

**CASE NO. 23396**

**APPLICATION OF MEWBOURNE OIL COMPANY FOR COMPULSORY POOLING  
AND APPROVAL OF OVERLAPPING WELL UNITS,  
EDDY COUNTY, NEW MEXICO**

**EXHIBIT LIST**

1. Application and Proposed Notice
2. Landman's Affidavit
3. Geologist's Affidavit
4. Affidavits of Mailing (Exhibits 4-A and 4-B)
5. Publication Affidavits (Exhibits 5-A and 5-B)
6. Pooling Checklist

**BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION**

**APPLICATION OF MEWBOURNE OIL COMPANY  
FOR COMPULSORY POOLING AND APPROVAL  
OF OVERLAPPING WELL UNITS, EDDY COUNTY,  
NEW MEXICO.**

Case No. 23396

**APPLICATION**

Mewbourne Oil Company applies for an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a (proximity tract) horizontal spacing unit comprised of the SE $\frac{1}{4}$  of Section 3 and the S $\frac{1}{2}$  of Section 2, Township 18 South, Range 29 East, N.M.P.M., Eddy County, New Mexico, and approving overlapping well units, and in support thereof, states:

1. Applicant is an interest owner in the SE $\frac{1}{4}$  of Section 3 and the S $\frac{1}{2}$  of Section 2, and has the right to drill a well thereon.
2. Applicant proposes to drill the Swanson 3/2 B2JI Fed. Com. Well No. 2H to a depth sufficient to test the Bone Spring formation, and to dedicate the SE $\frac{1}{4}$  of Section 3 and the N $\frac{1}{2}$ S $\frac{1}{2}$  of Section 2 to the well. The well is a horizontal well, with a first take point in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 3 and a last take point in the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 2. The well is closer than 330 feet to the centerline of the well unit.
3. Applicant has in good faith sought to obtain the voluntary joinder of all other mineral interest owners in the SE $\frac{1}{4}$  of Section 3 and the S $\frac{1}{2}$  of Section 2 for the purposes set forth herein.
4. Although applicant attempted to obtain voluntary agreements from all mineral interest owners to participate in the drilling of the well or to otherwise commit their interests to the well, certain interest owners have failed or refused to join in dedicating their interests.

EXHIBIT 1



Therefore, applicant seeks an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying SE $\frac{1}{4}$  of Section 3 and the S $\frac{1}{2}$  of Section 2, pursuant to NMSA 1978 §70-2-17.

5. The N $\frac{1}{2}$ SE $\frac{1}{4}$  of Section 3 and the N $\frac{1}{2}$ S $\frac{1}{2}$  of Section 2 is committed to the Swanson 3/2 B2JI Fed. Com. Well No. 1H, and the S $\frac{1}{2}$ SE $\frac{1}{4}$  of Section 3 and the S $\frac{1}{2}$ S $\frac{1}{2}$  of Section 2 is committed to the Swanson 3/2 B2OP Fed. Com. Well No. 1H. Thus, there are overlapping well units.

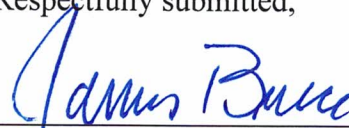
6. The pooling of all mineral interest owners in the Bone Spring formation underlying the SE $\frac{1}{4}$  of Section 3 and the S $\frac{1}{2}$  of Section 2, and approval of the overlapping well units, will prevent the drilling of unnecessary wells, prevent waste, and protect correlative rights.

**WHEREFORE**, applicant requests that, after notice and hearing, the Division enter its order:

- A. Pooling all mineral interest owners in the Bone Spring formation underlying the SE $\frac{1}{4}$  of Section 3 and the S $\frac{1}{2}$  of Section 2;
- B. Approving the request fo overlapping well units;
- C. Designating applicant as operator of the well;
- D. Considering the cost of drilling, completing, testing, and equipping the well, and allocating the cost among the well's working interest owners;
- E. Approving actual operating charges and costs charged for supervision, together with a provision adjusting the rates pursuant to the COPAS accounting procedure; and

F. Setting a 200% charge for the risk involved in drilling, completing, testing, and equipping the well in the event a working interest owner elects not to participate in the well.

Respectfully submitted,



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James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

Attorney for Mewbourne Oil Company



***Application of Mewbourne Oil Company for compulsory pooling and approval of overlapping well units, Eddy County, New Mexico.*** Mewbourne Oil Company seeks an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a horizontal spacing unit comprised of the SE/4 of Section 3 and the S/2 of Section 2, Township 18 South, Range 29 East, NMPM. The unit will be dedicated to the Swanson 3/2 B2JI Fed. Com. Well No. 2H, a horizontal well with a first take point in the NW/4SE/4 of Section 3 and a last take point in the NE/4SE/4 of Section 2. Applicant also requests approval of overlapping well units regarding (a) the Swanson 3/2 B2JI Fed. Com. Well No. 1H, which has the N/2SE/4 of Section 3 and the N/2S/2 of Section 2 dedicated thereto, and (b) the Swanson 3/2 B2OP Fed. Com. Well No. 1H, which has the S/2SE/4 of Section 3 and the S/2S/2 of Section 2 dedicated thereto. Also to be considered will be the cost of drilling, completing, and equipping the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the well, and a 200% charge for the risk involved in drilling, completing, and equipping the well. The unit is located approximately 5 miles southwest of Loco Hills, New Mexico.

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

**IN THE MATTER OF THE HEARING CALLED  
BY THE OIL CONSERVATION DIVISION FOR  
THE PURPOSE OF CONSIDERING:**

**APPLICATION OF MEWBOURNE OIL COMPANY  
COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.**

Case No. 23396

**VERIFIED STATEMENT OF ADRIANA SALGADO**

Adriana Salgado, being duly sworn upon her oath, deposes and states:

1. I am a Landman for Mewbourne Oil Company ("Mewbourne") and have personal knowledge of the matters stated herein. I have worked as a landman for 7 years. I hold a Bachelor of Arts Degree in Humanities from the University of Texas of the Permian Basin. I have 4 years of land work experience with Apache Corporation, prior to working at Mewbourne Oil Company. Collectively, I have 11 years of land work experience.

2. Pursuant to NMAC 19.15.4.12.A(1), the following information is submitted in support of the compulsory pooling application filed herein:

(a) The purpose of this application is to force pool working interest owners into the Bone Spring formation horizontal spacing unit described below, and in wells to be drilled in the unit.

(b) No opposition is expected because the interest owners being pooled have been contacted regarding the proposed well, but have failed or refused to voluntarily commit their interests to the well. All interest owners have been located.

(c) A plat outlining the unit being pooled is attached hereto as Exhibit 1. Mewbourne seeks an order approving a 480.00-acre horizontal spacing unit in the Bone Spring formation comprised of the S2 of Section 2 and the SE4 of Section 3, Township 18 South, Range 29 East, NMPM, Eddy County, New Mexico. The unit will be dedicated to the Swanson 3/2 B2JI Fed Com #2H. There are no depth severances in the Bone Spring Formation.

(d) The parties being pooled and their interests are set forth in Exhibit 2. Their current and correct addresses are also set forth.

EXHIBIT

2

- (e) Exhibit 3 contains a summary of contacts with the interest owners, together with copies of the proposal letters sent to them and delivery receipts for each.
- (f) In order to locate the interest owners, Mewbourne examined the county records, performed internet searches, checked telephone records, and searched pertinent computer searches.
- (g) Mewbourne has made a good faith effort to obtain the voluntary joinder of the working interest owners in the proposed well.
- (h) Mewbourne has the right to pool the overriding royalty owners in the well unit.
- (i) Exhibit 4 is the Authorization for Expenditure for the proposed well. The estimated cost of the well set forth therein is fair and reasonable, and is comparable to the costs of other wells of similar depth and length drilled in this area Eddy County.
- (j) Mewbourne requests overhead and administrative rates of \$8000/month for a drilling well and \$800/month for a producing well. These rates are fair, and comparable to the rates charged by other operators for wells of this type in this portion of Eddy County. Mewbourne requests that these rates be adjusted periodically as provided in the standard COPAS. Accounting Procedure.
- (k) Mewbourne requests that the maximum cost plus 200% risk charge be assessed against non-consenting working interest owners.
- (l) Applicant requests that it be designated operator of the well.
- (m) The attachments to this affidavit were prepared by me or under my supervision or compiled from company business records.
- (n) The granting of this application is in the interests of conservation and the prevention of waste.



VERIFICATION

STATE OF TEXAS )  
 ) ss.  
COUNTY OF MIDLAND )

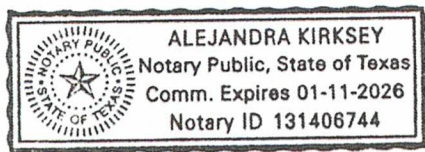
Adriana Salgado, being duly sworn upon his oath, deposes and states that: She is a Landman for Mewbourne Oil Company; she is authorized to make this verification on its behalf; she has read the foregoing statement, and knows the contents thereof; and the same is true and correct to the best of her knowledge, information, and belief.

Adriana Salgado  
Adriana Salgado

SUBSCRIBED AND SWORN TO before me this 20<sup>th</sup> day of February, 2023 by Adriana Salgado.

