

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

**APPLICATIONS OF FRANKLIN MOUNTAIN
ENERGY 3, LLC FOR COMPULSORY POOLING
AND, TO THE EXTENT NECESSARY, APPROVAL
OF OVERLAPPING SPACING UNIT,
LEA COUNTY, NEW MEXICO**

**Case Nos. 24348, 24350-24355,
24362**

**APPLICATIONS OF MRC PERMIAN COMPANY
FOR APPROVAL OF AN OVERLAPPING HORIZONTAL
WELL SPACING UNIT AND COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

CASE NOS. 24327-24334

NOTICE OF SUPPLEMENTAL EXHIBIT PACKET

Pursuant to the Oil Conservation Division's ("Division") direction, Franklin Mountain Energy 3, LLC ("Franklin") is providing a Supplemental Exhibit packet in the above-referenced matters. The Supplemental Exhibit packet includes exhibits only for the purposes of providing better resolution exhibits and clarifying exhibit labels from the original packet submitted to the Division on June 19, 2024. The Supplemental Exhibit packet includes the following exhibits: (1) Notice Lists with additional labels for the corresponding case numbers (Exhibit D-2), and (2) Affidavit of Publication for page 302 of the original exhibit packet (Exhibit D-4).

Additionally, the Division requested an explanation for the additional notice mailed to two parties on June 6, 2024. This notice was sent to provide additional notice to two working interest owners regarding an overlapping spacing unit applicable only in cases 24350, 24351, 24354, and 24355 with the corresponding notice list on page 12 of the Supplemental Exhibit packet.

Respectfully submitted,

**MODRALL, SPERLING, ROEHL, HARRIS
& SISK, P.A.**

By: /s/ Deana M. Bennett

Earl E. DeBrine, Jr.

Deana M. Bennett

Yarithza Peña

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Attorneys for Franklin Mountain Energy 3, LLC

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on counsel of record by electronic mail on July 3, 2024.

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Attorney for EOG Resources, Inc.



Deana M. Bennett

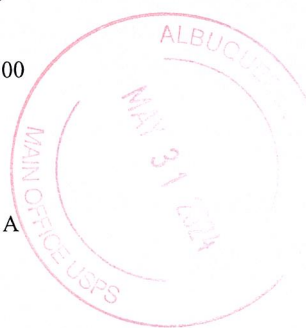
Karlene Schuman
 Modrall Sperlberg Roehl Harris & Sisk P.A.
 500 Fourth Street, Suite 1000
 Albuquerque NM 87102

PS Form 3877

Type of Mailing: CERTIFIED MAIL
 05/31/2024

Firm Mailing Book ID: 266935

Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
1	9314 8699 0430 0121 7764 06	TH McElvain Oil & Gas, LLLP 1819 Denver West Drive Ste 260 Lakewood CO 80401	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
2	9314 8699 0430 0121 7764 13	COG Operating, LLC Operating, LLC 600 West Illinois Ave Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
3	9314 8699 0430 0121 7764 20	Concho Oil & Gas, LLC Oil & Gas, LLC 600 West Illinois Ave Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
4	9314 8699 0430 0121 7764 37	Crump Family Partnership, Ltd. PO Box 50820 Midland TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
5	9314 8699 0430 0121 7764 44	Warren Ventures, Ltd. 808 West Wall Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
6	9314 8699 0430 0121 7764 51	Tarpon Industries Corp. PO Box 52002 Midland TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
7	9314 8699 0430 0121 7764 68	Charles D. Ray PO Box 51608 Midland TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
8	9314 8699 0430 0121 7764 75	Buckhorn Energy, LLC 505 N. Big Spring Street Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
9	9314 8699 0430 0121 7764 82	Sharktooth Resources, Ltd. 300 N. Marienfeld, Suite 700 Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
10	9314 8699 0430 0121 7764 99	Hanley Petroleum, Inc. 415 W. Wall Street, Suite 1500 Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
11	9314 8699 0430 0121 7765 05	LHAH Properties, LLC 250 Jungle Road Palm Beach FL 33480	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
12	9314 8699 0430 0121 7765 12	H6 Holdings, LLC 16275 NE 85th Street, Suite A Redmond WA 98052	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
13	9314 8699 0430 0121 7765 29	TBO Oil & Gas, LLC PO Box 10502 Midland TX 79702	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
14	9314 8699 0430 0121 7765 36	Mavros Oil Company, LLC PO Box 50820 Midland TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
15	9314 8699 0430 0121 7765 43	TSF WI LP PO Box 222 Midland TX 79702	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice



Karlene Schuman
 Modrall Sperling Roehl Harris & Sisk P.A.
 500 Fourth Street, Suite 1000
 Albuquerque NM 87102

