APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

SELF-AFFIRMED STATEMENT OF DANA S. HARDY

1. I am attorney in fact and authorized representative of Forty Acres Energy II, LLC,

the Applicant herein.

2. I am familiar with the Notice Letter attached as **Exhibit D-1**.

3. The above-referenced Application was provided, along with the Notice Letter, to

the recipients listed in **Exhibit D-2**. Exhibit D-2 also provides the date each Notice Letter was sent and the date each return was received and includes copies of the certified mail green cards and white slips.

4. On June 17, 2022, I caused a notice to be published to all interested parties in the Hobbs News-Sun. An Affidavit of Publication from the Legal Clerk of the Hobbs New-Sun, along with a copy of the notice publication, is attached as **Exhibit D-3**.

/s/ Dana S. Hardy Dana S. Hardy <u>July 1, 2022</u> Date

Exhibit D

HINKLE SHANOR LLP

ATTORNEYS AT LAW PO BOX 2068 SANTA FE, NEW MEXICO 87504 505-982-4554 (FAX) 505-982-8623

WRITER:

Dana S. Hardy, Partner dhardy@hinklelawfirm.com

June 8, 2022

VIA CERTIFIED MAIL RETURN RECEIPT REQUESTED

TO ALL PARTIES ENTITLED TO NOTICE

Re: Case No. 22919 – Application of FAE II Operating, LLC for Pre-Approval of Downhole Comingling of Production from the Yates, Seven Rivers, Queen, and Grayburg Formations on an Area-Wide Basis, Lea County, New Mexico.

To whom it may concern:

This letter is to advise you that the enclosed application was filed with the New Mexico Oil Conservation Division. The hearing will be conducted on **July 7**, **2022** beginning at 8:15 a.m.

Hearings are currently conducted remotely. To participate in the electronic hearing, see the instructions posted on the OCD Hearings website: <u>https://www.emnrd.nm.gov/ocd/hearing-info/</u>. 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.

Pursuant to Division Rule 19.15.4.13.B, a party who intends to present evidence at the hearing shall file a pre-hearing statement and serve copies on other parties, or the attorneys of parties who are represented by counsel, at least four business days in advance of a scheduled hearing, but in no event later than 5:00 p.m. mountain time, on the Thursday preceding the scheduled hearing date. The statement must be submitted through the OCD E-Permitting system (<u>https://wwwapps.emnrd.state.nm.us/ocd/ocdpermitting/</u>) or via e-mail to <u>ocd.hearings@state.nm.us</u> 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.

Please do not hesitate to contact me if you have questions regarding this matter.

Sincerely,

/s/ Dana S. Hardy

Dana S. Hardy

Enclosure

Exhibit D-1

PO BOX 10 ROSWELL, NEW MEXICO 88202 575-622-6510 (FAX) 575-623-9332 Released to Imaging: 7/4/2022 8:44:42 PM PO BOX 2068 SANTA FE, NEW MEXICO 87504 505-982-4554 (FAX) 505-982-8623 7601 JEFFERSON ST NE + SUITE 180 ALBUQUERQUE, NEW MEXICO 87109 505-858-8320 (FAX) 505-858-8321

APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

NOTICE LETTER LIST

| PARTY | NOTICE LETTER SENT | RETURN RECEIVED |
|--|--------------------|------------------------|
| Apache Corporation 303 Veterans Airpark Ln #1000 Midland, TX 79705 | 06/08/22 | 06/15/22 |
| BXP Operating, LLC 11757 Katy Freeway Suite 475 Houston, TX 77079 | 06/08/22 | 06/21/22 |
| Beach Exploration Inc. 800 North Marienfeld Suite 200 Midland, TX 79701 | 06/08/22 | 06/16/22 |
| Bettis Boyle & Stovall, Inc. P.O. Box 1240 Graham, TX 76450 | 06/08/22 | 06/16/22 |
| Blackbeard Operating, LLC 1751 River Run Suite 405 Fort Worth, TX 76107 | 06/08/22 | 06/16/22 |
| Blackwell Operating, LLC P.O. Box 202 Andrews, TX 79714 | 06/08/22 | 06/16/22 |
| Blue Ruby Operating, LLC 7201 East CR 112 Midland, TX 79706 | 06/08/22 | 06/21/22 |

Exhibit D-2

APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

| Breitburn Operating, LP 1111 Bagby St. Suite 1600 ATTN: REGULATORY Houston, TX 77002 | 06/08/22 | 06/14/22 |
|---|----------|---|
| Bureau of Land Management 301 Dinosaur Trl, Santa Fe, NM 87508 | 06/08/22 | 06/29/22 Return card second address: "Bureau of Land Management Carlsbad Field Office 620 East Green St. Carlsbad, NM 88220-6292" |
| Burgundy Oil & Gas of NM Inc. 505 N. Big Spring St. Suite 603 Midland, TX 79701 | 06/08/22 | 06/15/22 |
| CCC Oil & Gas LLC 7 Crawford Ln Jal, NM 88252 | 06/08/22 | 06/16/22 |
| COG Operating LLC 600 W Illinois Ave Midland, TX 79701 | 06/08/22 | 06/21/22 |
| Cameron Oil & Gas Inc. 5445 Legacy Drive Suite 440 Plano, TX 75024 | 06/08/22 | Per USPS Tracking: 06/13/22 Delivered to an agent. |
| Christmas, LLC P.O. Box 718 Eunice, NM 88231 | 06/08/22 | 06/15/22 |

APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

| Citation Oil & Gas Corp. P.O. Box 690688 Houston, TX 77069-2212 | 06/08/22 | 06/24/22 |
|--|----------|--|
| The Colborn Company, Inc. P.O. Box 1804 Eunice, NM 88231 | 06/08/22 | 06/24/22 |
| ConocoPhillips Co. 600 W. Illinois Avenue Midland, TX 79701 | 06/08/22 | 06/21/22 |
| Craft Operating NM LLC 5726 Winsome Lane Houston, TX 77057 | 06/08/22 | Per USPS Tracking: 06/11/22 Delivered to an individual at the address. |
| Cress Green Energy Resources, LLC 997 Cr 203 Seminole, TX 79360 | 06/08/22 | 06/23/22 Return to Sender. Not deliverable as addressed. |
| Diamond S Energy Company 6608 Bryant Irvin Road Ft Worth, TX 76132 | 06/08/22 | 06/16/22 |
| Driftwood Oil, LLC 1008 West Broadway Hobbs, NM 88240 | 06/08/22 | 07/01/22 Return to Sender. Refused. |
| Empire New Mexico LLC 2200 S. Utica Place Suite 150 Tulsa, OK 74114 | 06/08/22 | 06/16/22 |

APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

| Endeavor Energy Resources, LP 110 North Marienfeld Midland, TX 79701 | 06/08/22 | 06/15/22 |
|---|----------|---|
| Ernmar Investments, Inc. P.O. Box 6492 Edmond, OK 73083 | 06/08/22 | 06/21/22 |
| Extex Operating Company 5065 Westheimer Road Suite 625 Houston, TX 77056 | 06/08/22 | Per USPS Tracking: 06/15/22 In transit to next facility. |
| Fulfer Oil & Cattle LLC P.O. Box 1224 Jal, NM 88252 | 06/08/22 | 06/15/22 |
| Great Western Drilling Co. P.O. Box 1659 Midland, TX 79701 | 06/08/22 | 06/16/22 |
| HPPC, Inc. 306 W Wall 209 Midland, TX 79701 | 06/08/22 | 06/21/22 |
| Jack Huff P.O. Box 50190 Midland, TX 79705 | 06/08/22 | 06/15/22 (Return card received ripped in half) |
| J R Oil, LTD. Co. P.O. Box 52647 Tulsa, OK 74152 | 06/08/22 | Per USPS Tracking: 06/16/22 Ready for pick up at Tulsa, OK post office. |

APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

| K&M Resources, LLC P.O. Box 1540 Artesia, NM 88211 | 06/08/22 | 06/21/22 |
|---|----------|---|
| KP Kauffman Company Inc. 1675 Broadway 28th Floor Denver, CO 80202 | 06/08/22 | Per USPS Tracking: 06/14/22 In transit to next facility. |
| Key Energy Services 1500 CityWest Boulevard Suite 800 Houston, TX 77042 | 06/08/22 | 06/21/22 |
| Lanex Co. 107 Main Street Sealy, TX 77474 | 06/08/22 | 06/21/22 |
| Legacy Reserves Operating, LP 15 Smith Road Suite 3000 Midland, TX 79705 | 06/08/22 | 06/15/22 |
| M&M Energy, LLC 1008A Prospect Street El Paso, TX 79902 | 06/08/22 | Per USPS Tracking: 07/01/22 Arrived at USPS facility in Albuquerque, NM. |
| Mammoth Exploration, LLC 200 North Loraine Street Suite 1100 Midland, TX 79701 | 06/08/22 | 06/15/22 |

APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

Mar Oil & Gas Corp. 06/08/22 06/15/22 P.O. Box 5155 Santa Fe, NM 87502 Mark L. Shidler Inc. 06/08/22 06/16/22 1313 Campbell Road Building D Houston, TX 77055 McDonnold Operating Inc. 06/08/22 Per USPS Tracking: 505 N Big Spring Suite 204 06/11/22 Delivered to an Midland, TX 79701 individual at the address. Me-Tex Oil & Gas Inc. 06/08/22 06/15/22 P.O. Box 2070 Hobbs, NM 88241 06/08/22 Mesquite SWD, Inc. 06/15/22 P.O. Box 1479 Carlsbad, NM 88221 Midland Operating Inc. 06/08/22 Per USPS Tracking: P.O. Box 52308 Midland, TX 79710 06/15/22 In transit to next facility. Momentum Operating Co. Inc. 06/08/22 06/17/22 P. O. Box 2439 Albany, TX 76430 Morgan Operating, Inc. 06/08/22 06/15/22 P. O. Box 118 Hobbs, NM 88241

APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

| MorningStar Operating LLC 400 W 7th St Fort Worth, TX 76102 | 06/08/22 | 06/17/22 |
|--|----------|----------|
| The New Mexico State Land Office P.O. Box 1148 Santa Fe, NM 87504 | 06/08/22 | 06/13/22 |
| North Fork Operating, LP 1000 W. Wilshire Boulevard Suite 311 Nichols Hills, OK 73116 | 06/08/22 | 06/16/22 |
| Northern Pacific Oil & Gas Inc. 530-B- Harkle Road SF, NM 87505 | 06/08/22 | 06/14/22 |
| Owl SWD Operating, LLC 8201 Preston Road Suite 520 Dallas, TX 75225 | 06/08/22 | 06/17/22 |
| POCO Resources, LLC 3307 E Castleberry Road Artesia, NM 88210 | 06/08/22 | 06/14/22 |
| Patterson Operating & Pumping Inc. dba/Penergy P.O. Box 50076 Midland, TX 79710 | 06/08/22 | 06/16/22 |

APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

| Penroc Oil Corp. P.O. Box 2769, Hobbs, NM 88241-2769 | 06/08/22 | 06/17/22 |
|--|----------|--|
| Permok Oil Inc. 1900 West 67th Terrace Shawnee Mission, KS 66208- 2110 | 06/08/22 | 06/28/22 Return to sender. Not deliverable as addressed. |
| Petroleum Exploration Company Ltd. P.O. Box 548 Breckenridge, TX 76424 | 06/08/22 | 06/16/22 |
| Michael Pierce P.O. Box 16555 Albuquerque, NM 87191-655 | 06/08/22 | 06/14/22 |
| Primal Energy Corporation 211 Highland Cross Suite 227 Houston, TX 77073 | 06/08/22 | 06/16/22 Return to Sender. Not Deliverable as Addressed. |
| Providence Energy Servs Inc. – Kelton OP Corp 2408 NW Mustang Dr. Andrews, TX 79714 | 06/08/22 | 06/14/22 |
| Remuda Operating Co. 301 N Colorado Su 150 Midland, TX 79711 | 06/08/22 | 06/28/22 Return to sender. |

APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

| Rhombus Operating Co. LTD P.O Box 627 Littleton, CO 80160-0627 | 06/08/22 | 06/30/22 |
|---|----------|--|
| Rice Operating Company 122 W Taylor Hobbs, NM 88240 | 06/08/22 | 06/15/22 |
| Robert H. Forrest JR. Oil LLC 609 Elora Dr. Carlsbad, NM 88220 | 06/08/22 | Per USPS Tracking: 06/30/22 In transit to next facility. |
| Robertson-Bryce Management, LLC 3650 Old Bullard Road Suite 230 Tyler, TX 75701 | 06/08/22 | 06/27/22 |
| ROCA Production Inc. 123 Smith St Santa Fe, NM 87505 | 06/08/22 | 06/23/22 Return to sender. "No such street." |
| Sabinal Energy Operating, LLC 1780 Hughes Landing BLVD, STE 1200 The Woodlands, TX 77380 | 06/08/22 | 06/21/22 |
| Sahara Operating Co. P.O. Box 4130 Midland, TX 79704 | 06/08/22 | 06/15/22 |
| Saxet Oil Corp. P.O. Box 187 Midland, TX 79702 | 06/08/22 | 06/15/22 |

APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

| Scout Energy Management, LLC 13800 Montfort Road Suite 100 Dallas, TX 75240 | 06/08/22 | 06/17/22 |
|--|----------|--|
| Seely Oil Co. 815 W 10th Street Ft. Worth, TX 76102 | 06/08/22 | 06/16/22 |
| Southwest Royalties Inc. P O BOX 53570 Midland, TX 79710 | 06/08/22 | 06/15/22 |
| Sundown Energy LP 16400 Dallas Pkwy Suite 100 Dallas, TX 75248 | 06/08/22 | 06/14/22 |
| Tandem Energy Corporation 5065 Westheimer Rd Ste 920 Houston, TX 77056 | 06/08/22 | Per USPS Tracking: 06/15/22 In transit to next facility. |
| Three Forks Resources, LLC 4086 Youngfield Street Wheat Ridge, CO 80033 | 06/08/22 | 06/21/22 |
| Dwight A. Tipton 2009 South Main Street Lovington, NM 88260 | 06/08/22 | Per USPS Tracking: 06/14/22 In transit to next facility. |
| Upland Production Company P.O. Box 1327 Edmond, OK 73034 | 06/08/22 | 06/17/22 |

APPLICATION OF FAE II OPERATING, LLC FOR PRE-APPROVAL OF DOWNHOLE COMMINGLING OF PRODUCTION FROM THE YATES, SEVEN RIVERS, QUEEN, AND GRAYBURG FORMATIONS ON AN AREA-WIDE BASIS, LEA COUNTY, NEW MEXICO

CASE NO. 22919

| Walsh & Watts Inc. 155 Walsh Drive Aledo, TX 76008 | 06/08/22 | 06/16/22 |
|---|----------|--|
| Warren American Oil Co. P.O. Box 470372 Tulsa, OK 74147 | 06/08/22 | 06/16/22 |
| Western Refining Co., L.P. 15 Smith Road Suite 1000 Midland, TX 79705 | 06/08/22 | Per USPS Tracking: 06/11/22 Delivered to front desk/reception. |
| Wildcat Energy, LLC P.O. Box 13323 Odessa, TX 79768 | 06/08/22 | 06/15/22 |
| XOG Operating LLC 1801 W Texas Midland, TX 79701 | 06/08/22 | Per USPS Tracking: 06/15/22 In transit to next facility. |
| XTO Energy Inc. 6401 Holiday Hill Road Building #5 Midland, TX 79707 | 06/08/22 | 06/16/22 |
| Yarbrough Oil LP c/o HALE DUNCAN & CO Box 2526 Hobbs, NM 88241 | 06/08/22 | 06/17/22 |
| Zachary Oil Operating Co. 4971 E Interstate 20 Service Road N, Suite 302 Willow Park, TX 76087 | 06/08/22 | 06/16/22 |