My Commission Expires: 01/11/26

Alejandra Kirksey  
Notary Public

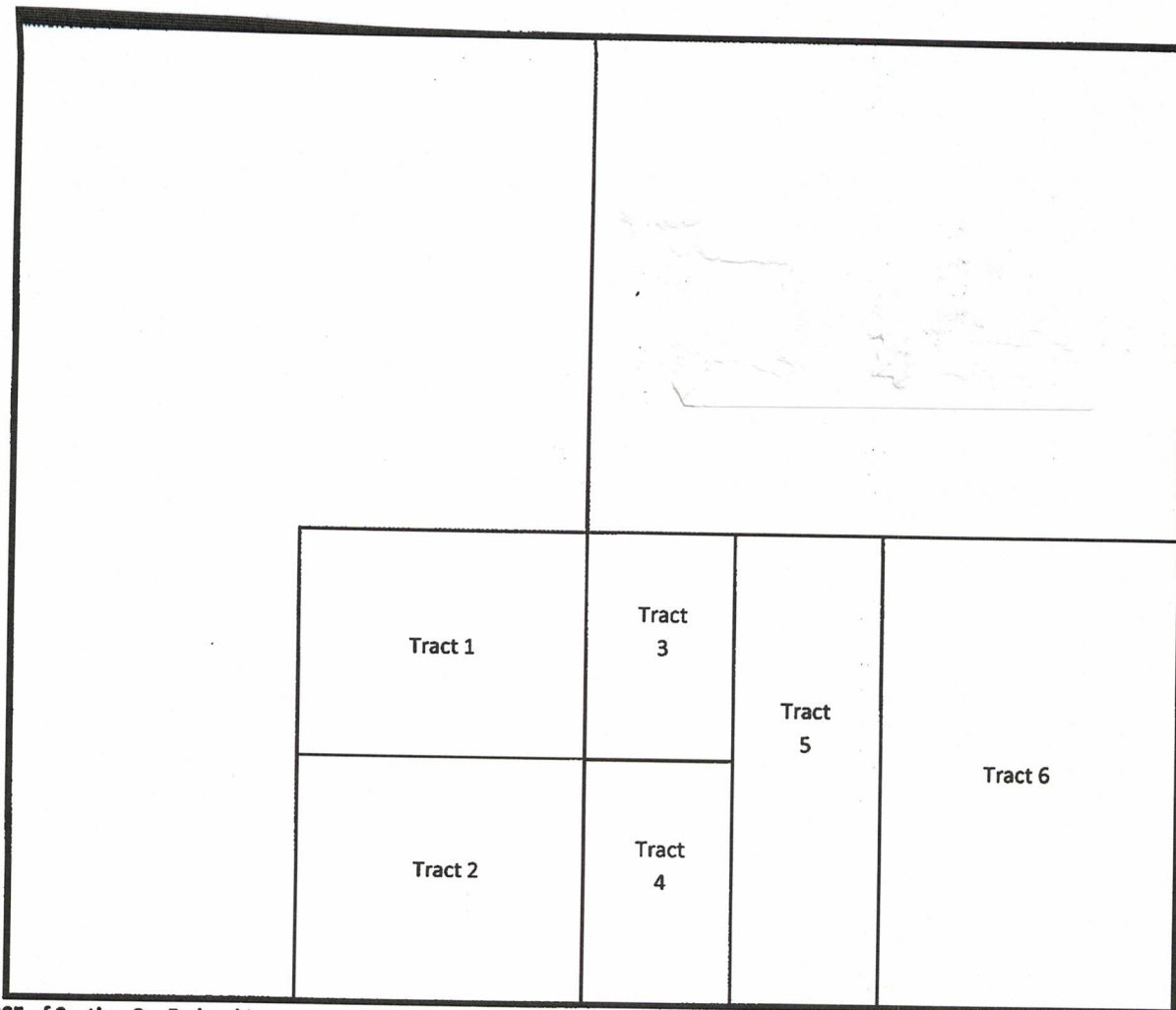


# EXHIBIT 1

**Section Plat**  
Swanson 3/2 B2JI Fed Com #2H  
SE/4 of Section 3 & S/2 of Section 2  
T18S-R29E, Eddy County, NM

Section 3

Section 2



**Tract 1: N2SE of Section 3 – Federal Lease LC 058480**

Mewbourne Oil Company  
EOG Resources Inc.

**Tract 5: E2SW of Section 2 - State Lease B-5524**

Mewbourne Oil Company  
Joel R. Miller Energy, LP

**Tract 2: S2SE of Section – Federal Lease LC 058125**

Mewbourne Oil Company  
EOG Resources Inc.

**Tract 6: SE of Section 2 - State Lease B-6846**

Mewbourne Oil Company  
Mark B. Heinen  
Mel Riggs  
Mark Tisdale  
Debra Denise Latham, Ttee of Family Trust under will of Lindley Paul  
Latham, deceased  
Greg Benton  
\*John Kennedy

**Tract 3: NWSW of Section 2 - State Lease B-7677**

Mewbourne Oil Company

**Tract 4: SWSW of Section 2 - State Lease B-5524**

Mewbourne Oil Company

\*Indicates parties being pooled.

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 Road, Aztec, NM 87410  
Phone: (505) 334-6178 Fax: (505) 334-6170  
District IV  
1220 S. St. Francis Dr., Santa Fe, NM 87505  
Phone: (505) 476-3460 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  
Submit one copy to appropriate  
District Office

AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

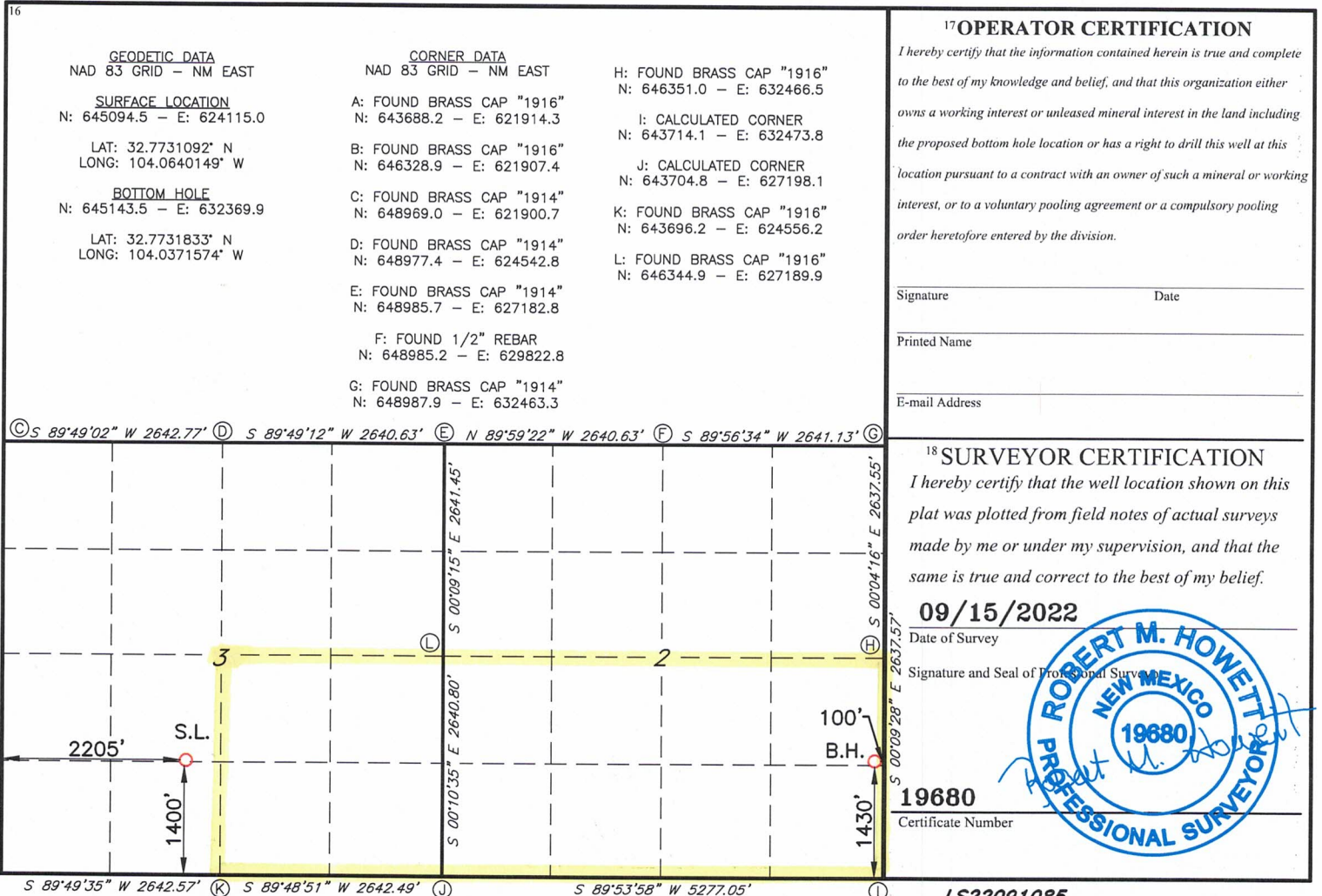
1 API Number		2 Pool Code <b>96832</b>		3 Pool Name <b>SAND TANK; BONE SPRING</b>	
4 Property Code		5 Property Name <b>SWANSON 3/2 B2JI FED COM</b>			6 Well Number <b>2H</b>
7 GRID NO <b>17794</b>		8 Operator Name <b>MEWBOURNE OIL COMPANY</b>			9 Elevation <b>3508'</b>

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
<b>K</b>	<b>3</b>	<b>18S</b>	<b>29E</b>		<b>1400</b>	<b>SOUTH</b>	<b>2205</b>	<b>WEST</b>	<b>EDDY</b>

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
<b>I</b>	<b>2</b>	<b>18S</b>	<b>29E</b>		<b>1430</b>	<b>SOUTH</b>	<b>100</b>	<b>EAST</b>	<b>EDDY</b>

12 Dedicated Acres <b>480</b>	13 Joint or Infill	14 Consolidation Code	15 Order No.
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No allowable will be assigned to this completion until all interest have been consolidated or a non-standard unit has been approved by the division.





