

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

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LLC  
TO AMEND ORDER NO. R-21381,  
LEA COUNTY, NEW MEXICO**

**Case No. 21861  
Order No. R-21381  
(Re-Open)**

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LLC  
TO AMEND ORDER NO. R-21382,  
LEA COUNTY, NEW MEXICO**

**Case No. 21862  
Order No R-21382  
(Re-Open)**

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LLC  
TO AMEND ORDER NO. R-21395,  
LEA COUNTY, NEW MEXICO**

**Case No. 21863  
Order No. R-21395  
(Re-Open)**

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21369,  
LEA COUNTY, NEW MEXICO**

**Case No. 21864  
Order No. R-21369  
(Re-Open)**

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LLC  
TO AMEND ORDER NO. R-21370,  
LEA COUNTY, NEW MEXICO**

**Case No. 21865  
Order No. R-21370  
(Re-Open)**



***Lonesome Dove Fed Com***

**322H, 432H, 512H, 323H, 403H, 513H, 404H, 434H and 514H**

May 6, 2021

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Tab 1

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

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21381,  
LEA COUNTY, NEW MEXICO**

**Case No. 21861  
Order No. R-21381  
(Re-Open)**

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21382,  
LEA COUNTY, NEW MEXICO**

**Case No. 21862  
Order No. R-21382  
(Re-Open)**

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21395,  
LEA COUNTY, NEW MEXICO**

**Case No. 21863  
Order No. R-21395  
(Re-Open)**

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21369,  
LEA COUNTY, NEW MEXICO**

**Case No. 21864  
Order No. R-21369  
(Re-Open)**

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21370,  
LEA COUNTY, NEW MEXICO**

**Case No. 21865  
Order No. R-21370  
(Re-Open)**

**AFFIDAVIT OF WALTER JONES**

I, being duly sworn on oath, state the following:

1. I am over the age of 18, and have the capacity to execute this Affidavit, which is based on my personal knowledge.

2. I am a landman employed as Vice President of Land with Titus Oil & Gas Production, LLC (“Titus”), and I am familiar with the subject applications and the lands involved.

**EXHIBIT A**

Titus Oil & Gas Production, LLC  
NMOCD Case Nos. 21861-21865

3. This affidavit is submitted in connection with the filing by Titus of the above-referenced applications pursuant to 19.15.4.12(A)(1) NMAC.

4. I have previously testified before the New Mexico Oil Conservation Division as an expert witness in petroleum land matters. My credentials as a petroleum landman have been accepted by the Division and made a matter of record previously. My education and work experience are as follows: I graduated from the University of Mississippi in 2005 with a business degree in marketing. From 2007 through 2009, I worked as an independent landman for a broker in the Barnett Shale in the Fort Worth area. From 2009 to 2017, I worked for BOPCO, LP, overseeing assets predominately in Eddy and Lea Counties, New Mexico. I have been with Titus from 2017 to present. I have been working on New Mexico oil and gas matters for approximately 12 years.

5. The pertinent applications are attached as **Exhibits 1-A through 1-E**. The purpose of these applications is to amend Order Nos. R-21381, R-21382, R-21395, R-21369, and R-21370 previously issued in Case Nos. 21203, 21204, 21205, 21206, and 21207, respectively, to extend the time, by one year, for drilling the following wells:

- a. **Case No. 21861:** The **Lonesome Dove Fed Com 322H** well (API #30-025-48153) (“Lonesome Dove 322H Well”) approved in Order No. R-21381 (previous Case No. 21203);
- b. **Case No. 21862:** The (1) **Lonesome Dove Fed Com 432H** well (API # 30-025-48156) (“Lonesome Dove 432H Well”) and the (2) **Lonesome Dove Fed Com 512H** well (API # 30-025-PENDING) (“Lonesome Dove 512H Well”) approved in Order No. R-21382 (previous Case No. 21204);
- c. **Case No. 21863:** The **Lonesome Dove Fed Com 323H** well (API #30-025-48154) (“Lonesome Dove 323H Well”) approved in Order No. R-21395 (previous Case No. 21205);
- d. **Case No. 21864:** The (1) **Lonesome Dove Fed Com 403H** well (API # 30-025-PENDING) (“Lonesome Dove 403H Well”) and the (2) **Lonesome Dove Fed Com 513H** (API # 30-025-PENDING) well (“Lonesome Dove 513H Well”) approved in Order No. R-21369 (previous Case No. 21206); and

- e. **Case No. 21865:** The (1) **Lonesome Dove Fed Com 404H** well (API # 30-025-48155) (“Lonesome Dove 404H Well”), the (2) **Lonesome Dove Fed Com 434H** well (API # 30-025-PENDING) (“Lonesome Dove 434H Well”), and the (3) **Lonesome Dove Fed Com 514H** well (API # 30-025-PENDING) (“Lonesome Dove 514H Well”) approved in Order No. R-21370 (previous Case No. 21207).
6. The pertinent orders are attached as Exhibits 2-A through 2-E.
    - a. **Order No. R-21381**, regarding the Lonesome Dove 322H Well, pooled uncommitted interest owners in the Bone Spring formation (WC-025 G-08 S263412K; Bone Spring [96672]) in a standard 240-acre, more or less, horizontal spacing and proration unit (“HSU”) comprised of the E/2 NW/4 of Section 17 and the E/2 W/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.
    - b. **Order No. R-21382**, regarding the Lonesome Dove 432H Well and the Lonesome Dove 512H Well, pooled uncommitted interest owners in the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) in a standard 240-acre, more or less, horizontal spacing and proration unit (“HSU”) comprised of the E/2 NW/4 of Section 17 and the E/2 W/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico, .
    - c. **Order No. R-21395**, regarding the Lonesome Dove 323H Well, pooled uncommitted interest owners in the Bone Spring formation (WC-025 G-08 S263412K; Bone Spring [96672]) in a standard 240-acre, more or less, horizontal spacing and proration unit (“HSU”) comprised of the W/2 NE/4 of Section 17 and the W/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.
    - d. **Order No. R-21369**, regarding the Lonesome Dove 403H Well and the Lonesome Dove 513H Well, pooled uncommitted interest owners in the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) in a standard 240-acre, more or less, horizontal spacing and proration unit (“HSU”) comprised of the W/2 NE/4 of Section 17 and the W/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.
    - e. **Order No. R-21370**, regarding the Lonesome Dove 404H Well, the Lonesome Dove 434H Well, and the Lonesome Dove 514H Well, pooled uncommitted interest owners in the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) in a standard 240-acre, more or less, horizontal spacing and proration unit (“HSU”) comprised of the E/2 NE/4 of Section 17 and the E/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.

7. The orders designated Titus as the operator of the above-referenced wells and HSUs.

8. Titus is a working interest owner in the HSUs and has the right to drill thereon.

9. In Case Nos. 21861 and 21862, Titus requests the Division to re-open the matters previously heard in Case Nos. 21203 and 21204 to extend the time to commence drilling the above-referenced wells to be no later than July 6, 2022, which will be a one-year extension from the time to commence drilling granted in Order Nos. R-21381 and R-21382.

10. In Case Nos. 21863, 21864, and 21865, Titus requests the Division to re-open the matters previously heard in Case Nos. 21205, 21206, and 21207 to extend the time to commence drilling the above-referenced wells to be no later than July 22, 2022, which will be a one-year extension from the time to commence drilling granted in Order Nos. R-21395, R-21369, and R-21370.

11. The Division hearings in original Case Nos. 21203, 21204, 21205, 21206, and 21207 were held on June 25, 2020.

12. The Division entered Order No. R-21381 in Case No. 21203 and Order No. R-21382 in Case No. 21204 on July 6, 2020.

13. The Division entered Order No. R-21395 in Case No. 21205, Order No. R-21369 in Case No. 21206, and Order No. R-21370 in Case No. 21207 on July 22, 2020.

14. At paragraph 19, each order states, "The Operator shall commence drilling the Well(s) within one (1) year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well." At paragraph 20, each order states, "This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown."

15. Under Order Nos. R-21381 and R-21382, Titus would be required to commence drilling the wells thereunder by July 6, 2021.

16. Under Order Nos. R-21395, R-21369, and R-21370, Titus would be required to commence drilling the wells thereunder by July 22, 2021.

17. Good cause exists for the Division to grant the extensions.

18. Titus requests an extension of time because there have been changes in Titus's drilling schedule due to COVID-19 and current market conditions. In addition, the executive order entered by the federal administration in January 2021 impacted the timing of federal permitting, right-of-way, and sundries among other federal approvals needed prior to drilling.

19. Titus's operations and drilling activity have been impacted by COVID-19, oil and gas market conditions, and delays in federal permitting.

20. Titus is in good standing under the statewide rules and regulations.

21. Titus notified all parties pooled under the orders regarding the requests to re-open these matters for an extension of time to drill. A sample notice letter for Case Nos. 21861 and 21862 is attached hereto as **Exhibit 3**. A sample notice letter for Case Nos. 21863, 21864, and 21865 is attached hereto as **Exhibit 4**. Proof of notification, including proof of publication, can be found at **Tab 2** of the exhibit package.

22. In Case Nos. 21861 and 21862, no party has entered an appearance. In Case Nos. 21863, 21864, and 21865, Allar Company entered an appearance, which was subsequently withdrawn. Consequently, no opposition is expected.

23. Titus incorporates all exhibits provided and admitted into the record at the hearing for the original Case Nos. 21203, 21204, 21205, 21206, and 21207 by reference herein.



24. Titus is not requesting changes to any provisions in the orders, other than the changes requested herein, and asks that all other rights and privileges granted to Titus in the orders remain the same.

25. The exhibits to this Affidavit were prepared by me, or compiled from Titus's business records.

26. The granting of these applications is in the interests of conservation, the prevention of waste, and the protection of correlative rights.

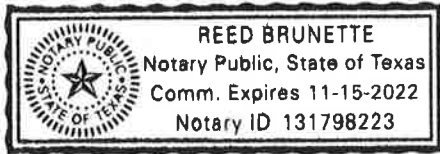
27. The foregoing is correct and complete to the best of my knowledge and belief.

FURTHER AFFIANT SAYETH NAUGHT

Walter P. Jones  
Walter P. Jones

STATE OF TEXAS            )  
                                          )ss  
COUNTY OF TARRANT    )

Subscribed to and sworn before me this 4<sup>th</sup> day of May, 2021.



Reed Brunette  
Notary Public

My Commission expires 11/15/2022

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

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21381,  
LEA COUNTY, NEW MEXICO**

Case No. 21861  
Order No. **R-21381**  
(Re-Open)

**APPLICATION**

Titus Oil & Gas Production, LLC (“Titus”), through its undersigned counsel Montgomery & Andrews, P.A. (Sharon T. Shaheen and John F. McIntyre), hereby files this application with the Oil Conservation Division to amend Order No. R-21381 entered in Case No. 21203 to extend the time for drilling the **Lonesome Dove Fed Com 322H** well (API #30-025-48153) (“Lonesome Dove 322H Well”) approved in Order No. R-21381.<sup>1</sup> In support of its application, Titus states as follows:

1. Order No. R-21381 pooled uncommitted interest owners in the Bone Spring formation (WC-025 G-08 S263412K; Bone Spring [96672]) in a standard 240-acre, more or less, horizontal spacing and proration unit (“HSU”) comprised of the E/2 NW/4 of Section 17 and the E/2 W/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico, dedicated to the Lonesome Dove 322H Well.