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Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
16	9314 8699 0430 0121 7765 50	Hanley Petroleum, LLC 1999 Bryan Street, Suite 900 Dallas TX 75201	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
17	9314 8699 0430 0121 7765 67	Marathon Oil Permian LLC 990 Town & Country Blvd Houston TX 77024	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
18	9314 8699 0430 0121 7765 74	Crown Oil Partners, LP PO BOX 50820 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
19	9314 8699 0430 0121 7765 81	Nestegg Energy Corporation 2308 SIERRA VISTA ROAD ARTESIA NM 88210	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
20	9314 8699 0430 0121 7765 98	Good News Minerals, LLC 4000 NORTH BIG SPRING, SUITE 310 MIDLAND TX 79705	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
21	9314 8699 0430 0121 7766 04	Oak Valley Mineral and Land, LP PO BOX 50820 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
22	9314 8699 0430 0121 7766 11	Post Oak Crown IV-B, LLC 34 SOUTH WYNDEN DRIVE, SUTIE 210 HOUSTON TX 77056	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
23	9314 8699 0430 0121 7766 28	Post Oak Crown IV, LLC 34 SOUTH WYNDEN DRIVE, SUTIE 210 HOUSTON TX 77056	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
24	9314 8699 0430 0121 7766 35	Collins & Jones Investments, LLC 508 WEST WALL STREET, SUITE 1200 MIDLAND TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
25	9314 8699 0430 0121 7766 42	Post Oak Mavros II, LLC 34 SOUTH WYNDEN DRIVE, SUTIE 210 HOUSTON TX 77056	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
26	9314 8699 0430 0121 7766 59	LMC Energy, LLC 550 WEST TEXAS AVENUE, SUITE 945 MIDLAND TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
27	9314 8699 0430 0121 7766 66	H. Jason Wacker 5601 HILLCREST MIDLAND TX 79707	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
28	9314 8699 0430 0121 7766 73	David W. Cromwell 2008 COUNTRY CLUB DRIVE MIDLAND TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
29	9314 8699 0430 0121 7766 80	Sortida Resources, LLC PO BOX 50820 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
30	9314 8699 0430 0121 7766 97	Mike Moylett PO BOX 50820 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice

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Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
31	9314 8699 0430 0121 7767 03	Kaleb Smith PO BOX 50620 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
32	9314 8699 0430 0121 7767 10	Deane Durham PO BOX 50820 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
33	9314 8699 0430 0121 7767 27	State of New Mexico Commissioner of Public Lands PO BOX 1148 SANTA FE NM 87504	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
34	9314 8699 0430 0121 7767 34	MRC Permian Company Matador 5400 LBJ Freeway Ste 1500 Dallas TX 75240	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
35	9314 8699 0430 0121 7767 41	EG3 Development, LLC PO Box 1567 Graham TX 76450	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
36	9314 8699 0430 0121 7767 58	Allar Development, LLC PO Box 1567 Graham TX 76450	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
37	9314 8699 0430 0121 7767 65	Slash Exploration LP 500 North Main Street, Suite 200 Roswell NM 88201	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
38	9314 8699 0430 0121 7767 72	MCT Energy Ltd. 262 CARROLL STREET SUITE 100 FORT WORTH TX 76107	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
39	9314 8699 0430 0121 7767 89	SHG Energy, LLC 4101 KINGWOOD COURT MIDLAND TX 79707	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
40	9314 8699 0430 0121 7767 96	Sitka Consulting, LLC 5907 NORTH OSSINEKE DRIVE SPRING TX 77386	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
41	9314 8699 0430 0121 7768 02	Ridge Runner Holdings, LLC 4000 NORTH BIG SPRING SUITE 210 MIDLAND TX 79705	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
42	9314 8699 0430 0121 7768 19	John Lawrence Thoma, Trustee of the Cornerstone Family Trust 10864 MCKISSICK ROAD PEYTON CO 80813	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
43	9314 8699 0430 0121 7768 26	CrownRock Minerals, L.P. PO Box 51933 Midland TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
44	9314 8699 0430 0121 7768 33	The Allar Company PO Box 1567 Graham TX 76450	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice

Karlene Schuman
 Modrall Sperlberg Roehl Harris & Sisk P.A.
 500 Fourth Street, Suite 1000
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Firm Mailing Book ID: 266935

Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
45	9314 8699 0430 0121 7768 40	EG3, Inc. PO Box 1567 Graham TX 76450	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
46	9314 8699 0430 0121 7768 57	GMT New Mexico Royalty Company LLC 1560 BROADWAY SUITE 2000 DENVER CO 80202	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
47	9314 8699 0430 0121 7768 64	Armstrong Energy Corporation PO BOX 1973 ROSWELL NM 88202	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
48	9314 8699 0430 0121 7768 71	Blue Ridge Royalties, LLC PO BOX 1973 ROSWELL NM 88202	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
49	9314 8699 0430 0121 7768 88	Chimney Rock Oil & Gas, LLC 500 NORTH MAIN STREET SUITE 1000 ROSWELL NM 88201	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.48,51. Notice
Totals:			\$91.63	\$215.60	\$113.68	\$0.00	
Grand Total:						\$420.91	

