



Smashing Pumpkins #1H well

Case No. 22469

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-21579,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 22469

TABLE OF CONTENTS

Spur Exhibit A	–	Application
Spur Exhibit B	–	Affidavit of Rett Dalton, Land
Spur Exhibit C	–	Notice Affidavit
Spur Exhibit D	–	Notice of Publication

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

**APPLICATION OF SPUR ENERGY
PARTNERS, LLC TO AMEND
ORDER NO. R-21579,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 22469

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-21579 (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-21579, entered on January 21, 2021, in Case No. 21586, created a standard 160-acre horizontal spacing unit in the Yeso formation, from the top of the Yeso formation to a depth of 3,000 feet, underlying the N/2 S/2 of Section 18, Township 18 South, Range 27 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 Smashing Pumpkins #1H well, to be drilled from a surface location in the NE/4 SE/4 (Unit I) of Section 13 to bottom hole locations in the NE/4 SE/4 (Unit I) of Section 18.

3. Order No. R-21579 required the drilling of the initial well by January 21, 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
Case No. 22469**

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 21, 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: _____

Michael H. Feldewert
Adam G. Rankin
Julia Broggi
Kaitlyn A. Luck
Post Office Box 2208
Santa Fe, NM 87504
505-998-4421
505-983-6043 Facsimile
mfeldewert@hollandhart.com
agrarkin@hollandhart.com
jbroggi@hollandhart.com
kaluck@hollandhart.com

ATTORNEYS FOR SPUR ENERGY PARTNERS, LLC

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

**APPLICATION OF SPUR ENERGY
PARTNERS, LLC TO AMEND
ORDER NO. R-21579,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 22469

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-21579, entered on January 21, 2021, in Case No. 21586, created a standard 160-acre horizontal spacing unit in the Yeso formation, from the top of the Yeso formation to a depth of 3,000 feet, underlying the N/2 S/2 of Section 18, Township 18 South, Range 27 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 Smashing Pumpkins #1H well, to be drilled from a surface location in the NE/4 SE/4 (Unit I) of Section 13 to bottom hole locations in the NE/4 SE/4 (Unit I) of Section 18.

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. 22469

7. Order No. R-21579 required the drilling of the initial well by January 21, 2022.

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 21, 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.

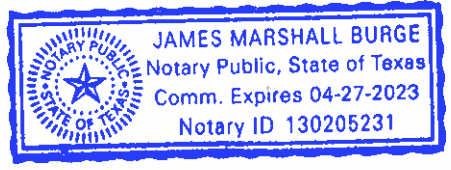
FURTHER AFFIANT SAYETH NOT.



RETT DALTON

STATE OF TEXAS)
)
COUNTY OF Harris)

