

DATE IN 10/4/2016	SUSPENSE	ENGINEER MAM	LOGGED IN 10/4/2016	TYPE DHC	APP NO. Pymam 453162
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ABOVE THIS LINE FOR DIVISION USE ONLY

NEW MEXICO OIL CONSERVATION DIVISION
- Engineering Bureau -
1220 South St. Francis Drive, Santa Fe, NM 87505



ADMINISTRATIVE APPLICATION CHECKLIST

THIS CHECKLIST IS MANDATORY FOR ALL ADMINISTRATIVE APPLICATIONS FOR EXCEPTIONS TO DIVISION RULES AND REGULATIONS WHICH REQUIRE PROCESSING AT THE DIVISION LEVEL IN SANTA FE

Application Acronyms:

[NSL-Non-Standard Location] [NSP-Non-Standard Proration Unit] [SD-Simultaneous Dedication]
[DHC-Downhole Commingling] [CTB-Lease Commingling] [PLC-Pool/Lease Commingling]
[PC-Pool Commingling] [OLS - Off-Lease Storage] [OLM-Off-Lease Measurement]
[WFX-Waterflood Expansion] [PMX-Pressure Maintenance Expansion]
[SWD-Salt Water Disposal] [IPI-Injection Pressure Increase]
[EOR-Qualified Enhanced Oil Recovery Certification] [PPR-Positive Production Response]

- [1] **TYPE OF APPLICATION** - Check Those Which Apply for [A]
 [A] Location - Spacing Unit - Simultaneous Dedication
☐ NSL ☐ NSP ☐ SD
 Check One Only for [B] or [C]
 [B] Commingling - Storage - Measurement
☒ DHC ☐ CTB ☒ PLC ☐ PC ☐ OLS ☐ OLM
 [C] Injection - Disposal - Pressure Increase - Enhanced Oil Recovery
☐ WFX ☐ PMX ☐ SWD ☐ IPI ☐ EOR ☐ PPR
 [D] Other: Specify _____
- [2] **NOTIFICATION REQUIRED TO:** - Check Those Which Apply, or ☐ Does Not Apply.
 [A] ☒ Working, Royalty or Overriding Royalty Interest Owners
 [B] ☐ Offset Operators, Leaseholders or Surface Owner
 [C] ☒ Application is One Which Requires Published Legal Notice
 [D] ☐ Notification and/or Concurrent Approval by BLM or SLO
U.S. Bureau of Land Management - Commissioner of Public Lands, State Land Office
 [E] ☒ For all of the above, Proof of Notification or Publication is Attached, and/or,
 [F] ☐ Waivers are Attached

[3] **SUBMIT ACCURATE AND COMPLETE INFORMATION REQUIRED TO PROCESS THE TYPE OF APPLICATION INDICATED ABOVE.**

[4] **CERTIFICATION:** I hereby certify that the information submitted with this application for administrative approval is accurate and complete to the best of my knowledge. I also understand that no action will be taken on this application until the required information and notifications are submitted to the Division.

Note: Statement must be completed by an individual with managerial and/or supervisory capacity.

Shelly Doescher		Agent	10/06/2016
Print or Type Name	Signature	Title	Date
		shelly_doescher@yahoo.com	
		e-mail Address	

- DHC 4799
- Bueitburn operating 370080 well
- ENCONC 21 Res #1 30-025-43444 PRR
- Tubb Oil and Gas Coil 60240
- Drink And 19150
- WANDY AB 62700
- BLINCHRY Oil and Gas 6660

October 11, 2016

Mr. Michael McMillan
New Mexico Oil Conservation Division
Engineering Bureau
1220 S. St. Francis Drive
Santa Fe, New Mexico 87505

Re: Form C-107A: Application for Downhole Commingling
Breitburn Operating LP
Encore M 21 Fee No. 001
API No. (30-025-43444)
2130' FSL & 660' FWL
Section 21, T-22 South, R-37 East, NMPM
Lea County, New Mexico

Dear Mr. McMillan:

Attached is a C-107A application and attachments to downhole commingle the Blinebry Oil & Gas (Oil-6660), Drinkard (19190), Tubb Oil & Gas (Oil-60240), and Wantz-Abo (62700) Pools within Breitburn's Encore M 21 Fee No. 001.


Please reference DHC-4735-A issued 08/31/2015, for the Encore M State No. 18 (API 30-025-42392) and DHC 4781 issued 09/16/2015, for the Encore M State No. 19 (API 30-025-42779). Given the proximity of the Encore M 21 Fee No. 001 to the Encore M State Nos. 18 and 19, supporting data for these wells will be used to establish an allocation of 25% for each zone as indicated on the attached C-107A.

Please see attached document showing interest owners and certified mail receipt numbers, and the letter of notification. After concerted effort, not all interest owners could be located for notification by certified mail. Attached is the Affidavit of Publication for legal notice published in the Hobbs News Sun on October 6, 2016.