2. Titus is a working interest owner in the HSU and has the right to drill thereon.

**EXHIBIT 1-A**  
Titus Oil & Gas Production, LLC  
NMOCD Case Nos. 21861-21865  
May 6, 2021

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<sup>1</sup> Order No. R-21381 entered in Case No. 21203 is one of five orders relating to Titus’s “Lonesome Dove” well group. By separate applications, Titus is seeking to amend Order No. R-21382 entered in Case No. 21204, Order No. R-21395 entered in Case No. 21205, Order No. R-21369 entered in Case No. 21206, and Order No. R-21370 entered in Case No. 21207.

3. Order No. R-21381 designated Titus as the operator of the Lonesome Dove 322H Well and the HSU.

4. Titus requests the Division re-open the matter to extend the time to commence drilling the Lonesome Dove 322H Well to be no later than July 6, 2022, which will be a one-year extension from the time to commence drilling granted in Order No. R-21381.

5. The Division Hearing in the original proceeding, Case No. 21203, was held on June 25, 2020, in conjunction with four other Titus cases, Case Nos. 21204, 21205, 21206, and 21207.

6. The Division entered Order No. R-21381 in Case No. 21203 on July 6, 2020.

7. Order No. R-21381, ¶ 19 states: “The Operator shall commence drilling the Well(s) within one (1) year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.” Order No. R-21381, ¶ 20 states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.”

8. Under Order No. R-21381, Titus would be required to commence drilling the well by July 6, 2021.

9. Good cause exists for the Division to grant the extension.

10. Titus requests an extension of time because there have been changes in Titus’s drilling schedule due to COVID-19 and current market conditions. In addition, the executive order entered by the federal administration in January 2021 impacted the timing of federal permitting, right-of-way, and sundries among other federal approvals needed prior to drilling.

11. Titus’s operations and drilling activity have been impacted by COVID-19, oil and gas market conditions, and delays in federal permitting.

WHEREFORE, Titus requests that this application be set for hearing before an Examiner of the Oil Conservation Division on May 6, 2021, and that, after notice and hearing as required by law, the Division enter an order amending Order No. R-21381 to extend the time to commence drilling the Lonesome Dove 322H Well to be no later than July 6, 2022.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

/s/ Sharon T. Shaheen

Sharon T. Shaheen

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*Attorneys for Titus Oil & Gas Production, LLC*

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

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21382,  
LEA COUNTY, NEW MEXICO**

Case No. 21862  
Order No. **R-21382**  
(Re-Open)

**APPLICATION**

Titus Oil & Gas Production, LLC (“Titus”), through its undersigned counsel Montgomery & Andrews, P.A. (Sharon T. Shaheen and John F. McIntyre), hereby files this application with the Oil Conservation Division to amend Order No. R-21382 entered in Case No. 21204 to extend the time for drilling (1) the **Lonesome Dove Fed Com 432H** well (API # 30-025-48156) (“Lonesome Dove 432H Well”) and (2) the **Lonesome Dove Fed Com 512H** well (API # 30-025-PENDING) (“Lonesome Dove 512H Well”) approved in Order No. R-21382.<sup>1</sup> In support of its application, Titus states as follows:

1. Order No. R-21382 pooled uncommitted interest owners in the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) in a standard 240-acre, more or less, horizontal spacing and proration unit (“HSU”) comprised of the E/2 NW/4 of Section 17 and the E/2 W/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico, dedicated to the Lonesome Dove 432H Well and the Lonesome Dove 512H Well.
2. Titus is a working interest owner in the HSU and has the right to drill thereon.

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<sup>1</sup> Order No. R-21382 entered in Case No. 21204 is one of five orders relating to Titus’s “Lonesome Dove” well group. By separate applications, Titus is seeking to amend Order No. R-21381 entered in Case No. 21203, Order No. R-21395 entered in Case No. 21205, Order No. R-21369 entered in Case No. 21206, and Order No. R-21370 entered in Case No. 21207.

**EXHIBIT 1-B**

Titus Oil & Gas Production, LLC  
NMOCD Case Nos. 21861-21865  
May 6, 2021

3. Order No. R-21382 designated Titus as the operator of the Lonesome Dove 432H Well, the Lonesome Dove 512H Well, and the HSU.

4. Titus requests the Division re-open the matter to extend the time to commence drilling the Lonesome Dove 432H Well and the Lonesome Dove 512H Well to be no later than July 6, 2022, which will be a one-year extension from the time to commence drilling granted in Order No. R-21382.

5. The Division Hearing in the original proceeding, Case No. 21204, was held on June 25, 2020, in conjunction with four other Titus cases, Case Nos. 21203, 21205, 21206, and 21207.

6. The Division entered Order No. R-21382 in Case No. 21204 on July 6, 2020.

7. Order No. R-21382, ¶ 19 states: “The Operator shall commence drilling the Well(s) within one (1) year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.” Order No. R-21382, ¶ 20 states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.”

8. Under Order No. R-21382, Titus would be required to commence drilling the wells by July 6, 2021.

9. Good cause exists for the Division to grant the extension.

10. Titus requests an extension of time because there have been changes in Titus’s drilling schedule due to COVID-19 and current market conditions. In addition, the executive order entered by the federal administration in January 2021 impacted the timing of federal permitting, right-of-way, and sundries among other federal approvals needed prior to drilling.

11. Titus's operations and drilling activity have been impacted by COVID-19, oil and gas market conditions, and delays in federal permitting.

WHEREFORE, Titus requests that this application be set for hearing before an Examiner of the Oil Conservation Division on May 6, 2021, and that, after notice and hearing as required by law, the Division enter an order amending Order No. R-21382 to extend the time to commence drilling (1) the Lonesome Dove 432H Well and (2) the Lonesome Dove 512H Well to be no later than July 6, 2022.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

*/s/ Sharon T. Shaheen*

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**STATE OF NEW MEXICO  
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**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21395,  
LEA COUNTY, NEW MEXICO**

Case No. 21863  
Order No. **R-21395**  
(Re-Open)

**APPLICATION**

Titus Oil & Gas Production, LLC (“Titus”), through its undersigned counsel Montgomery & Andrews, P.A. (Sharon T. Shaheen and John F. McIntyre), hereby files this application with the Oil Conservation Division to amend Order No. R-21395 entered in Case No. 21205 to extend the time for drilling the **Lonesome Dove Fed Com 323H** well (API #30-025-48154) (“Lonesome Dove 323H Well”) approved in Order No. R-21395.<sup>1</sup> In support of its application, Titus states as follows:

1. Order No. R-21395 pooled uncommitted interest owners in the Bone Spring formation (WC-025 G-08 S263412K; Bone Spring [96672]) in a standard 240-acre, more or less, horizontal spacing and proration unit (“HSU”) comprised of the W/2 NE/4 of Section 17 and the W/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico, dedicated to the Lonesome Dove 323H Well.

2. Titus is a working interest owner in the HSU and has the right to drill thereon.

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<sup>1</sup> Order No. R-21395 entered in Case No. 21205 is one of five orders relating to Titus’s “Lonesome Dove” well group. By separate applications, Titus is seeking to amend Order No. R-21381 entered in Case No. 21203, Order No. R-21382 entered in Case No. 21204, Order No. R-21369 entered in Case No. 21206, and Order No. R-21370 entered in Case No. 21207.

**EXHIBIT 1-C**

Titus Oil & Gas Production, LLC  
NMOCD Case Nos. 21861-21865  
May 6, 2021

3. Order No. R-21395 designated Titus as the operator of the Lonesome Dove 323H Well and the HSU.

4. Titus requests the Division re-open the matter to extend the time to commence drilling the Lonesome Dove 323H Well to be no later than July 22, 2022, which will be a one-year extension from the time to commence drilling granted in Order No. R-21395.

5. The Division Hearing in the original proceeding, Case No. 21205, was held on June 25, 2020, in conjunction with four other Titus cases, Case Nos. 21203, 21204, 21206, and 21207.

6. The Division entered Order No. R-21395 in Case No. 21205 on July 22, 2020.

7. Order No. R-21395, ¶ 19 states: “The Operator shall commence drilling the Well(s) within one (1) year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.” Order No. R-21395, ¶ 20 states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.”

8. Under Order No. R-21395, Titus would be required to commence drilling the well by July 22, 2021.

9. Good cause exists for the Division to grant the extension.

10. Titus requests an extension of time because there have been changes in Titus’s drilling schedule due to COVID-19 and current market conditions. In addition, the executive order entered by the federal administration in January 2021 impacted the timing of federal permitting, right-of-way, and sundries among other federal approvals needed prior to drilling.

11. Titus’s operations and drilling activity have been impacted by COVID-19, oil and gas market conditions, and delays in federal permitting.

WHEREFORE, Titus requests that this application be set for hearing before an Examiner of the Oil Conservation Division on May 6, 2021, and that, after notice and hearing as required by law, the Division enter an order amending Order No. R-21395 to extend the time to commence drilling the Lonesome Dove 323H Well to be no later than July 22, 2022.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

/s/ Sharon T. Shaheen

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John F. McIntyre

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*Attorneys for Titus Oil & Gas Production, LLC*

**STATE OF NEW MEXICO  
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**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21369,  
LEA COUNTY, NEW MEXICO**

Case No. 21864  
Order No. **R-21369**  
(Re-Open)

**APPLICATION**

Titus Oil & Gas Production, LLC (“Titus”), through its undersigned counsel Montgomery & Andrews, P.A. (Sharon T. Shaheen and John F. McIntyre), hereby files this application with the Oil Conservation Division to amend Order No. R-21369 entered in Case No. 21206 to extend the time for drilling (1) the **Lonesome Dove Fed Com 403H** well (API # 30-025-PENDING) (“Lonesome Dove 403H Well”) and (2) the **Lonesome Dove Fed Com 513H** (API # 30-025-PENDING) well (“Lonesome Dove 513H Well”) approved in Order No. R-21369.<sup>1</sup> In support of its application, Titus states as follows:

1. Order No. R-21369 pooled uncommitted interest owners in the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) in a standard 240-acre, more or less, horizontal spacing and proration unit (“HSU”) comprised of the W/2 NE/4 of Section 17 and the W/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico, dedicated to the Lonesome Dove 403H Well and the Lonesome Dove 513H Well.

2. Titus is a working interest owner in the HSU and has the right to drill thereon.

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<sup>1</sup> Order No. R-21369 entered in Case No. 21206 is one of five orders relating to Titus’s “Lonesome Dove” well group. By separate applications, Titus is seeking to amend Order No. R-21381 entered in Case No. 21203, Order No. 21382 entered in Case No. 21204, Order No. R-21395 entered in Case No. 21205, and Order No. R-21370 entered in Case No. 21207.

3. Order No. R-21369 designated Titus as the operator of the Lonesome Dove 403H Well, the Lonesome Dove 513H Well, and the HSU.