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





NOTARY PUBLIC

My Commission Expires:
4-27-2023

Spur_Smashing Pumpkins 1H - Case No. 22469
Postal Delivery Report

9414811898765845739874	Pecos Oil and Gas LLCs	1455 West Loop S Ste	Houston TX	77027-9521	Your item was delivered to the front desk, reception area, or mail room at 9:35 am on December 23, 2021 in HOUSTON, TX 77027.
9414811898765845739713	Dianne Cahoon Magee	19 John Dyer Way	Doylestown PA	18902-9615	Your item departed our PHILADELPHIA PA DISTRIBUTION CENTER destination facility on December 29, 2021 at 3:34 pm. The item is currently in transit to the destination.
9414811898765845739751	Edward Charles Cahoon	151 Wharton Row	Groton MA	01450-4244	Your item was delivered to an individual at the address at 2:49 pm on December 22, 2021 in GROTON, MA 01450.
9414811898765845739768	Heirs of Johnnie Rogers	4404 Taos St	Carlsbad NM	88220-9069	Your item was delivered to an individual at the address at 10:50 am on December 21, 2021 in CARLSBAD, NM 88220.
9414811898765845739720	Heirs of Mary Lutz Cahoon Grantham, Deceased	2703 N Montana Ave	Roswell NM	88201-3450	Your item arrived at the SANTA FE, NM 87501 post office at 7:37 am on December 28, 2021 and is ready for pickup.
9414811898765845739706	Scott Trust	1303 N 1st St Apt B	Sayre OK	73662-1811	Your item was delivered to an individual at the address at 11:18 am on December 23, 2021 in SAYRE, OK 73662.
9414811898765845739744	Bobby Hnulik/o Henninghausen & Olsen, LLP	PO Box 1415	Roswell NM	88202-1415	Your item was picked up at a postal facility at 10:32 am on December 20, 2021 in ROSWELL, NM 88202.
9414811898765845739782	Richard E. Johnson	140 N. Edaylya Rd	Winfield MO	63389	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765845739737	Rodney Kaiser	1107 W 9th St	Wilmington DE	19806-4613	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765845739775	Glenn A. Kaiser	2133 Horace Ave	Abington PA	19001-3605	Your item was delivered to an individual at the address at 1:08 pm on December 22, 2021 in ABINGTON, PA 19001.
9414811898765845739911	Tessie Wellman Darnell and Carolyn L. Sauer,	5101 River Rd Apt 18	Bethesda MD	20816-1574	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765845739959	Sharbro Energy LLC	PO Box 840	Artesia NM	88211-0840	Your item was picked up at the post office at 10:39 am on December 21, 2021 in ARTESIA, NM 88210.
9414811898765845739966	Yates Industies LLC	104 S 4th St	Artesia NM	88210-2123	We attempted to deliver your package at 7:30 am on December 21, 2021 in ARTESIA, NM 88210 but could not access the delivery location. We will redeliver on the next business day.
9414811898765845739928	Laura Jane Perry	3001 Del Curto Rd Ur	Austin TX	78704-5155	Your item departed our AUSTIN TX DISTRIBUTION CENTER destination facility on December 29, 2021 at 6:35 pm. The item is currently in transit to the destination.
9414811898765845739904	Mark Holomon Tolliver	PO Box 40848	Austin TX	78704-0015	Your item arrived at the AUSTIN, TX 78704 post office at 12:59 pm on December 28, 2021 and is ready for pickup.
9414811898765845739997	Billy C. Norwood & Betty N. Norwood	503 W Royall Blvd	Malakoff TX	75148	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765845739942	Reiner and Mary Klawiter, as JT	PO Box 6759	Snowmass CO	81615-6759	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.

Spur_Smashing Pumpkins 1H - Case No. 22469
Postal Delivery Report

9414811898765845739874	Pecos Oil and Gas LLCs	1455 West Loop S Ste	Houston TX	77027-9521	Your item was delivered to the front desk, reception area, or mail room at 9:35 am on December 23, 2021 in HOUSTON, TX 77027.
9414811898765845739713	Dianne Cahoon Magee	19 John Dyer Way	Doylestown PA	18902-9615	Your item departed our PHILADELPHIA PA DISTRIBUTION CENTER destination facility on December 29, 2021 at 3:34 pm. The item is currently in transit to the destination.
9414811898765845739751	Edward Charles Cahoon	151 Wharton Row	Groton MA	01450-4244	Your item was delivered to an individual at the address at 2:49 pm on December 22, 2021 in GROTON, MA 01450.
9414811898765845739768	Heirs of Johnnie Rogers	4404 Taos St	Carlsbad NM	88220-9069	Your item was delivered to an individual at the address at 10:50 am on December 21, 2021 in CARLSBAD, NM 88220.
9414811898765845739720	Heirs of Mary Lutz Cahoon Grantham, Deceased	2703 N Montana Ave	Roswell NM	88201-3450	Your item arrived at the SANTA FE, NM 87501 post office at 7:37 am on December 28, 2021 and is ready for pickup.
9414811898765845739706	Scott Trust	1303 N 1st St Apt B	Sayre OK	73662-1811	Your item was delivered to an individual at the address at 11:18 am on December 23, 2021 in SAYRE, OK 73662.
9414811898765845739744	Bobby Hnulic/o Henninghausen & Olsen, LLP	PO Box 1415	Roswell NM	88202-1415	Your item was picked up at a postal facility at 10:32 am on December 20, 2021 in ROSWELL, NM 88202.
9414811898765845739782	Richard E. Johnson	140 N. Edaylya Rd	Winfield MO	63389	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765845739737	Rodney Kaiser	1107 W 9th St	Wilmington DE	19806-4613	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765845739775	Glenn A. Kaiser	2133 Horace Ave	Abington PA	19001-3605	Your item was delivered to an individual at the address at 1:08 pm on December 22, 2021 in ABINGTON, PA 19001.
9414811898765845739911	Tessie Wellman Darnell and Carolyn L. Sauer,	5101 River Rd Apt 18	Bethesda MD	20816-1574	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765845739959	Sharbro Energy LLC	PO Box 840	Artesia NM	88211-0840	Your item was picked up at the post office at 10:39 am on December 21, 2021 in ARTESIA, NM 88210.
9414811898765845739966	Yates Industies LLC	104 S 4th St	Artesia NM	88210-2123	We attempted to deliver your package at 7:30 am on December 21, 2021 in ARTESIA, NM 88210 but could not access the delivery location. We will redeliver on the next business day.
9414811898765845739928	Laura Jane Perry	3001 Del Curto Rd Ur	Austin TX	78704-5155	Your item departed our AUSTIN TX DISTRIBUTION CENTER destination facility on December 29, 2021 at 6:35 pm. The item is currently in transit to the destination.
9414811898765845739904	Mark Holomon Tolliver	PO Box 40848	Austin TX	78704-0015	Your item arrived at the AUSTIN, TX 78704 post office at 12:59 pm on December 28, 2021 and is ready for pickup.
9414811898765845739997	Billy C. Norwood & Betty N. Norwood	503 W Royall Blvd	Malakoff TX	75148	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765845739942	Reiner and Mary Klawiter, as JT	PO Box 6759	Snowmass CO	81615-6759	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.