Approval of this application will afford Breitburn the opportunity to recover additional oil and gas reserves from the Blinebry Oil & Gas (Oil), Tubb Oil & Gas (Oil), Drinkard and Wantz;Abo Pools within the Encore M State No. 18 that may otherwise not be recovered, thereby preventing waste, and will not violate correlative rights.

If there should be any questions, please call me at 505-320-5682 or Charlotte Nash, Regulatory at 713-632-8730.

Sincerely,


Shelly Doescher
Agent
Breitburn Operating, LP

District I
1625 N. French Drive, Hobbs, NM 88240

District II
811 S. First St., Artesia, NM 88210

District III
1000 Rio Bravo Road, Aztec, NM 87410

District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy, Minerals and Natural Resources Department

Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, New Mexico 87505

Form C-107A
Revised August 1, 2011

APPLICATION TYPE
☒ Single Well
☐ Establish Pre-Approved Pools
☐ EXISTING WELLBORE
Yes ☒ No

APPLICATION FOR DOWNHOLE COMMINGLING

Breitbart Operating LP

1401 McKinney Street Houston, Texas 77002

Operator Address
Encore M 21 Fee 001 Unit L, Section 21, T-22 South, R-37 East LEA

Lease Well No. Unit Letter-Section-Township-Range County

OGRID No. 370080 Property Code API No. 30-025-43444 Lease Type: ☐ Federal ☐ State ☒ Fee

DATA ELEMENT	UPPER ZONE	INTERMEDIATE ZONE 1	INTERMEDIATE ZONE 2	LOWER ZONE
Pool Name	Blinchry Oil & Gas (Oil)	Tubb Oil & Gas (Oil)	Drinkard	Wantz-Abo
Pool Code	06660	60240	19190	62700
Top and Bottom of Pay Section (Perforated or Open-Hole Interval)	5465' - 6079'	6079' - 6230	6230' - 6650'	6650' - 7100'
Method of Production (Flowing or Artificial Lift)	Artificial Lift	Artificial Lift	Artificial Lift	Artificial Lift
Bottomhole Pressure (Note: Pressure data will not be required if the bottom perforation in the lower zone is within 150% of the depth of the top perforation in the upper zone)	Not Required	Not Required	Not Required	Not Required
Oil Gravity or Gas BTU (Degree API or Gas BTU)	38 Deg. API 1342 BTU	38 Deg. API 1342 BTU	38 Deg. API 1342 BTU	38 Deg. API 1342 BTU
Producing, Shut-In or New Zone	New Zone	New Zone	New Zone	New Zone
Date and Oil/Gas/Water Rates of Last Production. (Note: For new zones with no production history, applicant shall be required to attach production estimates and supporting data.)	Estimated: 5 BOPD 16 MCFGD 10 BWPD	Estimated: 5 BOPD 16 MCFGD 10 BWPD	Estimated: 5 BOPD 16 MCFGD 10 BWPD	Estimated: 5 BOPD 16 MCFGD 10 BWPD 10 BWPD
Fixed Allocation Percentage (Note: If allocation is based upon something other than current or past production, supporting data or explanation will be required.)	Oil Gas Water 25% 25% 25%	Oil Gas Water 25% 25% 25%	Oil Gas Water 25% 25% 25%	Oil Gas Water 25% 25% 25%

ADDITIONAL DATA

Are all working, royalty and overriding royalty interests identical in all commingled zones?
If not, have all working, royalty and overriding royalty interest owners been notified by certified mail?

Yes ☐ No ☒
Yes ☒ No ☐

Are all produced fluids from all commingled zones compatible with each other?

Yes ☒ No ☐

Will commingling decrease the value of production?

Yes ☐ No ☒

If this well is on, or commingled with, state or federal lands, has either the Commissioner of Public Lands or the United States Bureau of Land Management been notified in writing of this application?

Yes ☐ No ☐

NMOC Reference Case No. applicable to this well: DHC 4735A, DHC 4781

Attachments:

C-102 for each zone to be commingled showing its spacing unit and acreage dedication.
Production curve for each zone for at least one year. (If not available, attach explanation.)
For zones with no production history, estimated production rates and supporting data.
Data to support allocation method or formula.
Notification list of working, royalty and overriding royalty interests for uncommon interest cases.
Any additional statements, data or documents required to support commingling.

PRE-APPROVED POOLS

If application is to establish Pre-Approved Pools, the following additional information will be required:

List of other orders approving downhole commingling within the proposed Pre-Approved Pools
List of all operations within the proposed Pre-Approved Pools
Proof that all operators within the proposed Pre-Approved Pools were provided notice of this application.
Bottomhole pressure data.

I hereby certify that the information above is true and complete to the best of my knowledge and belief.

