



Devon Energy Corporation  
333 West Sheridan Avenue  
Oklahoma City, OK 73102-5010  
Phone (405) 228-4800

July 27, 2021

Dean McClure  
Petroleum Specialist  
New Mexico Energy, Minerals and Natural Resources Department  
1220 South St. Francis Drive Santa Fe, New Mexico 87505  
(505) 476-3471

**Re: Central Tank Battery: Broadside 12 Facility 1**  
**Sec.-T-R: 12-24S-33E**  
**Wells: Broadside 13 W Fed Com 1H**  
**Agreements: Pending CAs Attached**  
**Lease: NMLC 063798**  
**Pool: WC-025 G-09 S243310P; UPPER WOLFCAMP**  
**County: Lea Co., New Mexico**

Dear Mr. McClure:

Please find attached the commingle application for the Central Tank Battery of the aforementioned wells. This application is necessary due to off lease measurement.

The working interest owners have been notified.

A copy of the submitted Bureau of Land Management application is attached.

Subsequently drilled wells that produce from the subject pools within the project areas approved by this order may be added to this commingling authority by submittal of a Sundry Notice to the Engineering Bureau in Santa Fe.

Should you have any questions or need further assistance, please do not hesitate to contact me at (405) 228-8429.

Sincerely,

A handwritten signature in blue ink that reads "Rebecca Deal".

Rebecca Deal  
Regulatory Compliance Professional

**Enclosures**

|           |           |       |         |
|-----------|-----------|-------|---------|
| RECEIVED: | REVIEWER: | TYPE: | APP NO: |
|-----------|-----------|-------|---------|

ABOVE THIS TABLE FOR OCD DIVISION USE ONLY

**NEW MEXICO OIL CONSERVATION DIVISION**  
 - Geological & 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

**Applicant:** Devon Energy Production Co., LP **OGRID Number:** 6137  
**Well Name:** Broadside 13 W Fed Com 1H **API:** 30-025-46517  
**Pool:** WC-025 G-09 S243310P; UPPER WOLFCAMP **Code:** 98135

**SUBMIT ACCURATE AND COMPLETE INFORMATION REQUIRED TO PROCESS THE TYPE OF APPLICATION INDICATED BELOW**

- 1) **TYPE OF APPLICATION:** Check those which apply for [A]  
 A. Location - Spacing Unit - Simultaneous Dedication  
 NSL       NSP (PROJECT AREA)       NSP (PRORATION UNIT)       SD
- B. Check one only for [ I ] or [ II ]  
 [ I ] Commingling - Storage - Measurement  
 DHC     CTB     PLC     PC     OLS     OLM  
 [ II ] Injection - Disposal - Pressure Increase - Enhanced Oil Recovery  
 WFX     PMX     SWD     IPI     EOR     PPR

- 2) **NOTIFICATION REQUIRED TO:** Check those which apply.  
 A.  Offset operators or lease holders  
 B.  **Royalty, overriding royalty owners, revenue owners**  
 C.  Application requires published notice  
 D.  Notification and/or concurrent approval by SLO  
 E.  **Notification and/or concurrent approval by BLM**  
 F.  Surface owner  
 G.  For all of the above, proof of notification or publication is attached, and/or,  
 H.  No notice required

| <b>FOR OCD ONLY</b>      |                              |
|--------------------------|------------------------------|
| <input type="checkbox"/> | Notice Complete              |
| <input type="checkbox"/> | Application Content Complete |

3) **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.**

**Rebecca Deal**  
 \_\_\_\_\_  
 Print or Type  
 Name  
  
 \_\_\_\_\_  
 Signature

**6/29/2021**  
 \_\_\_\_\_  
 405-228-8429  
 \_\_\_\_\_  
 Phone Number  
**Rebecca.deal@dv.com**  
 \_\_\_\_\_  
 e-mail Address

District I
1625 N. French Drive, Hobbs, NM 88240
District II
811 S. First St., Artesia, NM 88210
District III
1000 Rio Brazos 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

Form C-107-B
Revised August 1, 2011

OIL CONSERVATION DIVISION
1220 S. St Francis Drive
Santa Fe, New Mexico 87505

Submit the original
application to the Santa Fe
office with one copy to the
appropriate District Office.

APPLICATION FOR SURFACE COMMINGLING (DIVERSE OWNERSHIP)

OPERATOR NAME: Devon Energy Production Co., LP
OPERATOR ADDRESS: 333 W Sheridan Avenue, Oklahoma City, OK 73102
APPLICATION TYPE:

Pool Commingling Lease Commingling Pool and Lease Commingling Off-Lease Storage and Measurement (Only if not Surface Commingled)

LEASE TYPE: Fee State Federal

Is this an Amendment to existing Order? Yes No If "Yes", please include the appropriate Order No.
Have the Bureau of Land Management (BLM) and State Land office (SLO) been notified in writing of the proposed commingling
Yes No

(A) POOL COMMINGLING
Please attach sheets with the following information

Table with 5 columns: (1) Pool Names and Codes, Gravities / BTU of Non-Commingled Production, Calculated Gravities / BTU of Commingled Production, Calculated Value of Commingled Production, Volumes

- (2) Are any wells producing at top allowables? Yes No
(3) Has all interest owners been notified by certified mail of the proposed commingling? Yes No.
(4) Measurement type: Metering Other (Specify)
(5) Will commingling decrease the value of production? Yes No If "yes", describe why commingling should be approved

(B) LEASE COMMINGLING
Please attach sheets with the following information

- (1) Pool Name and Code.
(2) Is all production from same source of supply? Yes No
(3) Has all interest owners been notified by certified mail of the proposed commingling? Yes No
(4) Measurement type: Metering Other (Specify)

(C) POOL and LEASE COMMINGLING
Please attach sheets with the following information

- (1) Complete Sections A and E.