# EXHIBIT 2

**TRACT OWNERSHIP  
Swanson 3/2 B2Jl Fed Com #2H  
S/2 of Section 2 & SE/4 of Section 3,  
Township 18 South, Range 29 East  
Eddy County, New Mexico**

**Bone Spring Formation:**

	<b><u>% Leasehold Interest</u></b>
Mewbourne Oil Company 500 West Texas, Ste. 1020 Midland, Texas 79701	51.747616%
EOG Resources, Inc. 5509 Champions Drive Midland, Texas 79706	40.666667%
Mark B. Heinen 122 Mountain Spring Drive Boerne, Texas 78006	2.106667%
Mel Riggs 2513 Regency Oaks Drive Midland, Texas 79705	1.690000%
Mark Tisdale 6951 Sundrise Cirle Midland, Texas 79707	1.690000%
Joel R. Miller Energy, LP P.O. Box 3003 Midland, Texas 79702	1.500000%
OXY Y-1 Company 5 Greenway Plaza, Suite 110 Houston, Texas 77046-0521	0.233333%
Debra Denise Latham, Trustee of Family Trust under Will of Lindley Paul Latham, deceased 954 River Forest Drive New Braunfels, Texas 78132	0.162500%
Greg Benton P.O. Box 52408 Midland, Texas 79710	0.067763%

**\*John Kennedy**  
1724 Normandy Lane  
Midland, Texas 79705

0.135454%

Total

100.00000%

**\*Total interest being pooled: 0.135454%**

# EXHIBIT 3

## Summary of Communications Swanson 3/2 B2JI Fed Com #2H

Company Name: John Kennedy		
Date:	Communicated with:	Comments/Actions:
11/22/2022	John Kennedy	Mailed well proposals via certified mail dated 11/22/2020
11/23/2022		Certified Mail receipt showed successful delivery at 3:43 PM
2/7/2023	John Kennedy	Mailed well proposal again explaining change of spacing unit via certified mail dated 2/7/2023
2/14/2023		Certified Mail receipt showed successful delivery at 11:11 AM



**MEWBOURNE OIL COMPANY**

500 West Texas, Suite 1020  
 Midland, Texas 79701  
 Phone (432) 682-3715  
 Fax (432) 685-4170

November 22, 2022

Via Certified Mail

John Kennedy  
 1724 Normandy Lane  
 Midland, Texas 79705

Re: Swanson 3/2 B2JI Fed Com #2H Well – Pooling Order  
 Sections 3 & 2, T18S, R29E  
 Eddy County, New Mexico

Mr. Kennedy,

Attached for your information and further handling is a copy of the referenced pooling order dated December 22, 2021 regarding the following proposed well:

Proposed Wells	Pooling Order #	Your WI	Your Cost
Swanson 3/2 B2JI Fed Com #2H	R-21962	0.067681%	\$5,687.84

Pursuant to ordering paragraph number 22 on page 2 of the order, enclosed is a copy of our AFE dated November 16, 2022 regarding your 0.067681% working interest in the captioned proposed well. The enclosed AFE is an estimated well cost for the proposed well. Pursuant to ordering paragraph number 23 on page 2 of the pooling order, please sign and return the AFEs within 30 days of your receipt of same in the event you elect to participate in the proposed well. Should you participate in the well, please send me your check for the amount listed in the table above within 60 days of your receipt of this letter made payable to Mewbourne Oil Company.

Should you have any questions regarding the above, please email me at [asalgado@mewbourne.com](mailto:asalgado@mewbourne.com) or call me at (432) 682-3715.

Sincerely,

**MEWBOURNE OIL COMPANY**



Adriana Salgado  
 Landman

## Adriana Salgado

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**From:** webmaster@simplecertifiedmail.com  
**Sent:** Wednesday, November 23, 2022 3:43 PM  
**To:** Adriana Salgado  
**Subject:** [EXT] Document Delivered

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### Document Delivered

A document with a tracking code of 9414836104262056630194 and reference number of Swanson 3 2 B2JI Fed Com 2H Proposal was successfully delivered to John Kennedy

**This is an "Advisory Notice" from information provided by the United State Postal Service, and may not accurately reflect the delivery status of the item. Please check the Delivery Information Report in SimpleCertifiedMail.com to ensure the item was "Delivered" and not "Returned"**

If you have questions or concerns, please let us know.

Regards,

*The Client Services Group-Assistance*

SimpleCertifiedMail.com  
111 Commonwealth Court, Suite 103  
Cary, NC 27511-4447  
[888-462-1750 ext. 2](tel:888-462-1750) | [assistance@simplecertifiedmail.com](mailto:assistance@simplecertifiedmail.com)

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## MEWBOURNE OIL COMPANY

500 West Texas, Suite 1020  
Midland, Texas 79701  
Phone (432) 682-3715  
Fax (432) 685-4170

February 7, 2023

Via Certified Mail

John Kennedy  
1724 Normandy Lane  
Midland, Texas 79705

Re: Swanson 3/2 B2JI Fed Com #2H Well Proposal  
Sections 3 & 2, T18S, R29E  
Eddy County, New Mexico

Mr. Kennedy,

I recently proposed the attached AFE via the Pooling Order #R-21962 for the Swanson 3/2 B2JI Fed Com #1H on 11/22/2022. However, the same attached AFE is today being proposed as a new well proposal since it has a different spacing unit as the #1H well and the Pooling Order mentioned above will not suffice for this well.

Mewbourne Oil Company ("Mewbourne") hereby proposes to drill the referenced horizontal Bone Spring well. The referenced well will be drilled as stated below:

1. The Swanson 3/2 B2JI Fed Com #2H will be at a surface location 1400' FSL & 2205' FWL in Section 3, T-18-S, R-29-E and a bottom hole location approximately 1430' FSL & 100' FEL in Section 2, T-18-S, R-29-E, Eddy County, New Mexico. We anticipate drilling to an approximate true vertical depth of 6,846 feet and an approximate measured depth of 14,809 feet. The estimated cost to casing point for this well is \$2,787,500 and estimated cost of producing well is \$8,403,900.

These costs are more fully detailed in the AFE enclosed herewith. If you do not wish to participate in the wells, Mewbourne is interested in discussing other options for your interest.

Enclosed is an original of Mewbourne's AFE for the well. To make your election to participate in the proposed well, properly execute and return the AFE. You will also need to provide your "Well Information" requirements. As a reminder, Mewbourne's AFEs provide all participants the opportunity to opt out of the "Extra Expense Well Control Insurance" that Mewbourne purchases for each well it drills. If you do opt out, you must provide evidence that you have adequate "Well Control Insurance".

Feel free to contact me if you have any questions. I can be reached by phone at (432) 682-3715 or via email at [asalgado@mewbourne.com](mailto:asalgado@mewbourne.com).

Sincerely,

MEWBOURNE OIL COMPANY



Adriana Salgado  
Landman



**Adriana Salgado**

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**From:** Alex Kirksey  
**Sent:** Tuesday, February 14, 2023 11:11 AM  
**To:** Adriana Salgado  
**Subject:** FW: [EXT] Document Delivered

**From:** webmaster@simplecertifiedmail.com <webmaster@simplecertifiedmail.com>  
**Sent:** Monday, February 13, 2023 5:07 PM  
**To:** Alex Kirksey <akirksey@mewbourne.com>  
**Subject:** [EXT] Document Delivered



**Document Delivered**

A document with a tracking code of 9414836104262433252407 and reference number of SWANSON 3 2 B2JI FC NO 2 WELL PROPOSAL was successfully delivered to JOHN KENNEDY

**This is an "Advisory Notice" from information provided by the United State Postal Service, and may not accurately reflect the delivery status of the item. Please check the Delivery Information Report in SimpleCertifiedMail.com to ensure the item was "Delivered" and not "Returned"**

If you have questions or concerns, please let us know.

Regards,

*The Client Services Group-Assistance*



MEWBOURNE OIL COMPANY
AUTHORIZATION FOR EXPENDITURE

EXHIBIT 4

Well Name: SWANSON 3/2 B2JI FED COM #2H Prospect: ASPEN
Location: SL: 1400 FSL & 2205 FWL (3); BHL: 1430 FSL & 100 FEL (2) County: Eddy ST: NM
Sec: 3 Blk: Survey: TWP: 18S RNG: 29E Prop. TVD: 6846 TMD: 14809

Table with 5 columns: Description, CODE, TCP, CODE, CC. Section: INTANGIBLE COSTS 0180. Rows include Regulatory Permits & Surveys, Location/Road/Site/Preparation, Daywork/Turnkey/Footage Drilling, Fuel, etc.

Table with 5 columns: Description, CODE, TCP, CODE, CC. Section: TANGIBLE COSTS 0181. Rows include Casing (19.1" - 30"), Casing (10.1" - 19.0"), Casing (8.1" - 10.0"), etc.

Summary rows: TOTAL, SUBTOTAL, TOTAL WELL COST. Values: \$2,260,900, \$4,158,800, \$2,787,500, \$5,616,400, \$8,403,900.

Extra Expense Insurance section with checkboxes and signature lines. Includes text: 'I elect to be covered by Operator's Extra Expense Insurance...' and 'I elect to purchase my own well control insurance policy...'.



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

APPLICATION OF MEWBOURNE OIL  
COMPANY FOR COMPULSORY POOLING  
AND APPROVAL OF OVERLAPPING WELL  
UNITS, EDDY COUNTY, NEW MEXICO.

Case No. 23396

SELF-AFFIRMED STATEMENT OF CHARLES CROSBY

COUNTY OF MIDLAND            )  
  ) ss.  
STATE OF TEXAS                )

Charles Crosby deposes and states:

1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am a geologist for Mewbourne Oil Company ("Mewbourne"), and I am familiar with the geological matters involved in these cases. I have been qualified by the Division as an expert petroleum geologist.
3. The following geological plats are attached hereto:
  - (a) Attachment A is a structure map of a portion of T18S-R29E on the base of the Second Bone Spring Sand. It shows that structure dips gently to the southeast. It also shows Second Bone Spring wells in the area, and a line of cross-section used on Attachment B.
  - (b) Attachment B is a cross section showing the Second Bone Spring Sand, the target zone for the proposed well. The well logs on the cross-section give a representative sample of the Second Bone Spring Sand in this area. The sand is continuous and uniformly thick across the well unit.
4. I conclude from the maps that:
  - (a) The horizontal spacing unit is justified from a geologic standpoint.
  - (b) The target zone is continuous and of relatively uniform thickness across the well unit.
  - (c) Each quarter-quarter section in the well unit will contribute more or less equally to production.

EXHIBIT 3

(d) There is no faulting or other geologic impediment in the area which will affect the drilling of the subject well.

5. The proposed well unit for the Swanson 3/2 B2JI Fed. Com. Well No. 2H is the SE/4 of Section 3 and the S/2 of Section 2, Township 18 South, Range 29 East, NMPM. The proposed unit overlaps the well units for (i) the Swanson 3/2 B2JI Fed. Com. Well No. 1H, which has the N/2SE/4 of Section 3 and the N/2S/2 of Section 2 dedicated thereto, and (ii) the Swanson 3/2 B2OP Fed. Com. Well No. 1H, which has the S/2SE/4 of Section 3 and the S/2S/2 of Section 2 dedicated thereto.

The Swanson 3/2 B2JI Fed. Com. Well No. 1H and the Swanson 3/2 B2OP Fed. Com. Well No. 1H are Lower Second Bone Spring Sand wells, while the proposed well is an Upper Second Bone Spring Sand well. There is roughly 550 feet of vertical separation between the two horizons, in addition to horizontal separation. See Attachment B. Therefore, Mewbourne expects no interference between the wells and no adverse effects on correlative rights.

6. Referring to Attachment A, there is a preference for laydown wells in this area. A review of the geology, and production from offsets, indicates that laydown wells are a reasonable way to develop the reservoir in this area.