SIGNATURE Shelly Doescher TITLE: Agent DATE: October 5, 2016
TELEPHONE NO: (505) 320-5682 E-MAIL ADDRESS: shelly_doescher@yahoo.com

DISTRICT I
1625 N. French Dr., Hobbs, NM 88240
Phone: (575) 393-6161 Fax: (575) 393-0720
DISTRICT II
811 S. First St., Artesia, NM 88210
Phone: (575) 748-1283 Fax: (575) 748-9720
DISTRICT III
1000 Rio Grande Road, Aztec, NM 87410
Phone: (505) 334-6178 Fax: (505) 334-6170
DISTRICT IV
1220 S. St. Francis Dr., Santa Fe, NM 87505
Phone: (505) 476-3460 Fax: (505) 476-3462

State of New Mexico
Energy, Minerals & Natural Resources Department
OIL CONSERVATION DIVISION
1220 South St. Francis Dr.
Santa Fe, NM 87505

Form C-102
Revised August 1, 2011
Submit one copy to appropriate
District Office

☐ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

¹ API Number 30-025-43444	² Pool Code 62700	³ Pool Name Wantz;Abo
⁴ Property Code	⁵ Property Name Encore M 21 Fee	⁶ Well Number 001
⁷ OGRID No. 370080	⁸ Operator Name Breitburn Operating LP	⁹ Elevation 3364'

¹⁰Surface Location

UL or lot no.	Section	Township	Range	Lot 1/4	Feet from the	North/South line	Feet from the	East/West line	County
L	21	22 S	37 E		2130'	South	660'	West	Lea

¹¹Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot 1/4	Feet from the	North/South line	Feet from the	East/West line	County

¹² Dedicated Acres	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ Order No.

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.

<p>Encore M 21 Fee 001 Elev. 3364' NAD 83 NM East X = 899131.7 Y = 502444.0 Lat. = 32.375961 Long. = -103.174394</p>	<p>¹⁶</p>	<p>¹⁷OPERATOR CERTIFICATION I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.</p> <p><i>Shelly Doescher</i> 10/4/2016 Signature Date</p> <p>Shelly Doescher@yahoo.com Printed Name</p> <p>shelly doescher E-mail Address @yahoo.com</p>
	<p>¹⁸SURVEYOR CERTIFICATION I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</p> <p>09-21-2016 Date of Survey</p> <p>Signature and Seal of Professional Land Surveyor</p> <p><i>Michael L. Stanford</i> 10324 Certificate Number</p>	

DISTRICT I
1625 N. French Dr., Hobbs, NM 88240
Phone: (575) 393-6161 Fax: (575) 393-0720

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811 B. First St., Artesia, NM 88210
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☐ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

¹ API Number 30-025-43444		² Pool Code 6660	³ Pool Name Blinebry Oil and Gas (Oil)
⁴ Property Code	⁵ Property Name Encore M 21 Fee		⁶ Well Number 001
⁷ OGED No. 370080	⁸ Operator Name Breitburn Operating LP		⁹ Elevation 3364'

¹⁰Surface Location

UL or lot no.	Section	Township	Range	Lot Mn	Feet from the	North/South line	Feet from the	East/West line	County
L	21	22 S	37 E		2130'	South	660'	West	Lea

¹¹Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot Mn	Feet from the	North/South line	Feet from the	East/West line	County

¹² Dedicated Acres	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ Order No.

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.

<p>Encore M 21 Fee 001 Elev. 3364' NAD 83 NM East X = 899131.7 Y = 502444.0 Lot = 32.375961 Long = -103.174394</p> <p>LMPSU #104</p> <p>Encore M Fee Lease</p> <p>LMPSU 101, 102, 103, 105, 106</p>	<p>¹⁷OPERATOR CERTIFICATION I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.</p> <p><i>Shelly Doescher</i> 10/4/2016 Signature Date</p> <p>Shelly Doescher Printed Name</p> <p>shelly_doescher@yahoo.com E-mail Address</p>
	<p>¹⁸SURVEYOR CERTIFICATION I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</p> <p>09-21-2016 Date of Survey</p> <p><i>Michael L. Stanford</i> Signature and Seal of Professional Surveyor</p> <p>10324 Certificate Number</p>

4.3 Miles South of Eunice, New Mexico.

File No. A-11172

DISTRICT I
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Form C-102
Revised August 1, 2011
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☐ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number 30-025-43444		Pool Code 60240	Pool Name Tubb Oil and Gas (Oil)
Property Code	Property Name Encore M 21 Fee		Well Number 001
OGED No. 370080	Operator Name Breitburn Operating LP		Elevation 3364'

¹⁰Surface Location

UL or lot no.	Section	Township	Range	Lot 1/4	Feet from the	North/South line	Feet from the	East/West line	County
L	21	22 S	37 E		2130'	South	660'	West	Lea

¹¹Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot 1/4	Feet from the	North/South line	Feet from the	East/West line	County

¹² Dedicated Acres	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ Order No.