4. Titus requests the Division re-open the matter to extend the time to commence drilling the Lonesome Dove 403H Well and the Lonesome Dove 513H Well to be no later than July 22, 2022, which will be a one-year extension from the time to commence drilling granted in Order No. R-21369.

5. The Division Hearing in the original proceeding, Case No. 21206, was held on June 25, 2020, in conjunction with four other Titus cases, Case Nos. 21203, 21204, 21205, and 21207.

6. The Division entered Order No. R-21369 in Case No. 21206 on July 22, 2020.

7. Order No. R-21369, ¶ 19 states: “The Operator shall commence drilling the Well(s) within one (1) year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.” Order No. R-21369, ¶ 20 states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.”

8. Under Order No. R-21369, Titus would be required to commence drilling the wells by July 22, 2021.

9. Good cause exists for the Division to grant the extension.

10. Titus requests an extension of time because there have been changes in Titus’s drilling schedule due to COVID-19 and current market conditions. In addition, the executive order entered by the federal administration in January 2021 impacted the timing of federal permitting, right-of-way, and sundries among other federal approvals needed prior to drilling.

11. Titus's operations and drilling activity have been impacted by COVID-19, oil and gas market conditions, and delays in federal permitting.

WHEREFORE, Titus requests that this application be set for hearing before an Examiner of the Oil Conservation Division on May 6, 2021, and that, after notice and hearing as required by law, the Division enter an order amending Order No. R-21369 to extend the time to commence drilling (1) the Lonesome Dove 403H Well and (2) the Lonesome Dove 513H Well to be no later than July 22, 2022.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

*/s/ Sharon T. Shaheen*

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*Attorneys for Titus Oil & Gas Production, LLC*

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

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21370,  
LEA COUNTY, NEW MEXICO**

Case No. 21865  
Order No. **R-21370**  
(Re-Open)

**APPLICATION**

Titus Oil & Gas Production, LLC (“Titus”), through its undersigned counsel Montgomery & Andrews, P.A. (Sharon T. Shaheen and John F. McIntyre), hereby files this application with the Oil Conservation Division to amend Order No. R-21370 entered in Case No. 21207 to extend the time for drilling (1) the **Lonesome Dove Fed Com 404H** well (API # 30-025-48155) (“Lonesome Dove 404H Well”), (2) the **Lonesome Dove Fed Com 434H** well (API # 30-025-PENDING) (“Lonesome Dove 434H Well”), and (3) the **Lonesome Dove Fed Com 514H** well (API # 30-025-PENDING) (“Lonesome Dove 514H Well”) approved in Order No. R-21370.<sup>1</sup> In support of its application, Titus states as follows:

1. Order No. R-21370 pooled uncommitted interest owners in the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) in a standard 240-acre, more or less, horizontal spacing and proration unit (“HSU”) comprised of the E/2 NE/4 of Section 17 and the E/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico,

**EXHIBIT 1-E**  
**Titus Oil & Gas Production, LLC**  
**NMOCD Case Nos. 21861-21865**  
**May 6, 2021**

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<sup>1</sup> Order No. R-21370 entered in Case No. 21207 is one of five orders relating to Titus’s “Lonesome Dove” well group. By separate applications, Titus is seeking to amend Order No. R-21381 entered in Case No. 21203, Order No. 21382 entered in Case No. 21204, Order No. R-21395 entered in Case No. 21205, and Order No. R-21369 entered in Case No. 21206.

dedicated to the Lonesome Dove 404H Well, the Lonesome Dove 434H Well, and the Lonesome Dove 514H Well.

2. Titus is a working interest owner in the HSU and has the right to drill thereon.

3. Order No. R-21370 designated Titus as the operator of the Lonesome Dove 404H Well, the Lonesome Dove 434H Well, the Lonesome Dove 514H Well, and the HSU.

4. Titus requests the Division re-open the matter to extend the time to commence drilling the Lonesome Dove 404H Well, the Lonesome Dove 434H Well, and the Lonesome Dove 514H Well to be no later than July 22, 2022, which will be a one-year extension from the time to commence drilling granted in Order No. R-21370.

5. The Division Hearing in the original proceeding, Case No. 21207, was held on June 25, 2020, in conjunction with four other Titus cases, Case Nos. 21203, 21204, 21205, and 21206.

6. The Division entered Order No. R-21370 in Case No. 21207 on July 22, 2020.

7. Order No. R-21370, ¶ 19 states: “The Operator shall commence drilling the Well(s) within one (1) year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.” Order No. R-21370, ¶ 20 states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.”

8. Under Order No. R-21370, Titus would be required to commence drilling the wells by July 22, 2021.

9. Good cause exists for the Division to grant the extension.

10. Titus requests an extension of time because there have been changes in Titus’s drilling schedule due to COVID-19 and current market conditions. In addition, the executive order



entered by the federal administration in January 2021 impacted the timing of federal permitting, right-of-way, and delays in federal permitting.

11. Titus's operations and drilling activity have been impacted by COVID-19, oil and gas market conditions, and the changes and uncertainty resulting from the executive order.

WHEREFORE, Titus requests that this application be set for hearing before an Examiner of the Oil Conservation Division on May 6, 2021, and that, after notice and hearing as required by law, the Division enter an order amending Order No. R-21370 to extend the time to commence drilling (1) the Lonesome Dove 404H Well, (2) the Lonesome Dove 434H Well, and (3) the Lonesome Dove 514H Well to be no later than July 22, 2022.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

/s/ Sharon T. Shaheen

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*Attorneys for Titus Oil & Gas Production, LLC*

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

**IN THE MATTER OF APPLICATION FOR  
COMPULSORY POOLING SUBMITTED BY  
TITUS OIL & GAS PRODUCTION, LLC**

**CASE NO. 21203  
ORDER NO. R-21381**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on June 25, 2020, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

**FINDINGS OF FACT**

1. Titus Oil & Gas Production, LLC (“Operator”) submitted an application (“Application”) to compulsory pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

**CONCLUSIONS OF LAW**

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.

EXHIBIT 2-A  
Titus Oil & Gas Production, LLC  
NMOCD Case Nos. 21861-21865  
May 6, 2021

9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.
11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

**ORDER**

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the

well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."

24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.
28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.

29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.
30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
31. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
32. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
33. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*
34. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
35. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

**STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION**



**ADRIENNE SANDOVAL  
DIRECTOR**

AES/jag

Date: 7/06/2020

CASE NO. 21203  
ORDER NO. R-21381

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## Exhibit A

<b>COMPULSORY POOLING APPLICATION CHECKLIST</b>	
<b>ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS</b>	
<b>Case: 21203</b>	<b>APPLICANT'S RESPONSE</b>
<b>Date</b>	<b>June 25, 2020</b>
Applicant	Titus Oil & Gas Production, LLC
Designated Operator & OGRID (affiliation if applicable)	373986
Applicant's Counsel:	Montgomery & Andrews, P.A. (Sharon Shaheen & John McIntyre)
Case Title:	Application of Titus Oil & Gas Production, LLC for Compulsory Pooling, Lea County, New Mexico
Entries of Appearance/Intervenors:	Candace Callahan, obo Chevron U.S.A. Inc.
Well Family	Lonesome Dove Wells
<b>Formation/Pool</b>	
Formation Name(s) or Vertical Extent:	Bone Spring Formation
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Bone Spring Formation
Pool Name and Pool Code:	WC-025 G-08 S263412K; Bone Spring [96672]
Well Location Setback Rules:	Statewide rules
Spacing Unit Size:	240 acres, more or less
<b>Spacing Unit</b>	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	240 acres, more or less
Building Blocks:	Quarter-quarter section (40 ac)
Orientation:	South-North
Description: TRS/County	E2NW4 of Section 17 and E2W2 of Section 8, 26S-35E, Lea County, NM
Standard Horizontal Well Spacing Unit (Y/N), If No, describe	Yes
<b>Other Situations</b>	
Depth Severance: Y/N. If yes, description	No
Proximity Tracts: If yes, description	No
Proximity Defining Well: if yes, description	No
Applicant's Ownership in Each Tract	Tract 1 (100%); Tract 2 (97%)
<b>Well(s)</b>	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	

CASE NO. 21203  
ORDER NO. R-21381

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Well #1	Lonesome Dove Fed Com 322H, API No. Pending  SHL: 1592' FSL and 1990' FWL, Section 17-T26S-R35E, NMPPM BHL: 10' FNL and 1653' FWL, Section 8-T26S-R35E, NMPPM  Completion Target: 3rd Bone Spring at approx 12,500 Feet TVD Well Orientation: South to North Completion location expected to be standard
Horizontal Well First and Last Take Points	FTP (~ 2541' FNL and 1650' FWL of Section 17-T26S-R35E); LTP (~100' FNL and 1653' FWL of Section 8-T26S-R35E)
Completion Target (Formation, TVD and MD)	Third Bone Spring; TVD (~12,500'); MD (~20,420')
<b>AFE Capex and Operating Costs</b>	
Drilling Supervision/Month \$	\$8000; see Exhibit A, ¶ 22
Production Supervision/Month \$	\$800; see Exhibit A, ¶ 22
Justification for Supervision Costs	Please see AFE at Exhibit A-7
Requested Risk Charge	200%; please see Exhibit A, ¶ 23
<b>Notice of Hearing</b>	
Proposed Notice of Hearing	Submitted with online filing of Application
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit C; see Exhibit A-8
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit C
<b>Ownership Determination</b>	
Land Ownership Schematic of the Spacing Unit	See Exhibits A-2, A-3, and A-4
Tract List (including lease numbers and owners)	Exhibits A-2, A-3
Pooled Parties (including ownership type)	Exhibit A-4
Unlocatable Parties to be Pooled	none
Ownership Depth Severance (including percentage above & below)	none
<b>Joinder</b>	
Sample Copy of Proposal Letter	Exhibit A-7
List of Interest Owners (ie Exhibit A of JOA)	Exhibit A-4
Chronology of Contact with Non-Joined Working Interests	Exhibit A-5
Overhead Rates In Proposal Letter	n/a
Cost Estimate to Drill and Complete	See AFE at Exhibit A-7
Cost Estimate to Equip Well	See AFE at Exhibit A-7
Cost Estimate for Production Facilities	See AFE at Exhibit A-7
<b>Geology</b>	
Summary (including special considerations)	Exhibit B-1

Spacing Unit Schematic	Exhibit B-3
Gunbarrel/Lateral Trajectory Schematic	Exhibit B-7
Well Orientation (with rationale)	Exhibit B-1
Target Formation	Exhibits B-5 & B-6
HSU Cross Section	Exhibit B-6
Depth Severance Discussion	n/a; see Exhibit A, ¶ 16
<b>Forms, Figures and Tables</b>	
C-102	Exhibit A-6
Tracts	Exhibit A-2
Summary of Interests, Unit Recapitulation (Tracts)	Exhibits A-2, A-3, & A-4
General Location Map (including basin)	Exhibit A-1
Well Bore Location Map	Exhibit B-3
Structure Contour Map - Subsea Depth	Exhibit B-4
Cross Section Location Map (including wells)	Exhibit B-2
Cross Section (including Landing Zone)	Exhibit B-6
<b>Additional Information</b>	
<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):	Sharon T. Shaheen
<b>Signed Name</b> (Attorney or Party Representative):	<i>Sharon T. Shaheen</i>
<b>Date:</b>	6/23/2020

CASE NO. 21203  
ORDER NO. R-21381

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

**IN THE MATTER OF APPLICATION FOR  
COMPULSORY POOLING SUBMITTED BY  
TITUS OIL & GAS PRODUCTION, LLC**

**CASE NO. 21204  
ORDER NO. R-21382**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on June 25, 2020, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

**FINDINGS OF FACT**

1. Titus Oil & Gas Production, LLC (“Operator”) submitted an application (“Application”) to compulsory pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

**CONCLUSIONS OF LAW**

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.