7. Attachment C is the horizontal drilling plan for the proposed well. The producing interval of the well will be orthodox.

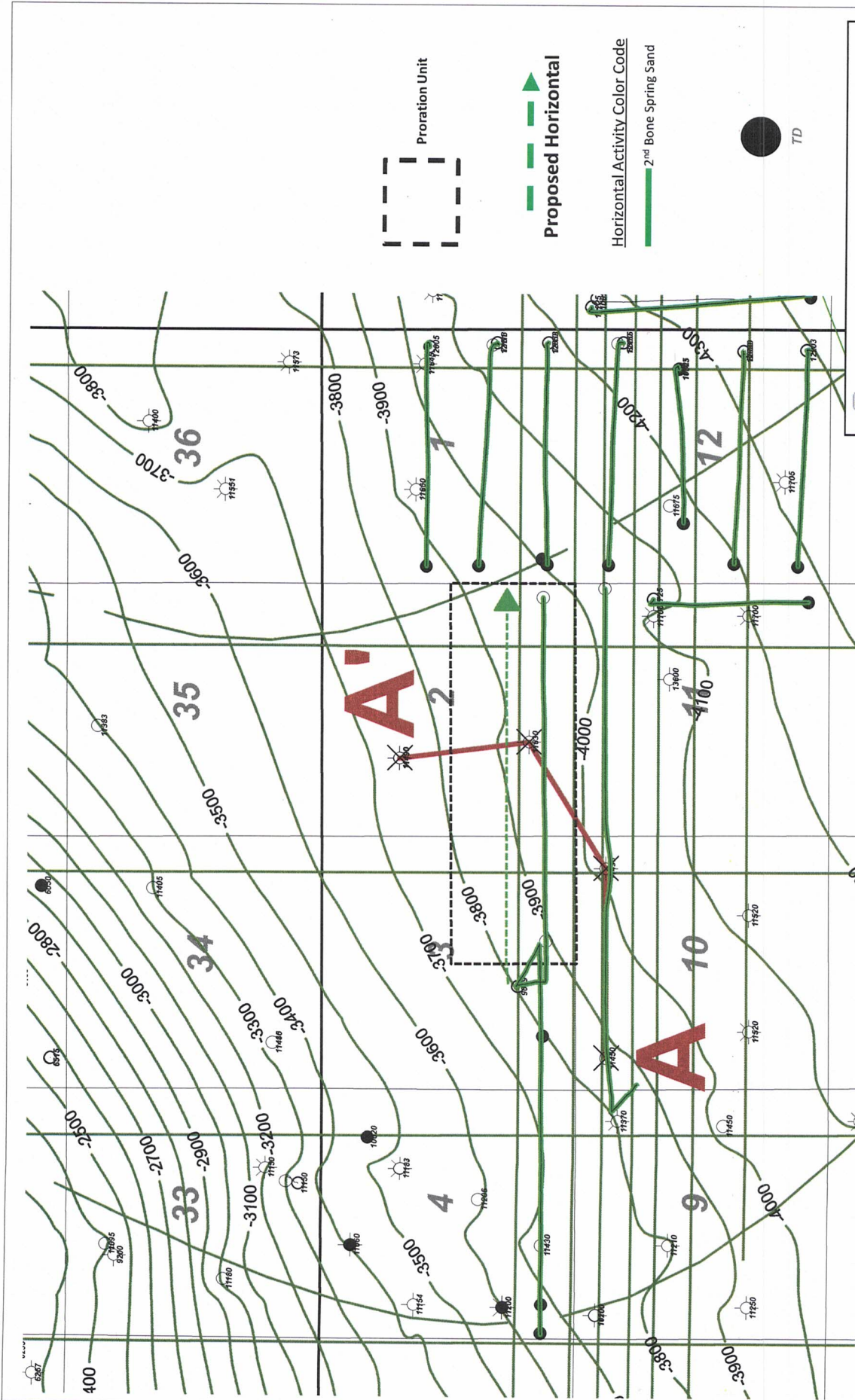
I understand that this Self-Affirmed Statement will be used as written testimony in these cases. I affirm that my testimony in paragraphs 1 through 7 above is true and correct and is made under penalty of perjury under the laws of the State of New Mexico. My testimony is made as of the date handwritten next to my signature below.

Date:

2/23/23

  
\_\_\_\_\_  
Charles Crosby

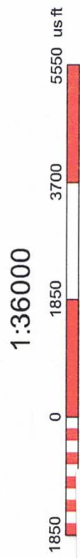




**Mewbourne Oil Company**

Swanson 3/2 B2JI Fed Com 2H  
Horizontal Activity Map  
Base 2nd BSPG Sand Structure (C.I. 100')

2/22/23	Eddy County	New Mexico
Wells TD < 5000' filtered out		Geol: C. Crosby



ATTACHMENT **A**



A  
W

A'  
E

3001531030000  
YATES PETROLEUM CORP  
CAMEZA AULO FEDERA 1  
Datum=0320.00  
880 FHL 880 FVL  
TWP: 18 S - Range: 29 E - Sec: 10

3559 R

3001531277000  
GOY USA WTR LP  
OXY ROADSIDE FEDERAL 1  
Datum=0320.00  
E NE NE  
TWP: 18 S - Range: 29 E - Sec: 10

3088 R

3001535190000  
MORROW OIL CO  
PAVO 2 STATE CSM 1  
Datum=0320.00  
940 FSL 1940 FVL  
TWP: 18 S - Range: 29 E - Sec: 2

2729 R

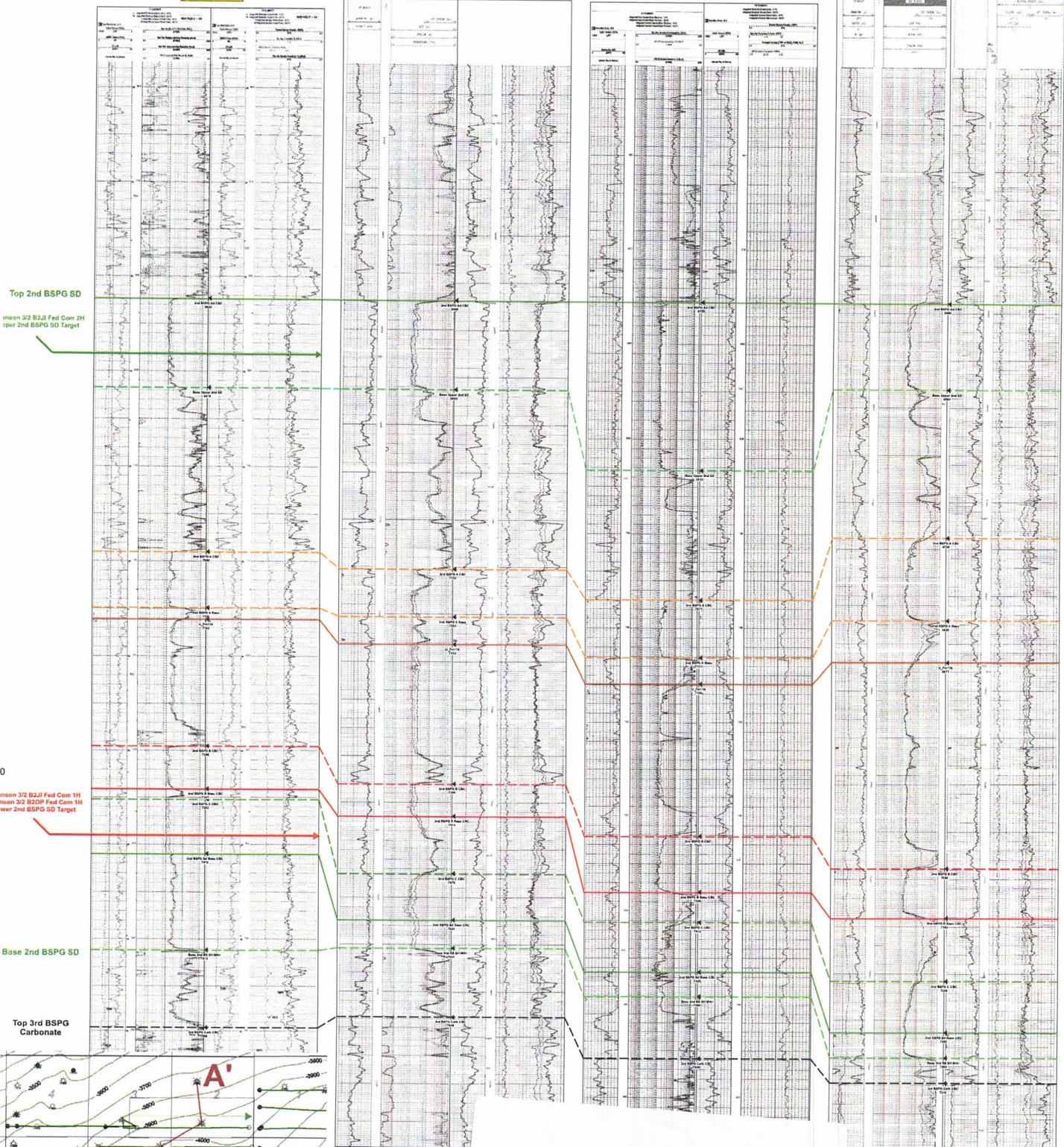
3001530233000  
ENRON OIL & GAS CO  
BTV 2 STATE CSM 1  
Datum=0320.00  
1602 FHL 1602 FVL  
TWP: 18 S - Range: 29 E - Sec: 2

10D

10A

2N

2F



Top 2nd BSPG SD

Swanson 3/2 B2JI Fed Com 2H  
Target

Swanson 3/2 B2JI Fed Com 1H  
Target

Base 2nd BSPG SD

Top 3rd BSPG  
Carbonate



ATTACHMENT B

Swanson 3/2 B2JI Fed Com 2H  
Exhibit Cross Section (A-A')



Company: Mewbourne Oil Company  
 Well: Swanson 3-2 B2JI Fed Com 2H  
 County: Eddy County, New Mexico (NAD 83)  
 Rig: Patterson 558  
 Wellbore: Wellbore #1  
 Design: Design #2  
 Date: 14:44, February 20 2023



True North: -0.15°  
 Magnetic North: 6.87°  
 Magnetic Field Strength: 47648.2nT  
 Dip Angle: 60.40°  
 Date: 2/6/2023  
 Model: HDGM2023

