

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

**APPLICATION OF FRANKLIN MOUNTAIN  
ENERGY 3, LLC TO POOL ADDITIONAL  
INTEREST OWNERS UNDER THE TERMS  
OF ORDER NO. R-23031,**

**CASE NO. 25162  
ORDER NO. R-23031-A**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on February 18, 2025, and after considering the testimony, evidence, and recommendation of the Hearing and Technical Examiners, issues the following Order.

**FINDINGS OF FACT**

1. On August 4, 2023, OCD issued Order R-23031 to Franklin Mountain Energy 3, LLC (“Operator”) to pool the uncommitted oil and gas interests within the specified spacing unit (“Unit”).
2. Subsequent to the issuance of Order R-23031, Operator discovered previously unidentified interest owner(s) in the Unit.
3. On January 14, 2025, Operator filed an application (“Application”) with the OCD to amend Order R-23031 to pool additional interest owner(s).
4. Operator provided evidence that it gave notice of the Application and the hearing to the previously unidentified interest owner(s).
5. Operator presented evidence through affidavits in support of the Application.
6. No other party presented evidence at the hearing.

**CONCLUSIONS OF LAW**

7. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
8. Operator is the owner of an oil and gas working interest within the Unit.
9. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.
10. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
11. The previously unidentified interest owner has not agreed to commit its interest to the Unit.

12. The pooling of the previously unidentified uncommitted interest in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
13. This Order affords to the previously unidentified interest owner the opportunity to produce its just and equitable share of the oil or gas in the pool.

**ORDER**

14. The previously unidentified uncommitted interest in the Unit is hereby pooled in the Unit.
15. Order R-23031 shall remain in full force and effect.
16. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

**STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION**



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**GERASIMOS RAZATOS**  
**DIRECTOR (Acting)**  
GR/jag

**Date:** 4/23/2025