

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

APPLICATION OF MEWBOURNE OIL
COMPANY FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.

Case No. 23300
Order No. R-22610

RE-SUBMITTED MOTION TO CORRECT ORDER *NUNC PRO TUNC*

Mewbourne Oil Company (“Mewbourne”) moves the Division to correct Order No. R-22610, and in support thereof, states:

1. In Case No. 22330 applicant pooled the W/2E/2 of Section 1 and the W/2E/2 of Section 12, Township 19 South, Range 32 East, NMPM, in Lea County, for the purpose of drilling the Bondurant 1/12 B2BO Fed. Com. Well No. 1H. See the hearing application attached hereto (submitted as Exhibit 1 at the hearing).

2. Order No. R-22610, dated March 30, 2023 pooled the well unit. The pooling checklist attached to the order (Exhibit 6 at the hearing) contains incorrect information on the well involved: On page 2 of the checklist, the well information lists the well pooled as the Bondurant 1/12 B2AP Fed. Com. Well No. 1H. This is the name of the well covered in companion Case No. 23301.

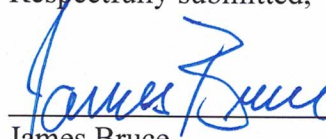
3. Looking at the exhibits filed in the two cases, it is clear that the undersigned, in preparing exhibit packages, used page 2 of the pooling checklist for Case No. 23301 instead of page 2 of the checklist for Case No. 22330.

4. The corrected pooling checklist is attached hereto as Corrected Exhibit 6. This is the checklist that was prepared on January 29, 2023, but was messed up when I assembled exhibits.

5. This motion was previously filed, but denied due to lack of notice to the pooled parties. The denial Order is attached hereto. Also attached is a supplemental notice letter sent to the pooled parties. No one has responded to the letter, so I ask that this be considered "consent" under the denial order.

WHEREFORE, Mewbourne requests that Order No. R-22610 be corrected *nunc pro tunc* to include Corrected Exhibit 6.

Respectfully submitted,



James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043
jamesbruc@aol.com

Attorney for Mewbourne Oil Company

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

**APPLICATION OF MEWBOURNE OIL COMPANY
FOR COMPULSORY POOLING, LEA COUNTY,
NEW MEXICO.**

Case No. 23300

APPLICATION

Mewbourne Oil Company applies for an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a horizontal spacing unit comprised of the W/2E/2 of Section 1 and the W/2E/2 of Section 12, Township 19 South, Range 32 East, N.M.P.M., Lea County, New Mexico, and in support thereof, states:

1. Applicant is an interest owner in the W/2E/2 of Section 1 and the W/2E/2 of Section 12, and has the right to drill a well thereon.
2. Applicant proposes to drill the Bondurant 1/12 B2BO Fed, Well No. 1H to a depth sufficient to test the Bone Spring formation, with a first take point in the NW/4NE/4 of Section 1 and a last take point in the SW/4SE/4 of Section 12.
3. Applicant has in good faith sought to obtain the voluntary joinder of all other mineral interest owners in the W/2E/2 of Section 1 and the W/2E/2 of Section 12 for the purposes set forth herein.
4. Although applicant attempted to obtain voluntary agreements from all mineral interest owners to participate in the drilling of the well or to otherwise commit their interests to the well, certain interest owners have failed or refused to join in dedicating their interests. Therefore, applicant seeks an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying the W/2E/2 of Section 1 and the W/2E/2 of Section 12, pursuant to NMSA 1978 §70-2-17.

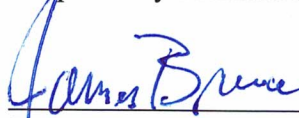
EXHIBIT 1

5. The pooling of all mineral interest owners in the Bone Spring formation underlying the W/2E/2 of Section 1 and the W/2E/2 of Section 12 will prevent the drilling of unnecessary wells, prevent waste, and protect correlative rights.

