



Radiohead #3H, #4H Wells

Case No. 22468

NMOCD Exhibits

Hearing Date: Jan. 6th, 2022

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

**APPLICATION OF SPUR ENERGY
PARTNERS, LLC TO AMEND
ORDER NO. R-21581,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 22468

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

**APPLICATION OF SPUR ENERGY
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ORDER NO. R-21581,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 22468

APPLICATION

Spur Energy Partners, LLC (“Spur” or “Applicant”) (OGRID No. 328947) through its undersigned attorneys, hereby files this application with the Oil Conservation Division to amend Order No. R-21581 (the “Order”) to allow for a one year extension for drilling the proposed initial well under the Order. In support of its application, Spur states:

1. Order No. R-21581, entered on January 19, 2021, in Case No. 21585, created a standard 200-acre horizontal spacing unit in a portion of the Yeso formation, in the Atoka; Glorieta Yeso Pool (3250) from a depth of 3,201 feet to the base of the Pool, underlying the N/2 S/2 of Section 28, and the NE/4 SE/4 of Section 29, Township 18 South, Range 26 East, NMPM, Eddy County, New Mexico (the “Unit”), and designated Applicant as the operator of the Unit.

2. The Unit was designated to the proposed initial (1) the Radiohead #3H well, and (2) the Radiohead #4H well.

3. Order No. R-21581 required the drilling of the initial well by January 19, 2022.

4. There is good cause for Spur’s request that the Order be re-opened and amended to allow Spur additional time to commence drilling the well under the Order.

5. The decline in commodity prices in 2020 caused by the global COVID pandemic and other economic factors led Spur to reduce its rig count, thereby causing

**BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. A
Submitted by: Spur Energy Partners, LLC
Hearing Date: January 06, 2022
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Spur to delay its intended plans to develop the acreage subject to the Order. Spur anticipates being able to drill the initial well required by the Order within the next year.

6. Therefore, Spur requests a one-year extension of time to drill the initial well under the Order, until January 19, 2023.

WHEREFORE, Applicant requests that this application be set for hearing before an Examiner of the Oil Conservation Division on January 6, 2022, and, after notice and hearing as required by law, the Division enter an order granting this application.

Respectfully submitted,

HOLLAND & HART LLP



By: _____

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ATTORNEYS FOR SPUR ENERGY PARTNERS, LLC

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

**APPLICATION OF SPUR ENERGY
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CASE NO. 22468

AFFIDAVIT OF RETT DALTON

Rett Dalton, of lawful age and being first duly sworn, declares as follows:

1. My name is Rett Dalton. I am a landman for Spur Energy Partners, LLC (“Spur”).
2. I have previously testified before the New Mexico Oil Conservation Division as an expert witness in petroleum land matters. My credentials as a petroleum land manager have been accepted by the Division and made a matter of record.
3. I am familiar with the application filed by Spur in this case, and I am familiar with the status of the lands in the subject area.
4. None of the pooled parties has indicated opposition to this extension application, and therefore I do not expect any opposition at the hearing.
5. Order No. R-21581, entered on January 19, 2021, in Case No. 21585, created a standard 200-acre horizontal spacing unit in a portion of the Yeso formation, in the Atoka; Glorieta Yeso Pool (3250) from a depth of 3,201 feet to the base of the Pool, underlying the N/2 S/2 of Section 28, and the NE/4 SE/4 of Section 29, Township 18 South, Range 26 East, NMPM, Eddy County, New Mexico (the “Unit”), and designated Applicant as the operator of the Unit.
6. The Unit was designated to the proposed initial (1) the Radiohead #3H well, and (2) the Radiohead #4H well.
7. Order No. R-21581 required the drilling of the initial well by January 19, 2022.

**BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. B
Submitted by: Spur Energy Partners, LLC
Hearing Date: January 06, 2022
Case No. 22468**

8. There is good cause for Spur's request that the Order be re-opened and amended to allow Spur additional time to commence drilling the well under the Order.