List Number of Pieces Listed by Sender Total Number of Pieces Received at Post Office Postmaster: Name of receiving employee Dated:

49

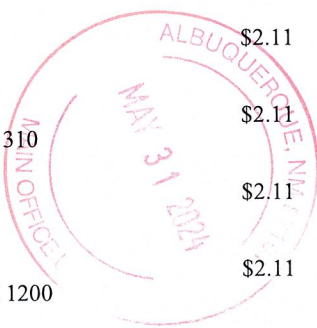
Karlene Schuman
 Modrall Sperling Roehl Harris & Sisk P.A.
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Type of Mailing: CERTIFIED MAIL
 05/31/2024

Firm Mailing Book ID: 266961

Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
1	9314 8699 0430 0121 7901 29	EG3 Development, LLC PO Box 1567 Graham TX 76450	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
2	9314 8699 0430 0121 7901 36	Allar Development, LLC PO Box 1567 Graham TX 76450	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
3	9314 8699 0430 0121 7901 43	Marathon Oil Permian, LLC 990 Town and Country Blvd Houston TX 77024	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
4	9314 8699 0430 0121 7901 50	TH McElvain Oil & Gas, LLLP 1819 Denver West Dr, Ste 260 Lakewood CO 80401	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
5	9314 8699 0430 0121 7901 67	COG Operating, LLC 600 West Illinois Ave Midland TX 76450	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
6	9314 8699 0430 0121 7901 74	Concho Oil & Gas, LLC Oil & Gas, LLC 600 West Illinois Ave Midland TX 76450	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
7	9314 8699 0430 0121 7901 81	ConocoPhillips Company 600 West Illinois Ave Midland TX 76450	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
8	9314 8699 0430 0121 7901 98	State of New Mexico 310 Old Santa Fe Trail Santa Fe NM 87508	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
9	9314 8699 0430 0121 7902 04	Good News Minerals, LLC PO BOX 50820 MIDLAND TX 79710	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
10	9314 8699 0430 0121 7902 11	Post Oak Crown IV, LLC 34 SOUTH WYNDEN DRIVE SUITE 210 HOUSTON TX 77056	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
11	9314 8699 0430 0121 7902 28	Post Oak Mavros II, LLC 34 SOUTH WYNDEN DRIVE SUITE 210 HOUSTON TX 77056	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
12	9314 8699 0430 0121 7902 35	Sortida Resources, LLC PO BOX 50820 MIDLAND TX 79710	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
13	9314 8699 0430 0121 7902 42	Oak Valley Mineral and Land, LP 4000 NORTH BIG SPRING SUITE 310 MIDLAND TX 79705	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
14	9314 8699 0430 0121 7902 59	Crown Oil Partners, LP PO BOX 50820 MIDLAND TX 79710	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
15	9314 8699 0430 0121 7902 66	Collins & Jones Investments, LLC 508 WEST WALL STREET SUITE 1200 MIDLAND TX 79701	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice



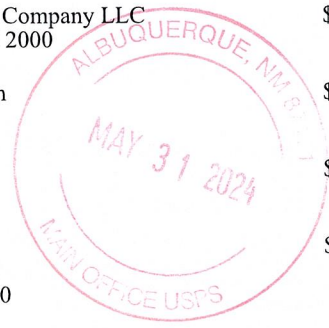
Karlene Schuman
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500 Fourth Street, Suite 1000
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Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
16	9314 8699 0430 0121 7902 73	MCT Energy Ltd. 262 CARROLL STREET SUITE 100 FORT WORTH TX 76107	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
17	9314 8699 0430 0121 7902 80	H. Jason Wacker 5601 HILLCREST MIDLAND TX 79707	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
18	9314 8699 0430 0121 7902 97	David W. Cromwell 2008 COUNTRY CLUB DRIVE MIDLAND TX 79701	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
19	9314 8699 0430 0121 7903 03	SHG Energy, LLC 4101 KINGWOOD COURT MIDLAND TX 79707	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
20	9314 8699 0430 0121 7903 10	Sitka Consulting, LLC 5907 NORTH OSSINEKE DRIVE SPRING TX 77386	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
21	9314 8699 0430 0121 7903 27	Ridge Runner Holdings, LLC 4000 NORTH BIG SPRING SUITE 210 MIDLAND TX 79705	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
22	9314 8699 0430 0121 7903 34	John Lawrence Thoma, Trustee of the Cornerstone Family Trust 10864 MCKISSICK ROAD PEYTON CO 80813	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
23	9314 8699 0430 0121 7903 41	CrownRock Minerals, L.P. PO Box 51933 Midland TX 79710	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
24	9314 8699 0430 0121 7903 58	The Allar Company PO Box 1567 Graham TX 76450	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
25	9314 8699 0430 0121 7903 65	EG3, Inc. PO Box 1567 Graham TX 76450	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
26	9314 8699 0430 0121 7903 72	GMT New Mexico Royalty Company LLC 1560 BROADWAY SUITE 2000 DENVER CO 80202	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
27	9314 8699 0430 0121 7903 89	Nestegg Energy Corporation 2308 Sierra Vista Artesia NM 88210	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
28	9314 8699 0430 0121 7903 96	Brazos, LP PO Box 911 Breckenridge TX 76424	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice
29	9314 8699 0430 0121 7904 02	MRC Permian Company Matador 5400 LBJ Freeway, Ste 1500 Dallas TX Dallas TX 75240	\$2.11	\$4.40	\$2.32	\$0.00	10154.0009.52-55. Notice