**EXHIBIT 2-B  
Titus Oil & Gas Production, LLC  
NMOCD Case Nos.. 21861-21865  
May 6, 2021**

9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.
11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

**ORDER**

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the

well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."

24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.
28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.

- 29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.
- 30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
- 31. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
- 32. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
- 33. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*
- 34. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
- 35. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

**STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION**



**ADRIENNE SANDOVAL  
DIRECTOR**

AES/jag

Date: 7/06/2020

CASE NO. 21204  
ORDER NO. R-21382

## Exhibit A

<b>COMPULSORY POOLING APPLICATION CHECKLIST</b>	
<b>ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS</b>	
<b>Case: 21204</b>	<b>APPLICANT'S RESPONSE</b>
<b>Date</b>	<b>June 25, 2020</b>
Applicant	Titus Oil & Gas Production, LLC
Designated Operator & OGRID (affiliation if applicable)	<b>373986</b>
Applicant's Counsel:	Montgomery & Andrews, P.A. (Sharon Shaheen & John McIntyre)
Case Title:	Application of Titus Oil & Gas Production, LLC for Compulsory Pooling, Lea County, New Mexico
Entries of Appearance/Intervenors:	Candace Callahan, obo Chevron U.S.A. Inc.
Well Family	Lonesome Dove Wells
<b>Formation/Pool</b>	
Formation Name(s) or Vertical Extent:	Wolfcamp Formation
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Wolfcamp Formation
Pool Name and Pool Code:	WC-025 G-09 S263619C; Wolfcamp [98234]
Well Location Setback Rules:	Statewide rules
Spacing Unit Size:	240 acres, more or less
<b>Spacing Unit</b>	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	240 acres, more or less
Building Blocks:	Quarter-quarter section (40 ac)
Orientation:	South-North
Description: TRS/County	E2NW4 of Section 17 and E2W2 of Section 8, 26S-35E, Lea County, NM
Standard Horizontal Well Spacing Unit (Y/N), If No, describe	Yes
<b>Other Situations</b>	
Depth Severance: Y/N. If yes, description	No
Proximity Tracts: If yes, description	No
Proximity Defining Well: if yes, description	No
Applicant's Ownership in Each Tract	Tract 1 (100%); Tract 2 (97%)
<b>Well(s)</b>	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status	

CASE NO. 21204  
ORDER NO. R-21382

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Well #1	Lonesome Dove Fed Com 432H, API No. Pending  SHL: 1592' FSL and 2050' FWL, Section 17-T26S-R35E, NMPM BHL: 10' FNL and 2310' FWL, Section 8-T26S-R35E, NMPM  Completion Target: Wolfcamp A at approx 12,760 Feet TVD Well Orientation: South to North Completion location expected to be standard
Well #2	Lonesome Dove Fed Com 512H, API No. Pending  SHL: 1592' FSL and 2020' FWL, Section 17-T26S-R35E, NMPM BHL: 10' FNL and 1850' FWL, Section 8-T26S-R35E, NMPM  Completion Target: Wolfcamp B at approx 13,050 Feet TVD Well Orientation: South to North Completion location expected to be standard
Horizontal Well First and Last Take Points	
Well #1	432H: FTP (~ 2541' FNL and 2310' FWL of Section 17-T26S-R35E); LTP (~100' FNL and 2310' FWL of Section 17-T26S-
Well #2	512H: FTP (~ 2541' FNL and 1850' FWL of Section 17-T26S-R35E); LTP (~100' FNL and 1850' FWL of Section 17-T26S-
Completion Target (Formation, TVD and MD)	
Well #1	432H: Wolfcamp A - TVD (~12,760'), MD (~20,680')
Well #2	512H: Wolfcamp B - TVD (~13,050'), MD
<b>AFE Capex and Operating Costs</b>	
Drilling Supervision/Month \$	\$8000; see Exhibit A, ¶ 22
Production Supervision/Month \$	\$800; see Exhibit A, ¶ 22
Justification for Supervision Costs	Please see AFE at Exhibit A-7
Requested Risk Charge	200%; see Exhibit A, ¶ 23
<b>Notice of Hearing</b>	
Proposed Notice of Hearing	Submitted with online filing of Application
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit C; see Exhibit A-8
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit C

<b>Ownership Determination</b>	
Land Ownership Schematic of the Spacing Unit	See Exhibits A-2, A-3, and A-4
Tract List (including lease numbers and owners)	Exhibits A-2, A-3
Pooled Parties (including ownership type)	Exhibit A-4
Unlocatable Parties to be Pooled	none
Ownership Depth Severance (including percentage above & below)	none
<b>Joinder</b>	
Sample Copy of Proposal Letter	Exhibit A-7
List of Interest Owners (ie Exhibit A of JOA)	Exhibit A-4
Chronology of Contact with Non-Joined Working Interests	Exhibit A-5
Overhead Rates In Proposal Letter	n/a
Cost Estimate to Drill and Complete	See AFE at Exhibit A-7
Cost Estimate to Equip Well	See AFE at Exhibit A-7
Cost Estimate for Production Facilities	See AFE at Exhibit A-7
<b>Geology</b>	
Summary (including special considerations)	Exhibit B-1
Spacing Unit Schematic	Exhibit B-3
Gunbarrel/Lateral Trajectory Schematic	Exhibit B-7
Well Orientation (with rationale)	Exhibit B-1
Target Formation	Exhibits B-5 & B-6
HSU Cross Section	Exhibit B-6
Depth Severance Discussion	n/a; see Exhibit A, ¶ 16
<b>Forms, Figures and Tables</b>	
C-102	Exhibit A-6
Tracts	Exhibit A-2
Summary of Interests, Unit Recapitulation (Tracts)	Exhibits A-2, A-3, & A-4
General Location Map (including basin)	Exhibit A-1
Well Bore Location Map	Exhibit B-3
Structure Contour Map - Subsea Depth	Exhibit B-4
Cross Section Location Map (including wells)	Exhibit B-2
Cross Section (including Landing Zone)	Exhibit B-6
<b>Additional Information</b>	
None	
<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):	Sharon T. Shaheen
<b>Signed Name</b> (Attorney or Party Representative):	<i>Sharon T. Shaheen</i>
<b>Date:</b>	6/23/2020

CASE NO. 21204  
ORDER NO. R-21382

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

**IN THE MATTER OF APPLICATION FOR  
COMPULSORY POOLING SUBMITTED BY  
TITUS OIL & GAS PRODUCTION, LLC**

**CASE NO. 21205  
ORDER NO. R-21395**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on June 25, 2020, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

**FINDINGS OF FACT**

1. Titus Oil & Gas Production, LLC (“Operator”) submitted an application (“Application”) to compulsory pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

**CONCLUSIONS OF LAW**

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.

EXHIBIT 2-C

Titus Oil & Gas Production, LLC  
NMOCD Case Nos. 21861-21865

May 6, 2021



9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.
11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

**ORDER**

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the

well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."

24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.
28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.

- 29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.
- 30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
- 31. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
- 32. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
- 33. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*
- 34. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
- 35. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

**STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION**



**ADRIENNE SANDOVAL  
DIRECTOR**

AES/jag

Date: 7/22/2020

CASE NO. 21205  
ORDER NO. R-21395

## Exhibit A

<b>COMPULSORY POOLING APPLICATION CHECKLIST - THIRD REVISED VERSION</b>	
<b>ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS</b>	
<b>Case: 21205</b>	<b>APPLICANT'S RESPONSE</b>
<b>Date</b>	June 25, 2020
Applicant	Titus Oil & Gas Production, LLC
Designated Operator & OGRID (affiliation if applicable)	373986
Applicant's Counsel:	Montgomery & Andrews, P.A. (Sharon Shaheen & John McIntyre)
Case Title:	Application of Titus Oil & Gas Production, LLC for Compulsory Pooling, Lea County, New Mexico
Entries of Appearance/Intervenors:	Candace Callahan, obo Chevron U.S.A. Inc.
Well Family	Lonesome Dove Wells
<b>Formation/Pool</b>	
Formation Name(s) or Vertical Extent:	Bone Spring Formation
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Bone Spring Formation
Pool Name and Pool Code:	WC-025 G-08 S263412K; Bone Spring [96672]
Well Location Setback Rules:	Statewide rules
Spacing Unit Size:	240 acres, more or less
<b>Spacing Unit</b>	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	240 acres, more or less
Building Blocks:	Quarter-quarter section (40 ac)
Orientation:	<b>South-North</b>
Description: TRS/County	W2NE4 of Section 17 and W2E2 of Section 8, 26S-35E, Lea County, NM
Standard Horizontal Well Spacing Unit (Y/N), if No, describe	Yes
<b>Other Situations</b>	
Depth Severance: Y/N. If yes, description	No
Proximity Tracts: If yes, description	No
Proximity Defining Well: if yes, description	No
Applicant's Ownership in Each Tract	Tract 1 (100%); Tract 2 (60%)
<b>Well(s)</b>	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	
Well #1	Lonesome Dove Fed Com 323H, API No. Pending  SHL: 2304' FSL and 1912' FEL, Section 17-T26S-R35E, NMPM BHL: 10' FNL and 1650' FEL, Section 8-T26S-R35E, NMPM  Completion Target: 3rd Bone Spring at approx 12,500 Feet TVD Well Orientation: South to North Completion location expected to be standard