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.

<p>Encore M 21 Fee 001 Elev. 3364' NAD 83 NM East X = 899131.7' Y = 502444.0' Lat = 32.375961' Long = -103.174394'</p> <p>LMPSU #104</p> <p>Encore M Fee Lease</p> <p>LMPSU 101, 102, 103, 105, 106</p>	<p>¹⁷OPERATOR CERTIFICATION</p> <p>I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or released mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.</p> <p><i>Shelly Doescher</i> 10/4/2016 Signature Date</p> <p>Shelly Doescher Printed Name</p> <p>shelly.doescher@yahoo.com E-mail Address</p>
	<p>¹⁸SURVEYOR CERTIFICATION</p> <p>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</p> <p>09-21-2016 Date of Survey</p> <p><i>Michael L. Stanford</i> Signature and Seal of Professional Land Surveyor</p> <p>10324 Certificate Number</p>

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Santa Fe, NM 87505

Form C-102
Revised August 1, 2011
Submit one copy to appropriate
District Office

☐ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

¹ API Number 30-025-43444	² Pool Code 19190	³ Pool Name Drinkard
⁴ Property Code	⁵ Property Name Encore M 21 Fee	⁶ Well Number 001
⁷ OGRD No. 370080	⁸ Operator Name Breitburn Operating LP	⁹ Elevation 3364'

¹⁰Surface Location

UL or lot no.	Section	Township	Range	Lot Mn	Feet from the	North/South line	Feet from the	East/West line	County
L	21	22 S	37 E		2130'	South	660'	West	Lea

¹¹Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot Mn	Feet from the	North/South line	Feet from the	East/West line	County

¹² Dedicated Acres	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ Order No.

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.

	<p>16</p> <p>¹⁷OPERATOR CERTIFICATION</p> <p>I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.</p> <p>Signature: <i>Shelly Doescher</i> Date: 10/4/2016</p> <p>Printed Name: Shelly Doescher</p> <p>E-mail Address: shelly.doescher@yahoo.com</p>
	<p>¹⁸SURVEYOR CERTIFICATION</p> <p>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</p> <p>Date of Survey: 09-21-2016</p> <p>Signature and Seal of Professional Land Surveyor: <i>Michael L. Stanford</i></p> <p>10324</p> <p>Certificate Number: 10324</p>

October 6, 2016

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

To Working, Royalty and Overriding Royalty Interest Owners

Re: Form C-107A (Application To Downhole Commingle)
Encore M 21 Fee No.001 (API No. 30-025-43444)
2130' FSL and 660' FWL (UL L)
Section 21, T-22 South, R-37 East, NMPM
Lea County, New Mexico

Ladies and Gentlemen:

Attached is a Division Form C-107A that is being filed with the New Mexico Oil Conservation Division ("Division") to request approval to downhole commingle the Blinebry Oil and Gas (Oil), Tubb Oil and Gas (Oil), Drinkard and Wantz;Abo Pools within the Encore M 21 Fee Well No. 001, as described above.


Breitburn Operating LP is proposing to downhole commingle the four pools in order to efficiently produce the oil and gas reserves from this well.

Due to diverse ownership within this well, Breitburn is required by Division rules to provide notice of the proposed commingle to all working, royalty and overriding royalty interest owners.

No action is required on your part. However, any objection to the proposed downhole commingling must be filed in writing at the Division's Santa Fe Office within 20 days from the date this notice was sent to you. If no objection is received within twenty days after the filing of this application and proof of notice with the Division, the application may be approved.

If you have any questions, please contact Ms. Shelly Doescher, Agent for Breitburn Operating LP, at (505) 320-5682, or Ms. Charlotte Nash at (713) 632-8730.

Thank you,



Shelly Doescher
Agent-Breitburn Operating LP
1401 McKinney Street
Houston, Texas 77010

