

**BEFORE THE OIL CONSERVATION DIVISION  
EXAMINER HEARING MAY 16, 2024**

**CASE NO. 24412**

*WHITBY 2526 FED COM #203H WELL  
WHITBY 2526 FED COM #204H WELL*

**EDDY COUNTY, NEW MEXICO**



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

**APPLICATION OF MATADOR PRODUCTION COMPANY  
TO EXTEND THE DRILLING DEADLINE UNDER  
ORDER NO. R-22758, EDDY COUNTY, NEW MEXICO.**

**CASE NO. 24412  
ORDER NO. R-22759**

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

**APPLICATION OF MATADOR PRODUCTION COMPANY  
TO EXTEND THE DRILLING DEADLINE UNDER  
ORDER NO. R-22759, EDDY COUNTY, NEW MEXICO.**

CASE NO. 24412  
ORDER NO. R-22759

**APPLICATION**

Matador Production Company (“Matador” or “Applicant”), through its undersigned attorneys, hereby files this application with the Oil Conservation Division to extend the drilling deadline under compulsory pooling Order No. R-22759 (“Order”). In support of its application, Matador states:

1. Division Order No. R-22759, entered on June 15, 2023, in Case No. 23494, created a standard 320-acre, more or less, horizontal spacing unit comprised of the S/2 of Sections 25 and 26, Township 21 South, Range 27 East, NMPM, Eddy County, New Mexico (the “Unit”), and designated Matador as operator of the Unit.
2. Order No. R-22759 further pooled the uncommitted interests in the Wolfcamp formation (Carlsbad; Wolfcamp, East [74160] and Lone Tree Draw; Wolfcamp [97208]) in the Unit and dedicated the Unit to the proposed initial **Whitby 2526 Fed Com #203H well** (API No. 30-025-PENDING) and **Whitby 2526 Fed Com #204H well** (API No. 30-025-PENDING).
3. Applicant requests that Order No. R-22759 be re-opened and amended to allow Applicant additional time to commence drilling the well under the Order.
4. There is good cause for Applicant’s request for an extension of time to drill.

BEFORE THE OIL CONSERVATION DIVISION  
Santa Fe, New Mexico  
Exhibit No. A  
Submitted by: Matador Production Company  
Hearing Date: May 16, 2024  
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5. Under the Order, Applicant would be required to commence drilling the well by June 16, 2024, and therefore, asks for the deadline to commence drilling the well be extended for a year, to June 16, 2025.

WHEREFORE, Applicant requests that this application be set for hearing before an Examiner of the Oil Conservation Division on May 2, 2024, and, after notice and hearing as required by law, the Division enter an order extending the time for Matador to commence drilling the proposed initial well under the Order.

Respectfully submitted,

HOLLAND & HART LLP

By:   
\_\_\_\_\_  
Michael H. Feldewert  
Adam G. Rankin  
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**ATTORNEYS FOR MATADOR PRODUCTION  
COMPANY**

CASE \_\_\_\_\_ : **Application of Matador Production Company to Amend Order No. R-22759, Eddy County, New Mexico.** Applicant in the above-styled cause seeks a year extension of time for drilling the well under Order No. R-22759. The Unit is comprised of the S/2 of Sections 25 and 26, Township 21 South, Range 27 East, NMPM, Eddy County, New Mexico. Order No. R-22759 pooled the uncommitted interests in the Wolfcamp formation and dedicated the Unit to the proposed initial **Whitby 2526 Fed Com #203H** well to be horizontally drilled from a surface location in the NE/4 SE/4 (Unit I) of Section 25, to a bottom hole location in the NW/4 SW/4 (Unit L) of Section 26, and **Whitby 2526 Fed Com #204H** well to be horizontally drilled from a surface location in the NE/4 SE/4 (Unit I) of Section 25, to a bottom hole location in the SW/4 SW/4 (Unit M) of Section 26. Said area is located 5 miles northeast of Carlsbad, New Mexico.