Carlsbad Current Argus.

PART OF THE USA TODAY NETWORK

Affidavit of Publication

Ad # 0005056911

This is not an invoice

HOLLAND & HART
POBOX 2208

SANTA FE, NM 87504

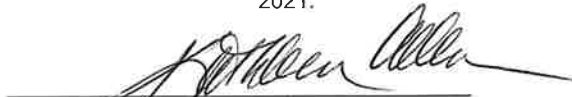
I, a legal clerk of the **Carlsbad Current Argus**, a newspaper published daily at the City of Carlsbad, in said county of Eddy, state of New Mexico and of general paid circulation in said county; that the same is a duly qualified newspaper under the laws of the State wherein legal notices and advertisements 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

Ad # 0005056911
PO #: Case No. 22469
of Affidavits 1

This is not an invoice

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. 22469

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: Pecos Oil and Gas LLC; Dianne Cahoon Mageev, her heirs and devisees; Edward Charles Cahoon, his heirs and devisees; Heirs and devisees of Johnnie Rogers; Heirs and devisees of Mary Lutz Cahoon Grantham, Deceased; Scott Trust, his heirs and devisees; Bobby Hnulik c/o Henninghausen & Olsen, LLP; Patricia Price Roberson, her heirs and devisees; Richard E. Johnson, his heirs and devisees; Rodney Kaiser, his heirs and devisees; Glenn A. Kaiser, his heirs and devisees; Tessie Wellman Darnell and Carolyn L. Sauer, as JT, their heirs and devisees; Sharbro Energy LLC; Yates Industries LLC; Laura Jane Perry, her heirs and devisees; Mark Holomon Tolliver, his heirs and devisees; Billy C. Norwood & Betty N. Norwood c/o Norwood Oil Company; and Reiner and Mary Klawiter, as JT, their heirs and devisees.

Case No. 22469: Application of Spur Energy Partners, LLC for to Amend Order No. R-21579, Eddy County, New Mexico. Applicant in the above-styled cause seeks an extension of time for drilling the initial well under Order No. R-21579. Order No. R-21579 created a standard 160-acre horizontal spacing unit in the Yeso formation, from the top of the Yeso formation to a depth of 3,000 feet, underlying the N/2 S/2 of Section 18, Township 18 South, Range 27 East, NMPM, Eddy County, New Mexico, and pooled all uncommitted interests in the pooled portion of the Yeso formation. Order No. R-21579 dedicated the spacing unit to the Smashing Pumpkins #1H well, to be drilled from a surface location in the NE/4 SE/4 (Unit I) of Section 13 to bottom hole locations in the NE/4 SE/4 (Unit I) of Section 18. Applicant seeks a drilling extension until January 21, 2023. Said area is located approximately 13 miles south of Artesia, New Mexico.

#5056911, Current Arqus, December 26, 2021