

AUG 20 2019 PM03:44

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

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

APPLICATION OF MARATHON OIL PERMIAN
LLC FOR COMPULSORY POOLING, EDDY COUNTY,
NEW MEXICO.

Case No. 20165

APPLICATION OF MARATHON OIL PERMIAN
LLC FOR COMPULSORY POOLING, EDDY COUNTY,
NEW MEXICO

Case No. 20170

APPLICATION OF RIDGE RUNNER RESOURCES
OPERATING, LLC FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO

Case No. 20105

APPLICATION OF RIDGE RUNNER RESOURCES
OPERATING, LLC FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO

Case No. 20106

APPLICATION OF RIDGE RUNNER RESOURCES
OPERATING, LLC FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO

Case No. 20107

APPLICATION OF RIDGE RUNNER RESOURCES
OPERATING, LLC FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO

Case No. 20717

APPLICATION OF RIDGE RUNNER RESOURCES
OPERATING, LLC FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO

Case No. 20718

NOTICE OF INTERVENTION OF FORAN OIL COMPANY

Foran Oil Company ("FOC") seeks to intervene in the hearing of these consolidated cases in accordance with the Division's Rules, including 19.15.4.11 NMAC. The information required by the rules and in support of FOC's intervention are set forth below.

INTERVENOR'S NAME

Foran Oil Company
5400 Lyndon B. Johnson Fwy, Suite 1500
Dallas, Texas 75240

NATURE OF INTERVENOR'S INTEREST

1. FOC has a claim to title of the leasehold interest in 320 net acres comprising the W/2 of Section 35, Township 22 South, Range 28 East, NMPM, Eddy County, New Mexico (the "W/2 Section 35 Acreage"). FOC's claimed interest in the W/2 Section 35 Acreage is derived from, among other terms, a Preferential Right of Purchase held by FOC as part of a Farmout Agreement of which FOC is the owner.

2. In addition to its claim to title in the leasehold interest of the W/2 Section 35 Acreage, FOC also has an overriding royalty interest in the W/2 of Section 35.

3. In Case No. 20165, Marathon Oil Permian LLC ("Marathon") seeks to pool the Wolfcamp formation underlying all of Sections 34 and 35, Township 22 South, Range 28 East, NMPM.

3. In Case No. 20105, Ridge Runner Resources Operating, LLC ("Ridge Runner") seeks to pool the Wolfcamp formation underlying all of the W/2 of Section 35, Township 22 South, Range 28 East and the W/2 of Section 2, Township 23 South, Range 28 East, NMPM.

4. In Case No. 20718, Ridge Runner seeks to pool the Bone Spring formation underlying all of the W/2 of Section 35, Township 22 South, Range 28 East and the W/2 of Section 2, Township 23 South, Range 28 East, NMPM.

5. Accordingly, FOC has both an overriding royalty interest and claim to title of 320 net acres of leasehold interest in each of Case Nos. 20105, 20718, 20165.

6. FOC should have been entitled to receive notice of this proceeding due to its entitlement as a claimed working interest owner in the area sought to be pooled and as an overriding royalty interest holder.

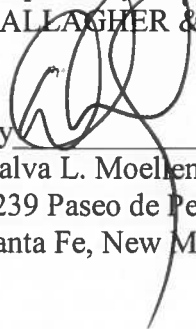
7. As a party with standing with respect to these case's subject matter, FOC seeks to intervene in accordance with 19.15.4.11 NMAC. This Notice of Intervention is timely as it is filed at least five business days in advance of the scheduled hearing on August 27, 2019, or one day before a Pre-Hearing Statement is due under 19.15.4.13.B NMAC.

RELIEF REQUESTED

WHEREFORE, FOC requests that the Division enter orders:

- A. Granting FOC intervention in this consolidated proceeding.

Respectfully Submitted,
GALLAGHER & KENNEDY, P.A

By 

Dalva L. Moellenberg
1239 Paseo de Peralta
Santa Fe, New Mexico 87501

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading, was served electronically upon the following counsel on this 20th day of August, 2019.

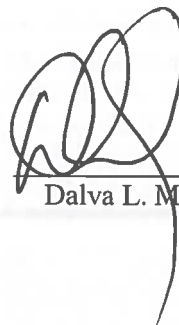
James Bruce
James Garrett Bruce Attorney at Law
P.O. Box 1056
Santa Fe, NM 87504
505-982-2043
jamesbruc@aol.com

Kelly Hart & Hallman LLC
Robert C. Grable
201 Main Street, Suite 2500
Fort Worth, TX 76102
Bob.grable@kellyhart.com

Earl DeBrine, Jr.
Deanna Bennett
505-983-6043 (fax)
Modrall, Sperling, Roehl,
Harris & Sisk, P.A.
P.O. Box 2168
Albuquerque, NM 87103-2168
505-848-1800
505-848-1891 (fax)
edebrine@modrall.com
Deanna.bennet@modrall.com

Michael H. Feldewert
Adam G. Rankin
P.O. Box 2168
Santa Fe, NM 87504
505-988-4421
mfelderwert@holland.com
agrarkin@hollandhart.com

Gary Larson
Hinkle Shanor LLO
P.O. Box 2068
Santa Fe, NM 87504
505-982-4554
glarson@hinklelawfirm.com



Dalva L. Moellenberg