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

**IN THE MATTER OF APPLICATION FOR  
COMPULSORY POOLING SUBMITTED BY  
MRC PERMIAN COMPANY**

**CASE NO. 23494  
ORDER NO. R-22759**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on June 01, 2023, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

**FINDINGS OF FACT**

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

**CONCLUSIONS OF LAW**

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.
9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.

**BEFORE THE OIL CONSERVATION DIVISION  
Santa Fe, New Mexico  
Exhibit No. B  
Submitted by: Matador Production Company  
Hearing Date: May 16, 2024  
Case No. 24412**

11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

**ORDER**

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. If the Unit is a non-standard horizontal spacing unit which has not been approved under this Order, Operator shall obtain the OCD's approval for a non-standard horizontal spacing unit in accordance with 19.15.16.15(B)(5) NMAC.
20. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
21. This Order shall terminate automatically if Operator fails to comply with Paragraph 20 unless Operator obtains an extension by amending this Order for good cause shown.
22. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
23. Operator shall submit each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
24. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the well ("Actual Well Costs") out of production from the well. An owner of a Pooled

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ORDER NO. R-22759

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

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



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

**STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION**



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**DYLAN M FUGE**  
**DIRECTOR**  
DMF/hat

Date: 6/15/2023

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## Exhibit A

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<b>COMPULSORY POOLING APPLICATION CHECKLIST</b>	
<b>ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS</b>	
<b>Case: 23494</b>	<b>APPLICANT'S RESPONSE</b>
<b>Date</b>	May 4, 2023
<b>Applicant</b>	MRC Permian Company
<b>Designated Operator &amp; OGRID (affiliation if applicable)</b>	Matador Production Company (OGRID No. 228937)
<b>Applicant's Counsel:</b>	Holland & Hart LLP
<b>Case Title:</b>	APPLICATION OF MRC PERMIAN COMPANY FOR APPROVAL OF AN OVERLAPPING HORIZONTAL WELL SPACING UNIT AND COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.
<b>Entries of Appearance/Intervenors:</b>	N/A
<b>Well Family</b>	Whitby
<b>Formation/Pool</b>	
<b>Formation Name(s) or Vertical Extent:</b>	Wolfcamp Formation
<b>Primary Product (Oil or Gas):</b>	Gas
<b>Pooling this vertical extent:</b>	N/A
<b>Pool Name and Pool Code:</b>	Carlsbad; Wolfcamp, East (Gas) [74160] and Lone Tree Draw; Wolfcamp [97208]
<b>Well Location Setback Rules:</b>	Statewide gas rules
<b>Spacing Unit</b>	
<b>Type (Horizontal/Vertical)</b>	Horizontal
<b>Size (Acres)</b>	640
<b>Building Blocks:</b>	320 acres
<b>Orientation:</b>	East-West
<b>Description: TRS/County</b>	S/2 of Sections 25 and 26, Township 21 South, Range 27 East, NMPM, Eddy County, New Mexico
<b>Standard Horizontal Well Spacing Unit (Y/N), If No, describe and is approval of non-standard unit requested in this application?</b>	Yes
<b>Other Situations</b>	
<b>Depth Severance: Y/N. If yes, description</b>	No
<b>Proximity Tracts: If yes, description</b>	No
<b>Proximity Defining Well: if yes, description</b>	N/A
<b>Applicant's Ownership in Each Tract</b>	Exhibit C-6
<b>Well(s)</b>	
<b>Name &amp; API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)</b>	Add wells as needed