(D) OFF-LEASE STORAGE and MEASUREMENT
Please attached sheets with the following information

- (1) Is all production from same source of supply? Yes No
(2) Include proof of notice to all interest owners.

(E) ADDITIONAL INFORMATION (for all application types)
Please attach sheets with the following information

- (1) A schematic diagram of facility, including legal location.
(2) A plat with lease boundaries showing all well and facility locations. Include lease numbers if Federal or State lands are involved.
(3) Lease Names, Lease and Well Numbers, and API Numbers.

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

SIGNATURE: Rebecca Deal TITLE: Regulatory Analyst DATE: 7/21/2021
TYPE OR PRINT NAME: Rebecca Deal TELEPHONE NO.: 405-228-8429
E-MAIL ADDRESS: Rebecca.deal@dvn.com

**APPLICATION FOR CENTRAL TANK BATTERY\OFF LEASE MEASUREMENT, SALES, & STORAGE**

43 CFR § 3173.23 - Applying for off-lease measurement.

Proposal for Broadside 12 Facility 1

Devon Energy Production Company, LP is requesting approval for off-lease measurement for the following well:

NMLC 063798 (12.5%), Fee Leases,& proposed CA

| Well Name                 | STR           | API          | Pool  | Pool Name                            |
|---------------------------|---------------|--------------|-------|--------------------------------------|
| Broadside 13 W Fed Com 1H | S12 - 24S 33E | 30-025-46517 | 98135 | WC-025 G-09 S243310P; UPPER WOLFCAMP |

**CA:**

Attached is the proposed federal CA allocation method for leases in each CA.

The lands covered by this agreement are described as E/2 of the W/2 of Sec. 13-24S-33E, Lea Co, New Mexico, containing 160.00 acres, and shall include only the Wolfcamp Formation underlying said lands and the oil and gas hereafter referred to as "communitized substances," producible from such formation(s).

**Oil & Gas metering:**

The Broadside 13 W Fed Com 1H battery is in SW/4 SE/4 & SE/4, S12, T24S, R33E in Lea County, New Mexico.

This well flows to its own 3-Phase Separator where the full well stream is separated into independent gas, oil, and water streams.

3-Phase gas flows through a 2-Phase separator for gas conditioning. Then, the gas stream flows to an independent and designated orifice meter for rate allocation. After that, the conditioned gas stream flows through an orifice meter(s) for Federal Measurement Point/Sales/Royalty Payment. The Federal Measurement Point for this battery is off lease on the west side of the pad. The off-lease orifice meter is being used because it records the total sales volumes for the battery.

3-Phase oil flows flows into a Heater Treater. The oil then flows into one of the oil tanks for storage. The stored oil is measured by tank strapping and trucked for Federal Measurement Point/Sales/Royalty Payment.

Flash gas from oil conditioning is recovered using compression (VRU).

3-Phase water flows through an independent and designated magnetic meter for rate allocation. The water then flows into a manifold where it is combined with water from the Heater Treater. The water stream then flows into the Gun Barrel(s) for further conditioning and then into one of the water tanks for storage.

The tank battery has four oil tanks and three water tanks that all wells utilize. All wells have one common gas delivery point(s) on location and one common oil delivery point on or directly adjacent to location.

Secondary recovery will utilize recycled or buyback gas for gas lift. The gas is compressed and flows through and individual orifice meter to each wellhead.

| Well Name | Individual Meters |                |                  |
|-----------|-------------------|----------------|------------------|
|           | Gas Allocation    | Oil Allocation | Water Allocation |

|                           |                  |         |                   |
|---------------------------|------------------|---------|-------------------|
| BROADSIDE 13 W FED COM 1H | DVN / 390491869  | DVN / * | DVN / 12104733347 |
| <b>Common Meters</b>      |                  |         |                   |
| <b>Gas FMP</b>            | LUCID - 14744    |         |                   |
| <b>Oil FMP</b>            | DVN / 1445E10056 |         |                   |

Meter Owner / Serial Number:

\* Meter serial numbers to be provided after construction of facility.

**Process and Flow Descriptions:**

The flow of produced fluids is described above and shown in detail on the enclosed facility diagram, along with a description of each vessel and map which shows the lease boundaries, location of wells, facility, and gas sales meter.

The proposed commingling is appropriate based on the BLM's guidance in IM NMPO 2013-02 & 43 CFR 3173.14. The proposed commingling will maximize the ultimate recovery of oil and/or gas from the federal leases and will reduce environmental impacts by minimizing surface disturbance and emissions. The proposed commingling will reduce operating expenses, as well as, not adversely affect federal royalty income, production accountability, or the distribution of royalty.

Devon Energy Production Company, LP understands the requested approval will not constitute the granting of any right-of-way or construction rights not granted by the lease instrument.

Working interest owners have been notified of this proposal via certified mail (see attached).

**43 CFR § 3173.23 - Applying for off-lease measurement.**

**§ 3173.23 Applying for off-lease measurement.**

To apply for approval of off-lease measurement, the operator must submit the following to the BLM office having jurisdiction over the leases, units, or communitized areas:

- (a) A completed Sundry Notice;
- (b) Justification for off-lease measurement (considering factors such as BMPs, topographic and environmental issues, and maximum ultimate economic recovery);

Devon believes the off lease measurement will maximize the ultimate economic recovery of the well as is most compatible with the infrastructure of the pad location

- (c) A topographic map or maps of appropriate scale showing the following:
  - (1) The boundary of the lease, unit, unit PA, or communitized area from which the production originates; and
  - (2) The location of existing or planned facilities and the relative location of all wellheads (including the API number for each well) and piping included in the off-lease measurement proposal, and existing FMPs or FMPs proposed to be installed to the extent known or anticipated;
- (d) The surface ownership of all land on which equipment is, or is proposed to be, located; **Please**

see lease map attachment.