9. The decline in commodity prices in 2020 caused by the global COVID pandemic and other economic factors led Spur to reduce its rig count, thereby causing Spur to delay its intended plans to develop the acreage subject to the Order. Spur anticipates being able to drill the initial well required by the Order within the next year.

10. Therefore, Spur requests a one-year extension of time to drill the initial well under the Order, until January 19, 2023.

11. Spur provided our outside counsel, Holland and Hart, with a list of the working interest owners that remain subject to each pooling order and instructed them to provide notice of this hearing to these pooled working interest owners.

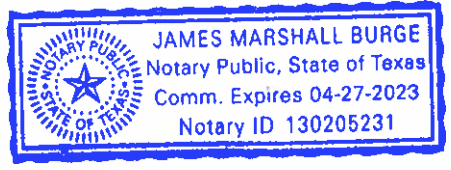
12. None of the working interest owners that remain subject to these pooling orders have been asked at this time to make an election on the applicable well, or to pay their estimated share of the costs to drill, complete and equip the applicable well.

FURTHER AFFIANT SAYETH NOT.

[Signature]
RETT DALTON

STATE OF TEXAS)
)
COUNTY OF Harris)

SUBSCRIBED and SWORN to before me this 4th day of January 2022 by
Rettd Dalton.



[Signature]
NOTARY PUBLIC

My Commission Expires:
4-27-2023



Kaitlyn A. Luck
Phone (505) 954-7286
KALuck@hollandhart.com

December 17, 2021

VIA CERTIFIED MAIL
CERTIFIED RECEIPT REQUESTED

TO: ALL INTEREST OWNERS SUBJECT TO POOLING PROCEEDINGS

**Re: Application of Spur Energy Partners, LLC for to Amend Order No. R-21581,
Eddy County, New Mexico.
Radiohead #3H, #4H wells**

Ladies & Gentlemen:

This letter is to advise you that Spur Energy Partners, LLC has filed the enclosed application with 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 January 6, 2022, beginning at 8:15 a.m. To participate in the electronic hearing, see the instructions posted on the OCD Hearings website: <http://www.emnrd.state.nm.us/OCD/announcements.html>.

You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date. Parties appearing in cases are required by Division Rule 19.15.4.13.B to file a Pre-hearing Statement four business days in advance of a scheduled hearing. This statement must be filed at the Division’s Santa Fe office at the above specified address and should include: the names of the parties and their attorneys; a concise statement of the case; the names of all witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that are to be resolved prior to the hearing.

If you have any questions about this matter, please contact Rett Dalton at (832) 930-8529 or radalton@spurepllc.com.

Sincerely,

 for

Kaitlyn A. Luck
ATTORNEY FOR SPUR ENERGY PARTNERS,
LLC

T 505.988.4421 F 505.983.6043
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www.hollandhart.com