Date Mailed	Document Mailed	Well Name	Method of Mailing	Return Receipt Number	Interest Owner Name	Representative (if necessary)	Address	City	State	Zip Code
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0483	New Mexico State Land Office		PO Box 1448	Santa Fe	NM	87504
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0499	Enron Oilfield Corporation & NTO Energy, Inc.	Attn: Mr. Keith Sawyer	810 Houston Street	Fort Worth	TX	76102-6299
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0506	Estate of George Lebon Knight	c/o Judith W. Sechrist	4302 53rd Street	Lubbock	TX	79414
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0513	Hugh Corrigall, III	c/o Elaine Berningfield	8117 Preston Road, Suite 010	Dallas	TX	75223
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0520	Pac Corrigan Family Limited Partnership		7150 20th Street, Suite E	Vero Beach	FL	32966
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0537	JP Morgan Chase Bank, N.A.	c/o First City National Bank of Midland, N.A., Trustee	500 West Wall Street	Midland	TX	79701
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0544	John M. Mosser Company		PO Box 2501	Hobbs	NM	88240
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0551	Estate of Lucy P. Oulings		240 Modern Valley Road	Colorado Springs	CO	80915-2705
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0568	Yagor Resources, a Partnership		PO Box 990	Midland	TX	79702-0590
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0575	Sevensons Venture Capital, Ltd		214 West Texas Avenue, Suite 200	Midland	TX	79701-4630
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0582	Patsy Hinchey Family Partnership		PO Box 3412	Midland	TX	79702-3412
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0599	Dorchester Minerals, L.P.		3838 Oak Lawn Avenue, Suite 300	Dallas	TX	75229-4541
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0605	Carson Properties, LLC		1500 Broadway, Suite 1212	Lubbock	TX	79401-3107
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0612	J. M. Williams, Trustee of the J. M. Williams Trust created October 23, 1992		1500 Broadway, Suite 1212	Lubbock	TX	79401-3107
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0629	The Glen-Sin Burdick Foundation	c/o Farmers National Company	3150 South Yale Avenue, Suite 400	Tulsa	OK	74125
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0636	Agreement dated January 28, 1982		1919 Worth Turner Street	Hobbs	NM	88240
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0643	Holmes, Ltd.		PO Box 1742	Midland	TX	79702-1742
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0650	Farmway Oil and Gas Company		PO Box 843	Spokane	WA	09871-0843
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0667	Dodge Jones Foundation		PO Box 176	Abilene	TX	79604
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0674	BBB Outback Production, LLC		6233 Augusta National Drive	Austin	TX	78746-6108
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0681	Dewert Holdings, LLC		2536 Alamo Avenue	Fort Collins	CO	80525
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0698	Erica Laughlin, Trustee of the Erica Laughlin Revocable Trust, WD 109	c/o Frost Bank - Mineral Asset Management	PO Box 1600	San Antonio	TX	78206
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0704	Paul G. Phillips, Trustee of the Paul and Betty Phillips Trust Dated 12/2/86, As Amended	c/o Frost Bank - Mineral Asset Management	PO Box 1600	San Antonio	TX	78206
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0711	Marjorie King Phillips, Trustee of the Phillips Family Trust U/A dated October 7, 1980, as amended (a/k/a JWP-MKP Trust U/A dated October 7, 1980, as amended)		6230 Alameda Drive	San Diego	CA	92115-2523
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0728	RAM Foundation		PO Box 1059	Alhambra	CA	94026
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0735	The Farnham Foundation		PO Box 13639	Arlington	TX	76017
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0824	James Ernest Algett, Jr.		PO Box 2624	Midland	TX	79702-2624
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 0831	Mary Susan Algett and Arch Rowan Algett, Trustees of the Mary Susan Algett Trust	c/o Frost Bank - Mineral Asset Management	215 Burr Road	Terrell Hills	TX	78209
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 1868	Archie Rowan Algett		PO Box 1600	San Antonio	TX	78206
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 1865	Archie Rowan Algett		71 Gramburg Circle	San Antonio	TX	78218
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4139	Marvins, LLP		PO Box 136	Abilene	TX	79604-0136
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4144	Rowan Algett Group, LP	c/o Frost Bank - Mineral Asset Management	PO Box 176	San Antonio	TX	78206
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4153	Red Wing Oil, LLC	Attn: Donald Michael Phillips, Manager	PO Box 30277	Winston Salem	NC	27130
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4930	Rebecka, LLC	Attn: Rebecka Chabot Phillips, Manager	PO Box 4038	Santa Fe	NM	87502
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4160	Crut Trust		PO Box 4539	Sedona	AZ	86340-4539
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4177	Loth E. Stewart and Judith R. Cruz, Co-Trustees of the Barbara Stewart Trust		PO Box 4539	Sedona	AZ	86340-4539
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4184	Judith R. Cruz, Trustee of the Virginia M. Phillips Trust dated November 11, 1985 and restated September 13, 1989		PO Box 4539	Sedona	AZ	86340-4539
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4191	RSP Properties, Ltd.		700 Racquet Club Drive	Midland	TX	79705
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4207	Julia Jones Matthews, Trustee of the Julia Jones Matthews Living Trust	Heidi S. Buckner, Agent & Attorney-in-Fact	PO Box 176	Abilene	TX	79604
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4214	Lynne W. Phillips, Trustee of the Lynne W. Phillips Trust dated May 11, 1991		2 Vintage Court	Petaluma	CA	94954
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4221	Diane Woodward Frost, Trustee of the Diane Woodward-Frost Revocable Living Trust dated December 16, 1998		7441 South Western Avenue	Tulsa	OK	74136
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4238	Gil Beaumont Phillips and Jeffrey Scott Murray, Trustees of the Phillips - Murray Revocable Trust dated August 20, 1999		PO Box 24827	New Orleans	LA	70184
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4245	John A. Matthews, Jr.		148 Sanford Lane	Abilene	TX	79602-1431
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4252	Kelcie Frances Rowan		3760 Olympia Drive	Houston	TX	77019-3030
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4269	Frost Bank Successor Trustee under the Archibald H. Rowan Revocable Trust Agreement dated December 4, 2002	c/o Frost Bank - Mineral Asset Management	PO Box 1600	San Antonio	TX	78206
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4276	Frost Bank Successor Trustee under the Sydney Rowan Revocable Trust Agreement dated August 1, 2002	c/o Frost Bank - Mineral Asset Management	PO Box 1600	San Antonio	TX	78206
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4283	Frost Bank Successor Trustee of the John A. Matthews, Jr. Trust under the Will of A. H. Rowan	c/o Frost Bank - Mineral Asset Management	PO Box 1600	San Antonio	TX	78206
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4290	Frost Bank Successor Trustee of the Sydney Rowan Trust under the Will of A. H. Rowan	c/o Frost Bank - Mineral Asset Management	PO Box 1600	San Antonio	TX	78206
10/6/2016	Notice & Request for Downhole Correling	Encore M 21 Fee 001	Certified Mail	7009 2820 0003 8613 4306	David French, Jr.	c/o Frost Bank - Mineral Asset Management	PO Box 1600	San Antonio	TX	78206