(e) If any of the proposed off-lease measurement facilities are located on non-federally owned surface, a written concurrence signed by the owner(s) of the surface and the owner(s) of the measurement facilities, including each owner's name, address, and telephone number, granting the BLM unrestricted access to the off-lease measurement facility and the surface on which it is located, for the purpose of inspecting any production, measurement, water handling, or transportation equipment located on the non-Federal surface up to and including the FMP, and for otherwise verifying production accountability. If the ownership of the non-Federal surface or of the measurement facility changes, the operator must obtain and provide to the AO the written concurrence required under this paragraph from the new owner(s) within 30 days of the change in ownership;

off-lease measurement facilities are located on federally owned surface

(f) A right-of-way grant application (Standard Form 299), filed under 43 CFR part 2880, if the proposed off-lease FMP is on a pipeline, or under 43 CFR part 2800, if the proposed off-lease FMP is a meter or storage tank. This requirement applies only when new surface disturbance is proposed for the FMP and its associated facilities are located on BLM-managed land;

There is not any additional surface disturbance for this location.

(g) A right-of-way grant application, filed under 25 CFR part 169 with the appropriate BIA office, if any of the proposed surface facilities are on Indian land outside the lease, unit, or communitized area from which the production originated;

There are not any additional right of way grant applications for this location.

**(h)** Written approval from the appropriate surface-management agency, if new surface disturbance is proposed for the FMP and its associated facilities are located on Federal land managed by an agency other than the BLM;

n/a

**(i)** An application for approval of off-lease royalty-free use (if required under applicable rules), if the operator proposes to use production from the lease, unit, or CA as fuel at the off-lease measurement facility without payment of royalty;

Not requesting royalty-free use at this time.

**(j)** A statement that indicates whether the proposal includes all, or only a portion of, the production from the lease, unit, or CA. (For example, gas, but not oil, could be proposed for off-lease measurement.) If the proposal includes only a portion of the production, identify the FMP(s) where the remainder of the production from the lease, unit, or CA is measured or is proposed to be measured; and

Proposal includes all the production from the lease, unit, or CA.

**(k)** If the operator is applying for an amendment of an existing approval of off-lease measurement, the operator must submit a completed Sundry Notice required under paragraph

(a) of this section, and information required under paragraphs (b) through (j) of this section to the extent the information previously submitted has changed.

Not an amendment, original request for OLM is being submitted

**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 Brazos 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 AS-DRILLED PLAT

|   |  |  |
|---|--|--|
| <sup>1</sup> API Number<br>30-025-46517 | <sup>2</sup> Pool Code<br>98135                    | <sup>3</sup> Pool Name<br>WC-025 G-09 S243310P; UPPER WOLFCAMP |
| <sup>4</sup> Property Code<br>326424    | Property Name<br>BROADSIDE 13 W FED COM            |  |
| <sup>7</sup> OGRID No.<br>160825        | <sup>8</sup> Operator Name<br>B.C. OPERATING, INC. | <sup>6</sup> Well Number<br>1H                                 |
|   |  | <sup>9</sup> Elevation<br>3595'                                |

<sup>10</sup> Surface Location

| UL or lot no. | Section | Township | Range | Lot Idn | Feet from the | North/South line | Feet from the | East/West line | County |
|---------------|---------|----------|-------|---------|---------------|------------------|---------------|----------------|--------|
| N             | 12      | 24S      | 33E   |         | 350           | SOUTH            | 2330          | WEST           | LEA    |

<sup>11</sup> Bottom Hole Location If Different From Surface

| UL or lot no. | Section | Township | Range | Lot Idn | Feet from the | North/South line | Feet from the | East/West line | County |
|---------------|---------|----------|-------|---------|---------------|------------------|---------------|----------------|--------|
| N             | 13      | 24S      | 33E   |         | 58            | SOUTH            | 2294          | WEST           | LEA    |

|  |                               |                                  |                         |
|--|-------------------------------|----------------------------------|-------------------------|
| <sup>12</sup> Dedicated Acres<br>160.0 | <sup>13</sup> Joint or Infill | <sup>14</sup> Consolidation Code | <sup>15</sup> 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.

**CORNER COORDINATES  
NAD 83, SPCS NM EAST**

A - X: 790974.35' / Y: 446467.75'  
 B - X: 790994.76' / Y: 443832.56'  
 C - X: 791015.23' / Y: 441180.72'  
 D - X: 789694.30' / Y: 441184.28'  
 E - X: 789673.54' / Y: 443827.56'  
 F - X: 789652.97' / Y: 446460.85'

**CORNER COORDINATES  
NAD 27, SPCS NM EAST**

A - X: 749790.09' / Y: 446408.98'  
 B - X: 749810.38' / Y: 443773.83'  
 C - X: 749830.71' / Y: 441132.06'  
 D - X: 748509.78' / Y: 441125.63'  
 E - X: 748489.18' / Y: 443788.86'  
 F - X: 748488.72' / Y: 446402.18'

**<sup>17</sup> OPERATOR 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.

September 16, 2020

Signature \_\_\_\_\_ Date \_\_\_\_\_

Jason Wacker

Printed Name \_\_\_\_\_

jwacker@bcoperating.com

E-mail Address \_\_\_\_\_

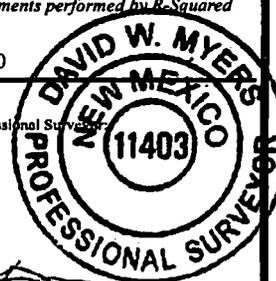
**<sup>18</sup> SURVEYOR CERTIFICATION**

I hereby certify that the well surface location shown on this plat was plotted from field notes of the as-staked surveys made by me or under my supervision, and that the same is true and correct to the best of my belief. Data used for underground measurements were provided by others for reference only and does not constitute field measurements performed by R-Squared Global.