Karlene Schuman
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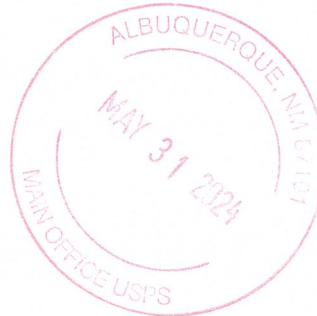
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05/31/2024

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Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
			Totals:	\$61.19	\$127.60	\$67.28	\$0.00
			Grand Total:		\$256.07		

List Number of Pieces Listed by Sender	Total Number of Pieces Received at Post Office	Postmaster: Name of receiving employee	Dated:
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29



Karlene Schuman
 Modrall Sperling Roehl Harris & Sisk P.A.
 500 Fourth Street, Suite 1000
 Albuquerque NM 87102

PS Form 3877

Type of Mailing: CERTIFIED MAIL
 05/31/2024

Firm Mailing Book ID: 266955

Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
1	9314 8699 0430 0121 7880 89	TH McElvain Oil & Gas, LLLP 1819 Denver West Drive Ste 260 Lakewood CO 80401	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
2	9314 8699 0430 0121 7880 96	Otter Creek, LLC PO Box 1557 Sealy TX 77474	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
3	9314 8699 0430 0121 7881 02	COG Operating, LLC Operating, LLC 600 West Illinois Ave Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
4	9314 8699 0430 0121 7881 19	Concho Oil & Gas, LLC Oil & Gas, LLC 600 West Illinois Ave Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
5	9314 8699 0430 0121 7881 26	Crump Family Partnership, Ltd. PO Box 50820 Midland TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
6	9314 8699 0430 0121 7881 33	Warren Ventures, Ltd. 808 West Wall Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
7	9314 8699 0430 0121 7881 40	Tarpon Industries Corp. PO Box 52002 Midland TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
8	9314 8699 0430 0121 7881 57	Charles D. Ray PO Box 51608 Midland TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
9	9314 8699 0430 0121 7881 64	Buckhorn Energy, LLC 407 N. Big Spring Street, Ste 240 Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
10	9314 8699 0430 0121 7881 71	Sharktooth Resources, Ltd. 407 N. Big Spring Street, Ste 240 Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
11	9314 8699 0430 0121 7881 88	Hanley Petroleum, Inc. 415 W. Wall Street, Suite 1500 Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
12	9314 8699 0430 0121 7881 95	LHAH Properties, LLC 250 Jungle Road Palm Beach FL 33480	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
13	9314 8699 0430 0121 7882 01	H6 Holdings, LLC 16275 NE 85th Street, Suite A Redmond WA 98052	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
14	9314 8699 0430 0121 7882 18	TBO Oil & Gas, LLC PO Box 10502 Midland TX 79702	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
15	9314 8699 0430 0121 7882 25	Mavros Oil Company, LLC PO Box 50820 Midland TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice

Karlene Schuman
 Modrall Sperlberg Roehl Harris & Sisk P.A.
 500 Fourth Street, Suite 1000
 Albuquerque NM 87102

PS Form 3877

Type of Mailing: CERTIFIED MAIL
 05/31/2024

Firm Mailing Book ID: 266955

Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
16	9314 8699 0430 0121 7882 32	TSF WI LP PO Box 222 Midland TX 79702	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
17	9314 8699 0430 0121 7882 49	Hanley Petroleum, LLC 415 West Wall, Ste 1500 Midland TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
18	9314 8699 0430 0121 7882 56	Marathon Oil Permian LLC 990 Town & Country Blvd Houston TX 77024	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
19	9314 8699 0430 0121 7882 63	Crown Oil Partners, LP PO BOX 50820 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
20	9314 8699 0430 0121 7882 70	Nestegg Energy Corporation 2308 SIERRA VISTA ROAD ARTESIA NM 88210	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
21	9314 8699 0430 0121 7882 87	Good News Minerals, LLC 4000 NORTH BIG SPRING, SUITE 310 MIDLAND TX 79705	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
22	9314 8699 0430 0121 7882 94	Oak Valley Mineral and Land, LP PO BOX 50820 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
23	9314 8699 0430 0121 7883 00	Post Oak Crown IV-B, LLC 34 SOUTH WYNDEN DRIVE, SUTIE 210 HOUSTON TX 77056	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
24	9314 8699 0430 0121 7883 17	Post Oak Crown IV, LLC 34 SOUTH WYNDEN DRIVE, SUTIE 210 HOUSTON TX 77056	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
25	9314 8699 0430 0121 7883 24	Collins & Jones Investments, LLC 508 WEST WALL STREET, SUITE 1200 MIDLAND TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
26	9314 8699 0430 0121 7883 31	Post Oak Mavros II, LLC 34 SOUTH WYNDEN DRIVE, SUTIE 210 HOUSTON TX 77056	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
27	9314 8699 0430 0121 7883 48	LMC Energy, LLC 550 WEST TEXAS AVENUE, SUITE 945 MIDLAND TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
28	9314 8699 0430 0121 7883 55	H. Jason Wacker 5601 HILLCREST MIDLAND TX 79707	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
29	9314 8699 0430 0121 7883 62	David W. Cromwell 2008 COUNTRY CLUB DRIVE MIDLAND TX 79701	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
30	9314 8699 0430 0121 7883 79	Sortida Resources, LLC PO BOX 50820 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice

Karlene Schuman
 Modrall Sperling Roehl Harris & Sisk P.A.
 500 Fourth Street, Suite 1000
 Albuquerque NM 87102

PS Form 3877

Type of Mailing: CERTIFIED MAIL
 05/31/2024

Firm Mailing Book ID: 266955

Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
31	9314 8699 0430 0121 7883 86	Mike Moylett PO BOX 50820 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
32	9314 8699 0430 0121 7883 93	Kaleb Smith PO BOX 50620 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
33	9314 8699 0430 0121 7884 09	Deane Durham PO BOX 50820 MIDLAND TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
34	9314 8699 0430 0121 7884 16	State of New Mexico Commissioner of Public Lands PO BOX 1148 SANTA FE NM 87504	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
35	9314 8699 0430 0121 7884 23	MRC Permian Company Matador 5400 LBJ Freeway Ste 1500 Dallas TX 75240	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
36	9314 8699 0430 0121 7884 30	EG3 Development, LLC PO Box 1567 Graham TX 76450	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
37	9314 8699 0430 0121 7884 47	Allar Development, LLC PO Box 1567 Graham TX 76450	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
38	9314 8699 0430 0121 7884 54	ConocoPhillips Company 600 West Illinois Ave Midland TX 76450	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
39	9314 8699 0430 0121 7884 61	MCT Energy Ltd. 262 CARROLL STREET SUITE 100 FORT WORTH TX 76107	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
40	9314 8699 0430 0121 7884 78	SHG Energy, LLC 4101 KINGWOOD COURT MIDLAND TX 79707	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
41	9314 8699 0430 0121 7884 85	Sitka Consulting, LLC 5907 NORTH OSSINEKE DRIVE SPRING TX 77386	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
42	9314 8699 0430 0121 7884 92	Ridge Runner Holdings, LLC 4000 NORTH BIG SPRING SUITE 210 MIDLAND TX 79705	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
43	9314 8699 0430 0121 7885 08	John Lawrence Thoma, Trustee of the Cornerstone Family Trust 10864 MCKISSICK ROAD PEYTON CO 80813	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
44	9314 8699 0430 0121 7885 15	CrownRock Minerals, L.P. PO Box 51933 Midland TX 79710	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice

Karlene Schuman
 Modrall Sperling Roehl Harris & Sisk P.A.
 500 Fourth Street, Suite 1000
 Albuquerque NM 87102

PS Form 3877
 Type of Mailing: CERTIFIED MAIL
 05/31/2024

Firm Mailing Book ID: 266955

Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
45	9314 8699 0430 0121 7885 22	The Allar Company PO Box 1567 Graham TX 76450	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
46	9314 8699 0430 0121 7885 39	EG3, Inc. PO Box 1567 Graham TX 76450	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
47	9314 8699 0430 0121 7885 46	GMT New Mexico Royalty Company LLC 1560 BROADWAY SUITE 2000 DENVER CO 80202	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
48	9314 8699 0430 0121 7885 53	Brazos, LP PO Box 911 Breckenridge TX 76424	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009.50,62. Notice
Totals:			\$89.76	\$211.20	\$111.36	\$0.00	
Grand Total:						\$412.32	

List Number of Pieces Listed by Sender	Total Number of Pieces Received at Post Office	Postmaster: Name of receiving employee	Dated:
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48

Karlene Schuman
Modrall Spering Roehl Harris & Sisk P.A.
500 Fourth Street, Suite 1000
Albuquerque NM 87102

PS Form 3877

Franklin Mountain Energy 3, LLC
Case Nos. 24350, 24351, 24354, and 24355
Exhibit D-2