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Well #1	<b>Whitby 2526 Fed Com #203H well</b> SHL: 1,535' FSL, 711' FEL (Unit I) of Section 25 FTP: 1,998' FSL, 100' FEL (Unit I) of Section 25 LTP: 1,955' FSL, 110' FWL (Unit L) of Section 26 BHL: 1,955' FSL, 110' FWL (Unit L) of Section 26 Target: Wolfcamp Orientation: East-West Completion: Non-Standard Location
Well #2	<b>Whitby 2526 Fed Com #204H well</b> SHL: 1,535' FSL, 681' FEL (Unit I) of Section 25 FTP: 660' FSL, 100' FEL (Unit P) of Section 25 LTP: 660' FSL, 110' FWL (Unit M) of Section 26 BHL: 660' FSL, 110' FWL (Unit M) of Section 26 Target: Wolfcamp Orientation: East-West Completion: Non-Standard Location
Horizontal Well First and Last Take Points	Exhibit C-4
Completion Target (Formation, TVD and MD)	Exhibit C-7
<b>AFE Capex and Operating Costs</b>	
Drilling Supervision/Month \$	\$8,000
Production Supervision/Month \$	\$800
Justification for Supervision Costs	Exhibit C
Requested Risk Charge	200%
<b>Notice of Hearing</b>	
Proposed Notice of Hearing	Exhibit B
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit E
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit F
<b>Ownership Determination</b>	
Land Ownership Schematic of the Spacing Unit	Exhibit C-5
Tract List (including lease numbers and owners)	Exhibit C-6
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 C-6
Unlocatable Parties to be Pooled	N/A
Ownership Depth Severance (including percentage above & below)	N/A
<b>Joinder</b>	
Sample Copy of Proposal Letter	Exhibit C-7
List of Interest Owners (ie Exhibit A of JOA)	Exhibit C-6
Chronology of Contact with Non-Joined Working Interests	Exhibit C-8
Overhead Rates In Proposal Letter	Exhibit C-7


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Cost Estimate to Drill and Complete	Exhibit C-7
Cost Estimate to Equip Well	Exhibit C-7
Cost Estimate for Production Facilities	Exhibit C-7
<b>Geology</b>	
Summary (including special considerations)	Exhibit D
Spacing Unit Schematic	Exhibit D-1
Gunbarrel/Lateral Trajectory Schematic	N/A
Well Orientation (with rationale)	Exhibit D
Target Formation	Exhibit D, D-3
HSU Cross Section	Exhibit D-3
Depth Severance Discussion	N/A
<b>Forms, Figures and Tables</b>	
C-102	Exhibit C-4
Tracts	Exhibit C-5
Summary of Interests, Unit Recapitulation (Tracts)	Exhibit C-6
General Location Map (including basin)	Exhibit D-1
Well Bore Location Map	Exhibit D-1
Structure Contour Map - Subsea Depth	Exhibit D-2
Cross Section Location Map (including wells)	Exhibit D-3
Cross Section (including Landing Zone)	Exhibit D-3
<b>Additional Information</b>	
Special Provisions/Stipulations	N/A
<b>CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.</b>	
<b>Printed Name</b> (Attorney or Party Representative):	Paula M. Vance
<b>Signed Name</b> (Attorney or Party Representative):	
<b>Date:</b>	5/2/2023

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

**APPLICATION OF MATADOR PRODUCTION COMPANY  
TO EXTEND THE DRILLING DEADLINE UNDER  
ORDER NO. R-22758, EDDY COUNTY, NEW MEXICO.**

**CASE NO. 24412  
ORDER NO. R-22759**

**SELF-AFFIRMED STATEMENT OF HAWKS HOLDER**

Hawks Holder, of lawful age and being first duly sworn, declares as follows:

1. My name is Hawks Holder. I work for MRC Energy Company, an affiliate of MRC Permian Company (“Matador”), as a Landman.

2. I have previously testified before the New Mexico Oil Conservation Division (“Division”) as an expert witness in petroleum land matters. My credentials as a petroleum landman have been accepted by the Division and made a matter of record.

3. I am familiar with the application filed by Matador in this case, and I am familiar with the status of the lands in the subject area.

4. On June 15, 2023, the Division issued Order R-22759 (“Pooling Order”) in **Case No. 23494** pooling the uncommitted interests in the Wolfcamp formation (Carlsbad; Wolfcamp, East (Gas) [74160] and Lone Tree Draw; Wolfcamp [97208]) underlying a standard 640-acre, more or less, overlapping horizontal spacing unit comprised of the S/2 of Sections 25 and 26, Township 21 South, Range 27 East, NMPM, Eddy County, New Mexico. Matador is the designated operator under the Pooling Order and the pooled spacing unit is initially dedicated to the proposed **Whitby 2526 Fed Com #203H (API pending)** and **Whitby 2526 Fed Com #204H (API pending)**.