WHEREFORE, applicant requests that, after notice and hearing, the Division enter its order:

- A. Pooling all uncommitted mineral interest owners in the Bone Spring formation underlying the W/2E/2 of Section 1 and the W/2E/2 of Section 12;
- B. Designating applicant as operator of the well;
- C. Considering the cost of drilling, completing, testing, and equipping the well, and allocating the cost among the well's working interest owners;
- D. Approving actual operating charges and costs charged for supervision, together with a provision adjusting the rates pursuant to the COPAS accounting procedure; and
- E. Setting a 200% charge for the risk involved in drilling, completing, testing, and equipping the well in the event a working interest owner elects not to participate in the well.

Respectfully submitted,



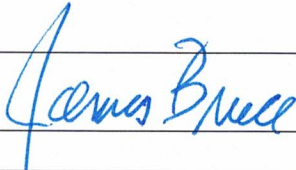
James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

Attorney for Mewbourne Oil Company

| | |
|---|---|
| COMPULSORY POOLING APPLICATION CHECKLIST | |
| ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS | |
| Case: 23300 | APPLICANT'S RESPONSE |
| Date: February 2, 2023 | |
| Applicant | Mewbourne Oil Company |
| Designated Operator & OGRID (affiliation if applicable) | Mewbourne Oil Company/OGRID 14744 |
| Applicant's Counsel: | James Bruce |
| Case Title: | Application of Mewbourne Oil Company for Compulsory Pooling, Lea County, New Mexico |
| Entries of Appearance/Intervenors: | COG Operating LLC/Ocean Munds-Dry, Beth Ryan, and Joby Rittenhouse |
| Well Family | Bondurant Bone Spring wells |
| Formation/Pool | |
| Formation Name(s) or Vertical Extent: | Bone Spring |
| Primary Product (Oil or Gas): | Oil |
| Pooling this vertical extent: | Entire Bone Spring formation |
| Pool Name and Pool Code: | Tonto Bone Spring, West/Pool Code 59477 |
| Well Location Setback Rules: | Standard Rules for horizontal wells – 330' and 100' setbacks |
| Spacing Unit | |
| Type (Horizontal/Vertical) | Horizontal |
| Size (Acres) | 320 acres |
| Building Blocks: | 40 acres |
| Orientation: | North-South |
| Description: TRS/County | W/2E/2 §1 and W/2E/2 §12, Township 19 South, Range 32 East, NMPM, Lea County |
| Standard Horizontal Well Spacing Unit (Y/N), If No, describe <u>and is approval of non-standard unit requested in this application?</u> | Yes <div style="border: 1px solid black; padding: 5px; display: inline-block;">EXHIBIT 6 (Corrected)</div> |
| Other Situations | |
| Depth Severance: Y/N. If yes, description | N |
| Proximity Tracts: If yes, description | N |
| Proximity Defining Well: if yes, | |

| | |
|--|---|
| description | |
| Applicant's Ownership in Each Tract | Exhibit 2-B |
| Well(s) | |
| Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard) | Add wells as needed |
| Well #1 | Bondurant 1/12 B2BO Fed. Com. Well No. 1H API No. 30-025-Pending SHL: 100 FNL & 1350 FEL §1 BHL: 100 FSL & 2100 FEL §12 FTP: 100 FNL & 2100 FEL §1 LTP: 100 FSL & 2100 FEL §12 Second Bone Spring/TVD 9860 feet/MD 19849 feet |
| Well #2 | |
| Horizontal Well First and Last Take Points | See above |
| Completion Target (Formation, TVD and MD) | See above |
| AFE Capex and Operating Costs | |
| Drilling Supervision/Month \$ | \$10000 |
| Production Supervision/Month \$ | \$1000 |
| Justification for Supervision Costs | Exhibit 2, page2 |
| Requested Risk Charge | |
| Notice of Hearing | |
| Proposed Notice of Hearing | Exhibit 1 |
| Proof of Mailed Notice of Hearing (20 days before hearing) | Exhibit 4 |
| Proof of Published Notice of Hearing (10 days before hearing) | Exhibit 5 |
| Ownership Determination | |
| Land Ownership Schematic of the Spacing Unit | Exhibit 2- |
| Tract List (including lease numbers and owners) | Exhibit 2- |
| If approval of Non-Standard Spacing Unit is requested, Tract List (including lease numbers and owners) of Tracts subject to notice requirements. | N/A |