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| Postage | | |
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| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON | DELIVERY |
| 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. | NAME OF A DESCRIPTION OF A | DELIVERY |
| 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, | A. Signature | C. Date of Delivery |

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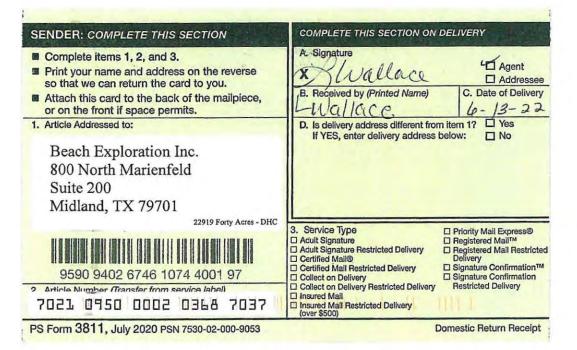
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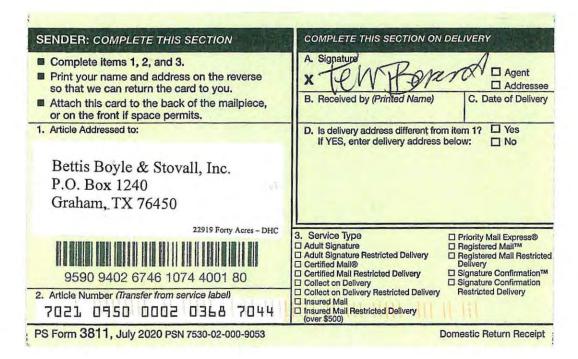












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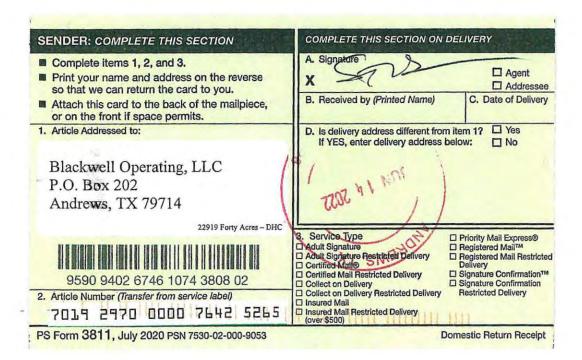
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| | Blackbeard Operating, LLC |
| 1 | Street and Apt. No., or PO Box No. 1751 River Run |
| • | Suite 405 |
| | City, State, ZIP+4 Fort Worth, TX 76107 |

| A. Signature X Maha De B. Received by (Printed Name) | Agent Addressee C/Date of Delivery |
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| D. Is delivery address different from | |
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| Insured Mail Insured Mail Restricted Delivery (over \$500) | State La Charles |
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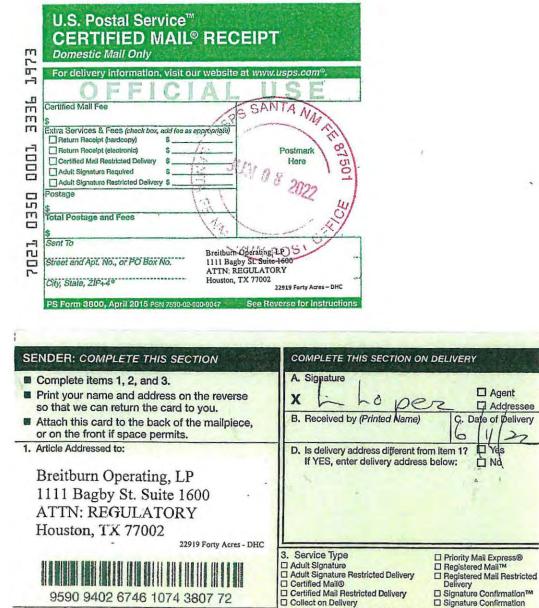
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| 2707 | For delivery information, visit our website at www.usps.com®. |
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| 2018 | Street and Apt. No., or PO Box No. Blue Ruby Operating, LLG 7201 East CR 112 Midland, TX 79706 |
| | City, State, ZIP+4° 22919 Forty Acres - DHC PS Form 3600, April 2015 PSN 7590-02-000-9047 See Reverse for Instructions |





 9590 9402 0746 1074 3807 72

 2. Article Number (Transfer from service label)

 7021 0350 0001 3336 1973

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

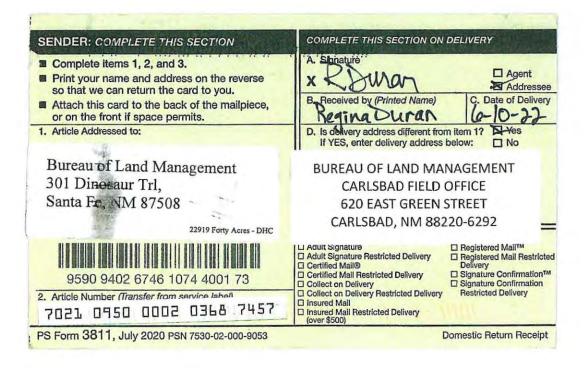
Domestic Return Receipt

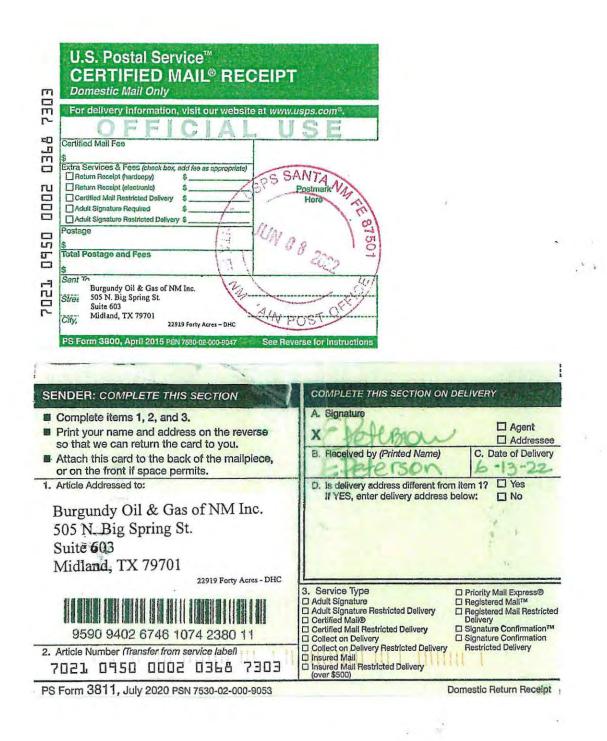
Restricted Delivery

Collect on Delivery Restricted Delivery

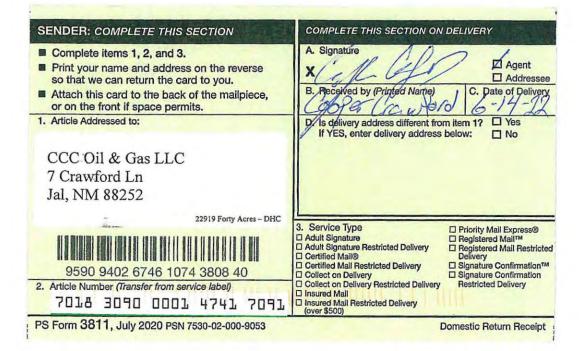
Insured Mail Restricted Delivery (over \$500)







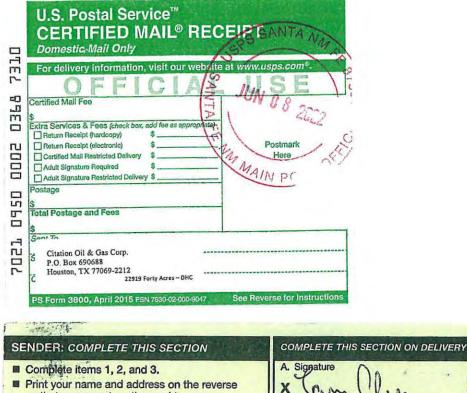








Received by OCD: 7/2/2022 5:35:19 PM



- 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:

Citation Oil & Gas Corp. P.O. Box 690688 Houston, TX 77069-2212

22919 Forty Acres - DHC 9590 9402 6746 1074 4002 34

7021 0950 0002 0368 7310 PS Form 3811, July 2020 PSN 7530-02-000-9053

2. Article Number (Transfer from service label)

Domestic Return Receipt

Priority Mail Express®
 Registered Mail[™]

Registered Mail Restricted Delivery

□ Signature Confirmation™ □ Signature Confirmation

Restricted Delivery

Agent

C. Date of Delivery

6-21-22

1 Yes

D No

B. Received by (Printed Name)

CITARY

D. Is delivery address different from item 1?

If YES, enter delivery address below:

asry

Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®

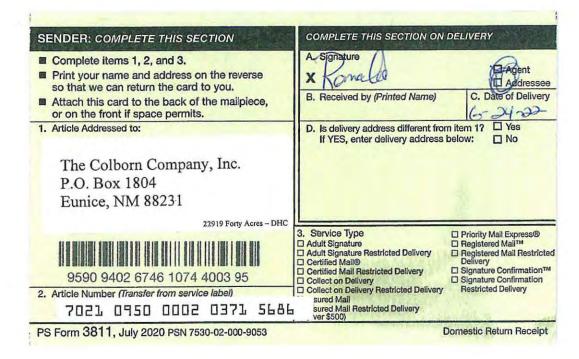
Certified Mail Restricted Delivery
Collect on Delivery
Collect on Delivery Restricted Delivery

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

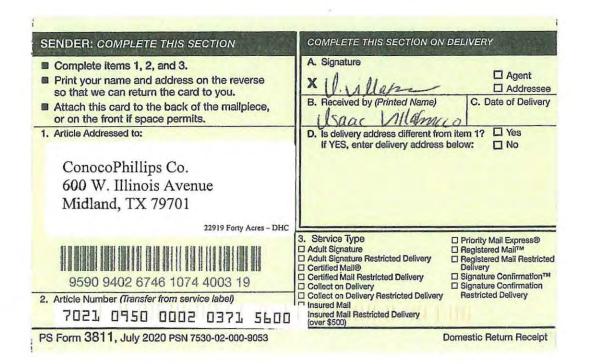
3. Service Type

Addressee

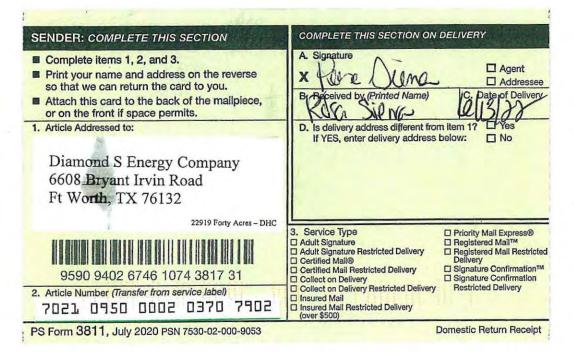




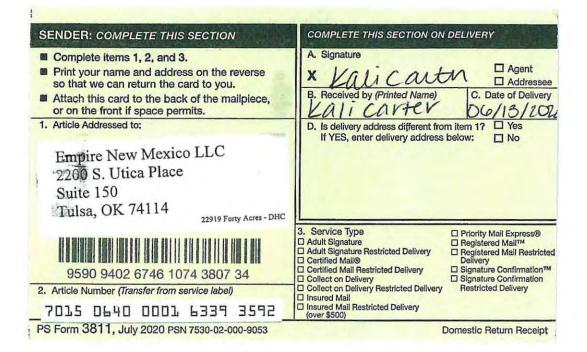












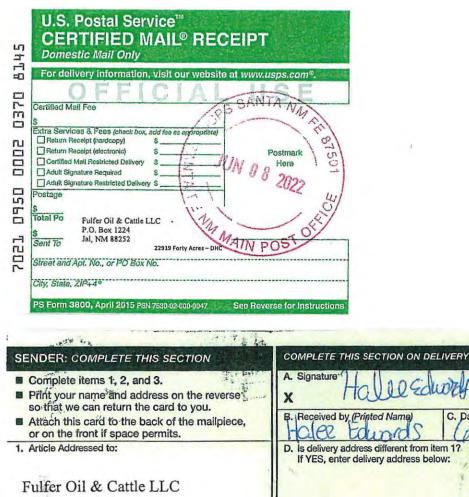
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| T U | Sent To | | |
| ~ | Street and Apt. No., or PO Box No. Ito North Marienfeld Midland, TX 79701 | es, LP | |
| | 2291 | 9 Forty Acres - DHC | |
| | PS Form 3800, April 2015 PSN 7580-02-000-9047 See Rever | rse for Instructions | |
| | ENDER: COMPLETE THIS SECTION Complete items 1, 2, and 3. Print your name and address on the reverse | | DELIVERY |
| | ENDER: COMPLETE THIS SECTION | rse for Instructions COMPLETE THIS SECTION ON A. Signature X. C. Sanche B. Received by (Printed Name) D - 19 - 1 | C, Date of Delivery |
| | ENDER: 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. Article Addressed to: | COMPLETE THIS SECTION ON A. Signature X G. Sawelle | Agent Addressee C, Date of Delivery b//s/22 n item 12 U Yes |
| | ENDER: 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. Article Addressed to: Endeavor Energy Resources, LP | rse for Instructions | Agent Addressee C, Date of Delivery b//s/22 n item 12 U Yes |
| 1. | ENDER: 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. Article Addressed to: | rse for Instructions | Agent Addressee C, Date of Delivery b//s/22 n item 12 U Yes |
| 1. | ENDER: 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. Article Addressed to: Endeavor Energy Resources, LP 110 North Marienfeld | rse for Instructions | Agent Addressee C. Date of Delivery below: Yes below: No |
| 1. | ENDER: 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. Article Addressed to: Endeavor Energy Resources, LP 110 North Marienfeld Midland, TX 79701 Z2919 Forty Acres - DHC | complete this section on A. Signature X Sande B. Received by (Printed Name) D. Is delivery address different from if YES, enter delivery address If YES, enter delivery address Adult Signature Adult Signature Cartified Mail@ Certified Mail@ | Agent Addressee C, Date of Delivery <i>L/15/22</i> n item 1? □ Yes below: □ No |
| | ENDER: 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. Article Addressed to: Endeavor Energy Resources, LP 110 North Marienfeld Midland, TX 79701 | complete this section on A. Signature X Sande B. Received by (Printed Name) D. Is delivery address different from if YES, enter delivery address 3. Service Type Adult Signature Restricted Delivery Certified Mail@ | Agent Addressee C, Date of Delivery <i>b//5/22</i> n item 1? Yes below: No |

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P.O. Box 1224 Jal, NM 88252

22919 Forty Acres - DHC

3. Service Type



7021 0950 0002 0370 8145

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

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□ Priority Mail Express® □ Registered Mail™

Registered Mail Restricted Delivery □ Signature Confirmation™ □ Signature Confirmation Restricted Delivery

Agent

C. Date of Delivery

1 Yes

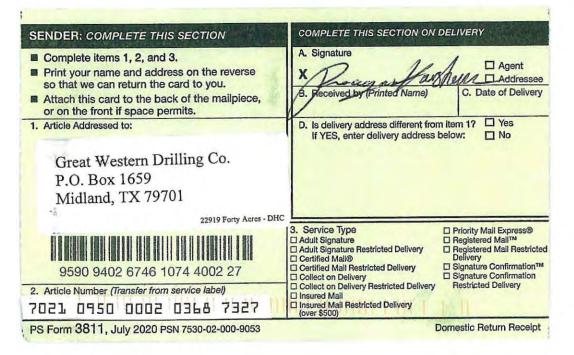
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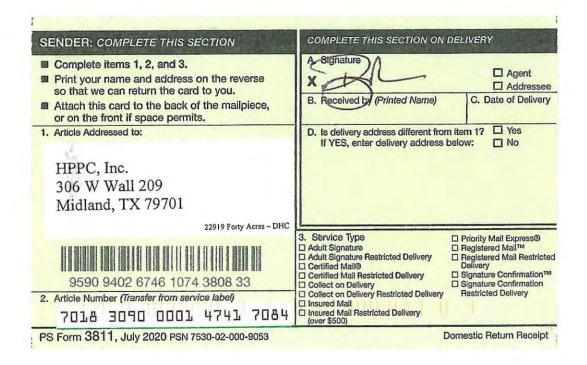
Addressee