5. Matador is eager to develop this acreage and filed its application for a federal APD for the initial well on April 24, 2024. Matador filed its federal APD applications in April 2024 after Matador spent a significant amount of time working to find an acceptable surface location (after considering archeological surveys in the area) for the pads related to the initial well. Once the BLM approves Matador’s previously filed federal APD, Matador intends to promptly drill the initial well under the order. Good cause therefore exists to extend the deadline to commence drilling under the order for a year, until June 15, 2025.

6. All of the working interest parties from the original Pooling Order are the same except that Oxy Y-1 Company and Occidental Permian Ltd. have sold their respective interests to Permian Resources Operating LLC. **Matador Exhibit C-1** is an updated copy of the pooling exhibit.

7. 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.

8. The granting of this application will prevent waste and protect correlative rights.

9. I affirm under penalty of perjury under the laws of the State of New Mexico that the foregoing statements are true and correct. I understand that this self-affirmed statement will be used as written testimony in this case. This statement is made on the date next to my signature below.

  
\_\_\_\_\_

Hawks Holder

5/13/24  
\_\_\_\_\_

Date



## Summary of Interests

<b>MRC Permian Company:</b>			<b>43.600493%</b>
<b>Voluntary Joinder:</b>			6.366583%
<b>Compulsory Pool:</b>			<b>50.032924%</b>
<b>Compulsory Pool Interest Owner:</b>	<b>Description:</b>	<b>Tract:</b>	<b>Interest:</b>
EOG Resources, Inc.	Working Interest	1, 4, 5, 6, 7, 10, 11, 14(A, B, C, D)	20.779855%
Permian Resources Operating, LLC	Working Interest	1, 4, 5, 6, 7, 8, 10, 11, 14(A, B, C, D)	26.040272%
Jasha Cultrerri and wife, Susan Cultrerri	Working Interest	11, 14(A, B, C, D)	2.040923%
Ross Duncan Properties LLC	Working Interest	11, 14(A, B, C, D)	0.546875%
Brian C. Reid and wife, Katherine C. Reid	Working Interest	11, 14(A, B, C, D)	0.625000%

BEFORE THE OIL CONSERVATION DIVISION  
 Santa Fe, New Mexico  
 Exhibit No. C-1  
 Submitted by: Matador Production Company  
 Hearing Date: May 16, 2024  
 Case No. 24412



## Summary of Interests

Interest Owner:	Description:
WilderPan LLC	Overriding Royalty
Carrie McVay, Trustee of the Carrie McVay Trust	Overriding Royalty
Llano Natural Resources, LLC	Overriding Royalty
CRM 2018, L.P.	Overriding Royalty
Bernard Lee House, Jr.	Overriding Royalty
Casa Grande Royalty Co., Inc.	Overriding Royalty
BWAB Limited Liability Company	Overriding Royalty
Delia C. Parker	Overriding Royalty
Penasco Petroleum LLC	Overriding Royalty
Rolla R. Hinkle, III	Overriding Royalty
Ronald L. Marcum and wife, Sylvia G. Marcum	Overriding Royalty
Ter-mack, LP	Overriding Royalty
William Edward Steinmann, Jr. and Patricia Ann Steinmann, Joint Tenants	Overriding Royalty
James D. Finley	Overriding Royalty