SEPTEMBER 16, 2020

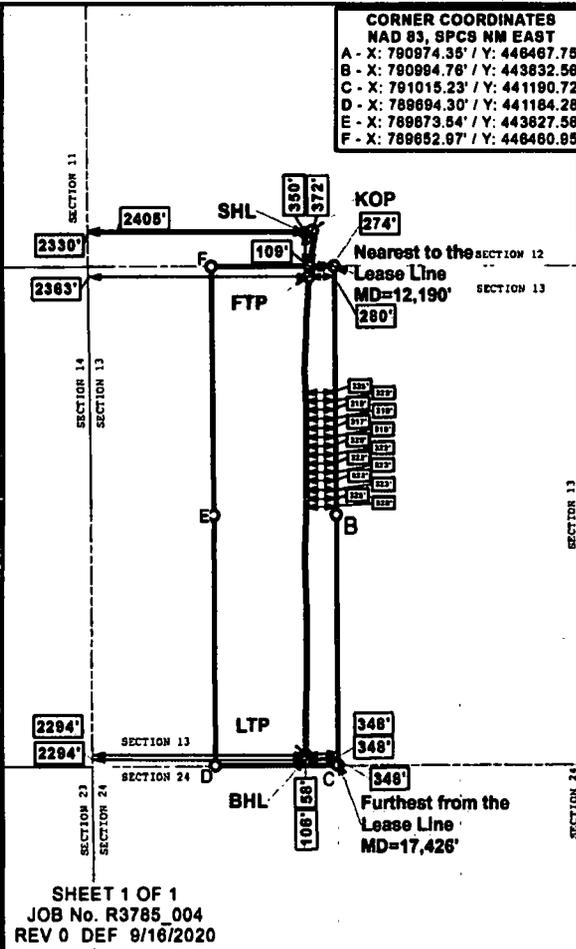
Date of Survey \_\_\_\_\_

Signature and Seal of Professional Surveyor \_\_\_\_\_

  
 DAVID W. MYERS 11403

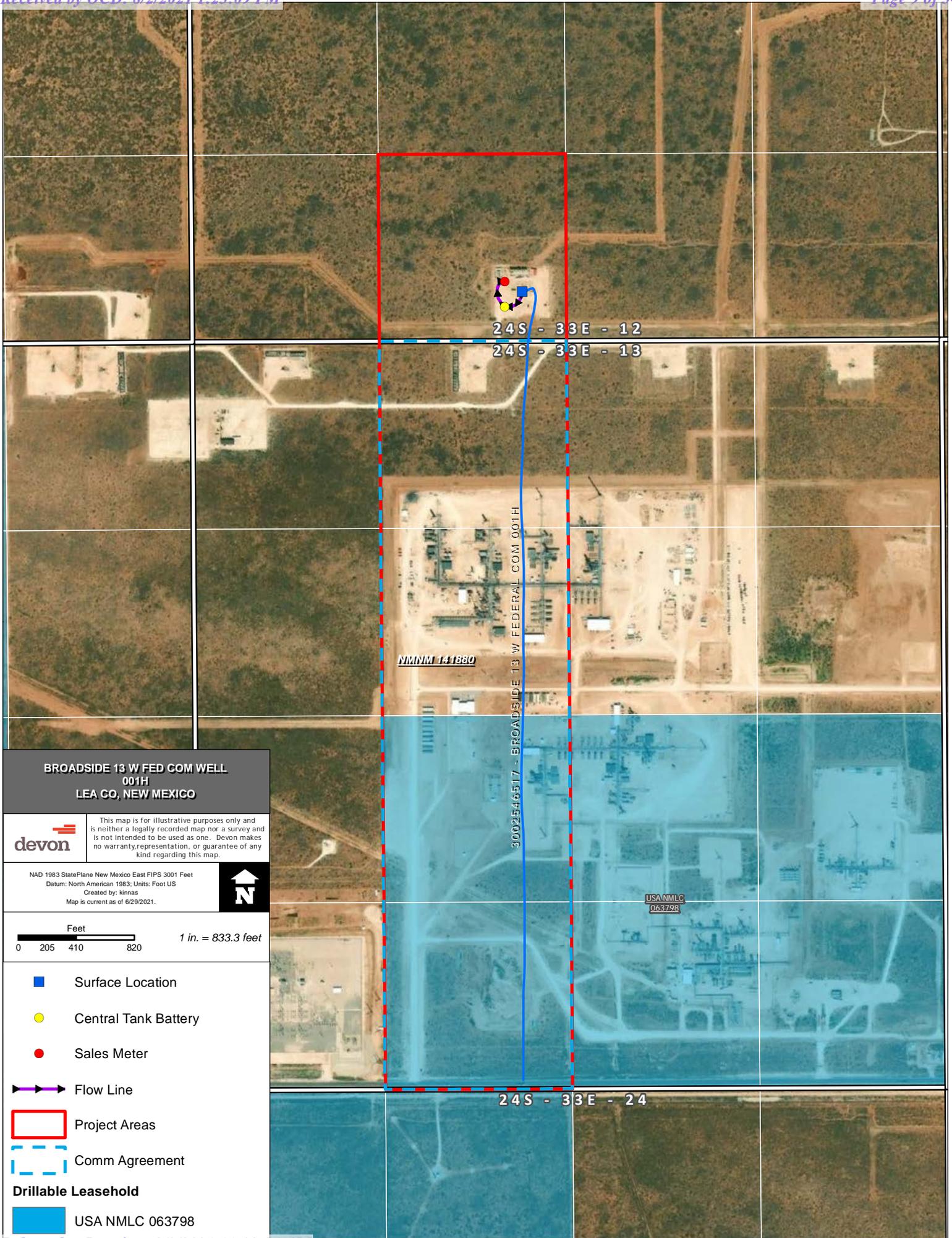
Certificate Number \_\_\_\_\_

DAVID W. MYERS 11403



**SHEET 1 OF 1**  
JOB No. R3785\_004  
REV 0 DEF 9/16/2020

Distances/areas relative to NAD 83 Combined Scale Factor: 0.99981187 Convergence Angle: 00°26'05.64126"



**BROADSIDE 13 W FED COM WELL  
001H  
LEA CO, NEW MEXICO**



This map is for illustrative purposes only and is neither a legally recorded map nor a survey and is not intended to be used as one. Devon makes no warranty, representation, or guarantee of any kind regarding this map.

NAD 1983 StatePlane New Mexico East FIPS 3001 Feet  
Datum: North American 1983; Units: Foot US  
Created by: kinnas  
Map is current as of 6/29/2021.



Feet  
0 205 410 820      1 in. = 833.3 feet

- Surface Location
- Central Tank Battery
- Sales Meter

→ Flow Line

Project Areas

Comm Agreement

**Drillable Leasehold**

USA NMLC 063798



## Federal Communitization Agreement

Contract No. \_\_\_\_\_

THIS AGREEMENT entered into as of the 1st day of December, 2019, by and between the parties subscribing, ratifying, or consenting hereto, such parties being hereinafter referred to as "parties hereto."

### WITNESSETH:

WHEREAS, the Act of February 25, 1920 (41 Stat. 437), as amended and supplemented, authorizes communitization or drilling agreements communitizing or pooling a Federal oil and gas lease, or any portion thereof, with other lands, whether or not owned by the United States, when separate tracts under such Federal lease cannot be independently developed and operated in conformity with an established well-spacing program for the field or area and such communitization or pooling is determined to be in the public interest; and

WHEREAS, the parties hereto own working, royalty or other leasehold interests, or operating rights under the oil and gas leases and lands subject to this agreement which cannot be independently developed and operated in conformity with the well-spacing program established for the field or area in which said lands are located; and

WHEREAS, the parties hereto desire to communitize and pool their respective mineral interests in lands subject to this agreement for the purpose of developing and producing communitized substances in accordance with the terms and conditions of this agreement:

NOW, THEREFORE, in consideration of the premises and the mutual advantages to the parties hereto, it is mutually covenanted and agreed by and between the parties hereto as follows:

1. The lands covered by this agreement (hereinafter referred to as "communitized area") are described as follows:

E/2 of the W/2 of Section 13, Township 24 South, Range 33 East, NMPM, Lea County, New Mexico.

Containing 160.00 acres, and this agreement shall include only the Wolfcamp Formation underlying said lands and the oil and gas hereafter referred to as "communitized substances," producible from such formation(s).