1 1







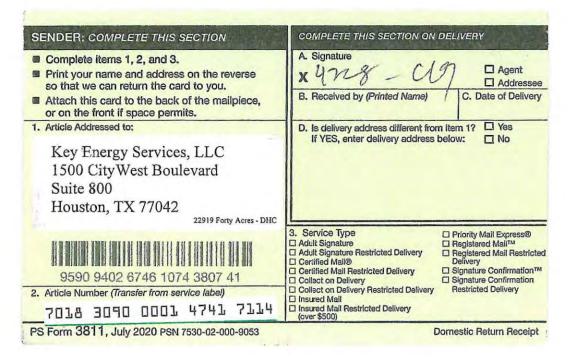








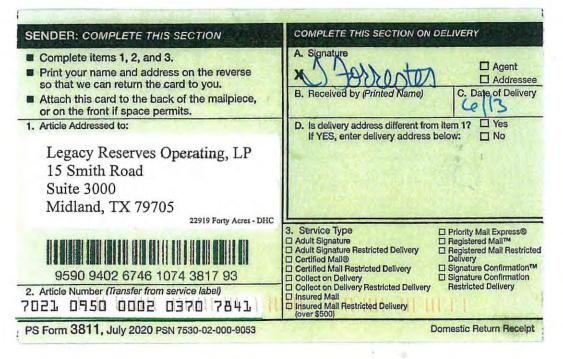




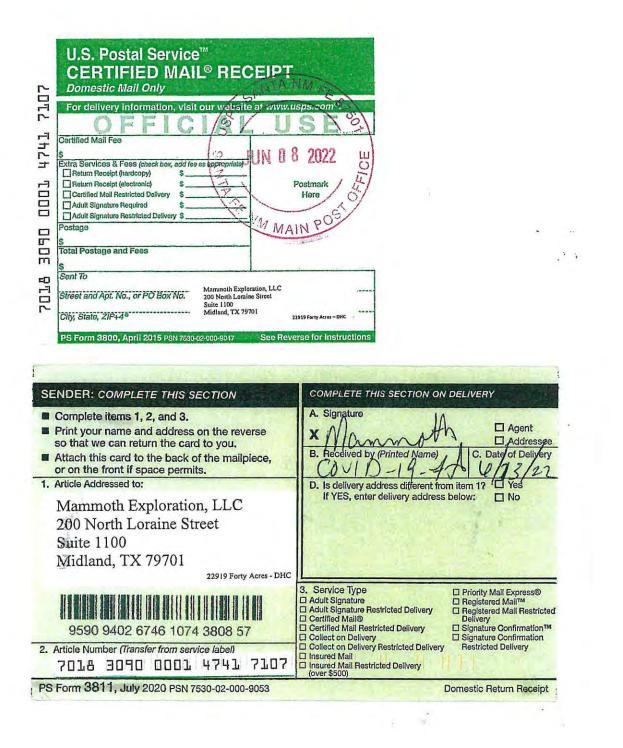






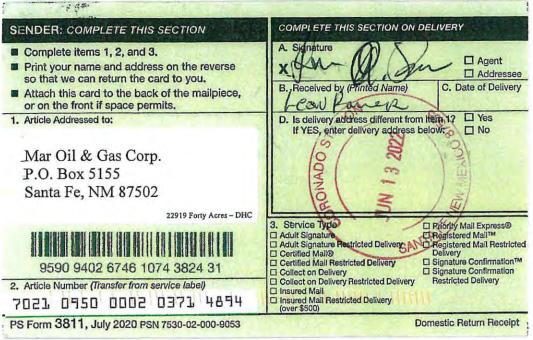


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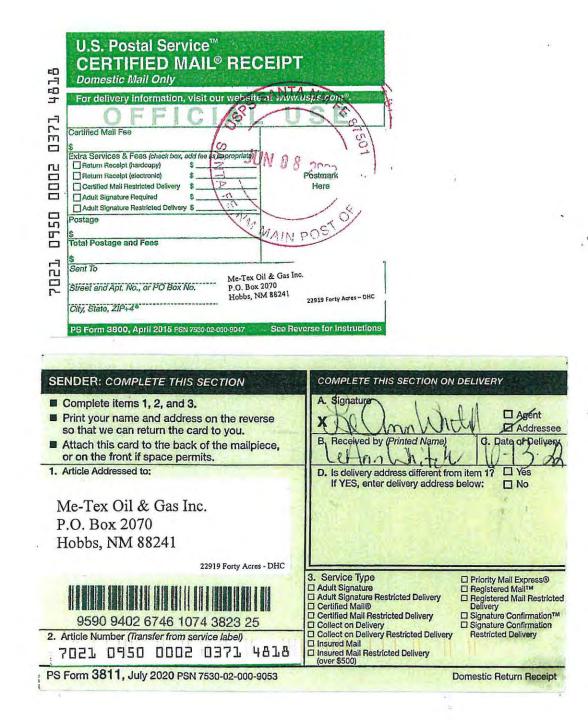
| 4986 | U.S. Postal Service [™] CERTIFIED MAIL [®] RECEIPT Domestic Mail Only |
|----------------|---|
| t | For delivery information, visit our website at www.usps.com. |
| 0950 0002 0371 | Certified Mail Fee S Extra Services & Fees (check box, add for the appropriate) 0 8 2022 (L) Return Receipt (fractopy) S Return Receipt (electronic) S Contified Mail Restricted Delivery S Adult Signature Restricted Delivery S Adult Signature Restricted Delivery S S Total Postage and Fees |
| 1202 | Sent To Mark L. Shidler Inc. 1313 Campbell Road Building D Houston, TX 77055 City, State, ZIP+4* 22919 Forty Acres - DHC PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse 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. Article Addressed to: | COMPLETE THIS SECTION ON A. Signature X. A. M. B. Received by (Printed Name) D. In delivery ordered different from | Agent Addressee C. Date of Delivery 6 / 13 / 27 |
|--|--|---|
| Mark L. Shidler Inc. 1313 Campbell Road Building D Houston, TX 77055 22919 Forty Acres - DHC | D. Is delivery address different from item 1? Ves If YES, enter delivery address below: No | |
| 9590 9402 6746 1074 3823 49 | Gertified Mail® Certified Mail® Certified Mail Restricted Delivery Collect on Delivery Collect on Delivery | Delivery □ Signature Confirmation™ □ Signature Confirmation |
| 2. Article Number (Transfer from service label) 7021 0950 0002 0371 4986 | Collect on Delivery Restricted Delivery Restricted Delivery Insured Mail Insured Mail Restricted Delivery (over \$500) | |
| PS Form 3811, July 2020 PSN 7530-02-000-9053 | [| Domestic Return Receip |