## Summary of Interests

Interest Owner:	Description:
Matthew E. Cooper	Overriding Royalty
Brent D. Talbot	Overriding Royalty
Stephen M. Clark	Overriding Royalty
AmeriPermian Holdings, LLC	Overriding Royalty
AllIrish Company	Overriding Royalty
Barbara A. McClellan	Overriding Royalty
EOG Resources, Inc.	Overriding Royalty
Oxy Y-1 Company	Overriding Royalty
Abo Petroleum, LLC	Overriding Royalty
Prospector, LLC	Overriding Royalty
Jasha Cultreri and wife, Susan Cultreri	Overriding Royalty
Ross Duncan Properties LLC	Overriding Royalty
Big Three Energy Group, LLC	Overriding Royalty
Parrot Head Properties, LLC	Overriding Royalty
Brian C. Reid and wife, Katherine Reid	Overriding Royalty

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

**APPLICATION OF MATADOR PRODUCTION COMPANY  
TO EXTEND THE DRILLING DEADLINE UNDER  
ORDER NO. R-22758, EDDY COUNTY, NEW MEXICO.**

**CASE NO. 24412  
ORDER NO. R-22759**

**SELF-AFFIRMED STATEMENT OF  
PAULA M. VANCE**

1. I am attorney in fact and authorized representative of Matador Production Company (“Matador”), the Applicant herein. I have personal knowledge of the matter addressed herein and am competent to provide this self-affirmed statement.

2. The above-referenced application and notice of the hearing on this application was sent by certified mail to the locatable affected parties on the date set forth in the letter attached hereto.

3. The spreadsheet attached hereto contains the names of the parties to whom notice was provided.

4. The spreadsheet attached hereto contains the information provided by the United States Postal Service on the status of the delivery of this notice as of May 10, 2024.

5. I caused a notice to be published to all parties subject to this request for extension proceeding. An affidavit of publication from the publication’s legal clerk with a copy of the notice publication is attached herein.

6. I affirm under penalty of perjury under the laws of the State of New Mexico that the foregoing statements are true and correct. I understand that this self-affirmed statement will be used as written testimony in this case. This statement is made on the date next to my signature below.

**BEFORE THE OIL CONSERVATION DIVISION  
Santa Fe, New Mexico  
Exhibit No. D  
Submitted by: Matador Production Company  
Hearing Date: May 16, 2024  
Case No. 24412**



Paula M. Vance

5/14/2024

Date



**Paula M. Vance**  
**Associate**  
Phone (505) 988-4421  
pmvance@hollandhart.com

April 26, 2024

**VIA CERTIFIED MAIL**  
**CERTIFIED RECEIPT REQUESTED**

**TO: ALL INTEREST OWNERS SUBJECT TO POOLING PROCEEDINGS**

**Re: Application of Matador Production Company to Amend Order No. R-22759, Eddy County, New Mexico: *Whitby 2526 Fed Com #203H well and Whitby 2526 Fed Com #204H well***

Ladies & Gentlemen:

This letter is to advise you that Matador Production Company has filed the enclosed application with the New Mexico Oil Conservation Division. A hearing has been requested before a Division Examiner on May 16, 2024, and the status of the hearing can be monitored through the Division’s website at <http://www.emnrd.state.nm.us/ocd/>.

It is anticipated that hearings will be held in a hybrid format with both in-person and virtual participation options. The meeting will be held in the Pecos Hall Hearing Room at the Wendall Chino Building, 1st Floor, 1220 South St. Francis Dr., Santa Fe, New Mexico. To participate virtually in the hearing, see the instructions posted on the OCD Hearings website: <https://www.emnrd.nm.gov/ocd/hearing-info/>.

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 to file a Pre-hearing Statement four business days in advance of a scheduled hearing that complies with the provisions of NMAC 19.15.4.13.B.

If you have any questions about this matter, please contact Hawks Holder at (972) 619-4336 or [hawks.holder@matadorresources.com](mailto:hawks.holder@matadorresources.com).