CASE NO. 21205  
ORDER NO. R-21395

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Horizontal Well First and Last Take Points	FTP (2541' FNL and 1651' FEL of Section 17-T26S-R35E); LTP (100' FNL and 1650' FEL of Section 8-T26S-R35E)
Completion Target (Formation, TVD and MD)	Third Bone Spring; TVD (~12,500'); MD (~20,420')
<b>AFE Capex and Operating Costs</b>	
Drilling Supervision/Month \$	\$8000; see Exhibit A, ¶ 22
Production Supervision/Month \$	\$800; see Exhibit A, ¶ 22
Justification for Supervision Costs	Please see AFE at Exhibit A-7
Requested Risk Charge	200%; please see Exhibit A, ¶ 23
<b>Notice of Hearing</b>	
Proposed Notice of Hearing	Submitted with online filing of Application
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit C; see Exhibit A-8
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit C
<b>Ownership Determination</b>	
Land Ownership Schematic of the Spacing Unit	See Exhibits A-2, A-3, and A-4
Tract List (including lease numbers and owners)	Exhibits A-2, A-3
Pooled Parties (including ownership type)	Exhibit A-4
Unlocatable Parties to be Pooled	none
Ownership Depth Severance (including percentage above & below)	none
<b>Joinder</b>	
Sample Copy of Proposal Letter	Exhibit A-7
List of Interest Owners (ie Exhibit A of JOA)	Exhibit A-4
Chronology of Contact with Non-Joined Working Interests	Exhibit A-5
Overhead Rates In Proposal Letter	n/a
Cost Estimate to Drill and Complete	See AFE at Exhibit A-7
Cost Estimate to Equip Well	See AFE at Exhibit A-7
Cost Estimate for Production Facilities	See AFE at Exhibit A-7
<b>Geology</b>	
Summary (including special considerations)	Exhibit B-1
Spacing Unit Schematic	Exhibit B-3
Gunbarrel/Lateral Trajectory Schematic	Exhibit B-7
Well Orientation (with rationale)	Exhibit B-1
Target Formation	Exhibits B-5 & B-6
HSU Cross Section	Exhibit B-6
Depth Severance Discussion	n/a; see Exhibit A, ¶ 16
<b>Forms, Figures and Tables</b>	
C-102	Exhibit A-6
Tracts	Exhibit A-2
Summary of Interests, Unit Recapitulation (Tracts)	Exhibits A-2, A-3, & A-4
General Location Map (including basin)	Exhibit A-1
Well Bore Location Map	Exhibit B-3
Structure Contour Map - Subsea Depth	Exhibit B-4

Cross Section Location Map (including wells)	Exhibit B-2
Cross Section (including Landing Zone)	Exhibit B-6
<b>Additional Information</b>	
Special Provisions/Stipulations	"Applicant, at its election, shall have the right from time to time to demand and receive from Chevron U.S.A. Inc. ("Chevron") payment in advance of its respective share of the estimated amount of expense to be incurred in operations hereunder during the next succeeding month, which right may be exercised only by submission to Chevron of an itemized statement of such expense, together with an invoice for its share thereof. Each such statement and invoice for the payment in advance of estimated expense shall be submitted on or before the 20th day of the next preceding month. Chevron shall pay to Operator its proportionate share of such estimate within thirty (30) days after such estimate and invoice is received. Proper adjustment shall be made monthly between advances and actual expense to the end that Chevron shall bear and pay its proportionate share of actual expenses incurred, and no more."
<b>CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.</b>	
Printed Name (Attorney or Party Representative):	Sharon T. Shaheen
Signed Name (Attorney or Party Representative):	<i>Sharon T. Shaheen</i>
Date:	7/10/2020

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

**IN THE MATTER OF APPLICATION FOR  
COMPULSORY POOLING SUBMITTED BY  
TITUS OIL & GAS PRODUCTION, LLC**

**CASE NO. 21206  
ORDER NO. R-21369**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on June 25, 2020, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

**FINDINGS OF FACT**

1. Titus Oil & Gas Production, LLC (“Operator”), submitted an application (“Application”) to compulsorily pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

**CONCLUSIONS OF LAW**

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.

**EXHIBIT 2-D**

**Titus Oil & Gas Production, LLC  
NMOCD Case Nos. 21861-21865  
May 6, 2021**

9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.
11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

**ORDER**

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").



23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."
24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.

28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.
29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.
30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
31. Other provisions of this order notwithstanding, pursuant to stipulation of Operator and Chevron, Operator, at its election, shall have the right from time to time to demand and receive from Chevron U.S.A. Inc. ("Chevron") payment in advance of its respective share of the estimated amount of expense to be incurred in operations hereunder during the next succeeding month, which right may be exercised only by submission to Chevron of an itemized statement of such expense, together with an invoice for its share thereof. Each such statement and invoice for the payment in advance of estimated expense shall be submitted on or before the 20th day of the next preceding month. Chevron shall pay to Operator its proportionate share of such estimate within thirty (30) days after such estimate and invoice is received. Proper adjustment shall be made monthly between advances and actual expense to the end that Chevron shall bear and pay its proportionate share of actual expenses incurred, and no more.
32. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
33. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
34. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*

35. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
36. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

**STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION**

  
\_\_\_\_\_  
**ADRIENNE SANDOVAL**  
**DIRECTOR**  
AES/kms

Date: 7/22/2020

CASE NO. 21206  
ORDER NO. R-21369

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## Exhibit "A"

<b>COMPULSORY POOLING APPLICATION CHECKLIST - THIRD REVISED VERSION</b>	
<b>ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS</b>	
<b>Case: 21206</b>	<b>APPLICANT'S RESPONSE</b>
<b>Date</b>	<b>June 25, 2020</b>
Applicant	Titus Oil & Gas Production, LLC
Designated Operator & OGRID (affiliation if applicable)	<b>373986</b>
Applicant's Counsel:	Montgomery & Andrews, P.A. (Sharon Shaheen & John McIntyre)
Case Title:	Application of Titus Oil & Gas Production, LLC for Compulsory Pooling, Lea County, New Mexico
Entries of Appearance/Intervenors:	Candace Callahan, obo Chevron U.S.A. Inc.
Well Family	Lonesome Dove Wells
<b>Formation/Pool</b>	
Formation Name(s) or Vertical Extent:	Wolfcamp Formation
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Wolfcamp Formation
Pool Name and Pool Code:	WC-025 G-09 S263619C; Wolfcamp [98234]
Well Location Setback Rules:	Statewide rules
Spacing Unit Size:	240 acres, more or less
<b>Spacing Unit</b>	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	240 acres, more or less
Building Blocks:	Quarter-quarter section (40 ac)
Orientation:	South-North
Description: TRS/County	W2NE4 of Section 17 and W2E2 of Section 8, 26S-35E, Lea County, NM
Standard Horizontal Well Spacing Unit (Y/N), if No, describe	Yes
<b>Other Situations</b>	
Depth Severance: Y/N. If yes, description	No
Proximity Tracts: If yes, description	No
Proximity Defining Well: if yes, description	No
Applicant's Ownership in Each Tract	Tract 1 (100%); Tract 2 (60%)
<b>Well(s)</b>	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	

CASE NO. 21206  
ORDER NO. R-21369

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Well #1	Lonesome Dove Fed Com 403H, API No. Pending  SHL: 2304' FSL and 1972' FEL, Section 17-T26S-R35E, NMPM BHL: 10' FNL and 2307' FEL, Section 8-T26S-R35E, NMPM  Completion Target: Wolfcamp X/Y at approx 12,600 Feet TVD Well Orientation: South to North Completion location expected to be standard
Well #2	Lonesome Dove Fed Com 513H, API No. Pending  SHL: 2304' FSL and 1942' FEL, Section 17-T26S-R35E, NMPM BHL: 10' FNL and 1870' FEL, Section 8-T26S-R35E, NMPM  Completion Target: Wolfcamp B at approx 13,050 Feet TVD Well Orientation: South to North Completion location expected to be standard
Horizontal Well First and Last Take Points	Please see Exhibit A-1 for the C-102 which will show the first and last take points
Well #1	403H: FTP (~ 2541' FNL and 2310' FEL of Section 17-T26S-R35E); LTP (~100' FNL and 2307' FEL of Section 17-T26S-R35E)
Well #2	513H: FTP (~ 2541' FNL and 1870' FEL of Section 17-T26S-R35E); LTP (~100' FNL and 1870' FEL of Section 17-T26S-R35E)
Completion Target (Formation, TVD and MD)	Please see the Application, the C-102 and the AFE for this data. Some of this data is also listed above with the well
Well #1	403H: Wolfcamp A - TVD (~12,600'), MD (~20,520')
Well #2	513H: Wolfcamp B - TVD (~13,050'), MD (~20,970')
<b>AFE Capex and Operating Costs</b>	
Drilling Supervision/Month \$	\$8000; see Exhibit A, ¶ 22
Production Supervision/Month \$	\$800; see Exhibit A, ¶ 22
Justification for Supervision Costs	Please see AFE at Exhibit A-7
Requested Risk Charge	200%; see Exhibit A, ¶ 23
<b>Notice of Hearing</b>	
Proposed Notice of Hearing	Submitted with online filing of Application
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit C; see Exhibit A-8
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit C
<b>Ownership Determination</b>	
Land Ownership Schematic of the Spacing Unit	See Exhibits A-2, A-3, and A-4
Tract List (including lease numbers and owners)	Exhibits A-2, A-3
Pooled Parties (including ownership type)	Exhibit A-4
Unlocatable Parties to be Pooled	none
Ownership Depth Severance (including percentage above & below)	none

<b>Joinder</b>	
Sample Copy of Proposal Letter	Exhibit A-7
List of Interest Owners (ie Exhibit A of JOA)	Exhibit A-4
Chronology of Contact with Non-Joined Working Interests	Exhibit A-5
Overhead Rates In Proposal Letter	n/a
Cost Estimate to Drill and Complete	See AFE at Exhibit A-7
Cost Estimate to Equip Well	See AFE at Exhibit A-7
Cost Estimate for Production Facilities	See AFE at Exhibit A-7
<b>Geology</b>	
Summary (including special considerations)	Exhibit B-1
Spacing Unit Schematic	Exhibit B-3
Gunbarrel/Lateral Trajectory Schematic	Exhibit B-7
Well Orientation (with rationale)	Exhibit B-1
Target Formation	Exhibits B-5 & B-6
HSU Cross Section	Exhibit B-6
Depth Severance Discussion	n/a; see Exhibit A, ¶ 16
<b>Forms, Figures and Tables</b>	
C-102	Exhibit A-6
Tracts	Exhibit A-2
Summary of Interests, Unit Recapitulation (Tracts)	Exhibits A-2, A-3, & A-4
General Location Map (including basin)	Exhibit A-1
Well Bore Location Map	Exhibit B-3
Structure Contour Map - Subsea Depth	Exhibit B-4
Cross Section Location Map (including wells)	Exhibit B-2
Cross Section (including Landing Zone)	Exhibit B-6
<b>Additional Information</b>	
Special Provisions/Stipulations	"Applicant, at its election, shall have the right from time to time to demand and receive from Chevron U.S.A. Inc. ("Chevron") payment in advance of its respective share of the estimated amount of expense to be incurred in operations hereunder during the next succeeding month, which right may be exercised only by submission to Chevron of an itemized statement of such expense, together with an invoice for its share thereof. Each such statement and invoice for the payment in advance of estimated expense shall be submitted on or before the 20th day of the next preceding month. Chevron shall pay to Operator its proportionate share of such estimate within thirty (30) days after such estimate and invoice is received. Proper adjustment shall be made monthly between advances and actual expense to the end that Chevron shall bear and pay its proportionate share of actual expenses incurred, and no more."
<b>CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.</b>	
Printed Name (Attorney or Party Representative):	Sharon T. Shaheen
Signed Name (Attorney or Party Representative):	<i>Sharon T. Shaheen</i>
Date:	7/10/2020

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ORDER NO. R-21369

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

**IN THE MATTER OF APPLICATION FOR  
COMPULSORY POOLING SUBMITTED BY  
TITUS OIL & GAS PRODUCTION, LLC**

**CASE NO. 21207  
ORDER NO. R-21370**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on June 25, 2020, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

**FINDINGS OF FACT**

1. Titus Oil & Gas Production, LLC (“Operator”), submitted an application (“Application”) to compulsorily pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

**CONCLUSIONS OF LAW**

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.