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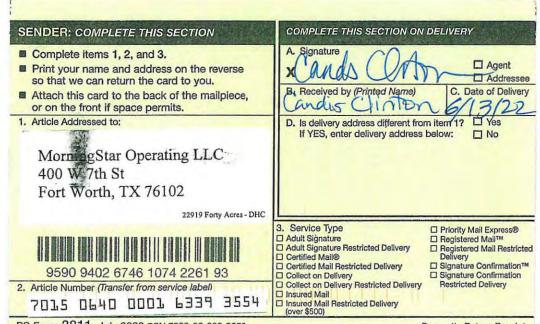
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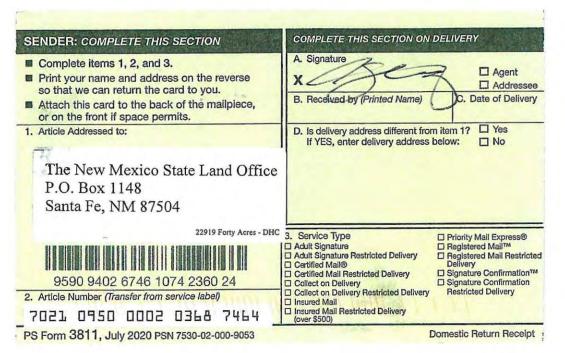




PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt

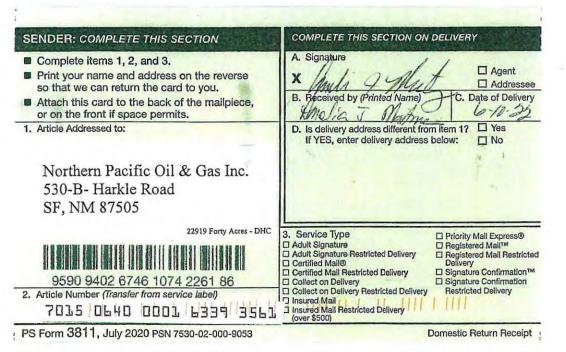






| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON | DELIVERY |
|--|---|--|
| Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. | A. Signature X Jesle Lonh B. Received by (Printed Name) | C. Date of Delivery |
| Article Addressed to: North Fork Operating, EP 1000 W. Wilshire Boulevard Suite 311 Nichols Hills, OK 73116 | D. Is delivery address different from item 1? □ Yes If YES, enter delivery address below: □ No | |
| 22919 Forty Acres - DHC 7590 9402 6746 1074 2262 16 2. А | 3. Service Type Adult Signature Adult Signature Restricted Delivery | Priority Mail Express® Registered Mail [™] Registered Mail Restricte Delivery |

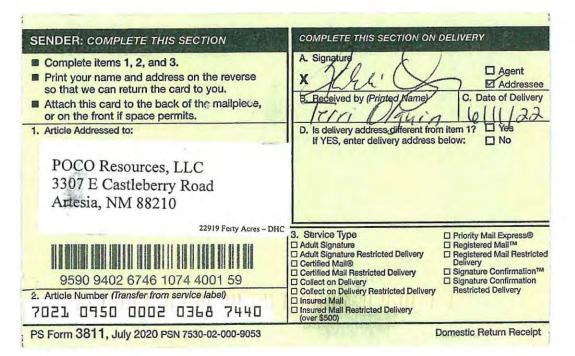
















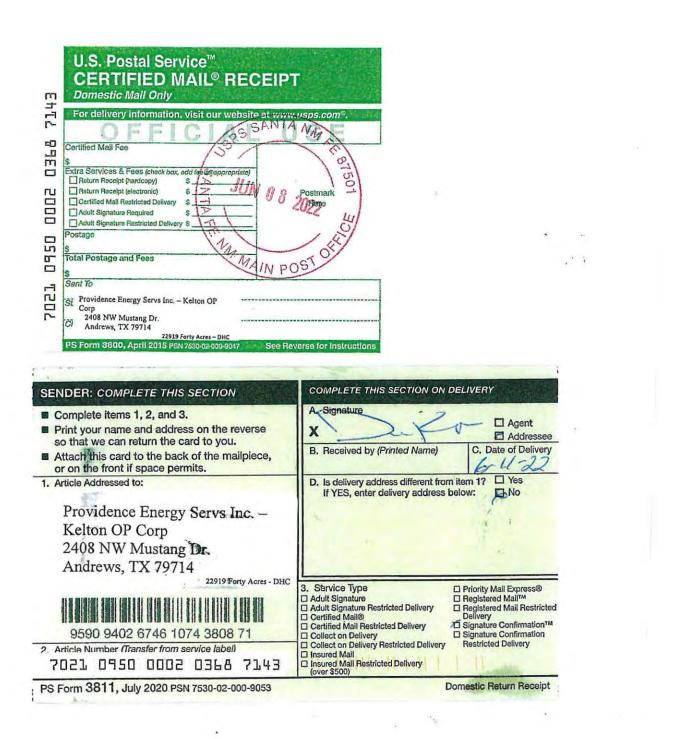






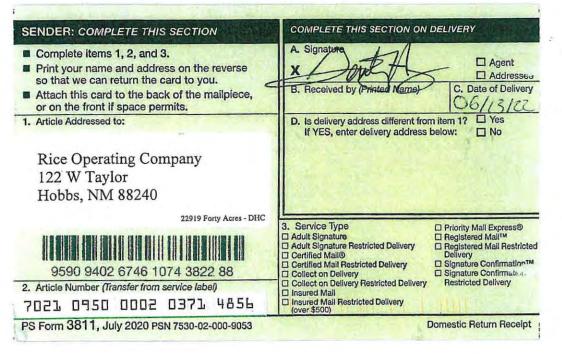




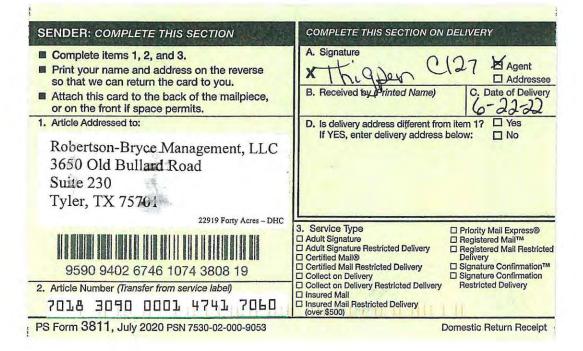
















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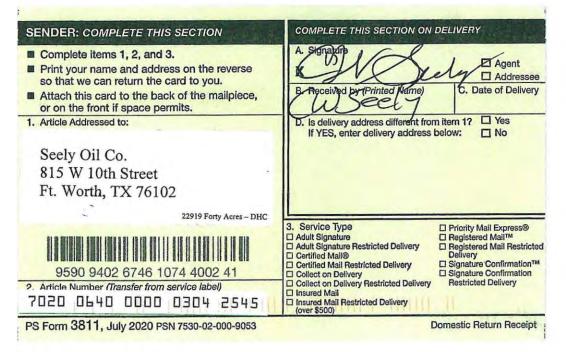
PS Form 3811, July 2020 PSN 7530-02-000-9053