Sincerely,

Paula M. Vance  
**ATTORNEY FOR MATADOR PRODUCTION  
COMPANY**

T 505.988.4421 F 505.983.6043  
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Alaska	Montana	Utah
Colorado	Nevada	Washington, D.C.
Idaho	New Mexico	Wyoming

MRC - Whitby 203H-204H wells - Case no. 24412  
Postal Delivery Report

9414811898765403327642	Abo Petroleum, LLC	PO Box 900	Artesia	NM	88211-0900	Your item was picked up at the post office at 1:01 pm on May 8, 2024 in ARTESIA, NM 88210.
9414811898765403327635	AllIrish Company	34 Quail Rock Pl	Spring	TX	77381-5214	Your item was picked up at a postal facility at 1:46 pm on May 8, 2024 in SPRING, TX 77381.
9414811898765403327673	AmeriPermian Holdings, LLC	1733 Woodstead Ct Ste 206	The Woodlands	TX	77380-3401	Your item was delivered to an individual at the address at 10:40 am on May 7, 2024 in SPRING, TX 77380.
9414811898765403327116	Barbara A. McClellan	PO Box 730	Roswell	NM	88202-0730	Your item was picked up at the post office at 10:03 am on May 6, 2024 in ROSWELL, NM 88201.
9414811898765403327154	Bernard Lee House, Jr.	PO Box 51707	Midland	TX	79710-1707	Your item was picked up at a postal facility at 1:00 pm on May 8, 2024 in MIDLAND, TX 79705.
9414811898765403327161	Big Three Energy Group, LLC	PO Box 429	Roswell	NM	88202-0429	Your item was picked up at the post office at 10:40 am on May 3, 2024 in ROSWELL, NM 88201.
9414811898765403327123	Brent D. Talbot	1308 Lake St Ste 200	Fort Worth	TX	76102-4505	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765403327109	Brian C. Reid and wife, Katherine C. Reid	10 Desta Dr	Midland	TX	79705-4515	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.

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9414811898765403327192	Brian C. Reid and wife, Katherine Reid	10 Desta Dr	Midland	TX	79705-4515	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765403327147	BWAB Limited Liability Company	100 Saint Paul St Ste 305	Denver	CO	80206-5136	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765403327185	Carrie McVay, Trustee of The Carrie McVay Trust	3225 Willard St	San Diego	CA	92122-2920	Your item was picked up at a postal facility at 3:47 pm on May 7, 2024 in SAN DIEGO, CA 92122.
9414811898765403327130	Casa Grande Royalty Co., Inc.	PO Box 818	Kemah	TX	77565-0818	Your item was picked up at the post office at 11:05 am on May 7, 2024 in KEMAH, TX 77565.
9414811898765403327178	CRM 2018, L.P.	PO Box 51933	Midland	TX	79710-1933	Your item was picked up at a postal facility at 10:08 am on May 8, 2024 in MIDLAND, TX 79705.
9414811898765403327314	Delia C. Parker	1421 W Carrizo Springs Ln	Pueblo West	CO	81007-2006	Your item was delivered to an individual at the address at 2:41 pm on May 8, 2024 in LAKEVILLE, MN 55044.
9414811898765403327352	EOG Resources, Inc.	1111 Bagby St Lbby 2	Houston	TX	77002-2589	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765403327369	James D. Finley	PO Box 2588	Roswell	NM	88202-2588	Your item was returned to the sender on May 3, 2024 at 12:21 pm in ROSWELL, NM 88201 because the addressee was not known at the delivery address noted on the package.

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9414811898765403327307	Jasha Cultreri and wife, Susan Cultreri	1206 Neely Ave	Midland	TX	79705-7529	We attempted to deliver your item at 2:24 pm on May 6, 2024 in MIDLAND, TX 79705 and a notice was left because an authorized recipient was not available.
9414811898765403327390	Jasha Cultrerri and wife, Susan Cultrerri	1206 Neely Ave	Midland	TX	79705-7529	Your item was forwarded to a different address at 3:53 pm on May 7, 2024 in MIDLAND, TX. This was because of forwarding instructions or because the address or ZIP Code on the label was incorrect.
9414811898765403327345	Llano Natural Resources, LLC	PO Box 65318	Lubbock	TX	79464-5318	This is a reminder to pick up your item before May 17, 2024 or your item will be returned on May 18, 2024. Please pick up the item at the LUBBOCK, TX 79464 Post Office.
9414811898765403327383	Magnum Hunter Production, Inc.	600 N Marienfeld St Ste 600	Midland	TX	79701-4405	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765403327338	Matthew E. Cooper	PO Box 218	Midland	TX	79702-0218	Your item was picked up at a postal facility at 10:52 am on May 7, 2024 in MIDLAND, TX 79702.
9414811898765403327376	Occidental Permian, Ltd	5 Greenway Plz Ste 110	Houston	TX	77046-0521	Your item has been delivered to an agent for final delivery in HOUSTON, TX 77046 on May 4, 2024 at 11:01 am.