To convert a Magnetic Direction to a Grid Direction, Add 6.871°  
 To convert a Magnetic Direction to a True Direction, Add 7.017° East  
 To convert a True Direction to a Grid Direction, Subtract 0.146°

Geodetic System: US State Plane 1983  
 Datum: North American Datum 1983  
 Ellipsoid: GRS 1980  
 Zone: New Mexico Eastern Zone  
 System Datum: Mean Sea Level

WELL DETAILS: Swanson 3-2 B2JI Fed Com 2H  
 GL @ 3508.00 Well @ 3536.00usft (Patterson 558)

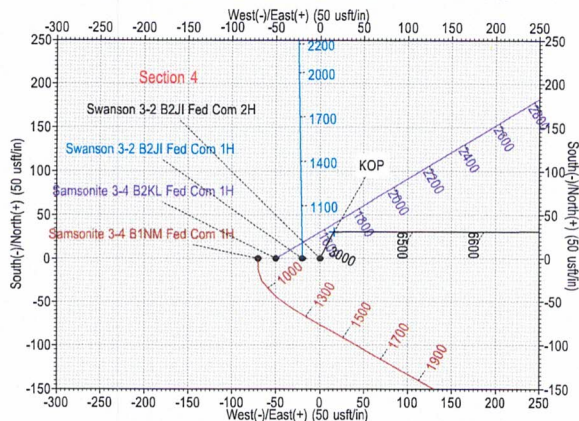
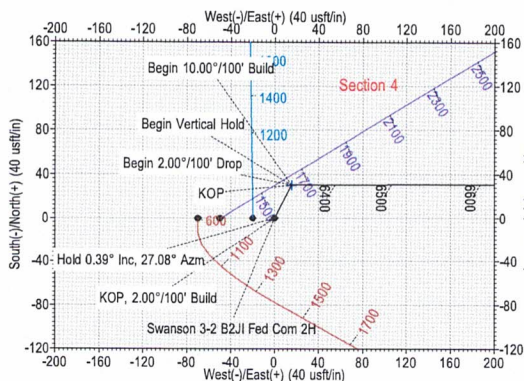
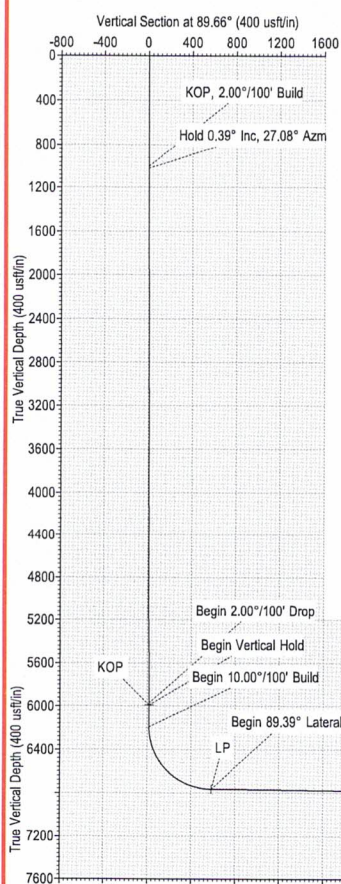
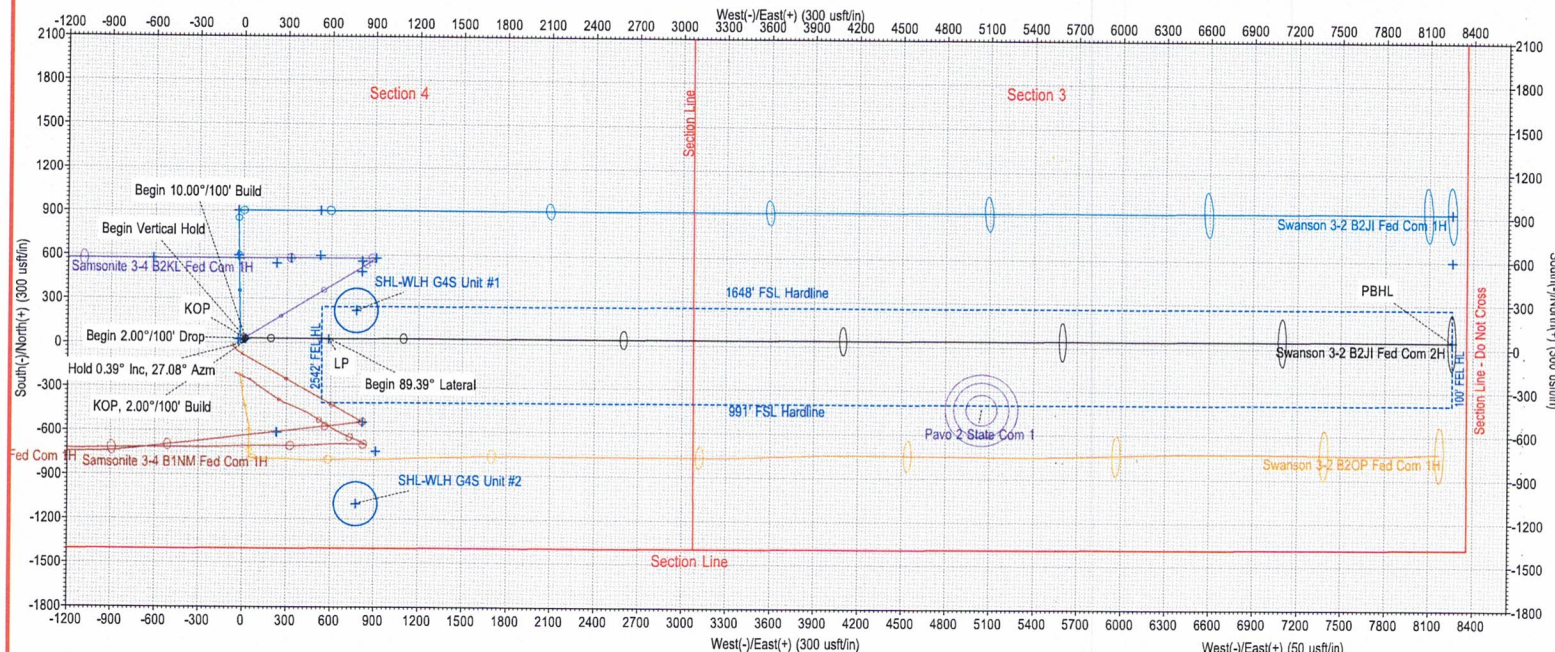
+N/-S	+E/-W	Northing	Easting	Latitude	Longitude
0.00	0.00	645094.50	624115.00	32.773109	-104.064015

DESIGN TARGET DETAILS

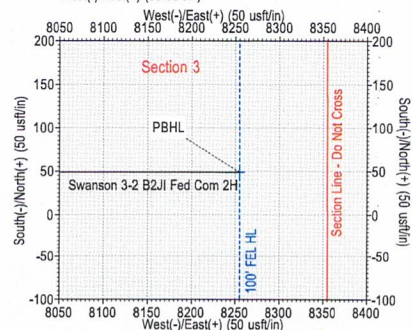
Name	TVD	+N/-S	+E/-W	Northing	Easting	Latitude	Longitude
KOP v2	5991.08	30.42	15.55	645124.92	624130.55	32.773193	-104.063964
PBHL v2	6846.00	49.00	8254.90	645143.50	632369.90	32.773183	-104.037157
LP v2	6764.00	31.70	582.39	645126.20	624697.39	32.773192	-104.062120

SURVEY PROGRAM

Depth From	Depth To	Survey/Plan	Tool
0.00	14758.04	Design #2 (Wellbore #1)	MWD+HRGM



SECTION DETAILS										
MD	Inc	Azi	TVD	+N/-S	+E/-W	Dleg	TFace	VSEct	Annotation	
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.000	0.00	0.00	
1000.00	0.00	0.00	1000.00	0.00	0.00	0.00	0.000	0.00	KOP, 2.00°/100' Build	
1019.69	0.39	27.08	1019.69	0.06	0.03	2.00	27.082	0.03	Hold 0.39° Inc. 27.08° Azm	
5971.51	0.39	27.08	5971.39	30.36	15.52	0.00	0.000	15.70	Begin 2.00°/100' Drop	
5971.20	0.00	0.00	5991.08	30.42	15.55	2.00	180.000	15.73	Begin Vertical Hold	
6191.19	0.00	0.00	6191.08	30.42	15.55	0.00	0.000	15.73	Begin 10.00°/100' Build	
7085.07	89.39	89.87	6764.00	31.70	582.39	10.00	89.871	582.56	Begin 89.39° Lateral	
14758.04	89.39	89.87	6846.00	49.00	8254.90	0.00	0.000	8255.05	PBHL	



ATTACHMENT C



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

APPLICATION OF MEWBOURNE OIL  
COMPANY FOR COMPULSORY POOLING  
AND APPROVAL OF OVERLAPPING WELL  
UNITS, EDDY COUNTY, NEW MEXICO.

Case No. 23396

SELF-AFFIRMED STATEMENT OF NOTICE

James Bruce deposes and states:

1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Mewbourne Oil Company.
3. Mewbourne Oil Company has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the application filed herein.
4. Notice of the application was provided to the interest owners, at their last known addresses, by certified mail. Copies of the notice letter and certified return receipts are attached hereto as Attachment A.
5. Applicant has complied with the notice provisions of Division Rules.
6. I understand that this Self-Affirmed Statement will be used as written testimony in this case. I affirm that my testimony in paragraphs 1 through 5 above is true and correct and is made under penalty of perjury under the laws of the State of New Mexico. My testimony is made as of the date handwritten next to my signature below.

