

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

**APPLICATION OF PERMIAN RESOURCES
OPERATING, LLC FOR COMPULSORY
POOLING AND APPROVAL OF
NON-STANDARD SPACING UNIT,
EDDY COUNTY, NEW MEXICO.**

CASE NO. _____

APPLICATION

Pursuant to NMSA 1978, Section 70-2-17, Permian Resources Operating, LLC (OGRID No. 372165) ("Permian Resources" or "Applicant") applies for an order pooling all uncommitted interests in the Bone Spring formation underlying a 1,608.69-acre, more or less, non-standard horizontal spacing unit comprised of the W/2 of Section 1, and all of Sections 2 and 3, Township 23 South, Range 26 East, Eddy County, New Mexico ("Unit"). In support of this application, Permian Resources states the following.

1. Applicant is a working interest owner in the Unit and has the right to drill wells thereon.
2. The Unit will be dedicated to the following wells ("Wells"):
 - a. **Donnie Brasco Fed Com 111H** and **Donnie Brasco Fed Com 121H**, which will be drilled from a first take point in the NW/4 NW/4 (Unit D) of Section 3 to a last take point in the NE/4 NW/4 (Unit C) of Section 1;
 - b. **Donnie Brasco Fed Com 122H** and **Donnie Brasco Fed Com 172H**, which will be drilled from a first take point in the SW/4 NW/4 (Unit E) of Section 3 to a last take point in the SE/4 NW/4 (Unit F) of Section 1;

- c. **Donnie Brasco Fed Com 123H** and **Donnie Brasco Fed Com 173H**, which will be drilled from a first take point in the NW/4 SW/4 (Unit L) of Section 3 to a last take point in the NE/4 SW/4 (Unit K) of Section 1; and
 - d. **Donnie Brasco Fed Com 124H** and **Donnie Brasco Fed Com 171H**, which will be drilled from a first take point in the SW/4 SW/4 (Unit M) of Section 3 to a last take point in the SE/4 SW/4 (Unit N) of Section 1.
- 3. The completed intervals of the Wells will be orthodox.
 - 4. Permian Resources requests approval of a non-standard horizontal spacing unit pursuant to Rule 19.15.16.15(B)(5) NMAC, which will create cost efficiencies, prevent waste, and protect correlative rights.
 - 5. Applicant has undertaken diligent, good-faith efforts to obtain voluntary agreements from all interest owners to participate in the drilling of the Wells but has been unable to obtain voluntary agreements from all interest owners.
 - 6. The pooling of uncommitted interests will avoid the drilling of unnecessary wells, prevent waste, and protect correlative rights.
 - 7. In order to allow Applicant to obtain its just and fair share of the oil and gas underlying the subject lands, all uncommitted interests in the Unit should be pooled and Applicant should be designated as the operator of the Wells and Unit.

WHEREFORE, Applicant requests that this application be set for hearing before an Examiner of the Oil Conservation Division on January 8, 2026, and, after notice and hearing as required by law, the Division enter an order:

- A. Pooling all uncommitted interests in the Unit;
- B. Approving the Wells in the Unit;

- C. Approving the non-standard horizontal spacing unit pursuant to Rule 19.15.16.15(B)(5) NMAC;
- D. Designating Applicant as operator of the Unit and the Wells to be drilled thereon;
- E. Authorizing Applicant to recover its costs of drilling, equipping and completing the Wells;
- F. Approving the actual operating charged and costs of supervision while drilling and after completion, together with a provision adjusting the rated pursuant to the COPAS accounting procedures; and
- G. Imposing a 200% penalty for the risk assumed by Applicant in drilling and completing the Wells against any working interest owner who does not voluntarily participate in the drilling of the Wells.

Respectfully submitted,

HARDY McLEAN LLC

/s/ Dana S. Hardy

Dana S. Hardy

Jaclyn M. McLean

Yarithza Peña

125 Lincoln Ave, Ste. 223

Santa Fe, NM 87501

Phone: (505) 230-4410

dhardy@hardymclean.com

jmclean@hardymclean.com

ypena@hardymclean.com

Counsel for Permian Resources Operating, LLC