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9414811898765403327017	Oxy Y-1 Company	5 Greenway Plz Ste 110	Houston	TX	77046-0521	Your item has been delivered to an agent for final delivery in HOUSTON, TX 77046 on May 3, 2024 at 10:41 am.
9414811898765403327055	Parrot Head Properties, LLC	PO Box 429	Roswell	NM	88202-0429	Your item was picked up at the post office at 10:40 am on May 3, 2024 in ROSWELL, NM 88201.
9414811898765403327062	Penasco Petroleum LLC	PO Box 4168	Roswell	NM	88202-4168	Your item was picked up at the post office at 10:48 am on May 6, 2024 in ROSWELL, NM 88201.
9414811898765403327024	Permian Resources Operating, LLC	300 N Marienfeld St Ste 1000	Midland	TX	79701-4688	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765403327000	Prospector, LLC	PO Box 429	Roswell	NM	88202-0429	Your item was picked up at the post office at 10:40 am on May 3, 2024 in ROSWELL, NM 88201.
9414811898765403327093	Rolla R. Hinkle, III	PO Box 2292	Roswell	NM	88202-2292	Your item was picked up at the post office at 10:24 am on May 3, 2024 in ROSWELL, NM 88201.
9414811898765403327048	Ronald L. Marcum and wife, Sylvia G. Marcum	4574 Weeping Willow Dr	El Paso	TX	79922-2219	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765403327086	Ross Duncan Properties LLC	PO Box 647	Artesia	NM	88211-0647	Your item was picked up at the post office at 11:31 am on May 6, 2024 in ARTESIA, NM 88210.



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9414811898765403327031	Stephen M. Clark	PO Box 2200	Fort Worth	TX	76113-2200	Your item has been delivered and is available at a PO Box at 2:45 am on May 7, 2024 in FORT WORTH, TX 76102.
9414811898765403327079	Ter-mack, LP	124 Larkspur Loop	Alto	NM	88312-8019	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765403327413	WilderPan LLC	PO Box 50088	Midland	TX	79710-0088	Your item was picked up at a postal facility at 12:39 pm on May 8, 2024 in MIDLAND, TX 79705.
9414811898765403327451	William Edward Steinmann, Jr. And Patricia Ann Steinmann, Joint Tenants	146 Flute Player Way	Alto	NM	88312-8015	Your item was picked up at the post office at 3:53 pm on May 6, 2024 in ALTO, NM 88312.



PO Box 631667 Cincinnati, OH 45263-1667

**AFFIDAVIT OF PUBLICATION**

Joe Stark  
Holland And Hart  
110 N Guadalupe ST # 1  
Santa Fe NM 87501-1849

STATE OF WISCONSIN, COUNTY OF BROWN

The Carlsbad Current Argus, a newspaper published in the city of Carlsbad, Eddy County, State of New Mexico, and personal knowledge of the facts herein state and that the notice hereto annexed was Published in said newspapers in the issue:

05/02/2024

and that the fees charged are legal.  
Sworn to and subscribed before on 05/02/2024

Legal Clerk

Notary, State of WI, County of Brown

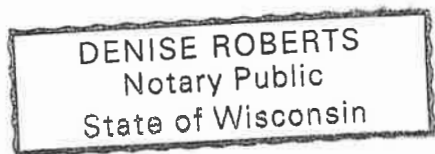
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**BEFORE THE OIL CONSERVATION DIVISION**