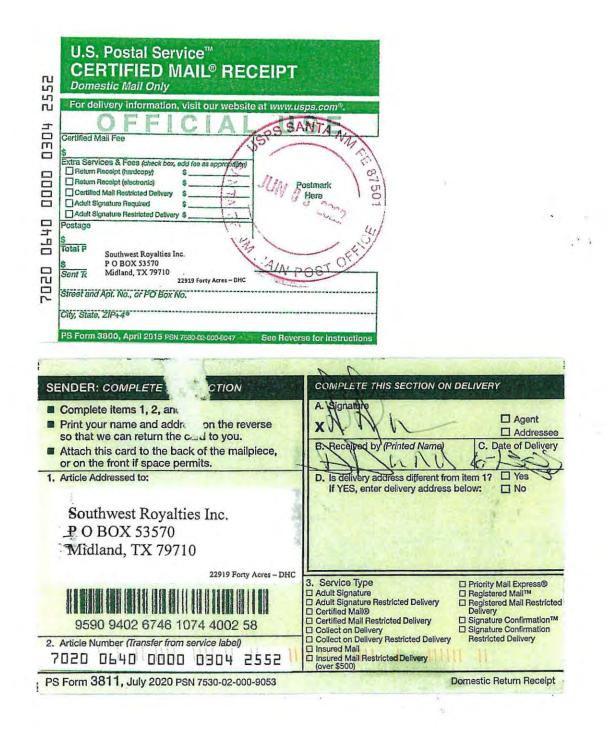


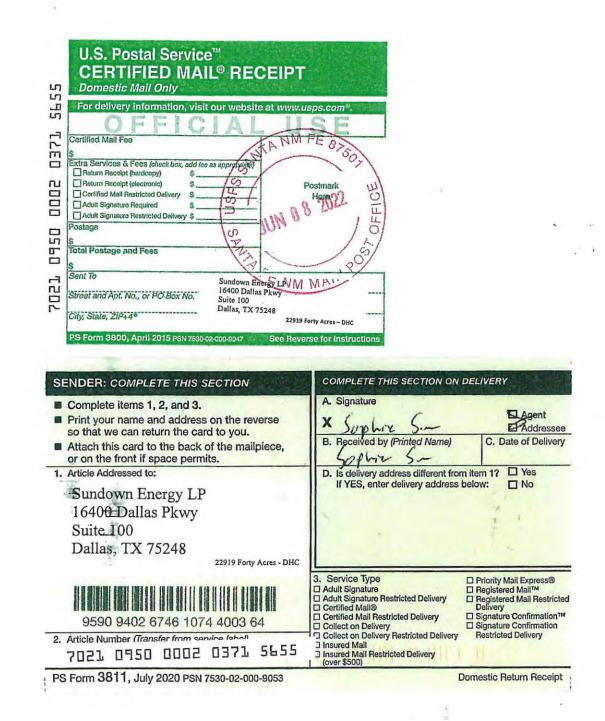






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| U | CERTIFIED MAIL® RECEIPT Domestic Mail Only |
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| 0 | For delivery information, visit our website at www.usps.com®. |
| חזכח | Certified Mail Fee S Extra Services & Fees (check box, add fee as appropriate) |
| חחחב | Return Receipt (hardcopy) Return Receipt (electronic) S Contified Mail Restricted Delivery S Adult Signature Required S |
| | Adult Signature Restricted Delivery \$T |
| | Total Postage and Fees Sent To Street and Three Forks Resources, LLC 4086 Youngfield Street Wheat Ridge, CO 80033 City, State, 22919 Forty Acres – DHC |

| Ale and a second s | | |
|--|---|---|
| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY | |
| 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. | A. Signature X Mall Aug Breceived by (Printed Name) | Agent Addressee C. Date of Delivery |
| 1. Article Addressed to: Three Forks Resources, LLC 4086 Youngfield Street Wheat Ridge, CO 80033 | D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No | |
| 22919 Forty Acres - DHC 9590 9402 6746 1074 3817 62 2. Article Number (Transfer from service label) 7021 0950 0002 0370 7872 | Service Type Adult Signature Adult Signature Restricted Delivery Certified Mail® Collect on Delivery Collect on Delivery Restricted Delivery Insured Mail Insured Mail Insured Mail | Priority Mail Express® Registered Mail™ Registered Mail Restricte Delivery Gignature Confirmation Restricted Delivery |
| PS Form 3811, July 2020 PSN 7530-02-000-9053 | a la contra c | omestic Return Receipt |

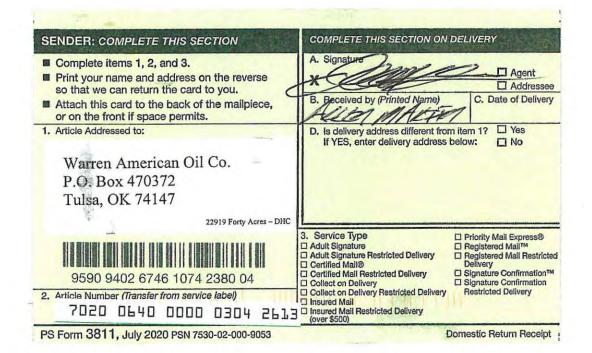






| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY | |
|---|--|--|
| Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. Article Addressed to: | A. Signature X Decuy Subge addressee B. Received by (Printed Name) . C. Date of Delivery SALLY SLEDGE D. Is delivery address different from item 1? Yes If YES, enter delivery address below: No | |
| Walsh & Watts Inc. 155 Walsh Drive Aledo, TX 76008 | | |
| 22919 Forty Acres - DHC | 3. Service Type □ Priority Mail Express® □ Adult Signature □ Registered Mall™ | |









| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY | | | |
|--|--|--|--|--|
| 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. | A. Signature X Patty Earns Agent B. Received by Printed Name) C. Date of Delivery C. Date of Delivery C. Date of Delivery | | | |
| 1. Article Addressed to: | D. Is delivery address different from item 1? Yes If YES, enter delivery address below: No | | | |
| XTO Energy Inc. 6401 Holiday Hill Road Building #5 Midland, TX 79707 | | | | |
| 22919 Forty Acres - DHC | 3. Service Type Priority Mail Express® | | | |
| 9590 9402 6746 1074 4002 03 | □ Aduit Signature □ Registered Mail™ □ Aduit Signature Restricted Delivery □ Registered Mail Restricted Delivery □ Certified Mail Restricted Delivery □ Signature Confirmation™ □ Collect on Delivery □ Signature Confirmation | | | |
| 2. Article Number (Transfer from service label) | Collect on Delivery Restricted Delivery Restricted Delivery Insured Mail | | | |
| 7021 0950 0002 0368 7334 | Insured Mail Restricted Delivery (over \$500) | | | |
| PS Form 3811, July 2020 PSN 7530-02-000-9053 | Domestic Return Receipt | | | |

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| 57b | U.S. Postal Service [™] CERTIFIED MAIL [®] RECEIPT Domestic Mail Only | | | | | |
|------|--|--|--|--|--|--|
| ru | For delivery information, visit our website at www.usps.com | | | | | |
| HDED | OFFICIAL USE of Certified Mail Fee | | | | | |
| 0000 | Extra Services & Fees (check box, add fee as add drinter) Return Receipt (hardcopy) Return Receipt (electronic) Certified Mail Restricted Delivery Adult Signature Required * | | | | | |
| 0640 | Adult Signature Required \$ | | | | | |
| 7020 | Sent To Sireet and Apt. No., or PO Box No. City, State, ZIP+49 Yarbrough Oil LP c'o HALE DUNCAN & CO Box 2526 Hobbs, NM 88241 22919 Forty Acres – DHC | | | | | |
| | PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions | | | | | |



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| U.S. Postal Service [™] CERTIFIED MAIL [®] RECEIPT Domestic Mail Only | | | | | |
|---|--|--|--|--|--|
| For delivery information, visit our website at www.usps.com®. | | | | | |
| OFFICIAGANTAWATE Certified Mail Fee \$ Extra Services & Fees (check box, add fee as appropriate) Return Receipt (hardcopy) Return Receipt (electronic) Certified Mail Fee Bettra Services & Fees (check box, add fee as appropriate) Return Receipt (electronic) | | | | | |
| Adult Signature Required \$ | | | | | |
| Total Postage and Fees Sent To Street and Apt. No., or PO Box No. City, State, ZIP+46 | | | | | |
| | | | | | |

| ENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY | | |
|---|---|--|--|
| 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. Article Addressed to: | A. Signature X ADDAMA Agent A Agent A Address B. Received by (Printed Name) TAL Address D. Is delivery address different from item 1? Yes | | |
| Zachary Oil Operating Co. 4971 E Interstate 20 Service Road N, Suite 302 Willow Park, TX 76087 22919 Forty Acres - DHC | If YES, enter delivery address below: No | | |
| 9590 9402 6746 1074 4002 89 2. Article Number (Transfer from service label) | 3. Service Type Priorit- Ma Adult Signature Res Adult Signature Restricted Delivery Registe.c. Certified Mail@ Delivery Cortified Mail@ Signature Continue Collect on Delivery Signature Continue Collect on Delivery Restricted Delivery | | |

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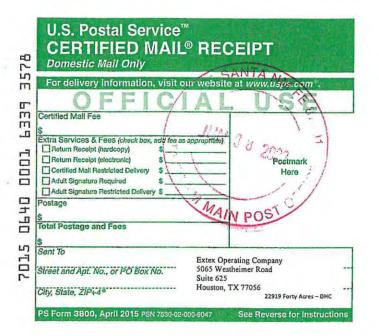


















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Affidavit of Publication

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 June 17, 2022 and ending with the issue dated June 17, 2022.