| | |
|--|--------------------------------------|
| Pooled Parties (including ownership type) | Exhibit 2-B; Working Interest Owners |
| Unlocatable Parties to be Pooled | None |
| Ownership Depth Severance (including percentage above & below) | No Depth Severance |
| Joinder | |
| Sample Copy of Proposal Letter | Exhibit 2-C |
| List of Interest Owners (i.e. Exhibit A of JOA) | Exhibit 2-B |
| Chronology of Contact with Non-Joined Working Interests | Exhibit 2-C |
| Overhead Rates In Proposal Letter | |
| Cost Estimate to Drill and Complete | Exhibit 2-D |
| Cost Estimate to Equip Well | Exhibit 2-D |
| Cost Estimate for Production Facilities | Exhibit 2-D |
| Geology | |
| Summary (including special considerations) | Exhibit 3 |
| Spacing Unit Schematic | Exhibits 2-A and 3-A |
| Gunbarrel/Lateral Trajectory Schematic | Exhibit 3-B |
| Well Orientation (with rationale) | North-South; Exhibits 3 and 3-C |
| Target Formation | Second Bone Spring Sand |
| HSU Cross Section | Exhibit 3-B |
| Depth Severance Discussion | N/A |
| Forms, Figures and Tables | |
| C-102 | Exhibit 2-A |
| Tracts | Exhibit 2-B |
| Summary of Interests, Unit Recapitulation (Tracts) | Exhibit 2-B |
| General Location Map (including basin) | Exhibit 2-A |
| Well Bore Location Map | Exhibit 2-A |
| Structure Contour Map - Subsea Depth | Exhibit 3-A |
| Cross Section Location Map (including wells) | Exhibit 3-A |

| | |
|--|--|
| Cross Section (including Landing Zone) | Exhibit 3-B |
| Additional Information | |
| Special Provisions/Stipulations | |
| CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate. | |
| Printed Name (Attorney or Party Representative): | James Bruce |
| Signed Name (Attorney or Party Representative): |  |
| Date: | January 29, 2023 |

effective

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

APPLICATION OF MEWBOURNE OIL COMPANY
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO

Case No. 23300
Order No. R-22610

ORDER

This Order follows a *Motion to Correct Order Nunc Pro Tunc* filed by Mewbourne Oil Company on June 22, 2023. The motion is **denied** as the Compulsory Pooling Checklist was material to issuance of the order and the motion fails to indicate it is unopposed. Applicant may either resubmit motion indicating consent of all interested parties or file a new application to amend the existing order.

Rip Harwood
RIP HARWOOD
HEARING EXAMINER

Date: July 13, 2023

RP/ms

JAMES BRUCE
ATTORNEY AT LAW

POST OFFICE BOX 1056
SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213
SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone)
(505) 660-6612 (Cell)
(505) 982-2151 (Fax)

jamesbruc@aol.com

December 15, 2023

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

Ladies and gentlemen:

In Case No. 23300 before the Oil Conservation Division, Mewbourne Oil Company sought an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a horizontal spacing unit comprised of the W/2E/2 of Section 1 and the W/2E/2 of Section 12, Township 19 South, Range 32 East, NMPM. The unit is to be dedicated to the Bondurant 1/12 B2BO Fed. Well No. 1H. You were given certified notice of the hearing.

Order No. R-22610, issued in that case, contains a pooling checklist that lists the incorrect well name. I have filed a motion to correct the order, attached hereto. It explains what happened (which is my fault). The Oil Conservation Division has requested that I seek your consent to the corrected order. This letter is to give your notice of the motion, and to see if you object thereto. If you object please let me know by January 10, 2024, either if writing or by e-mail.

Please call if you wish to discuss this matter.