**Santa Fe, New Mexico**

**Exhibit No. E**

Page 1 of 2

**Submitted by: Matador Production Company**

**Hearing Date: May 16, 2024**

**Case No. 24412**

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 cases. The hearings will be conducted in a hybrid fashion, both in-person at the Energy, Minerals, Natural Resources Department, Wendell Chino Building, Pecos Hall, 1220 South St. Francis Drive, 1st Floor, Santa Fe, NM 87505 and via the WebEx virtual meeting platform (sign-in information below) on Thursday, May 16, 2024, beginning at 8:15 a.m. To participate in the hearings, see the instructions posted below. The docket may be viewed at <https://www.emnrd.nm.gov/ocd/hearing-info/> or obtained from Sheila Apodaca, at [Sheila.Apodaca@emnrd.nm.gov](mailto:Sheila.Apodaca@emnrd.nm.gov). Documents filed in these cases 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 Sheila Apodaca at [Sheila.Apodaca@emnrd.nm.gov](mailto:Sheila.Apodaca@emnrd.nm.gov), or the New Mexico Relay Network at 1-800-659-1779, no later than May 7, 2024.

Persons may view and participate in the hearings through the following link:  
<https://nmemnrd.webex.com/nmemnrd/j.php?MTID=m32aaf777e9d082c47d69dd41d9276ffa>

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**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 affected interest owners, including: Abo Petroleum, LLC; AllIrish Company; AmeriPermian Holdings, LLC; Barbara A. McClellan, her heirs and devisees; Bernard Lee House, Jr., his heirs and devisees; Big Three Energy Group, LLC; Brent D. Talbot, his heirs and devisees; Brian C. Reid and wife, Katherine C. Reid, their heirs and devisees; Brian C. Reid and wife, Katherine Reid, their heirs and devisees; BWAB Limited Liability Company; Carrie McVay, Trustee of the Carrie McVay Trust; Casa Grande Royalty Co., Inc.; CRM 2018, L.P.; Delia C. Parker, her heirs and devisees; EOG Resources, Inc.; James D. Finley, his heirs and devisees; Jasha Cultreri and wife, Susan Cultreri, their heirs and devisees; Jasha Cultreri and wife, Susan Cultreri, their heirs and devisees; Llano Natural Resources, LLC; Magnum Hunter Production, Inc.; Matthew E. Cooper, his heirs and devisees; Occidental Permian Ltd; Oxy Y-1 Company; Parrot Head Properties, LLC; Penasco Petroleum LLC; Permian Resources Operating, LLC; Prospector, LLC; Rolla R. Hinkle, III, his heirs and devisees; Ronald L. Marcum and wife, Sylvia G. Marcum, their heirs and devisees; Ross Duncan Properties LLC; Stephen M. Clark, his heirs and devisees; Ter-Mack, LP; WilderPan LLC, and William Edward Steinmann, Jr. and Patricia Ann Steinmann, Joint Tenants, their heirs and devisees.

Case No. 24412: Application of Matador Production Company to Amend Order No. R-22759, Eddy County, New Mexico. Applicant in the above-styled cause seeks a year extension of time for drilling the well under Order No. R-22759. The Unit is comprised of the S/2 of Sections 25 and 26, Township 21 South, Range 27 East, NMPM, Eddy County, New Mexico. Order No. R-22759 pooled the uncommitted interests in the Wolfcamp formation and dedicated the Unit to the proposed initial Whitby 2526 Fed Com #203H well to be horizontally drilled from a surface location in the NE/4 SE/4 (Unit I) of Section 25, to a bottom hole location in the NW/4 SW/4 (Unit L) of Section 26, and Whitby 2526 Fed Com #204H well to be horizontally drilled from a surface location in the NE/4 SE/4 (Unit I) of Section 25, to a bottom hole location in the SW/4 SW/4 (Unit M) of Section 26. Said areas located 5 miles northeast of Carlsbad, New Mexico.