Type of Mailing: CERTIFIED MAIL
06/06/2024

Firm Mailing Book ID: 267250

Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
1	9314 8699 0430 0122 0471 85	TH McElvain Oil & Gas, LLLP 1819 Denver West Drive Ste 260 Lakewood CO 80401	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009. Notice
2	9314 8699 0430 0122 0471 92	MRC Permian Company Matador 5400 LBJ Freeway Ste 1500 Dallas TX 75240	\$1.87	\$4.40	\$2.32	\$0.00	10154.0009. Notice
Totals:			\$3.74	\$8.80	\$4.64	\$0.00	
Grand Total:						\$17.18	

List Number of Pieces Listed by Sender	Total Number of Pieces Received at Post Office	Postmaster: Name of receiving employee	Dated:
2			

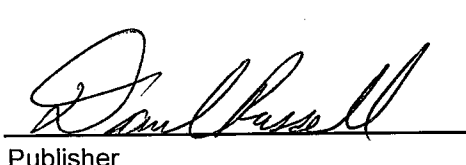


Affidavit of Publicatic

STATE OF NEW MEXICO
COUNTY OF LEA

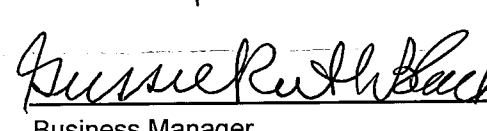
I, Daniel Russell, Publisher of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, solemnly swear that the clipping attached hereto was published in the regular and entire issue of said newspaper, and not a supplement there for a period of 1 issue(s).

Beginning with the issue dated
June 09, 2024
and ending with the issue dated
June 09, 2024.



Publisher

Sworn and subscribed to before me this
9th day of June 2024.



Business Manager

My commission expires
January 29, 2027

(Seal) STATE OF NEW MEXICO
NOTARY PUBLIC
GUSSIE RUTH BLACK
COMMISSION # 1087526
COMMISSION EXPIRES 01/29/2027

This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws 1937 and payment of fees for said publication has been made.

CASE NO. 24352: Notice to all affected parties, as well as heirs and devisees of: EG3 Development, LLC; Allar Development, LLC; Marathon Oil Permian, LLC; TH McElvain Oil & Gas, LLLP; COG Operating, LLC; Concho Oil & Gas, LLC; ConocoPhillips Company; State of New Mexico; Good News Minerals, LLC; Post Oak Crown IV, LLC; Post Oak Mavros LLC; Sortida Resources, LLC; Oak Valley Mineral and Land, LP; Crown Oil Partners, LP; Collins & Jones Investments, LLC; MCT Energy Ltd.; H. Jason Wacker; David W. Cromwell; SHG Energy, LLC; Sitka Consulting, LLC; Ridge Runner Holdings, LLC; John Lawrence Thoma, Trustee of the Cornerstone Family Trust; CrownRock Minerals, L.P.; The Allar Company; EG3, Inc.; GMT New Mexico Royalty Company LLC; Nestegg Energy Corporation; Brazos, LP; MRC Permian Company; Matador Resources Company of the Application of Franklin Mountain Energy 3, LLC for compulsory pooling and, to the extent necessary, approval of an overlapping spacing unit, Lea County, New Mexico. The State of New Mexico through its Oil Conservation Division hereby gives notice that the Division will conduct a public hearing at 8:30 a.m. on **June 26, 2024** to consider this application. The hearing 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 virtual meeting platform. To participate in the electronic hearing, see the instructions posted on the docket for the hearing date: <https://www.emnrd.nm.gov/ocd/hearing-info/>. Applicant seeks an order from the Division pooling all uncommitted mineral interests within a 324.02-acre, more or less, Wolfcamp horizontal spacing unit comprising the E/2W/2 of Section 35, Township 18 South, Range 34 East, and Lot 3, the SE/NW, and E/2SW of Section 2, Township 19 South, Range 34 East, N.M.P.M., Lea County, New Mexico. This spacing unit will be dedicated to the **Parallel State Com 702H and Parallel State Com 802H wells**, to be horizontally drilled from proposed surface hole locations in the NE/4NW/4 (Unit C) of Section 35 to proposed bottom hole locations in the SE/4SW/4 (Unit N) of Section 2, and the producing area for the wells is expected to be orthodox. Franklin also seeks, to the extent necessary, approval of an overlapping spacing unit. The spacing unit proposed in this application will partially overlap a proposed 280-acre more or less Wolfcamp spacing unit comprising the E/2SW of Section 23, the E/2W/2 of Section 26, and the NE/NW of Section 35, Township 18 South, Range 34 East, N.M.P.M., Lea County, New Mexico, dedicated to Franklin's proposed Gold State Com 702 and 802H wells. Also to be considered will be the cost of drilling and completing said wells, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Franklin Mountain Energy 3, LLC as operator of the wells, and a 200% charge for risk involved in drilling said wells. Said area is located approximately 24 miles west of Hobbs, New Mexico.