Date: 2/28/23

James Bruce  
James Bruce

EXHIBIT A.A

**JAMES BRUCE**  
ATTORNEY AT LAW

POST OFFICE BOX 1056  
SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213  
SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone)  
(505) 660-6612 (Cell)  
(505) 982-2151 (Fax)

[jamesbruc@aol.com](mailto:jamesbruc@aol.com)

February 8, 2023

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

ATTACHMENT

A

To: Persons Listed on Exhibit A

Ladies and gentlemen:

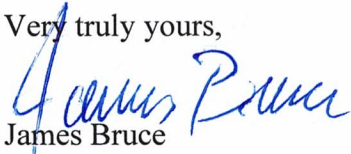
Enclosed is a copy of an application for compulsory pooling and approval of overlapping well units (Case No. 23396), filed with the New Mexico Oil Conservation Division by Mewbourne Oil Company, seeking an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a (proximity tract) horizontal spacing unit comprised of the SE/4 of Section 3 and the S/2 of Section 2, Township 18 South, Range 29 East, NMPM. The unit will be dedicated to the Swanson 3/2 B2JI Fed. Com. Well No. 2H, a horizontal well with a first take point in the NW/4SE/4 of Section 3 and a last take point in the NE/4SE/4 of Section 2. Applicant also requests approval of overlapping well units: The proposed well unit overlaps (a) the well unit for the Swanson 3/2 B2JI Fed. Com. Well No. 1H, which has the N/2SE/4 of Section 3 and the N/2S/2 of Section 2 dedicated thereto, and (b) the well unit for the Swanson 3/2 B2OP Fed. Com. Well No. 1H, which has the S/2SE/4 of Section 3 and the S/2S/2 of Section 2 dedicated thereto.

This matter is scheduled for hearing at 8:15 a.m. on Thursday, March 2, 2023. During the current circumstances, state buildings are closed to the public and the hearing will be conducted remotely. To view the hearing docket and to determine how to participate in an electronic hearing, go to <https://www.emnrd.nm.gov/ocd/hearing-info/>, or contact Marlene Salvidrez at [Marlene.Salvidrez@emnrd.nm.gov](mailto:Marlene.Salvidrez@emnrd.nm.gov). You are not required to attend this hearing, but as an owner of an interest who may be affected by the application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting this matter at a later date. A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than five business days before the hearing date. This statement may be filed online with the Division at [ocd.hearings@emnrd.nm.gov](mailto:ocd.hearings@emnrd.nm.gov), and should include: The name of the party and his or her attorney; a concise statement of the case; the name(s) of the witness(es) the party will call to testify at the hearing; the approximate time the party will need



to present his or her case; and identification of any procedural matters that need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the undersigned.

Very truly yours,

A handwritten signature in blue ink that reads "James Bruce". The signature is written in a cursive style with a large initial "J".

James Bruce

Attorney for Mewbourne Oil Company

EXHIBIT A

John Kennedy  
1724 Normandy Lane  
Midland, Texas 79705

Elizabeth Najjar  
827 N. Hawthorne Lane  
Indianapolis, Indiana 46219

George Najjar  
3904 Allendale Street  
Colleyville, Texas 76034

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February 13, 2023, 1:32 pm

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<input type="checkbox"/> Return Receipt (hardcopy) \$ _____	
<input type="checkbox"/> Return Receipt (electronic) \$ _____	
<input type="checkbox"/> Certified Mail Restricted Delivery \$ _____	
<input type="checkbox"/> Adult Signature Required \$ _____	
<input type="checkbox"/> Adult Signature Restricted Delivery \$ _____	
Postage \$ _____	
Total Postage and Fees \$ _____	
Sent To John Kennedy 1724 Normandy Lane Midland, Texas 79705	
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<input type="checkbox"/> Return Receipt (hardcopy)	\$
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<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$

Postmark  
Here

Postage	\$
Total Postage and Fees	\$

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Elizabeth Najjar  
827 N. Hawthorne Lane  
Indianapolis, Indiana 46219

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<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$

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George Najjar  
3904 Allendale Street  
Colleyville, Texas 76034

Street and Apt. No., or PO

City, State, ZIP+4®

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

APPLICATION OF MEWBOURNE OIL  
COMPANY FOR COMPULSORY POOLING  
AND APPROVAL OF OVERLAPPING WELL  
UNITS, EDDY COUNTY, NEW MEXICO.

Case No. 23396

SELF-AFFIRMED STATEMENT OF NOTICE

James Bruce deposes and states:

1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Mewbourne Oil Company.
3. Mewbourne Oil Company has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the application filed herein.
4. Notice of the application was provided to the interest owners, at their last known addresses, by certified mail. Copies of the notice letter and certified return receipts are attached hereto as Attachment A.
5. Applicant has complied with the notice provisions of Division Rules.
6. I understand that this Self-Affirmed Statement will be used as written testimony in this case. I affirm that my testimony in paragraphs 1 through 5 above is true and correct and is made under penalty of perjury under the laws of the State of New Mexico. My testimony is made as of the date handwritten next to my signature below.

Date: 2/28/23

James Bruce  
James Bruce

EXHIBIT A-B

**JAMES BRUCE**  
ATTORNEY AT LAW

POST OFFICE BOX 1056  
SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213  
SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone)  
(505) 660-6612 (Cell)  
(505) 982-2151 (Fax)

[jamesbruc@aol.com](mailto:jamesbruc@aol.com)

February 8, 2023

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

ATTACHMENT *A*

To: Persons Listed on Exhibit A

Ladies and gentlemen:

Enclosed is a copy of an application for compulsory pooling and approval of overlapping well units (Case No. 23396), filed with the New Mexico Oil Conservation Division by Mewbourne Oil Company, seeking an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a (proximity tract) horizontal spacing unit comprised of the SE/4 of Section 3 and the S/2 of Section 2, Township 18 South, Range 29 East, NMPM. The unit will be dedicated to the Swanson 3/2 B2JI Fed. Com. Well No. 2H, a horizontal well with a first take point in the NW/4SE/4 of Section 3 and a last take point in the NE/4SE/4 of Section 2. Applicant also requests approval of overlapping well units: The proposed well unit overlaps (a) the well unit for the Swanson 3/2 B2JI Fed. Com. Well No. 1H, which has the N/2SE/4 of Section 3 and the N/2S/2 of Section 2 dedicated thereto, and (b) the well unit for the Swanson 3/2 B2OP Fed. Com. Well No. 1H, which has the S/2SE/4 of Section 3 and the S/2S/2 of Section 2 dedicated thereto. **OU ARE BEING NOTIFIED ONLY AS TO THE OVERLAPPING WELL UNIT PORTION OF THE APPLICATION; YOU ARE NOT BEING FORCE POOLED.**

This matter is scheduled for hearing at 8:15 a.m. on Thursday, March 2, 2023. During the current circumstances, state buildings are closed to the public and the hearing will be conducted remotely. To view the hearing docket and to determine how to participate in an electronic hearing, go to <https://www.emnrd.nm.gov/ocd/hearing-info/>, or contact Marlene Salvidrez at [Marlene.Salvidrez@emnrd.nm.gov](mailto:Marlene.Salvidrez@emnrd.nm.gov). You are not required to attend this hearing, but as an owner of an interest who may be affected by the application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting this matter at a later date. A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than five business days before the hearing date. This statement may be filed online with the Division at [ocd.hearings@emnrd.nm.gov](mailto:ocd.hearings@emnrd.nm.gov), and should include: The name of the party and his or her attorney; a concise statement of the case; the name(s) of the witness(es) the party will call to testify at the hearing; the approximate time the party will need

to present his or her case; and identification of any procedural matters that need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the undersigned.

Very truly yours,



James Bruce

Attorney for Mewbourne Oil Company



EXHIBIT A

Joel R. Miller Energy, L.P.  
P.O. Box 3003  
Midland, TX 79702

OXY Y-1 Company  
Attention: Robert Gunn  
5 Greenway Plaza, Suite 110  
Houston, TX 77046

Mark B. Heinen  
122 Mountain Spring Drive  
Boerne, TX 78006

Mel Riggs  
2513 Regency Oaks Drive  
Midland, TX 79705

Mark Tisdale  
6951 Sunrise Circle  
Midland, TX 79707

Debra Denise Lathan, Trustee of  
the Family Trust U/W/O Paul Lathan  
954 River Forest Drive  
New Braunfels, TX 78132

Greg Benton  
P.O. Box 52408  
Midland, Texas 79710

Robert Thomas  
5723 Hillcrest Place  
Midland, TX 79707

Mike Pollard  
42089 Crooked Stick Drive  
Whitney, TX 76692

EOG Resources, Inc.  
Midland Division – Land Department  
P.O. Box 2267  
Midland, Texas 79702

Earl Russell Emmons  
John Charles Emmons  
134 Nesmith Road  
Abilene, TX 79602

David Najar  
827 North Hawthorne Lane  
Indianapolis, IN 46219

Jeffrey Najar  
3417 West Wyndam Lane  
Durham, NC 27705

Susan Nishio  
5613 Excalibur Place  
Columbus, OH 43235

George Najar, Personal Representative  
of the Estate of Roland Najar  
3904 Allendale Street  
Colleyville, TX 76034



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Robert Thomas  
5723 Hillcrest Place  
Midland, TX 79707

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

City, State, ZIP+4® \_\_\_\_\_

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A. Signature  Agent  Addressee

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If YES, enter delivery address below:

3. Service Type

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Registered Mail™

Adult Signature Restricted Delivery

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Certified Mail Restricted Delivery \$ \_\_\_\_\_

Adult Signature Required \$ \_\_\_\_\_

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Postage \$ \_\_\_\_\_

**Total Postage and Fees** \$ \_\_\_\_\_

Sent To \_\_\_\_\_

EOG Resources, Inc.  
Midland Division - Land Department  
P.O. Box 2267  
Midland, Texas 79702

Street and Apt. No. \_\_\_\_\_

City, State, ZIP+4® \_\_\_\_\_

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**SENDER: COMPLETE THIS SECTION**

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2. Article Addressed to: \_\_\_\_\_ (over \$500)

3. Complete items 1, 2, and 3.  
Print your name and address on the reverse so that we can return the card to you.  
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Midland Division - Land Department  
P.O. Box 2267  
Midland, Texas 79702

9590 9402 7543 2098 9330 38

7021 0950 0002 0374 0787

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

3. Service Type

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Registered Mail™

Adult Signature Restricted Delivery

Certified Mail®

Certified Mail Restricted Delivery

Signature Confirmation™

Collect on Delivery

Restricted Delivery

Signature Confirmation™ Restricted Delivery

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 Print your name and address on the reverse so that we can return the card to you.  
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Article Addressed to:

Greg Benton  
 P.O. Box 52408  
 Midland, Texas 79710

9590 9402 7543 2098 9330 45

7021 0950 0002 0374

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 B. Received by (Printed Name) C. Date of Delivery

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

3. Service Type  
 Priority Mail Express®  
 Registered Mail™  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Signature Confirmation™  
 Restricted Delivery

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 Certified Mail Restricted Delivery \$  
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 Adult Signature Restricted Delivery \$

Postage \$

Total Postage and Fees \$

Sent To Debra Denise Lathan, Trustee of the Family Trust U/W/O Paul Lathan  
 Street and Apt. No., or New Braunfels, TX 78132  
 City, State, ZIP+4®

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 Return Receipt (hardcopy) \$  
 Return Receipt (electronic) \$  
 Certified Mail Restricted Delivery \$  
 Adult Signature Required \$  
 Adult Signature Restricted Delivery \$

Postage \$

Total Postage and Fees \$

Sent To Greg Benton  
 P.O. Box 52408  
 Midland, Texas 79710  
 Street and Apt. No., Midland, Texas 79710  
 City, State, ZIP+4®

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4620 4200 2000 0560 7202

**SENDER: COMPLETE THIS SECTION**

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 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.