Affidavit of Publication

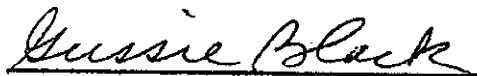
STATE OF NEW MEXICO
COUNTY OF LEA

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

Beginning with the issue dated
October 06, 2016
and ending with the issue dated
October 06, 2016.


Publisher

Sworn and subscribed to before me this
6th day of October 2016.


Business Manager

My commission expires

January 29, 2019

(Seal)



OFFICIAL SEAL
GUSSIE BLACK
Notary Public
State of New Mexico

My Commission Expires 1-29-19

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

LEGAL NOTICE

October 6, 2016

Breitburn Operating, L.P.
1401 McKinney Street
Suite 2400, Houston, Texas
77010 is filing a Form O-
107-A with the New Mexico
Oil Conservation Division
("Division") to request
approval to downhole
commingle the Binady Gas
and Oil (Oil), Tubo Gas and
Oil (Oil), Drinkard and
Wantz Abo Pools within the
Encore M-21 Fee No. 001
(API No. 30-025-4344) to
be drilled 2130' from the
South Line and 850' from the
West Line (UL-1) of Section
21, Township 22 South,
Range 37 East, NMRM, Lea
County (4.3 miles South of
Eunice, New Mexico).

Breitburn is proposing to
downhole commingle the
four pools in order to
efficiently produce the oil
and gas reserves from this
well.

Interest Owners must file
any objection to the
proposed downhole
commingle with the New
Mexico Oil Conservation
Division, 1220 S. St. Francis
Drive, Santa Fe, New
Mexico 87505 within 20 days
of the date of this
publication.

Contact information for
Breitburn Operating, L.P. is
Charlotte Nash, Regulatory,
1401 McKinney, Suite 2400,
Houston, TX 77010
(713) 692-8780.
#31273

67113948

00182217

CHARLOTTE NASH
BREITBURN OPERATING LP
1401 MCKINNEY, STE 2400
HOUSTON, TX 77010

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

David Martin
Cabinet Secretary

Brett F. Woods, Ph.D.
Deputy Cabinet Secretary

David R. Catanach, Division Director
Oil Conservation Division



Administrative Order DHC-4781
Order Date: September 16, 2015
Application Reference Number: pMAM1525949441

Breitbart Operating LP
1401 McKinney Street, Suite 2400
Houston, Tx. 77010

Attention: Ms. Shelly Doescher

Encore M State Well No. 19
API No. 30-025-42779
Unit I, Section 20, Township 22 South, Range 37 East NMPM
Lea County, New Mexico

Pool	BLINEBRY OIL AND GAS (OIL)	Oil (6660)
Names:	DRINKARD	Oil (19190)
	WANTZ; ABO	Oil (62700)
	TUBB OIL AND GAS (OIL)	Oil (60240)

Reference is made to your recent application for an exception to Division Rule 19.15.12.9A. NMAC of the Division Rules and Regulations to permit the above-described well to commingle production from the subject pools in the wellbore.

It appears that the subject well qualifies for approval for such exception pursuant to the provisions of Division Rule 19.15.12.11A. NMAC, and since reservoir damage or waste will not result from such downhole commingling, and correlative rights will not be violated thereby, you are hereby authorized to commingle the production as described above and any Division Order which authorized the dual completion or otherwise required separation of the zones is hereby placed in abeyance.