CASE NO. 24353: Notice to all affected parties, as well as heirs and devisees of: EG3 Development, LLC; Allar Development, LLC; Marathon Oil Permian, LLC; TH McElvain Oil & Gas, LLLP; COG Operating, LLC; Concho Oil & Gas, LLC; State of New Mexico; Good News Minerals, LLC; Post Oak Crown IV, LLC; Post Oak Mavros LLC; Sortida Resources, LLC; Oak Valley Mineral and Land, LP; Crown Oil Partners, LP; Collins & Jones Investments, LLC; MCT Energy Ltd.; H. Jason Wacker; David W. Cromwell; John Lawrence Thoma, Trustee of the Cornerstone Family Trust; Penroc Oil Corporation; The Allar Company; EG3, Inc.; GMT New Mexico Royalty Company LLC; Nestegg Energy Corporation; MRC Permian Company; Matador Resources Company of the Application of Franklin Mountain Energy 3, LLC for compulsory pooling and, to the extent necessary, approval of an overlapping spacing unit, Lea County, New Mexico. The State of New Mexico through its Oil Conservation Division hereby gives notice that the Division will conduct a public hearing at 8:30 a.m. on **June 26, 2024** to consider this application. The hearing 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 virtual meeting platform. To participate in the electronic hearing, see the instructions posted on the docket for the hearing date: <https://www.emnrd.nm.gov/ocd/hearing-info/>. Applicant seeks an order from the Division pooling all uncommitted mineral interests within a 324.13-acre, more or less, Wolfcamp horizontal spacing unit comprising the W/2W/2 of Section 35, Township 18 South, Range 34 East, and Lot 4, the SW/NW, and W/2SW of Section 2, Township 19 South, Range 34 East, N.M.P.M., Lea County, New Mexico. This spacing unit will be dedicated to the **Parallel State Com 701H and Parallel State Com 801H wells**, to be horizontally drilled from proposed surface hole locations in the NE/4NW/4 (Unit C) of Section 35 to proposed bottom hole locations in the SW/4SW/4 (Unit M) of Section 2, and the producing area for the wells is expected to be orthodox. Franklin also seeks, to the extent necessary, approval of an overlapping spacing unit. The proposed horizontal spacing unit will partially overlap a 280-acre horizontal spacing unit W/2SW/4 of Section 23, the W/2W/2 of Section 26, and the NW/4NW/4 of Section 35, Township 18 South, Range 34 East dedicated to Franklin Mountain Energy 3, LLC's Gold State Com 701H well (API 30-0025-51668) and Gold State 801H (API 30-0025-51669) wells. Also to be considered will be the cost of drilling and completing said wells, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Franklin Mountain Energy 3, LLC as operator of the wells, and a 200% charge for risk involved in drilling said wells. Said area is located approximately 24 miles west of Hobbs, New Mexico.

CASE NO. 24354: Notice to all affected parties, as well as heirs and devisees of: EG3 Development, LLC; Allar Development, LLC; Marathon Oil Permian, LLC; TH McElvain Oil & Gas, LLLP; COG Operating, LLC; Concho Oil & Gas, LLC; State of New Mexico; Good News Minerals, LLC; Post Oak Crown IV, LLC; Post Oak Mavros LLC; Sortida Resources, LLC; Oak Valley Mineral and Land, LP; Crown Oil Partners, LP; Collins & Jones Investments, LLC; MCT Energy Ltd.; H. Jason Wacker; David W. Cromwell; John Lawrence Thoma, Trustee of the Cornerstone Family Trust; Penroc Oil Corporation; The Allar Company; EG3, Inc.; GMT New Mexico Royalty Company LLC; Nestegg Energy Corporation; MRC Permian Company; Matador Resources Company of the Application of Franklin Mountain Energy 3, LLC for compulsory pooling and, to the extent necessary, approval of an overlapping spacing unit, Lea County, New Mexico. The State of New Mexico through its Oil Conservation Division hereby gives notice that the Division will conduct a public hearing at 8:30 a.m. on **June 26, 2024** to consider this application. The hearing 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 virtual meeting platform. To participate in the electronic hearing, see the instructions posted on the docket for the hearing date: <https://www.emnrd.nm.gov/ocd/hearing-info/>. Applicant seeks an order from the Division pooling all uncommitted mineral interests within a 324.13-acre, more or less, Bone Spring horizontal spacing unit comprising the W/2W/2 of Section 35, Township 18 South, Range 34 East, and Lot 4, the SW/NW, and W/2SW of Section 2, Township 19 South, Range 34 East, N.M.P.M., Lea County, New Mexico. This spacing unit will be dedicated to the **Parallel State Com 301H and Parallel State Com 501H wells**, to be horizontally drilled from a proposed surface hole location in the NE/4NW/4 (Unit C) of Section 35 to a proposed bottom hole location in the SW/4SW/4 (Unit M) of Section 2. The producing area for the wells is expected to be orthodox. Franklin also seeks, to the extent necessary, approval of an overlapping spacing unit. The proposed horizontal spacing unit will partially overlap a 280-acre horizontal spacing unit W/2SW/4 of Section 23, the W/2W/2 of Section 26, and the NW/4NW/4 of Section 35, Township 18 South, Range 34 East dedicated to Franklin Mountain Energy 3, LLC's Gold State Com 301H well (API 30-0025-51666) and Gold State 601H (API 30-0025-51667) wells. Franklin's proposed spacing unit in this case will also partially overlap the following Bone Spring spacing units: A 160-acre Bone Spring horizontal well spacing unit comprised of the N/2S/2 of Section 35 dedicated to Franklin Mountain's Butter Cup 35 State Com 2H well (API 30-05-40642); a 160-acre Bone Spring horizontal well spacing unit comprised of the S/2S/2 of Section 35 dedicated to Franklin Mountain's Butter Cup 35 State Com 1H well (API 30-05-40634); and a 164.13-acre Bone Spring horizontal well spacing unit comprised of the W/2W/2 of Section 2 dedicated to Franklin Mountain's Playa 2 State #002H (API 30-025-40549). Also to be considered will be the cost of drilling and completing said wells, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Franklin Mountain Energy 3, LLC as operator of the wells, and a 200% charge for risk involved in drilling said wells. Said area is located approximately 24 miles west of Hobbs, New Mexico.