Alaska	Montana	Utah
Colorado	Nevada	Washington, D.C.
Idaho	New Mexico	Wyoming

Spur_Radiohead 3H 4H R-21581 deep- Case No. 22468
Postal Delivery Report

9414811898765845733223	Adventure Exploration, LP	PO Box 144	Midland	TX	79702-0144	Your item was picked up at a postal facility at 10:26 am on December 27, 2021 in MIDLAND, TX 79701.
9414811898765845733209	Paul Davis, Ltd.	PO Box 871	Midland	TX	79702-0871	Your item was delivered at 11:19 am on December 24, 2021 in MIDLAND, TX 79701.
9414811898765845733292	Andrew J. Bastien	PO Box 11113	Midland	TX	79702-8113	Your item was delivered at 10:57 am on December 30, 2021 in MIDLAND, TX 79701.
9414811898765845733247	JB & PDIII Partners , LLC	PO Box 1811	Midland	TX	79702-1811	Your item was delivered at 9:15 am on December 28, 2021 in MIDLAND, TX 79702.
9414811898765845733285	Lynx O & G, LLC	1901 Ward St	Midland	TX	79705-8437	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765845733230	Copperhead Resources, LLC	PO Box 8355	Midland	TX	79708-8355	Your item was delivered at 9:23 am on December 23, 2021 in MIDLAND, TX 79708.
9414811898765845733278	Drew Scott	PO Box 9143	Midland	TX	79708-9143	Your item was delivered at 2:23 pm on December 23, 2021 in MIDLAND, TX 79708.
9414811898765845733810	Kettle Investment I LLC	PO Box 51138	Midland	TX	79710-1138	Your item has been delivered and is available at a PO Box at 12:10 pm on December 22, 2021 in MIDLAND, TX 79705.
9414811898765845733858	Eddie M. Mahfood and Valerie Ann Mal	3014 Barrywood Dr	Wichita Fa	TX	76309-4908	Your item was delivered to an individual at the address at 1:43 pm on December 21, 2021 in WICHITA FALLS, TX 76309.
9414811898765845733865	Carole Morgan, Richard Morgan,	148 Roucourt Loop	College Sta	TX	77845-4180	Your item was delivered to an individual at the address at 3:02 pm on December 24, 2021 in COLLEGE STATION, TX 77845.
9414811898765845733827	COG Operating LLC, Concho Oil & Gas L	600 W Illinois Ave One Concho Center	Midland	TX	79701-4882	Your item was picked up at a postal facility at 8:19 am on December 28, 2021 in MIDLAND, TX 79702.
9414811898765845733803	Haley A. Harper	2805 Bridleton Ave	N Las Vega	NV	89081-6582	Your item was delivered to an individual at the address at 10:20 am on December 23, 2021 in NORTH LAS VEGAS, NV 89081.
9414811898765845733896	Silverback New Mexico, LLC	19707 Ih 10 W Ste 201	San Anton	TX	78257-1748	Your item was delivered to the front desk, reception area, or mail room at 4:18 pm on December 20, 2021 in SAN ANTONIO, TX 78257.
9414811898765845733841	James W. Essman	1209 Country Club Dr	Midland	TX	79701-4114	Your item was delivered to an individual at the address at 10:03 am on December 21, 2021 in MIDLAND, TX 79701.
9414811898765845733889	HTI Resources, Inc.	PO Box 10690	Savannah	GA	31412-0890	Your item was picked up at the post office at 10:43 am on December 28, 2021 in SAVANNAH, GA 31401.
9414811898765845733834	Sharbro Oil Ltd. Co., Sharbro Holdings L	PO Box 840	Artesia	NM	88211-0840	Your item was picked up at the post office at 10:23 am on December 23, 2021 in ARTESIA, NM 88210.
9414811898765845733872	H.Brooks Travis II	10 Cantata Dr	Mission Vi	CA	92692-5102	Your item arrived at our USPS facility in PASADENA, CA 91109 on December 29, 2021 at 8:09 am. The item is currently in transit to the destination.
9414811898765845733711	c/o Janeen M. Counts	PO Box 1450	Tijeras	NM	87059-1450	Your item was picked up at the post office at 7:28 am on December 23, 2021 in TIJERAS, NM 87059.

Spur_Radiohead 3H 4H R-21581 deep- - Case No. 22468
Postal Delivery Report

9414811898765845733759	Charlie Deanna Nelms	1404 S 16th St	Lovington	NM	88260-5307	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765845733766	Rolla R. Hinkle III	PO Box 2291	Roswell	NM	88202-2291	Your item was picked up at the post office at 10:26 am on December 23, 2021 in ROSWELL, NM 88201.

Carlsbad Current Argus.

PART OF THE USA TODAY NETWORK

Affidavit of Publication

Ad # 0005056909

This is not an invoice

HOLLAND & HART
POBOX 2208

SANTA FE, NM 87504

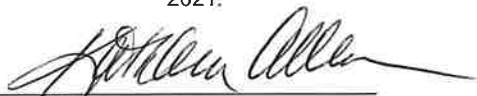
I, a legal clerk of the **Carlsbad Current Argus**, a newspaper published daily at the City of Carlsbad, in said county of Eddy, state of New Mexico and of general paid circulation in said county; that the same is a duly qualified newspaper under the laws of the State wherein legal notices and advertisements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

12/26/2021



Legal Clerk

Subscribed and sworn before me this December 26, 2021:



State of WI, County of Brown
NOTARY PUBLIC

1-7-25

My commission expires

KATHLEEN ALLEN
Notary Public
State of Wisconsin

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. D
Submitted by: Spur Energy Partners, LLC
Hearing Date: January 06, 2022
Case No. 22468

Ad # 0005056909
PO #: Case No. 22468
of Affidavits 1

This is not an invoice

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

The State of New Mexico, Energy Minerals and Natural Resources Department, Oil Conservation Division ("Division") hereby gives notice that the Division will hold public hearings before a hearing examiner on the following case. During the COVID-19 Public Health Emergency, state buildings are closed to the public and Division hearings will be conducted remotely. The public hearing for the following case will be electronic and conducted remotely. The hearing will be conducted on **Thursday, January 6, 2022, beginning at 8:15 a.m.** To participate in the electronic hearing, see the instructions posted below. The docket may be viewed at <https://www.emnrd.nm.gov/ocd/hearing-info/> or obtained from Marlene Salvidrez, at Marlene.Salvidrez@state.nm.us. Documents filed in the case may be viewed at <https://ocdimage.emnrd.nm.gov/Imaging/Default.aspx>. If you are an individual with a disability who needs a reader, amplifier, qualified sign language interpreter, or other form of auxiliary aid or service to attend or participate in a hearing, contact Marlene Salvidrez at Marlene.Salvidrez@state.nm.us, or the New Mexico Relay Network at 1-800-659-1779, no later than **December 26, 2021**.

Persons may view and participate in the hearings through the following link:

<https://nmemnrd.webex.com/nmemnrd/onstage/g.php?MTID=ea32683a0cd6466aedc002b940813ad68>
Event number: 2499 136 6690
Event password: 3qyGqNJ3N63

Join by video: 24991366690@nmemnrd.webex.com
Numeric Password: 162064
You can also dial 173.243.2.68 and enter your meeting number

Join by audio: 1-844-992-4726 United States Toll Free
Access code: 2499 136 6690

**STATE OF NEW MEXICO TO:
All named parties and persons
having any right, title, interest
or claim in the following case
and notice to the public.**

(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.)

To: All pooled working interest owners, including: Adventure Exploration, LP; Paul Davis, Ltd.; Andrew J. Bastien, his heirs and devisees; JB & PDIII Partners, LLC; Lynx O & G, LLC; Copperhead Resources, LLC; Drew Scott, his heirs and devisees; Kettle Investment I LLC; Eddie M. Mahfood and Valerie Ann Mahfood, JTWROS, their heirs and devisees; Carole Morgan, Richard Morgan, AIF for Carole Morgan, her heirs and devisees; COG Operating LLC; Concho Oil & Gas LLC; Haley A. Harper, her heirs and devisees; Silverback New Mexico, LLC; James W. Essman, his heirs and devisees; HTI Resources, Inc.; Sharbro Oil Ltd. Co.; H.Brooks Travis II, his heirs and devisees; Estate of William K. Douglas, deceased c/o Janeen M. Counts, his heirs and devisees; Charlie Deanna Nelms, his heirs and devisees; and Rolla R. Hinkle III, his heirs and devisees.

Case No. 22468: Application of Spur Energy Partners, LLC for to Amend Order No. R-21581, Eddy County, New Mexico. Applicant in the above-styled cause seeks an extension of time for drilling the initial well under Order No. R-21581. Order No. R-21581 created a standard 200-acre horizontal spacing unit in a portion of the Yeso formation, in the Atoka; Glorieta Yeso Pool (3250) from a depth of 3,201 feet to the base of the Pool, underlying the N/2 S/2 of Section 28, and the NE/4 SE/4 of Section 29, Township 18 South, Range 26 East, NMPM, Eddy County, New Mexico, and pooled all uncommitted interests in the pooled portion of the Yeso formation. Order No. R-21581 dedicated the spacing unit to the (1) the Radiohead #3H well, and (2) the Radiohead #4H well. Applicant seeks a drilling extension until January 21, 2023. Said area is located approximately 13 miles south of Artesia, New Mexico.
#5056909, Current Argus, December 26, 2021