2. Attached hereto, and made a part of this agreement for all purposes is Exhibit "A", a plat designating the communitized area and, Exhibit "B", designating the

operator of the communitized area and showing the acreage, percentage and ownership of oil and gas interests in all lands within the communitized area, and the authorization, if any, for communitizing or pooling any patented or fee lands within the communitized area.

3. The Operator of the communitized area shall be BC Operating, Inc., PO Box 50820, Midland, Texas 79710. All matters of operations shall be governed by the operator under and pursuant to the terms and provisions of this agreement. A successor operator may be designated by the owners of the working interest in the communitized area and four (4) executed copies of a designation of successor operator shall be filed with the Authorized Officer.
4. Operator shall furnish the Secretary of the Interior, or his authorized representative, with a log and history of any well drilled on the communitized area, monthly reports of operations, statements of oil and gas sales and royalties and such other reports as are deemed necessary to compute monthly the royalty due the United States, as specified in the applicable oil and gas operating regulations.
5. The communitized area shall be developed and operated as an entirety, with the understanding and agreement between the parties hereto that all communitized substances produced there from shall be allocated among the leaseholds comprising said area in the proportion that the acreage interest of each leasehold bears to the entire acreage interest committed to this agreement.

All proceeds, 8/8ths, attributed to unleased Federal lands included within the CA area are to be paid into the appropriate Unleased Lands Account by the designated operator until the land is leased or ownership is established.

6. The royalties payable on communitized substances allocated to the individual leases comprising the communitized area and the rentals provided for in said leases shall be determined and paid on the basis prescribed in each of the individual leases. Payments of rentals under the terms of leases subject to this agreement shall not be affected by this agreement except as provided for under the terms and provisions of said leases or as may herein be otherwise provided. Except as herein modified and changed, the oil and gas leases subject to this agreement shall remain in full force and effect as originally made and issued. It is agreed that for any Federal lease bearing a sliding- or step-scale rate of royalty, such rate shall be determined separately as to production from each communitization agreement to which such lease may be committed, and separately as to any noncommunitized lease production, provided, however, as to leases where the rate of royalty for gas is based on total lease production per day, such rate shall be determined by the sum of all communitized production allocated to such a lease plus any noncommunitized lease production.