CASE NO. 24355: Notice to all affected parties, as well as heirs and devisees of: EG3 Development, LLC; Allar Development, LLC; Marathon Oil Permian, LLC; TH McElvain Oil & Gas, LLLP; COG Operating, LLC; Concho Oil & Gas, LLC; ConocoPhillips Company; State of New Mexico; Good News Minerals, LLC; Post Oak Crown IV, LLC; Post Oak Mavros LLC; Sortida Resources, LLC; Oak Valley Mineral and Land, LP; Crown Oil Partners, LP; Collins & Jones Investments, LLC; MCT Energy Ltd.; H. Jason Wacker; David W. Cromwell; SHG Energy, LLC; Sitka Consulting, LLC; Ridge Runner Holdings, LLC; John Lawrence Thoma, Trustee of the Cornerstone Family Trust; CrownRock Minerals, L.P.; The Allar Company; EG3, Inc.; GMT New Mexico Royalty Company LLC; Nestegg Energy Corporation; Brazos, LP; MRC Permian Company; Matador Resources Company of the Application of Franklin Mountain Energy 3, LLC for compulsory pooling and, to the extent necessary, approval of an overlapping spacing unit, Lea County, New Mexico. The State of New Mexico through its Oil Conservation Division hereby gives notice that the Division will conduct a public hearing at 8:30 a.m. on **June 26, 2024** to consider this application. The hearing 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 virtual meeting platform. To participate in the electronic hearing, see the instructions posted on the docket for the hearing date: <https://www.emnrd.nm.gov/ocd/hearing-info/>. Applicant seeks an order from the Division pooling all uncommitted mineral interests within a 324.02-acre, more or less, Bone Spring horizontal spacing unit comprising the E/2W/2 of Section 35, Township 18 South, Range 34 East, and Lot 3, the SE/NW, and E/2SW of Section 2, Township 19 South, Range 34 East, N.M.P.M., Lea County, New Mexico. This spacing unit will be dedicated to the **Parallel State Com 302H and Parallel State Com 502H wells**, to be horizontally drilled from proposed surface hole locations in the NE/4NW/4 (Unit C) of Section 35 to proposed bottom hole locations in the SE/4SW/4 (Unit N) of Section 2, and the producing area for the wells is expected to be orthodox. Franklin also seeks, to the extent necessary, approval of an overlapping spacing unit. The spacing unit proposed in this application will partially overlap a proposed 280-acre more or less Bone Spring spacing unit comprising the E/2SW of Section 23, the E/2W/2 of Section 26, and the NE/NW of Section 35, Township 18 South, Range 34 East, N.M.P.M., Lea County, New Mexico, dedicated to Franklin's proposed Gold State Com 502 and 602H wells. The spacing unit proposed in this application will partially overlap existing Bone Spring spacing units as follows: A 160-acre Bone Spring horizontal well spacing unit comprised of the N/2S/2 of Section 35 dedicated to Franklin Mountain's Butter Cup 35 State Com 2H well (API 30-05-40642); a 160-acre Bone Spring horizontal well spacing unit comprised of the S/2S/2 of Section 35 dedicated to Franklin Mountain's Butter Cup 35 State Com 1H well (API 30-05-40634); and a 164.02-acre Bone Spring horizontal well spacing unit comprised of the E/2W/2 of Section 2 dedicated to Franklin Mountain's Playa 2 State #001H (API 30-025-40405). Also to be considered will be the cost of drilling and completing said wells, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Franklin Mountain Energy 3, LLC as operator of the wells, and a 200% charge for risk involved in drilling said wells. Said area is located approximately 24 miles west of Hobbs, New Mexico.

#0291107

Franklin Mountain Energy 3, LLC
Case Nos. 24352-24355
Exhibit D-4
(Page 302 of Original Exhibit Packet)