Very truly yours,


James Bruce

Attorney for Mewbourne Oil Company

EXHIBIT A

| | | |
|---|--|--|
| <p>COG Operating, LLC 600 W. Illinois Ave. Midland, Texas 79701 Attn: Outside Operated Properties</p> | <p>WPX Energy Permian, LLC 333 W. Sheridan Ave. Oklahoma City, Oklahoma 73102</p> | <p>Michael Lynn Taylor, individually and as independent executor of the Estate of Neal A. Taylor 2868 Red Bluff Circle San Angelo, Texas 76904</p> |
| | <p>Ann H. Taylor, deceased Michael Lynn Taylor, Attorney-In- Fact Under Power of Attorney dated March 20, 1995 2868 Red Bluff Circle San Angelo, Texas 76904</p> | |

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:

WPX Energy Permian, LLC
 333 W. Sheridan Ave.
 Oklahoma City, Oklahoma 73102

2. Article Addressed to:

7020 0090 0000 0864 4035 (over \$500)

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

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 B. Received by (Printed Name) U. Villalba Addressee
 C. Date of Delivery 12-29-23

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

3. Service Type
 Priority Mail Express®
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Collect on Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

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

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee \$

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$

Return Receipt (electronic) \$

Certified Mail Restricted Delivery \$

Adult Signature Required \$

Adult Signature Restricted Delivery \$

Postage \$

Total Postage and Fees \$

Sent To

Street and Apt. No., or PO Box No., ZIP+4®

City, State, ZIP+4®

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.

1. Article Addressed to:

COG Operating, LLC
 600 W. Illinois Ave.
 Midland, Texas 79701
 Attn: Outside-Operated Properties

2. Article Addressed to:

7020 0090 0000 0864 4042 (over \$500)

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

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 B. Received by (Printed Name) U. Villalba Addressee
 C. Date of Delivery 12-29-23

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

3. Service Type
 Priority Mail Express®
 Registered Mail™
 Adult Signature Restricted Delivery
 Certified Mail®
 Collect on Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

**U.S. Postal Service™
 CERTIFIED MAIL® RECEIPT**
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For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee \$

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$

Return Receipt (electronic) \$

Certified Mail Restricted Delivery \$

Adult Signature Required \$

Adult Signature Restricted Delivery \$

Postage \$

Total Postage and Fees \$

Sent To

Street and Apt. No., or PO Box No., ZIP+4®

City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

7020 0090 0000 0864 4035

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

For delivery information, visit our website at www.usps.com.

OFFICIAL USE

Certified Mail Fee \$ _____

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ _____

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Total Postage and Fees \$ _____

Sent To Michael Lynn Taylor, individually and as independent executor of the Estate of Neal A. Taylor

2868 Red Bluff Circle
San Angelo, Texas 76904

City, State, ZIP+4® _____

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

7202 0090 0000 0600 0202

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:

Ann H. Taylor, deceased
Michael Lynn Taylor, Attorney-In-Fact
Under Power of Attorney dated March 20, 1995
2868 Red Bluff Circle
San Angelo, Texas 76904

2. Article Number (TrackMail™)

7020 0090 0000 0864 4028 (over \$500)

3. Service Type

Priority Mail Express®

Adult Signature

Adult Signature Restricted Delivery

Certified Mail®

Collect on Delivery

4. Is delivery address different from item 1? Yes No

5. Article Addressed to:

Michael Lynn Taylor, individually and as independent executor of the Estate of Neal A. Taylor

2868 Red Bluff Circle
San Angelo, Texas 76904

6. Article Number (TrackMail™)

7020 0090 0000 0864 4011 (over \$500)

7. Service Type

Priority Mail Express®

Adult Signature

Adult Signature Restricted Delivery

Certified Mail®

Collect on Delivery

8. Is delivery address different from item 1? Yes No

9. Article Addressed to:

Michael Lynn Taylor, individually and as independent executor of the Estate of Neal A. Taylor

2868 Red Bluff Circle
San Angelo, Texas 76904

10. Article Number (TrackMail™)

7020 0090 0000 0864 4011 (over \$500)

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

7202 0090 0000 0600 0202

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

For delivery information, visit our website at www.usps.com.

OFFICIAL USE

Certified Mail Fee \$ _____

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ _____

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Total Postage and Fees \$ _____

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San Angelo, Texas 76904

City, State, ZIP+4® _____

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2868 Red Bluff Circle
San Angelo, Texas 76904

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7020 0090 0000 0864 4011 (over \$500)

3. Service Type

Priority Mail Express®

Adult Signature

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