In accordance with Division Rule 19.15.12.11A.(6) NMAC, the production attributed to any commingled pool within the well shall not exceed the allowable applicable to that pool.

As per the application, the assignment of allowable and allocation of oil production from the subject well shall be based on the analysis of the historical production from surrounding wells in the same pools.

Assignment of allowable and allocation of production from the well shall be as follows:


BLINEBRY OIL AND GAS (OIL) POOL	Pct. Oil: 25	Pct. Gas: 25
TUBB OIL AND GAS (OIL) POOL	Pct. Oil: 25	Pct. Gas: 25
DRINKARD POOL	Pct. Oil: 25	Pct. Gas: 25
WANTZ; ABO POOL	Pct. Oil: 25	Pct. Gas: 25

It is also understood that notice of this application, pursuant to Division Rule 19.15.4.12A.(6), is not required since the interest ownership between the zones to be commingled is common throughout.

REMARKS: The operator shall notify the Division's District I office upon implementation of commingling operations.

This Order is subject to like approval from the New Mexico State Land Office.

Pursuant to Division Rule 19.15.12.11B. NMAC, the commingling authority granted herein may be rescinded by the Division Director if conservation is not being best served by such commingling.


David R. Catanach
Director

DRC/mam

cc: New Mexico Oil Conservation Division – Hobbs
New Mexico State Land Office – Oil, Gas, and Minerals



October 24, 2016

SENT VIA EMAIL

Mr. Michael McMillan
Oil Conservation Division
New Mexico Department of Energy,
Minerals and Natural Resources
1220 South Saint Francis Drive
Santa Fe, New Mexico 87505

Re: Application to Downhole Commingle
Encore M 21 Fee Lease No. 001
API No. 30-025-43444
Section 21, T22S, R37E (UL L)
Lea County, New Mexico

Dear Mr. McMillan,

This letter is to clarify ownership in the Encore M 21 Fee Lease and should be included in the application for the above downhole commingle.

The ownership is consistent and identical in the Encore M 21 Fee Lease for all of the pools (zones) to be downhole commingled: Blinebry Oil and Gas (Oil) (6660); Tubb Oil and Gas (Oil) (60240); Drinkard (19190); Wantz;Abo (62700) and Devonian (WC-025 G04 S2237201).

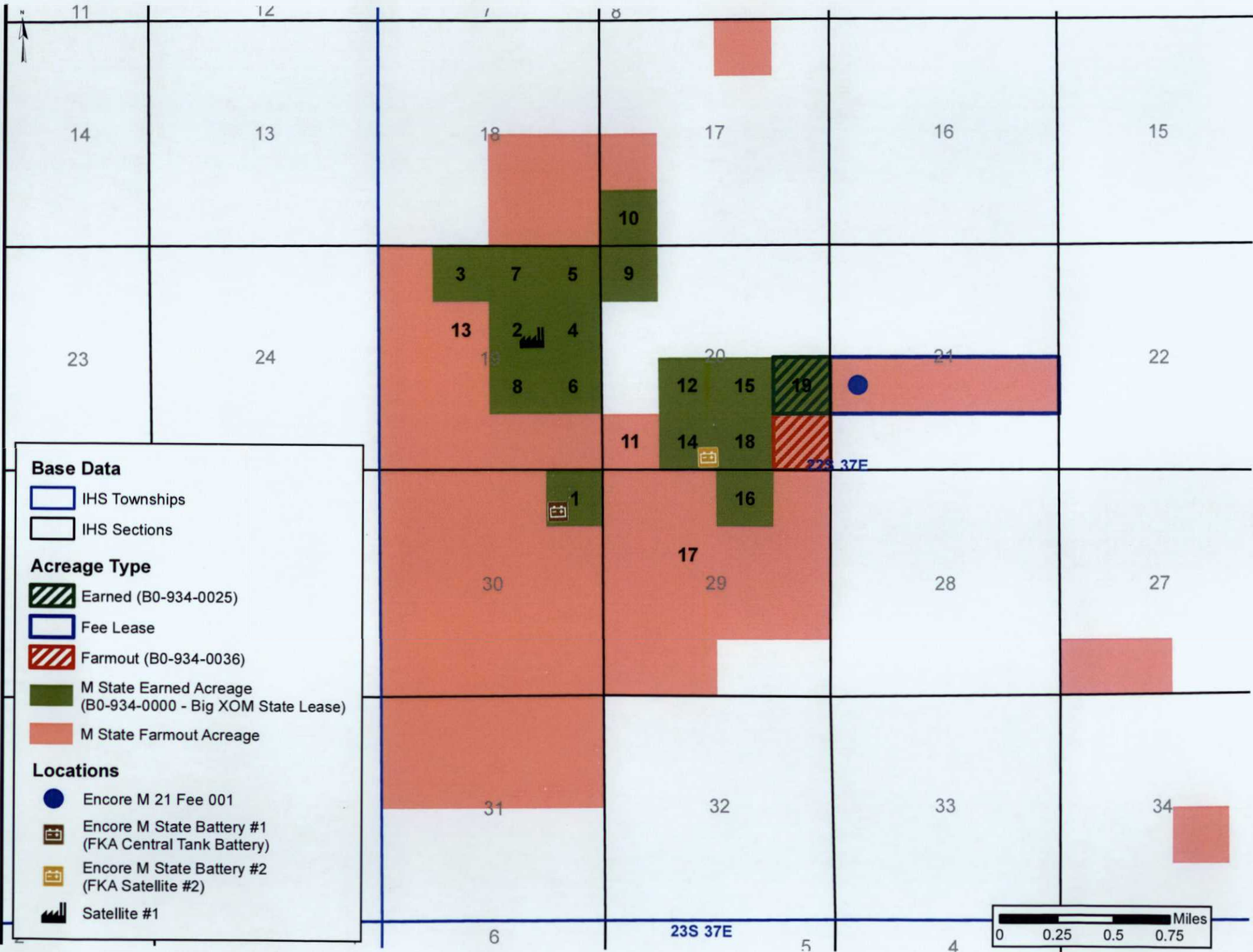
Please contact me at 713-632-8741 or jaclyn.martin@breitburn.com if you have any questions or if you'd like any additional information. Thank you for your assistance in this matter.