7. There shall be no obligation on the lessees to offset any well or wells completed in the same formation as covered by this agreement on separate component tracts into which the communitized area is now or may hereafter be divided, nor shall any lessee be required to measure separately communitized substances by reason of the diverse ownership thereof, but the lessees hereto shall not be released from their obligation to protect said communitized area from drainage of communitized substances by a well or wells which may be drilled offsetting said area.
8. The commencement, completion, continued operation, or production of a well or wells for communitized substances on the communitized area shall be construed and considered as the commencement, completion, continued operation, or production on each and all of the lands within and comprising said communitized area, and operations or production pursuant to this agreement shall be deemed to be operations or production as to each lease committed hereto.
9. Production of communitized substances and disposal thereof shall be in conformity with allocation, allotments, and quotas made or fixed by any duly authorized person or regulatory body under applicable Federal or State statutes. This agreement shall be subject to all applicable Federal and State laws or executive orders, rules and regulations, and no party hereto shall suffer a forfeiture or be liable in damages for failure to comply with any of the provisions of this agreement if such compliance is prevented by, or if such failure results from, compliance with any such laws, orders, rules or regulations.
10. The date of this agreement is December 1, 2019, and it shall become effective as of this date or from the onset of production of communitized substances, whichever is earlier upon execution by the necessary parties, notwithstanding the date of execution, and upon approval by the Secretary of the Interior or by his duly authorized representative, and shall remain in force and effect for a period of 2 years and for as long as communitized substances are, or can be, produced from the communitized area in paying quantities: Provided, that prior to production in paying quantities from the communitized area and upon fulfillment of all requirements of the Secretary of the Interior, or his duly authorized representative, with respect to any dry hole or abandoned well, this agreement may be terminated at any time by mutual agreement of the parties hereto. This agreement shall not terminate upon cessation of production if, within 60 days thereafter, reworking or drilling operations on the communitized area are commenced and are thereafter conducted with reasonable diligence during the period of nonproduction. The 2-year term of this agreement will not in itself serve to extend the term of any Federal lease which would otherwise expire during said period.
11. The covenants herein shall be construed to be covenants running with the land with respect to the communitized interests of the parties hereto and their successors in interests until this agreement terminates and any grant, transfer, or conveyance of any such land or interest subject hereto, whether voluntary or not, shall be and hereby is conditioned upon the assumption of all obligations

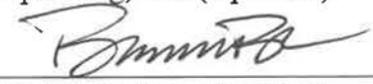
hereunder by the grantee, transferee, or other successor in interest, and as to Federal land shall be subject to approval by the Secretary of the Interior, or his duly authorized representative.

12. It is agreed between the parties hereto that the Secretary of the Interior, or his duly authorized representative, shall have the right of supervision over all Fee and State mineral operations within the communitized area to the extent necessary to monitor production and measurement, and assure that no avoidable loss of hydrocarbons occur in which the United States has an interest pursuant to applicable oil and gas regulations of the Department of the Interior relating to such production and measurement.
13. This agreement shall be binding upon the parties hereto and shall extend to and be binding upon their respective heirs, executors, administrators, successors, and assigns.
14. This agreement may be executed in any number of counterparts, no one of which needs to be executed by all parties, or may be ratified or consented to by separate instrument, in writing, specifically referring hereto, and shall be binding upon all parties who have executed such a counterpart, ratification or consent hereto with the same force and effect as if all parties had signed the same document.
15. Nondiscrimination. In connection with the performance of work under this agreement, the operator agrees to comply with all the provisions of Section 202(1) to (7) inclusive, of Executive Order 11246 (30F.R. 12319), as amended, which are hereby incorporated by reference in this agreement.

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the day and year first above written and have set opposite their respective names the date of execution.

Signature Page to follow:

B.C. Operating, Inc. (Operator)

By:  

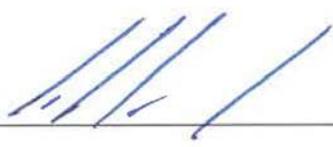
Brandon Black, Vice President

Date: 3/5/20

STATE OF TEXAS

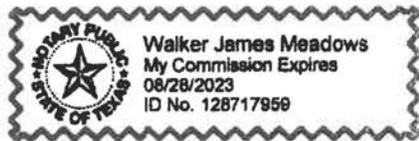
COUNTY OF MIDLAND

This instrument was acknowledged before me on this 5<sup>th</sup> day of March, 2020, by Brandon M. Black, Vice President of BC Operating, Inc., a Texas Corporation, on behalf of said corporation.



Notary Public in and for the State of

Texas



**WORKING INTEREST OWNERS  
AND/OR LESSEES OF RECORD**

Devon Energy Production Company, L.P.

By: Catherine Lebsack

Name: Catherine Lebsack

Title: Vice President

*AB*

**ACKNOWLEDGEMENT**

STATE OF OKLAHOMA

COUNTY OF OKLAHOMA

This instrument was acknowledged before me this 16<sup>th</sup> day of March 2020, by Catherine Lebsack, as Vice President of Devon Energy Production Company, L.P., an Oklahoma limited partnership, on behalf of said limited partnership.

(SEAL)



My Commission Expires

Lorre A. Youngblood  
Notary Public

**SELF CERTIFICATION STATEMENT FOR COMMUNITIZATION AGREEMENT WORKING INTEREST**

**COMMUNITIZATION AGREEMENT:** \_\_\_\_\_

I, the undersigned, hereby certify, on behalf of BC Operating, Inc., the Operator under the captioned Communitization Agreement, that all working interest owners shown on Exhibit "B" attached to the Communitization Agreement are, to the best of my knowledge, the true and correct owners of the leases committed to the Communitization Agreement, and the consents of the requisite working interest owners have been obtained.