Sworn and subscribed to before me this 17th day of June 2022.

Business Manager

My commission expires January 29, 2023 (Seat) GUSSIE BLACK Notary Public - State of New Mexico Commission # 1087526 My Comm. Expires Jan 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 GILBERT HINKLE, SHANOR LLP PO BOX 2068 SANTA FE, NM 87504

This is to notify all interested parties, including Bureau of Land Management; The New Mexico State Land Office; Apache Corporation; Beach Exploration Inc.; Bettis Boyle & Stovall, Inc.; Burgundy Oil & Gas of NM Inc; Citation Oil & Gas Corp; XTO Energy, Inc; Dwight A. Tipton; Great Wester Drilling Co; Providence Energy Servs Inc. -Kelton OP Corp; Lanexco Inc; Mark L Shidler Inc; McDonnold Operating Inc; ME-TEX Oil & Gas Inc; Penroc Oil Corp; Remuda Operating Co; Rhombus Operating Co Ltd; Rice Operating Company; Robert H Forrest Jr Oil LLC; Key Energy Services, LLC; Sahara Operating Co; Seely Oil Co; Southwest Royalties Inc; Walsh & Watts Inc; Yarbrough Oil LP; Zachary Oil Operating Co; Permok Oil Inc; Jack Huff; Warren American Oil Co; Fulfer Oil & Cattle LLC; Roca Production Inc.; Midland Operating Inc; Mar Oil & Gas Corp.; Primal Energy Corporation; Mesquite SWD, Inc.; Michael Pierce; Cameron Oil & Gas Inc; Patterson Operating & Pumping Inc DBA/PENERGY; Endeavor Energy Resources, LP; Momentum Operating Co Inc; Wildcat Energy LLC; Driftwood Oil, LLC; ConocoPhillips Company; Morgan Operating, Inc.; Saxet Oil Corporation; KP Kauffman Company Inc; COG Operating LLC; Sundown Energy LP; Tandem Energy Corporation; XOG Operating LLC; The Colborn Company, Inc.; Legacy Reserves Operating, LP; Western Refining Company, L.P.; JR Oil, Ltd. Co.; Three Forks Resources, LLC; Christmas, LLC; Ernmar Investments, Inc; Diamond S Energy Company; M&M Energy, LLC; Upland Production Company; OWL SWD Operating, LLC; Sabinal Energy Operating, LLC; North Fork Operating, LP; BXP Operating, LLC; MorningStar Operating LLC; Northern Pacific Oil and Gas Incorporated; Extex Operating Company; K&M Resources LLC; Empire New Mexico LLC; Scout Energy Management LLC; Breitburn Operating LP; Blackbeard Operating, LLC; Cress Green Energy Resources LLC; Blackwell Operating LLC; Roberston-Bryce Management, LLC; Blue Ruby Operating, LLC; HPPC, Inc.; CCC Oil & Gas LLC; Mammoth Exploration, LLC; POCO Resources LLC; Craft Operating NM LLC; Petroleum Exploration Company Ltd.; and their successors and assigns, that the New Mexico Oil Conservation Division will conduct a hearing on an application submitted by FAE II Operating, LLC (Case No. 22919). 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 July 7, 2022, beginning at 8:15 a.m. To participate in the electronic hearing, see the instructions posted on the OCD Hearings website for that date: http://www.emnrd.state.nm.us /OCD/hearings.html. Applicant applies for an order pre-approving downhole commingling of production from the Yates, Seven Rivers, Queen, and Grayburg formations on an area-wide basis in Lea County that includes: Township 20 South, Ranges 36 and 37 East; Township 21 South, Ranges 35 and 36 East; Township 22 South, Ranges 35 and 36 East; Township 23 South, Ranges 35, 36, and 37 East; Township 24 South, Ranges 36 and 37 East; Township 25 South, Ranges 36 and 37 East; and Township 26 South, Range 37 East ("Commingling Area"). Within the Commingling Area, the intervals of the Yates, Seven Rivers, Queen, and Grayburg. formations are approximately: Yates - 3119' to 3315'; Seven Rivers - 3315' to 3740'; Queen - 3740' to 4020'; and Grayburg - 4020' to 4363.' The pools that FAE seeks to commingle are:

| TATES | SEVEN RIVER | 3 | QUEEN | | GRAYE | SURG |
|---|-------------|---|-------|----------------------------------|-------|--|
| Code Pool Name | Code | Pool Name | Code | Pool Name | Code | Pool Name |
| 2800 EUMONT; YATES-7RVRS-QUEEN (OIL) | 22800 | EUMONT; YATES-7RVRS-QUEEN (OIL) | 18810 | DOLLARHIDE QUEEN | 03040 | ARROWHEAD, CRAYBURG |
| 3820 JALMAT; TAN-YATES-7RVRS (OIL) | 24130 | EUNICE, SEVEN RIVERS-QUEEN, SOUTH | 22800 | EUMONT; YATES-7 RVRS-QUEEN (OIL) | 23000 | EUNICE MONUMENT; GRAYBURG-SAN ANDRE |
| 2250 RHODES, YATES-SEVEN RIVERS | 33820 | JALMAT; TAN-YATES-7RVRS (OIL) | 24130 | | | LANCUE MATTIX; 7RVRS-Q-GRAYEURG |
| 3770 SAN SIMON; YATES | 37240 | LANGLIE MATTIX; 7RVRS-Q-GRAYBURG | 37240 | LANGLEMATTIX; 7RVRS-Q-GRAYEURG | | |
| 3790 SAN SIMON, YATES, NORTH (ASSOC) | 52250 1 | RHODER YATES-SEVEN RIVERS | 38760 | | | SKAGG& GRAYBURG |
| 5560 SCARBOROUCH YATES-SEVEN RIVERS | 55560 | SCARBOROUCH YATES-SEVEN RIVERS | 76480 | | | SWD: GRAYBURG |
| 5610 SOUX; TANSILL-YATES-SEVEN RIVERS | 64600 | WILSON; YATES-SEVEN RIVERS (ASSOC) | 96117 | | | SWD, CRAYBURG-SAN ANDRES-GLORIETA |
| 4600 WILSON, YATES-SEVEN RIVERS (ASSOC) | 76480 | EUMONT; YATES-7RVRS-QUEEN (GAS) | 96132 | | | SWD, QUEEN-GRAYBURG-SAN ANDRES |
| 6480 EUMONT; YATES-7RVRS-QUEEN (GAS) | 79240 | JALMAT; TAN-YATES-7RVRS (GAS) | 97447 | | | ARROWHEAD, GRAYBURG, SOUTHWEST |
| 9240 JALMAT; TAN-YATES-7RVRS (GAS) | 83810 I | RHODES YATES-SEVEN RIVERS (GAS) | | | | ARROWHEAD, GRAYBURG, SOUTH |
| 3810 RHODES, YATES-SEVEN RIVERS (GAS) | 96131 9 | SWD; SEVEN RIVERS | | | | and the second |
| 6090 SWD; YATES | 96132 ! | SWD; SEVEN RIVERS-QUEEN | | | | |
| 6141 SWD; YATES-SEVEN RIVERS | 96141 9 | SWD; YATES-SEVEN RIVERS | | | | |
| 5397 SAN SIMON, YATES, WEST | 96981 1 | WSW; SEVEN RIVERS | | | | |
| 7726 URSSEY TANK; YATES-SEVEN RIVERS | 97726 1 | URSSEY TANK; YATES-SEVEN RIVERS | | | | |
| | | and the second se | | | | 2.5 m |
| | | | | | | Stand - Contraction Man |

The Commingling Area is located approximately three miles East of Eunice, New Mexico, and Jal, New Mexico is located within the Commingling Area.

00267834

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Exhibit D-3

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