Article Addressed to:

Debra Denise Lathan, Trustee of the Family Trust U/W/O Paul Lathan  
 954 River Forest Drive  
 New Braunfels, TX 78132

9590 9402 7543 2098 9330 52

7021 0950 0002 0374 0800

PS Form 3811, July 2020 PSN 7530-02-000-9053

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent   
 B. Received by (Printed Name) C. Date of Delivery  
 D. Is delivery address different from item 1?  Yes  No  
 If YES, enter delivery address below:

3. Service Type  
 Priority Mail Express®  
 Registered Mail™  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Signature Confirmation™  
 Restricted Delivery

Collect on Delivery Restricted Delivery  
 Insured Mail (over \$500)

Postmark Here

Domestic Return Receipt



5580 4260 2000 0950 0855

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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 \$

Postage \$

Total Postage and Fees \$

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Joel R. Miller Energy, L.P.  
P.O. Box 3003  
Midland, TX 79702

Street and Apt. No., or P.O. Box No.

City, State, Zip+4®

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

COMPLETE THIS SECTION ON DELIVERY

A. Signature  Agent  Addressee

B. Received by (Printed Name) Brian K. Miller

C. Date of Delivery 2/13/23

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

3. Service Type

Adult Signature

Adult Signature Restricted Delivery

Certified Mail®

Certified Mail Restricted Delivery

Signature Confirmation™

Signature Confirmation Restricted Delivery

Collect on Delivery

Collect on Delivery Restricted Delivery

Priority Mail Express®

Registered Mail™

Registered Mail Restricted Delivery

Signature Confirmation™

Signature Confirmation Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053

M 5W

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:

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.

2. Article Addressed to:

9590 9402 7543 2098 9330 90

7021 0950 0002 0374 0848

PS Form 3811, July 2020 PSN 7530-02-000-9053

PS Form 3811, July 2020 PSN 7530-02-000-9053

M 5W

U.S. Postal Service™  
CERTIFIED MAIL® RECEIPT  
Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)

OFFICIAL USE

Certified Mail Fee \$

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 \$

Postage \$

Total Postage and Fees \$

Sent To  
OXY Y-1 Company  
Attention: Robert Gunn  
5 Greenway Plaza, Suite 110  
Houston, TX 77046

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

City, State, Zip+4®

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

5580 4260 2000 0950 0855

SENDER: COMPLETE THIS SECTION

1. Article Addressed to:

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.

2. Article Addressed to:

9590 9402 7543 2098 9331 06

7021 0950 0002 0374 0855

PS Form 3811, July 2020 PSN 7530-02-000-9053

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature  Agent  Addressee

B. Received by (Printed Name) Brian K. Miller

C. Date of Delivery 02/16/2023

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

3. Service Type

Adult Signature

Adult Signature Restricted Delivery

Certified Mail®

Certified Mail Restricted Delivery

Collect on Delivery

Collect on Delivery Restricted Delivery

Priority Mail Express®

Registered Mail™

Registered Mail Restricted Delivery

Signature Confirmation™

Signature Confirmation Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053

M 5W



7021 0950 0002 0374 0862

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**CERTIFIED MAIL® RECEIPT**  
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For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

**OFFICIAL USE**

Certified Mail Fee  
 \$ \_\_\_\_\_

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

<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

Postage  
 \$ \_\_\_\_\_

**Total Postage and Fees**  
 \$ \_\_\_\_\_

Sent To  
 Earl Russell Emmons  
 John Charles Emmons  
 134 Nesmith Road  
 Abilene, TX 79602

Street and Apt. No., or PO  
 \_\_\_\_\_

City, State, ZIP+4®  
 \_\_\_\_\_

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

7021 0950 0002 0374 0879

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**OFFICIAL USE**

Certified Mail Fee  
 \$ \_\_\_\_\_

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

<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

Postage  
 \$ \_\_\_\_\_

**Total Postage and Fees**  
 \$ \_\_\_\_\_

Sent To  
 David Najar  
 827 North Hawthorne Lane  
 Indianapolis, IN 46219

Street and Apt. No., or PO  
 \_\_\_\_\_

City, State, ZIP+4®  
 \_\_\_\_\_

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

7021 0950 0002 0374 0893

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**OFFICIAL USE**

Certified Mail Fee  
 \$ \_\_\_\_\_

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

<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

Postage  
 \$ \_\_\_\_\_

**Total Postage and Fees**  
 \$ \_\_\_\_\_

Sent To  
 Susan Nishio  
 5613 Excalibur Place  
 Columbus, OH 43235

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

City, State, ZIP+4®  
 \_\_\_\_\_

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

7021 0950 0002 0374 0909

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**OFFICIAL USE**

Certified Mail Fee  
 \$ \_\_\_\_\_

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

<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

Postage  
 \$ \_\_\_\_\_

**Total Postage and Fees**  
 \$ \_\_\_\_\_

Sent To  
 George Najar, Personal Representative  
 of the Estate of Roland Najar  
 3904 Allendale Street  
 Colleyville, TX 76034

Street and Apt. No., or PO  
 \_\_\_\_\_

City, State, ZIP+4®  
 \_\_\_\_\_

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

7021 0950 0002 0374 0831

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**OFFICIAL USE**

Certified Mail Fee  
 \$ \_\_\_\_\_

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

<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

Postage  
 \$ \_\_\_\_\_

**Total Postage and Fees**  
 \$ \_\_\_\_\_

Sent To  
 Mark B. Heinen  
 122 Mountain Spring Drive  
 Boerne, TX 78006

Street and Apt. No., or PO  
 \_\_\_\_\_

City, State, ZIP+4®  
 \_\_\_\_\_

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

7021 0950 0002 0374 0886

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**OFFICIAL USE**

Certified Mail Fee  
 \$ \_\_\_\_\_

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

<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

Postage  
 \$ \_\_\_\_\_

**Total Postage and Fees**  
 \$ \_\_\_\_\_

Sent To  
 Jeffrey Najar  
 3417 West Wyndam Lane  
 Durham, NC 27705

Street and Apt. No., or PO  
 \_\_\_\_\_

City, State, ZIP+4®  
 \_\_\_\_\_

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



7021 0950 0002 0374 0770

U.S. Postal Service  
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MSW

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OFFICIAL USE

Certified Mail Fee \$ \_\_\_\_\_

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 \$ \_\_\_\_\_

Postage \$ \_\_\_\_\_

Total Postage and Fees \$ \_\_\_\_\_

Postmark Here

Sent To Mike Pollard  
42089 Crooked Stick Drive  
Street and Apt. No. Whitney, TX 76692

City, State, ZIP+4® \_\_\_\_\_

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

7021 0950 0002 0374 0824

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Domestic Mail Only

MSW

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

OFFICIAL USE

Certified Mail Fee \$ \_\_\_\_\_

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 \$ \_\_\_\_\_

Postage \$ \_\_\_\_\_

Total Postage and Fees \$ \_\_\_\_\_

Postmark Here

Sent To Mel Riggs  
2513 Regency Oaks Drive  
Street and Apt. No., or Midland, TX 79705

City, State, ZIP+4® \_\_\_\_\_

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

7021 0950 0002 0374 0817

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Domestic Mail Only

MSW

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

OFFICIAL USE

Certified Mail Fee \$ \_\_\_\_\_

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 \$ \_\_\_\_\_

Postage \$ \_\_\_\_\_

Total Postage and Fees \$ \_\_\_\_\_

Postmark Here

Sent To Mark Tisdale  
6951 Sunrise Circle  
Street and Apt. No., or Midland, TX 79707

City, State, ZIP+4® \_\_\_\_\_

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

# Carlsbad Current Argus.

PART OF THE USA TODAY NETWORK

## Affidavit of Publication

Ad # 0005586097

This is not an invoice

**JAMES BRUCE ATTORNEY AT LAW**  
POBOX 1056

**SANTA FE, NM 87504**

I, a legal clerk of the **Carlsbad Current Argus**, a newspaper published daily at the City of Carlsbad, in said county of Eddy, state of New Mexico and of general paid circulation in said county; that the same is a duly qualified newspaper under the laws of the State wherein legal notices and advertisements may be published; that the printed notice attached hereto was published in the regular and entire edition of said newspaper and not in supplement thereof in editions dated as follows:

02/08/2023

*Linda Fitt*

Legal Clerk

Subscribed and sworn before me this February 8, 2023:

