bone Spring NMNM 105738379	E/2 E/2	11-24S-29E	320	B
	E/2 E/2	14-24S-29E		

Leases Comprising Pooled Areas

Lease	UL or Q/Q	S-T-R	Acres	Pooled Area ID
NMNM 088134	All minus M N	11-24S-29E	560	A
NMNM 085892	M N	11-24S-29E	80	A
NMNM 096222	All	14-24S-29E	640	A
NMNM 088134	E/2 E/2	11-24S-29E	160	B
NMNM 096222	E/2 E/2	14-24S-29E	160	B

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 100061

CONDITIONS

Operator: DEVON ENERGY PRODUCTION COMPANY, LP 333 West Sheridan Ave. Oklahoma City, OK 73102	OGRID: 6137
	Action Number: 100061
	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.	10/14/2022