EXHIBIT 2-E  
Titus Oil & Gas Production, LLC  
NMOCD Case Nos. 21861-21865  
May 6, 2021

9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.
11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

**ORDER**

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").



23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."
24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.

28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.
29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.
30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
31. Other provisions of this order notwithstanding, pursuant to stipulation of Operator and Chevron, Operator, at its election, shall have the right from time to time to demand and receive from Chevron U.S.A. Inc. ("Chevron") payment in advance of its respective share of the estimated amount of expense to be incurred in operations hereunder during the next succeeding month, which right may be exercised only by submission to Chevron of an itemized statement of such expense, together with an invoice for its share thereof. Each such statement and invoice for the payment in advance of estimated expense shall be submitted on or before the 20th day of the next preceding month. Chevron shall pay to Operator its proportionate share of such estimate within thirty (30) days after such estimate and invoice is received. Proper adjustment shall be made monthly between advances and actual expense to the end that Chevron shall bear and pay its proportionate share of actual expenses incurred, and no more.
32. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
33. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
34. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*

35. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
36. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

**STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION**



**ADRIENNE SANDOVAL  
DIRECTOR  
AES/kms**

**Date:** 7/22/2020

CASE NO. 21207  
ORDER NO. R-21370

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Exhibit "A"

<b>COMPULSORY POOLING APPLICATION CHECKLIST - THIRD REVISED VERSION</b>	
<b>ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS</b>	
<b>Case: 21207</b>	<b>APPLICANT'S RESPONSE</b>
<b>Date</b>	June 25, 2020
Applicant	Titus Oil & Gas Production, LLC
Designated Operator & OGRID (affiliation if applicable)	373986
Applicant's Counsel:	Montgomery & Andrews, P.A. (Sharon Shaheen & John McIntyre)
Case Title:	Application of Titus Oil & Gas Production, LLC for Compulsory Pooling, Lea County, New Mexico
Entries of Appearance/Intervenors:	Candace Callahan, obo Chevron U.S.A. Inc.
Well Family	Lonesome Dove Wells
<b>Formation/Pool</b>	
Formation Name(s) or Vertical Extent:	Wolfcamp Formation
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Wolfcamp Formation
Pool Name and Pool Code:	WC-025 G-09 S263619C; Wolfcamp [98234]
Well Location Setback Rules:	Statewide rules
Spacing Unit Size:	240 acres, more or less
<b>Spacing Unit</b>	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	240 acres, more or less
Building Blocks:	Quarter-quarter section (40 ac)
Orientation:	South-North
Description: TRS/County	E2NE4 of Section 17 and E2E2 of Section 8, 26S-35E, Lea County, NM
Standard Horizontal Well Spacing Unit (Y/N), if No, describe	Yes
<b>Other Situations</b>	
Depth Severance: Y/N. If yes, description	No
Proximity Tracts: If yes, description	No
Proximity Defining Well: if yes, description	No
Applicant's Ownership in Each Tract	Tract 1 (100%); Tract 2 (60%)
<b>Well(s)</b>	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	
Well #1	Lonesome Dove Fed Com 404H, API No. Pending  SHL: 2289' FSL and 1079' FEL, Section 17-T26S-R35E, NMPM BHL: 10' FNL and 330' FEL, Section 8-T26S-R35E, NMPM  Completion Target: Wolfcamp X/Y at approx 12,600 Feet TVD Well Orientation: South to North Completion location expected to be standard

CASE NO. 21207  
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Well #2	Lonesome Dove Fed Com 434H, API No. Pending  SHL: 2289' FSL and 1139' FEL, Section 17-T26S-R35E, NMPM BHL: 10' FNL and 988' FEL, Section 8-T26S-R35E, NMPM  Completion Target: Wolfcamp A at approx 12,760 Feet TVD Well Orientation: South to North Completion location expected to be standard
Well #3	Lonesome Dove Fed Com 514H, API No. Pending  SHL: 2289' FSL and 1109' FEL, Section 17-T26S-R35E, NMPM BHL: 10' FNL and 530' FEL, Section 8-T26S-R35E, NMPM  Completion Target: Wolfcamp B at approx 13,050 Feet TVD Well Orientation: South to North Completion location expected to be standard
Horizontal Well First and Last Take Points	Please see Exhibit A-1 for the C-102 which will show the first and last take points
Well #1	404H: FTP (~2541' FNL and 330' FEL of Section 17-T26S-R35E); LTP (~100' FNL and 330' FEL of Section 17-T26S-R35E
Well #2	434H: FTP (~ 2541' FNL and 990' FEL of Section 17-T26S-R35E); LTP (~100' FNL and 988' FEL of Section 17-T26S-R35E
Well #3	514H: FTP (~2541' FNL and 530' FEL of Section 17-T26S-R35E); LTP (~100' FNL and 530' FEL of Section 17-T26S-R35E
Completion Target (Formation, TVD and MD)	
Well #1	404H: Wolfcamp X/Y - TVD (~12,600'), MD (~20,520')
Well #2	434H: Wolfcamp A - TVD (~12,760'), MD (~20,680')
Well #3	514H: Wolfcamp B - TVD (~13,050'), MD (~20,970')
<b>AFE Capex and Operating Costs</b>	
Drilling Supervision/Month \$	\$8000; see Exhibit A, ¶ 22
Production Supervision/Month \$	\$800; see Exhibit A, ¶ 22
Justification for Supervision Costs	Please see AFE at Exhibit A-7
Requested Risk Charge	200%; see Exhibit A, ¶ 23
<b>Notice of Hearing</b>	
Proposed Notice of Hearing	Submitted with online filing of Application
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit C; see Exhibit A-8
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit C
<b>Ownership Determination</b>	
Land Ownership Schematic of the Spacing Unit	See Exhibits A-2, A-3, and A-4
Tract List (including lease numbers and owners)	Exhibits A-2, A-3
Pooled Parties (including ownership type)	Exhibit A-4
Unlocatable Parties to be Pooled	none
Ownership Depth Severance (including percentage above & below)	none

<b>Joinder</b>	
Sample Copy of Proposal Letter	Exhibit A-7
List of Interest Owners (ie Exhibit A of JOA)	Exhibit A-4
Chronology of Contact with Non-Joined Working Interests	Exhibit A-5
Overhead Rates In Proposal Letter	n/a
Cost Estimate to Drill and Complete	See AFE at Exhibit A-7
Cost Estimate to Equip Well	See AFE at Exhibit A-7
Cost Estimate for Production Facilities	See AFE at Exhibit A-7
<b>Geology</b>	
Summary (including special considerations)	Exhibit B-1
Spacing Unit Schematic	Exhibit B-3
Gunbarrel/Lateral Trajectory Schematic	Exhibit B-7
Well Orientation (with rationale)	Exhibit B-1
Target Formation	Exhibits B-5 & B-6
HSU Cross Section	Exhibit B-6
Depth Severance Discussion	n/a; see Exhibit A, ¶ 16
<b>Forms, Figures and Tables</b>	
C-102	Exhibit A-6
Tracts	Exhibit A-2
Summary of Interests, Unit Recapitulation (Tracts)	Exhibits A-2, A-3, & A-4
General Location Map (including basin)	Exhibit A-1
Well Bore Location Map	Exhibit B-3
Structure Contour Map - Subsea Depth	Exhibit B-4
Cross Section Location Map (including wells)	Exhibit B-2
Cross Section (including Landing Zone)	Exhibit B-6
<b>Additional Information</b>	
Special Provisions/Stipulations	"Applicant, at its election, shall have the right from time to time to demand and receive from Chevron U.S.A. Inc. ("Chevron") payment in advance of its respective share of the estimated amount of expense to be incurred in operations hereunder during the next succeeding month, which right may be exercised only by submission to Chevron of an itemized statement of such expense, together with an invoice for its share thereof. Each such statement and invoice for the payment in advance of estimated expense shall be submitted on or before the 20th day of the next preceding month. Chevron shall pay to Operator its proportionate share of such estimate within thirty (30) days after such estimate and invoice is received. Proper adjustment shall be made monthly between advances and actual expense to the end that Chevron shall bear and pay its proportionate share of actual expenses incurred, and no more."
<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):	Sharon T. Shaheen
<b>Signed Name</b> (Attorney or Party Representative):	<i>Sharon T. Shaheen</i>
<b>Date:</b>	7/10/2020

CASE NO. 21207  
ORDER NO. R-21370

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SHARON T. SHAHEEN  
Direct: (505) 986-2678  
Email: [sshaheen@montand.com](mailto:sshaheen@montand.com)  
[www.montand.com](http://www.montand.com)

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April 15, 2021

Via U.S. Certified Mail, return receipt requested

**TO: ALL INTEREST OWNERS ON ATTACHED LIST**

**Re: Case No. 21861** – Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21381, Lea County, New Mexico – **Lonesome Dove Fed Com 322H** (Original Case No. 21203)

**Case No. 21862** – Application of Titus Oil & Gas Production, LLC to Amend Order No. 21382, Lea County, New Mexico – **Lonesome Dove Fed Com 432H and 512H** (Original Case No. 21204)

Dear Interest Owner:

This will advise that pursuant to NMSA 1978, § 70-2-17, Titus Oil & Gas Production, LLC (“Titus”) has filed two (2) Applications with the New Mexico Oil Conservation Division for orders regarding the proposed wells described below. You are receiving this notice because you may have an interest in one or more of these wells.

**Case No. 21861. Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21381, Lea County, New Mexico (Re-Open).** Applicant in the above-styled cause seeks to re-open Case No. 21203 for the limited purpose of amending Order No. R-21381 to extend by one year, through July 6, 2022, the time to commence drilling the **Lonesome Dove Fed Com 322H** well (API #30-025-48153), proposed to be drilled into the Bone Spring formation (WC-025 G-08 S263412K; Bone Spring [96672]) underlying the E/2 NW/4 of Section 17 and the E/2 W/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.

**Case No. 21862. Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21382, Lea County, New Mexico (Re-Open).** Applicant in the above-styled cause seeks to re-open Case No. 21204 for the limited purpose of amending Order No. R-21382 to extend by one year, through July 6, 2022, the time to commence

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EXHIBIT 3

Titus Oil & Gas Production, LLC  
NMOCD Case Nos. 21861-21865

May 6, 2021

All Interest Owners  
April 15, 2021  
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drilling (1) the **Lonesome Dove Fed Com 432H** well (API # 30-025-48156) and (2) the **Lonesome Dove Fed Com 512H** well (API # 30-025-PENDING), proposed to be drilled into the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) underlying the E/2 NW/4 of Section 17 and the E/2 W/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.

The attached applications will be set for hearing before a Division Examiner at the New Mexico Oil Conservation Division. During the COVID-19 Public Health Emergency, state buildings are closed to the public and hearings will be conducted remotely. The hearing will be conducted on **May 6, 2021** beginning at 8:15 a.m. To participate in the electronic hearing, see the instructions posted on the docket for the hearing date: <http://www.emnrd.state.nm.us/OCD/hearings.html>. You are not required to attend this hearing, but as an owner of an interest that may be affected, you may appear and present testimony.