*Kathleen Allen*

State of WI, County of Brown

NOTARY PUBLIC

1-7-25

My commission expires

EXHIBIT

5-A

**KATHLEEN ALLEN**  
Notary Public  
State of Wisconsin

Ad # 0005586097  
PO #: 5586097  
# of Affidavits: 1

This is not an invoice

## NOTICE

To: John Kennedy, Longfellow LH, LLC, Elizabeth Najjar, and George Najjar, or your heirs, devisees, successors, or assigns: Mewbourne Oil Company has filed an application with the New Mexico Oil Conservation Division (Case No. 23396) seeking an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a (proximity tract) horizontal spacing unit comprised of the SE/4 of Section 3 and the S/2 of Section 2, Township 18 South, Range 29 East, NMPM. The unit will be dedicated to the Swanson 3/2 B2JI Fed. Com. Well No. 2H, a horizontal well with a first take point in the NW/4SE/4 of Section 3 and a last take point in the NE/4SE/4 of Section 2. Applicant also requests approval of overlapping well units: The proposed well unit overlaps (a) the well unit for the Swanson 3/2 B2JI Fed. Com. Well No. 1H, which has the N/2SE/4 of Section 3 and the N/2S/2 of Section 2 dedicated thereto, and (b) the well unit for the Swanson 3/2 B2OP Fed. Com. Well No. 1H, which has the S/2SE/4 of Section 3 and the S/2S/2 of Section 2 dedicated thereto. Also to be considered will be the cost of drilling, completing, testing, and equipping the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the well, and a 200% charge for the risk involved in drilling, completing, testing and equipping the well. This matter is scheduled for hearing on March 2, 2023 at 8:15 a.m. During the current circumstances, state buildings are closed to the public and the hearing will be conducted remotely. To view the hearing docket and to determine how to participate in an electronic hearing, go to <https://www.emnrd.nm.gov/ocd/hearing-info/>, or contact Marlene Salvidrez at [Marlene.Salvidrez@emnrd.nm.gov](mailto:Marlene.Salvidrez@emnrd.nm.gov). You are not required to attend this hearing, but as an owner of an interest who may be affected by the application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting this matter at a later date. A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than five business days before the hearing date. This statement may be filed online with the Division at [ocd.hearings@emnrd.nm.gov](mailto:ocd.hearings@emnrd.nm.gov), and should include: The name of the party and his or her attorney; a concise statement of the case; the name(s) of the witness(es) the party will call to testify at the hearing; the approximate time the party will



mate time the party will need to present his or her case; and identification of any procedural matters that need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the attorney for applicant, James Bruce, P.O. Box 1056, Santa Fe, New Mexico 87504, jamesbruc@aol.com. The unit is located approximately 5 miles southwest of Loco Hills, New Mexico.  
#5586097, Current Argus, Feb. 8, 2023

# Carlsbad Current Argus.

PART OF THE USA TODAY NETWORK

## Affidavit of Publication

Ad # 0005592366

This is not an invoice

JAMES BRUCE ATTORNEY AT LAW  
POBOX 1056

SANTA FE, NM 87504

I, a legal clerk of the Carlsbad Current Argus, a newspaper published daily at the City of Carlsbad, in said county of Eddy, state of New Mexico and of general paid circulation in said county; that the same is a duly qualified newspaper under the laws of the State wherein legal notices and advertisements may be published; that the printed notice attached hereto was published in the regular and entire edition of said newspaper and not in supplement thereof in editions dated as follows:

02/14/2023

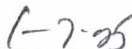


Legal Clerk

Subscribed and sworn before me this February 14, 2023:



State of WI, County of Brown  
NOTARY PUBLIC



My commission expires

EXHIBIT 5-B

KATHLEEN ALLEN  
Notary Public  
State of Wisconsin

Ad # 0005592366  
PO #:  
# of Affidavits: 1

This is not an invoice

## NOTICE

To: Joel R. Miller Energy, L.P., OXY Y-1 Company, Mark B. Heinen, Mel Riggs, Mark Tisdale, Debra Denise Lathan as Trustee of the Family Trust U/W/O Paul Lathan, Greg Benton, Robert Thomas, Mike Pollard, EOG Resources, Inc., Earl Russell Emmons, John Charles Emmons, David Najjar, Jeffrey Najjar, Susan Nishio, and George Najjar as Personal Representative of the Estate of Roland Najjar, or your heirs, devisees, successors, or assigns: Mewbourne Oil Company has filed an application with the New Mexico Oil Conservation Division (Case No. 23396) seeking an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a (proximity tract) horizontal spacing unit comprised of the SE/4 of Section 3 and the S/2 of Section 2, Township 18 South, Range 29 East, NMPM. The unit will be dedicated to the Swanson 3/2 B2JI Fed. Com. Well No. 2H, a horizontal well with a first take point in the NW/4SE/4 of Section 3 and a last take point in the NE/4SE/4 of Section 2. Applicant also requests approval of overlapping well units: The proposed well unit overlaps (a) the well unit for the Swanson 3/2 B2JI Fed. Com. Well No. 1H, which has the N/2SE/4 of Section 3 and the N/2S/2 of Section 2 dedicated thereto, and (b) the well unit for the Swanson 3/2 B2OP Fed. Com. Well No. 1H, which has the S/2SE/4 of Section 3 and the S/2S/2 of Section 2 dedicated thereto. Also to be considered will be the cost of drilling, completing, testing, and equipping the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the well, and a 200% charge for the risk involved in drilling, completing, testing and equipping the well. YOU ARE BEING NOTIFIED ONLY AS TO THE OVERLAPPING WELL UNIT PORTION OF THE APPLICATION; YOU ARE NOT BEING FORCE POOLED. This matter is scheduled for hearing on March 2, 2023 at 8:15 a.m. During the current circumstances, state buildings are closed to the public and the hearing will be conducted remotely. To view the hearing docket and to determine how to participate in an electronic hearing, go to <https://www.emnrd.nm.gov/ocd/hearing-info/>, or contact Marlene Salvidrez at [Marlene.Salvidrez@emnrd.nm.gov](mailto:Marlene.Salvidrez@emnrd.nm.gov). You are not required to attend this hearing, but as an owner of an interest who may be affected by the application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude




party of record will preclude you from contesting this matter at a later date. A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than five business days before the hearing date. This statement may be filed online with the Division at [cd.hearings@emnr.d.nm.gov](mailto:cd.hearings@emnr.d.nm.gov), and should include: The name of the party and his or her attorney; a concise statement of the case; the name(s) of the witness(es) the party will call to testify at the hearing; the approximate time the party will need to present his or her case; and identification of any procedural matters that need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the attorney for applicant, James Bruce, P.O. Box 1056, Santa Fe, New Mexico 87504, [jamesbruc@aol.com](mailto:jamesbruc@aol.com). The unit is located approximately 5 miles southwest of Loco Hills, New Mexico. #5592366, Current Argus, 2/14/23

<b>COMPULSORY POOLING APPLICATION CHECKLIST</b>	
<b>ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS</b>	
<b>Case: 23396</b>	<b>APPLICANT'S RESPONSE</b>
<b>Date: mmarch 2, 2023</b>	
Applicant	<b>Mewbourne Oil Company</b>
Designated Operator & OGRID (affiliation if applicable)	<b>Mewbourne Oil Company/OGRID 14744</b>
Applicant's Counsel:	James Bruce
Case Title:	Application of Mewbourne Oil Company for Compulsory Pooling and Approval of Overlapping Well Units, Eddy County, New Mexico
Entries of Appearance/Intervenors:	
Well Family	Swanson Bone Spring wells
<b>Formation/Pool</b>	
Formation Name(s) or Vertical Extent:	Bone Spring
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Entire Bone Spring formation
Pool Name and Pool Code:	Sand Tank Bone Spring/Pool Code 96832
Well Location Setback Rules:	Standard Rules for horizontal wells – 330' and 100' setbacks
<b>Spacing Unit</b>	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	480 acres
Building Blocks:	40 acres
Orientation:	<b>West-East</b>
Description: TRS/County	SE/4 §3 and S/2 §2, Township 18 South, Range 29 East, NMPM, Eddy County
Standard Horizontal Well Spacing Unit (Y/N), If No, describe <u>and is approval of non-standard unit requested in this application?</u>	Y  EXHIBIT 6
<b>Other Situations</b>	
Depth Severance: Y/N. If yes, description	N
Proximity Tracts: If yes, description	N
Proximity Defining Well: if yes,	



description	
Applicant's Ownership in Each Tract	Exhibit 2-1
<b>Well(s)</b>	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	Add wells as needed
Well #1	Swanson 3/2 B2JI Federal Com. Well No. 2H API No. 30-025-Pending SHL: 1400 FSL & 2205 FWL §3 BHL: 1430 FSL & 100 FEL §2 FTP: 1430 FSL & 2540 FEL §3 LTP: 1430 FSL & 100 FEL §2 Second Bone Spring/TVD 6846 feet/MD 14809 feet
Well #2	
Horizontal Well First and Last Take Points	See above
Completion Target (Formation, TVD and MD)	See above
<b>AFE Capex and Operating Costs</b>	
Drilling Supervision/Month \$	\$8000
Production Supervision/Month \$	\$800
Justification for Supervision Costs	Exhibit 2, page 2
Requested Risk Charge	
<b>Notice of Hearing</b>	
Proposed Notice of Hearing	Exhibit 1
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibits 4-A and 4-B
Proof of Published Notice of Hearing (10 days before hearing)	Exhibits 5-A and 5-B
<b>Ownership Determination</b>	
Land Ownership Schematic of the Spacing Unit	Exhibit 2-1
Tract List (including lease numbers and owners)	Exhibit 2-1
If approval of Non-Standard Spacing Unit is requested, Tract List (including lease numbers and owners) of Tracts subject to notice requirements.	Exhibit 2-1

Pooled Parties (including ownership type)	Exhibits 2-1 and 2-2; Working Interest Owners
Unlocatable Parties to be Pooled	None
Ownership Depth Severance (including percentage above & below)	No Depth Severance
<b>Joinder</b>	
Sample Copy of Proposal Letter	Exhibit 2-3
List of Interest Owners (i.e. Exhibit A of JOA)	Exhibits 2-1 and 2-2
Chronology of Contact with Non-Joined Working Interests	Exhibit 2-3
Overhead Rates In Proposal Letter	
Cost Estimate to Drill and Complete	Exhibit 2-4
Cost Estimate to Equip Well	Exhibit 2-4
Cost Estimate for Production Facilities	Exhibit 2-4
<b>Geology</b>	
Summary (including special considerations)	Exhibit 3
Spacing Unit Schematic	Exhibits 2-1 and 3-A
Gunbarrel/Lateral Trajectory Schematic	Exhibit 3-B
Well Orientation (with rationale)	West-East Exhibits 3 and 3-C
Target Formation	Second Bone Spring Sand
HSU Cross Section	Exhibit 3-B
Depth Severance Discussion	N/A
<b>Forms, Figures and Tables</b>	
C-102	Exhibit 2-1
Tracts	Exhibit 2-1
Summary of Interests, Unit Recapitulation (Tracts)	Exhibits 2-1 and 2-2
General Location Map (including basin)	Exhibit 3-A
Well Bore Location Map	Exhibit 2-1
Structure Contour Map - Subsea Depth	Exhibit 3-A
Cross Section Location Map (including wells)	Exhibit 3-A

Cross Section (including Landing Zone)	Exhibit 3-B
<b>Additional Information</b>	
Special Provisions/Stipulations	
<b>CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.</b>	
<b>Printed Name</b> (Attorney or Party Representative):	James Bruce
<b>Signed Name</b> (Attorney or Party Representative):	
<b>Date:</b>	February 28, 2023