Warm Regards,

Jaclyn Martin, RPL
Advanced Landman
Breitburn Management Company, LLC
1401 McKinney Street, Suite 2400
Houston, Texas 77010

Breitburn Management Company, LLC
Providing management to Breitburn Operating LP and Breitburn Energy Partners LP

1401 McKinney Street Suite 2400 Houston, TX 77010 (713) 437-8000 Direct (713) 632-8741 Fax (713) 236-2724



State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

David Martin
Cabinet Secretary

Brett F. Woods, Ph.D.
Deputy Cabinet Secretary

David R. Catanach, Division Director
Oil Conservation Division



Administrative Order DHC-4735-A

Order Date: August 31, 2015

Application Reference Number: pMAM1524347951

Breithurn Operating LP
1401 McKinney Street, Suite 2400
Houston, Tx. 77010

Attention: Ms. Shelly Doescher

Encore M State Well No. 18
API No. 30-025-42392
Unit O, Section 20, Township 22 South, Range 37 East NMPM
Lea County, New Mexico

Pool	BLINEBRY OIL AND GAS (OIL)	Oil (6660)
Names:	DRINKARD	Oil (19190)
	WANTZ; ABO	Oil (62700)
	TUBB OIL AND GAS (OIL)	Oil (60240)

Reference is made to your recent application for an exception to Division Rule 19.15.12.9A. NMAC of the Division Rules and Regulations to permit the above-described well to commingle production from the subject pools in the wellbore.

It appears that the subject well qualifies for approval for such exception pursuant to the provisions of Division Rule 19.15.12.11A. NMAC, and since reservoir damage or waste will not result from such downhole commingling, and correlative rights will not be violated thereby, you are hereby authorized to commingle the production as described above and any Division Order which authorized the dual completion or otherwise required separation of the zones is hereby placed in abeyance.

In accordance with Division Rule 19.15.12.11A.(6) NMAC, the production attributed to any commingled pool within the well shall not exceed the allowable applicable to that pool.

As per the application, the assignment of allowable and allocation of oil production from the subject well shall be based on the analysis of the historical production from surrounding wells in the same pools.

Assignment of allowable and allocation of production from the well shall be as follows:

BLINEBRY OIL AND GAS (OIL) POOL	Pct. Oil: 25	Pct. Gas: 25
TUBB OIL AND GAS (OIL) POOL	Pct. Oil: 25	Pct. Gas: 25
DRINKARD POOL	Pct. Oil: 25	Pct. Gas: 25
WANTZ; ABO POOL	Pct. Oil: 25	Pct. Gas: 25

It is also understood that notice of this application, pursuant to Division Rule 19.15.4.12A.(6), is not required since the interest ownership between the zones to be commingled is common throughout.

REMARKS: The operator shall notify the Division's District I office upon implementation of commingling operations.

This Order supersedes Division Order DHC-4735, issued on February 20, 2015

This Order is subject to like approval from the New Mexico State Land Office.

Pursuant to Division Rule 19.15.12.11B. NMAC, the commingling authority granted herein may be rescinded by the Division Director if conservation is not being best served by such commingling.



David R. Catanach
Director

DRC/mam

cc: New Mexico Oil Conservation Division – Hobbs
New Mexico State Land Office – Oil, Gas, and Minerals