Failure to appear at that time and become a party of record will preclude you from challenging this application at a later time. If you intend to present testimony or evidence at the hearing, you must enter your appearance by **April 28, 2021**, and serve the Division, counsel for the Applicant, and other parties with a pre-hearing statement by **April 29, 2021**, in accordance with Division Rule 19.15.4.13 NMAC.

Please feel free to contact me if you have any questions about these Applications.

Very truly yours,

/s/ Sharon T. Shaheen  
Sharon T. Shaheen

STS/lt  
Enclosures  
cc: Titus Oil & Gas Production, LLC, *via email*



**EXHIBIT A**

**INTEREST OWNERS**

**Working Interest Party(ies):**

Sharbro Energy, LLC  
P.O. Box 840  
Artesia, NM 882211-1091

**Additional Interested  
Party(ies):**

Bureau of Land Management  
414 W. Taylor  
Hobbs, NM 88240-1157

State Land Office  
310 Old Santa Fe Trail  
Santa Fe, NM 87501



**MONTGOMERY  
& ANDREWS**  
LAW FIRM

**SHARON T. SHAHEEN**  
Direct: (505) 986-2678  
Email: [sshaheen@montand.com](mailto:sshaheen@montand.com)  
[www.montand.com](http://www.montand.com)

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April 15, 2021

*Via U.S. Certified Mail, return receipt requested*

**TO: ALL INTEREST OWNERS ON ATTACHED LIST**

**Re: Case No. 21863** – Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21395, Lea County, New Mexico (Re-Open) – **Lonesome Dove Fed Com 323H** (Original Case No. 21205)

**Case No. 21864** – Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21369, Lea County, New Mexico (Re-Open) – **Lonesome Dove Fed Com 403H and 513H** (Original Case No. 21206)

**Case No. 21865** – Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21370, Lea County, New Mexico (Re-Open) – **Lonesome Dove Fed Com 404H, 434H and 514H** (Original Case No. 21207)

Dear Interest Owner:

This will advise that pursuant to NMSA 1978, § 70-2-17, Titus Oil & Gas Production, LLC (“Titus”) has filed three (3) Applications with the New Mexico Oil Conservation Division for orders regarding the proposed wells described below. You are receiving this notice because you may have an interest in one or more of these wells.

**Case No. 21863. Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21395, Lea County, New Mexico (Re-Open).** Applicant in the above-styled cause seeks to re-open Case No. 21205 for the limited purpose of amending Order No. R-21395 to extend by one year, through July 22, 2022, the time to commence drilling the **Lonesome Dove Fed Com 323H** well (API #30-025-48154), proposed to be drilled into the Bone Spring formation (WC-025 G-08 S263412K; Bone Spring [96672])

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**EXHIBIT 4**

Titus Oil & Gas Production, LLC  
NMOCD Case Nos. 21861-21865  
May 6, 2021

All Interest Owners  
April 15, 2021  
Page 2

underlying the W/2 NE/4 of Section 17 and the W/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.

**Case No. 21864. Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21369, Lea County, New Mexico (Re-Open).** Applicant in the above-styled cause seeks to re-open Case No. 21206 for the limited purpose of amending Order No. R-21369 to extend by one year, through July 22, 2022, the time to commence drilling (1) the **Lonesome Dove Fed Com 403H** well (API # 30-025-PENDING) and (2) the **Lonesome Dove Fed Com 513H** well (API # 30-025-PENDING), proposed to be drilled into the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) underlying the W/2 NE/4 of Section 17 and the W/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.

**Case No. 21865. Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21370, Lea County, New Mexico (Re-Open).** Applicant in the above-styled cause seeks to re-open Case No. 21207 for the limited purpose of amending Order No. R-21370 to extend by one year, through July 22, 2022, the time to commence drilling (1) the **Lonesome Dove Fed Com 404H** well (API # 30-025-48155), (2) the **Lonesome Dove Fed Com 434H** well (API # 30-025-PENDING), and (3) the **Lonesome Dove Fed Com 514H** well (API # 30-025-PENDING), proposed to be drilled into the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) underlying the E/2 NE/4 of Section 17 and the E/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.

The attached applications will be set for hearing before a Division Examiner at the New Mexico Oil Conservation Division. During the COVID-19 Public Health Emergency, state buildings are closed to the public and hearings will be conducted remotely. The hearing will be conducted on **May 6, 2021** beginning at 8:15 a.m. To participate in the electronic hearing, see the instructions posted on the docket for the hearing date: <http://www.emnrd.state.nm.us/OCD/hearings.html>. You are not required to attend this hearing, but as an owner of an interest that may be affected, you may appear and present testimony.

Failure to appear at that time and become a party of record will preclude you from challenging this application at a later time. If you intend to present testimony or evidence at the hearing, you must enter your appearance by **April 28, 2021**, and serve

All Interest Owners  
April 15, 2021  
Page 3

the Division, counsel for the Applicant, and other parties with a pre-hearing statement by **April 29, 2021**, in accordance with Division Rule 19.15.4.13 NMAC.

Please feel free to contact me if you have any questions about these Applications.

Very truly yours,

/s/ Sharon T. Shaheen  
Sharon T. Shaheen

STS/lt  
Enclosures  
cc: Titus Oil & Gas Production, LLC, *via email*

**EXHIBIT A**

**INTEREST OWNERS**

**Working Interest Party(ies):**

Allar Company  
P. O. Box 1567  
Graham, TX 76450

Chevron U.S.A., Inc.  
1400 Smith Street  
Houston, TX 77002

Chief Capital (O&G) II LLC  
8111 Westchester, Suite 900  
Dallas, TX 75225

**Additional Interested  
Party(ies):**

Bureau of Land Management  
414 W. Taylor  
Hobbs, NM 88240-1157

State Land Office  
310 Old Santa Fe Trail  
Santa Fe, NM 87501

Tab 2

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

APPLICATION OF TITUS OIL & GAS PRODUCTION, LLC  
TO AMEND ORDER NO. R-21381,  
LEA COUNTY, NEW MEXICO

Case No. 21861  
Order No. R-21381  
(Re-Open)

APPLICATION OF TITUS OIL & GAS PRODUCTION, LLC  
TO AMEND ORDER NO. R-21382,  
LEA COUNTY, NEW MEXICO

Case No. 21862  
Order No. R-21382  
(Re-Open)

APPLICATION OF TITUS OIL & GAS PRODUCTION, LLC  
TO AMEND ORDER NO. R-21395,  
LEA COUNTY, NEW MEXICO

Case No. 21863  
Order No. R-21395  
(Re-Open)

APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC  
TO AMEND ORDER NO. R-21369,  
LEA COUNTY, NEW MEXICO

Case No. 21864  
Order No. R-21369  
(Re-Open)

APPLICATION OF TITUS OIL & GAS PRODUCTION, LLC  
TO AMEND ORDER NO. R-21370,  
LEA COUNTY, NEW MEXICO

Case No. 21865  
Order No. R-21370  
(Re-Open)

AFFIDAVIT OF NOTICE

STATE OF NEW MEXICO )  
) ss.  
COUNTY OF SANTA FE )

I, Sharon T. Shaheen, attorney for TITUS OIL & GAS PRODUCTION, LLC, (“Titus”),  
the Applicant in the above-captioned matters, upon oath state the following:

2. I caused notice of the applications to be sent by certified mail through the United  
States Postal Service on April 15, 2021, to all uncommitted interest owners sought to be pooled in  
these proceedings. Evidence of mailing to all parties and proof of receipt to all of the parties is

EXHIBIT B  
Titus Oil & Gas Production, LLC  
NMOCD Case Nos. 21861-21865  
May 6, 2021

attached hereto as Exhibit A. Exhibit A demonstrates to my satisfaction that all parties entitled to notice were personally served by certified mailing. Nonetheless, in an abundance of caution, notice was directed to all uncommitted interest owners in all of the above-referenced cases by publication in the Hobbs News-Sun on April 22, 2021, as reflected in the Affidavits of Publication attached hereto as Exhibit B.

3. Titus has conducted a good faith, diligent effort to find the names and correct addresses for the interest owners entitled to receive notice of the Applications filed herein.

*Sharon T. Shaheen*

\_\_\_\_\_  
SHARON T. SHAHEEN

SUBSCRIBED AND SWORN to before me this 3rd day of May, 2021.



*Guadalupe B. Palacios*

\_\_\_\_\_  
Notary Public

My Commission Expires:

04/30/2022





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& ANDREWS  
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P.O. Box 2307  
Santa Fe, New Mexico 87504-2307

Titus Oil/Lonesome Dove  
Re-Open R-21381-R-21382  
(21861-21862) 15412-2005/STS

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE  
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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	\$
Postage	\$
<b>Total</b>	\$

SANTA FE NM  
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Sharbro Energy, LLC  
P.O. Box 840  
Artesia, NM 882211-1091

EXHIBIT A

**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.
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1. Article Addressed to:

Sharbro Energy, LLC  
P.O. Box 840  
Artesia, NM 882211-1091



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2. Article Number (Transfer from service label)

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A. Signature  
x *[Signature]*  Agent  
 Addressee

B. Received by (Printed Name) *O. Navarrete*  
C. Date of Delivery *4-15-21*

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

3. Service Type
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  - 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
  - Return Receipt for Merchandise
  - Signature Confirmation™
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PS Form 3811, July 2015 PSN 7530-02-000-9053

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(21861-21862) 15412-2005/STS

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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	\$
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Total \$  
Bureau of Land Management  
414 W. Taylor  
Hobbs, NM 88240-1157

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2. Article Number (Transfer from service label)

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A. Signature  
 BLM  Agent  
 Addressee

B. Received by (Printed Name)  
 WRT25 C19

C. Date of Delivery  
 4/19/21

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

3. Service Type

<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery
<input type="checkbox"/> Certified Mail Restricted Delivery	<input checked="" type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
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310 Old Santa Fe Trail  
Santa Fe, NM 87501

Street or City, Sta PS Form 3811

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State Land Office  
310 Old Santa Fe Trail  
Santa Fe, NM 87501



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2. Article Number (Transfer from service label)  
7015 1730 0000 9774 3523

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
**X** *[Signature]*  Agent  
 Addressee

B. Received by (Printed Name) *[Signature]* C. Date of Delivery *[Signature]*

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

3. Service Type
- Adult Signature  Priority Mail Express®
- Adult Signature Restricted Delivery  Registered Mail™
- Certified Mail®  Registered Mail Restricted Delivery
- Certified Mail Restricted Delivery  Return Receipt for Merchandise
- Collect on Delivery  Signature Confirmation™
- Collect on Delivery Restricted Delivery  Signature Confirmation Restricted Delivery

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Graham, TX 76450

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Graham, TX 76450



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A. Signature

X M Barrett

Agent

Addressee

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M Barrett

C. Date of Delivery

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

3. Service Type

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City \_\_\_\_\_

Chief Capital (O&G) II LLC  
8111 Westchester, Suite 900  
Dallas, TX 75225

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<p>9590 9402 1258 5246 3408 97</p> <p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery</p> <p><input checked="" type="checkbox"/> Certified Mail®</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery</p>	<p><input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Signature Confirmation Restricted Delivery</p>

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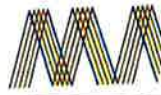
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(21863-21865) 15412-2005/STS

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

Postage

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Total

\$

Service

City

State

PS

Chevron U.S.A., Inc.  
1400 Smith Street  
Houston, TX 77002



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1. Article Addressed to:  
Chevron U.S.A., Inc.  
1400 Smith Street  
Houston, TX 77002



9590 9402 1258 5246 3408 80

2. Article Number (Transfer from service label)

7015 1730 0000 9774 3547

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A. Signature

*[Signature]*  Agent  
 Addressee

B. Received by (Printed Name)

*Anthony Allegre*

C. Date of Delivery

*4-21-21*

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

3. Service Type

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- Collect on Delivery Restricted Delivery
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Titus/Lonesome Dove Re-Open  
R-21395-R-21369-R-21370  
(21863-21865) 15412-2005/STS

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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		
Bureau of Land Management 414 W. Taylor Hobbs, NM 88240-1157		
PS Form 3811, July 2015 PSN 7530-02-000-9047		See Reverse for Instructions

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1. Article Addressed to:

Bureau of Land Management  
414 W. Taylor  
Hobbs, NM 88240-1157



9590 9402 1258 5246 3409 03

2. Article Number (Transfer from service label)

7015 1730 0000 9774 3561

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

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X BUM

- Agent
- Addressee

B. Received by (Printed Name)

WR25C19

C. Date of Delivery

4/19/21

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

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt

USPS TRACKING #



9590 9402 1258 5246 3409 10



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

United States  
Postal Service

Please print your name, address, and ZIP+4® in this box.



MONTGOMERY  
& ANDREWS  
LAW FIRM

P.O. Box 2307  
Santa Fe, New Mexico 87504-2307

Titus/Lonesome Dove Re-Open  
R-21395-R-21369-R-21370  
(21863-21865) 15412-2005/STS

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS ON A VERTICAL LINE  
**CERTIFIED MAIL**



7015 1730 0000 9774 3578  
7015 1730 0000 9774 3578

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

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

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

**SANTA FE NM**  
**APR 15 2021**  
Postmark  
**USPO 87504**

State Land Office  
310 Old Santa Fe Trail  
Santa Fe, NM 87501

For Instructions

**SENDER: COMPLETE THIS SECTION**

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

1. Article Addressed to:

State Land Office  
310 Old Santa Fe Trail  
Santa Fe, NM 87501



9590 9402 1258 5246 3409 10

2. Article Number (Transfer from service label)

7015 1730 0000 9774 3578

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  Addressee

X *John Tule*

B. Received by (Printed Name) *Garde*

C. Date of Delivery *4/19/21*

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

3. Service Type
- |                                                                  |                                                                     |
|------------------------------------------------------------------|---------------------------------------------------------------------|
| <input type="checkbox"/> Adult Signature                         | <input type="checkbox"/> Priority Mail Express®                     |
| <input type="checkbox"/> Adult Signature Restricted Delivery     | <input type="checkbox"/> Registered Mail™                           |
| <input checked="" type="checkbox"/> Certified Mail®              | <input type="checkbox"/> Registered Mail Restricted Delivery        |
| <input type="checkbox"/> Certified Mail Restricted Delivery      | <input checked="" type="checkbox"/> Return Receipt for Merchandise  |
| <input type="checkbox"/> Collect on Delivery                     | <input type="checkbox"/> Signature Confirmation™                    |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |



# Affidavit of Publication

STATE OF NEW MEXICO  
COUNTY OF LEA

I, Daniel Russell, Publisher of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, solemnly swear that the clipping attached hereto was published in the regular and entire issue of said newspaper, and not a supplement thereof for a period of 1 issue(s).

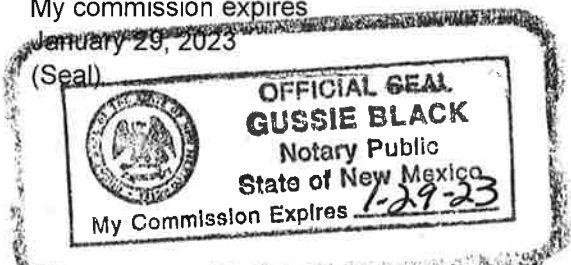
Beginning with the issue dated  
April 22, 2021  
and ending with the issue dated  
April 22, 2021.

  
\_\_\_\_\_  
Publisher

Sworn and subscribed to before me this  
22nd day of April 2021.

  
\_\_\_\_\_  
Business Manager

My commission expires  
January 29, 2023



This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws of 1937 and payment of fees for said

## LEGAL NOTICE April 22, 2021

To the following entities, individuals, their heirs, personal representatives, trustees, successors or assigns, and any other uncommitted interest owners:

Sharbro Energy, LLC; Bureau of Land Management; and the State Land Office.

Titus Oil & Gas Production, LLC, has filed applications with the New Mexico Oil Conservation Division as follows:

**Case No. 21861. Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21381, Lea County, New Mexico (Re-Open).** Applicant in the above-styled cause seeks to re-open Case No. 21203 for the limited purpose of amending Order No. R-21381 to extend by one year, through July 6, 2022, the time to commence drilling the **Lonesome Dove Fed Com 322H** well (API #30-025-48153), proposed to be drilled into the Bone Spring formation (WC-025 G-08 S263412K; Bone Spring [96672]) underlying the E/2 NW/4 of Section 17 and the E/2 W/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.

**Case No. 21862. Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21382, Lea County, New Mexico (Re-Open).** Applicant in the above-styled cause seeks to re-open Case No. 21204 for the limited purpose of amending Order No. R-21382 to extend by one year, through July 6, 2022, the time to commence drilling (1) the **Lonesome Dove Fed Com 432H** well (API # 30-025-48156) and (2) the **Lonesome Dove Fed Com 512H** well (API # 30-025-PENDING), proposed to be drilled into the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) underlying the E/2 NW/4 of Section 17 and the E/2 W/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.

This application will be set for hearing before a Division Examiner at the New Mexico Oil Conservation Division in Santa Fe, New Mexico on **May 6, 2021, at 8:15 a.m.** During the COVID-19 Public Health Emergency, state buildings are closed to the public and hearings will be conducted remotely. To participate in the electronic hearing, see the instructions posted on the docket for the **h e a r i n g d a t e**: <http://www.emnrd.state.nm.us/OCD/hearings.html>. You are not required to attend this hearing, but as an owner of an interest that may be affected, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging this application at a later time. If you intend to attend the hearing and present testimony or evidence, you must enter your appearance by **April 28, 2021**, and serve the Division, counsel for the Applicant, and other parties with a pre-hearing statement by **April 29, 2021**, in accordance with Division Rule 19.15.4.13 NMAC. For further information, contact the applicant's attorney, Sharon T. Shaheen, Montgomery & Andrews, P.A., 325 Paseo de Peralta, Santa Fe, New Mexico 87501, (505) 986-2678. #36434

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SHARON T. SHAHEEN  
MONTGOMERY & ANDREWS, P.A.  
P.O. BOX OFFICE BOX 2307  
A/C 451986  
SANTA FE,, NM 87504-2307

EXHIBIT B

# Affidavit of Publication

STATE OF NEW MEXICO  
COUNTY OF LEA

I, Daniel Russell, Publisher of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, solemnly swear that the clipping attached hereto was published in the regular and entire issue of said newspaper, and not a supplement thereof for a period of 1 issue(s).

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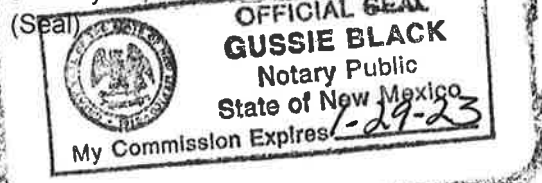
Publisher

Sworn and subscribed to before me this  
22nd day of April 2021.



Business Manager

My commission expires  
January 29, 2023



This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws of 1937 and payment of fees for said

LEGAL LEGAL LEGAL

### LEGAL NOTICE April 22, 2021

To the following entities, individuals, their heirs, personal representatives, trustees, successors or assigns, and any other uncommitted interest owners:

Allar Company; Chevron U.S.A., Inc.; Chief Capital (O&G) II, LLC; Bureau of Land Management; State Land Office.

Titus Oil & Gas Production, LLC, has filed applications with the New Mexico Oil Conservation Division as follows:

**Case No. 21863. Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21395, Lea County, New Mexico (Re-Open).** Applicant in the above-styled cause seeks to re-open Case No. 21205 for the limited purpose of amending Order No. R-21395 to extend by one year, through July 22, 2022, the time to commence drilling the **Lonesome Dove Fed Com 323H** well (API #30-025-48154), proposed to be drilled into the Bone Spring formation (WC-025 G-08 S263412K; Bone Spring [96672]) underlying the W/2 NE/4 of Section 17 and the W/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.

**Case No. 21864. Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21369, Lea County, New Mexico (Re-Open).** Applicant in the above-styled cause seeks to re-open Case No. 21206 for the limited purpose of amending Order No. R-21369 to extend by one year, through July 22, 2022, the time to commence drilling (1) the **Lonesome Dove Fed Com 403H** well (API # 30-025-PENDING) and (2) the **Lonesome Dove Fed Com 513H** well (API # 30-025-PENDING), proposed to be drilled into the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) underlying the W/2 NE/4 of Section 17 and the W/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.

**Case No. 21865. Application of Titus Oil & Gas Production, LLC to Amend Order No. R-21370, Lea County, New Mexico (Re-Open).** Applicant in the above-styled cause seeks to re-open Case No. 21207 for the limited purpose of amending Order No. R-21370 to extend by one year, through July 22, 2022, the time to commence drilling (1) the **Lonesome Dove Fed Com 404H** well (API # 30-025-48155), (2) the **Lonesome Dove Fed Com 434H** well (API # 30-025-PENDING), and (3) the **Lonesome Dove Fed Com 514H** well (API # 30-025-PENDING), proposed to be drilled into the Wolfcamp formation (WC-025 G-09 S263619C; Wolfcamp [98234]) underlying the E/2 NE/4 of Section 17 and the E/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico.

This application will be set for hearing before a Division Examiner at the New Mexico Oil Conservation Division in Santa Fe, New Mexico on **May 6, 2021, at 8:15 a.m.** During the COVID-19 Public Health Emergency, state buildings are closed to the public and hearings will be conducted remotely. To participate in the electronic hearing, see the instructions posted on the docket for the hearing date: <http://www.emnrd.state.nm.us/OCD/hearings.html>. You are not required to attend this hearing, but as an owner of an interest that may be affected, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging this application at a later time. If you intend to attend the hearing and present testimony or evidence, you must enter your appearance by **April 28, 2021**, and serve the Division, counsel for the Applicant, and other parties with a pre-hearing statement by **April 29, 2021**, in accordance with Division Rule 19.15.4.13 NMAC. For further information, contact the applicant's attorney, Sharon T. Shaheen, Montgomery & Andrews, P.A., 325 Paseo de Peralta, Santa Fe, New Mexico 87501, (505) 986-2678. #36433

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