I, further certify that the Communitization Agreement follows the standard form except for Sections 1 and 10.

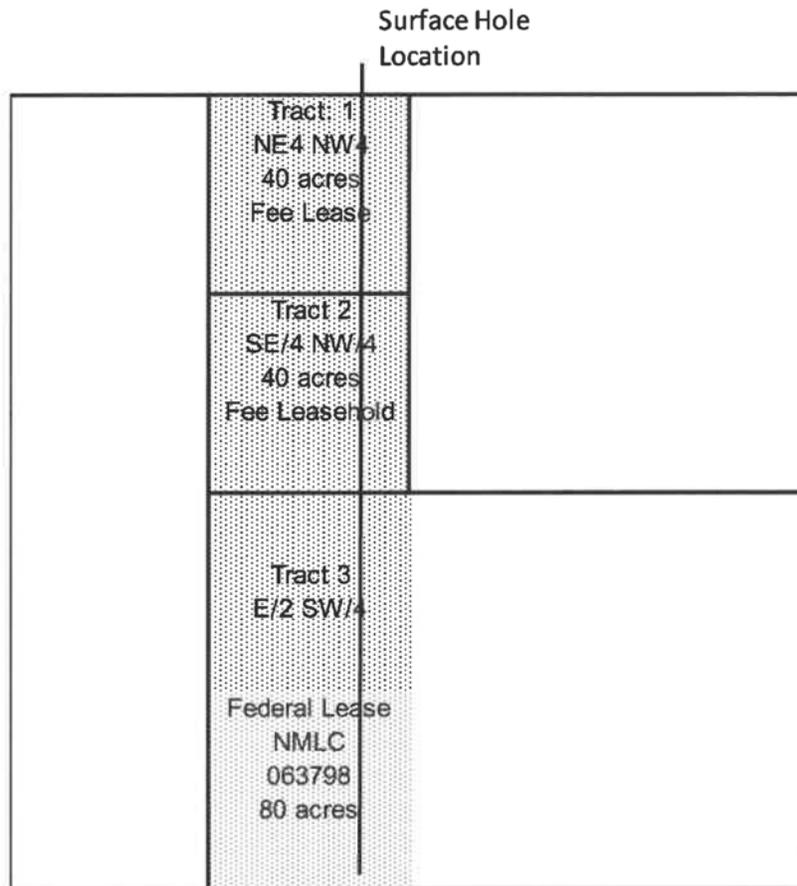
**NAME:**  TWY  
**Printed:** Brandon Black  
**TITLE:** Vice President  
**Phone number:** 432-684-9696, **email:** barnold@bcoperating.com

### EXHIBIT "A"

Plat of Communitized area covering 160.00 acres in E/2 of the W/2 of Section 13, Township 24 South, Range 33 East, NMPM, Lea County, New Mexico. Containing 80 acres of Federal Lease NMLC 063798, and 80 acres of fee leases.

#### Broadside 13 W Fed Com 1H

SHL: 350' FSL, and 2,330' FWL of Section 12  
FTP: 330' FNL and 2310' FWL of Section 13  
LTP: 100' FSL and 2310' FWL of Section 13  
BHL: 20' FSL and 2,310' FWL of Section 13  
Both in T24S, R33E, NMPM



**EXHIBIT "B"**

To Communitization Agreement Dated December 1, 2019 embracing the following described land in E/2 of the W/2 of Section 13, Township 24 South, Range 33 East, NMPM, Lea County, New Mexico.

Operator of Communitized Area: BC Operating, Inc.

DESCRIPTION OF LEASES COMMITTEDTract No. 1

Date: July 1, 2017  
 Lessor: Realeza De; Spear, L.P  
 Lessee: OneEnergy Partners Operating, LLC  
 Recorded: Volume 2117, Page 145  
 Lands Covered: Township 24 South, Range 33 East, N.M.P.M  
 Section 13: NE/4NW/4 as to all depths lying 50' below the Deckard Fed Com 2H, being 11,117 total vertical depth  
 Section 13: W/2NE/4 as to all depths lying 50' below the Deckard Fed Com 3H, being 11, 212' total vertical depth  
 Section 13, E/2NE/4 as to all depths lying 50' below the Deckard Fed Com 4H, being 11,153' total vertical depth.  
 Name of Working Interest Owners: Franklin Mountain Energy 2, LLC

Date: July 7, 2011  
 Lessor: Imogene M. Hanners  
 Lessee: Energex, LLC  
 Recorded: Volume 1736, Page 694  
 Lands Covered: NE/4 and NE/4NW/4 of Section 13, Township 24 South, Range 33 East, N.M.P.M., containing 200 acres , m/l  
 Name of Working Interest Owners: Concho Oil and Gas LLC

Date : January 26, 2017  
 Lessor : George Lynn Sims, SSP  
 Lessee : ENERGEX, LLC  
 Recorded : Volume 2089, Page 859 OPR Lea Co., NM  
 Lands Covered : **Township 24 South, Range 33 East, NMPM, Lea County, NM**  
 Section 13: NE/4NW/4 and NE/4 as to All depths 100' below the stratigraphic equivalent of the deepest depth drilled by COG Operating LLC and capable of producing in paying quantities in each well which is included within the boundaries of the producing proration units dedicated to the Deckard Federal Com #2H, Deckard Federal Com #3H and Deckard Federal Com #4H  
 Containing 200 acres, m/l  
 Name of Working Interest Owners: Crown Oil Partners VI, LLC and Crump Energy Partners III, LLC:

Date : April 6, 2017  
 Lessor : Princess Properties, LLC  
 Lessee : ENERGEX, LLC  
 Recorded : Volume 2099, Page 805 OPR Lea Co., NM  
 Lands Covered : **Township 24 South, Range 33 East, NMPM, Lea County, NM**  
 Section 13: NE/4NW/4 and NE/4 as to All depths 100' below the stratigraphic equivalent of the deepest depth drilled by COG Operating LLC and capable of producing in paying quantities in each well which is included within the boundaries of the producing proration units dedicated to the Deckard Federal Com #2H, Deckard Federal Com #3H and Deckard Federal Com #4H  
 Containing 200 acres, more or less  
 Name of Working Interest Owners: Crown Oil Partners VI, LLC and Crump Energy Partners III, LLC:

Date : February 27, 2017  
 Lessor : A & P FAMILY LIMITED PARTNERSHIP  
 Lessee : ENERGEX, LLC  
 Recorded : Volume 2088, Page 766 OPR Lea Co., NM  
 Lands Covered : **Township 24 South, Range 33 East, NMPM, Lea County, NM**  
 Section 13: NE/4NW/4 and NE/4 as to All depths 100' below the base of the deepest producing formation capable of producing in each well is which is included within the boundaries of the producing proration units dedicated to the Deckard Federal Com #2H, Deckard Federal Com #3H and Deckard Federal Com #4H  
 Containing 200 acres, more or less  
 Name of Working Interest Owners: Crown Oil Partners VI, LLC and Crump Energy Partners III, LLC:

Date : March 15, 2017  
 Lessor : Bon Vivant, LLC  
 Lessee : ENERGEX, LLC  
 Recorded : Volume 2093, Page 324 OPR Lea Co., NM  
 Lands Covered : **Township 24 South, Range 33 East, NMPM, Lea County, NM**  
 Section 13: NE/4NW/4 and NE/4 as to All depths 100' below the base of the deepest producing formation capable of producing in each well is which is included within the boundaries of the producing proration units dedicated to the Deckard Federal Com #2H, Deckard Federal Com #3H and Deckard Federal Com #4H  
 Containing 200 acres, more or less  
 Name of Working Interest Owners: Crown Oil Partners VI, LLC and Crump Energy Partners III, LLC:

Date : February 15, 2017  
 Lessor : Elizabeth Daughtery Trust U/A, Bank of America, N.A., Agent  
 Lessee : ENERGEX, LLC  
 Recorded : Volume 2087, Page 278 OPR Lea Co., NM  
 Lands Covered : **Township 24 South, Range 33 East, NMPM, Lea County, NM**  
 Section 13: NE/4NW/4 and NE/4 as to All depths 100' below the stratigraphic equivalent of the deepest depth drilled by COG Operating LLC and capable of producing in paying quantities in each well which is included within the boundaries of the production proration units dedicated to the Deckard Federal Com #2H, Deckard Federal Com #3H and Deckard Federal Com #4H, Township 24S, Range 33 East, Lea Co., NM  
 Containing 200 acres, more or less  
 Name of Working Interest Owners: Crown Oil Partners VI, LLC and Crump Energy Partners III, LLC:

Date : April 6, 2017  
 Lessor : Madison M. Hinkle and wife, Susan Hinkle  
 Lessee : ENERGEX, LLC  
 Recorded : Volume 2099, Page 802 OPR Lea Co., NM  
 Lands Covered : **Township 24 South, Range 33 East, NMPM, Lea County, NM**  
 Section 13: NE/4NW/4 and NE/4 as to All depths 100' below the base of the deepest producing formation capable of producing in each well is which is included within the boundaries of the producing proration units dedicated to the Deckard Federal Com #2H, Deckard Federal Com #3H and Deckard Federal Com #4H  
 Containing 200 acres, more or less  
 Name of Working Interest Owners: Crown Oil Partners VI, LLC and Crump Energy Partners III, LLC:

Date : April 6, 2017  
 Lessor : Marc A. Lilley and wife, Lisa M. Lilley  
 Lessee : ENERGEX, LLC  
 Recorded : Volume 2095, Page 854 OPR Lea Co., NM  
 Lands Covered : **Township 24 South, Range 33 East, NMPM, Lea County, NM**  
 Section 13: NE/4NW/4 and NE/4 as to All depths 100' below the base of the deepest producing formation capable of producing in each well is which is included within the boundaries of the producing proration units dedicated to the Deckard Federal Com #2H, Deckard Federal Com #3H and Deckard Federal Com #4H  
 Containing 200 acres, more or less  
 Name of Working Interest Owners: Crown Oil Partners VI, LLC and Crump Energy Partners III, LLC:

Date : March 10, 2017  
 Lessor : Tim Lilley and wife, Tashina Lilley  
 Lessee : ENERGEX, LLC  
 Recorded : Volume 2092, Page 692 OPR Lea Co., NM  
 Lands Covered : **Township 24 South, Range 33 East, NMPM, Lea County, NM**

Section 13: NE/4NW/4 and NE/4 as to All depths 100' below the base of the deepest producing formation capable of producing in each well is which is included within the boundaries of the producing proration units dedicated to the Deckard Federal Com #2H, Deckard Federal Com #3H and Deckard Federal Com #4H

Containing 200 acres, more or less

Name of Working Interest Owners: Crown Oil Partners VI, LLC and Crump Energy Partners III, LLC:

Tract No. 2

Date : February 7, 2017  
Lessor : Mildred Maxine Madera McCall, SSP  
Lessee : ENERGEX, LLC  
Recorded : Volume 2088, Page 770 OPR Lea Co., NM  
Lands Covered : **Township 24 South, Range 33 East, NMPM, Lea County, NM**  
Section 13: SE/4NW/4, as to All depths 100' below stratigraphic equivalent of the deepest depth drilled by COG Operating LLC and capable of producing in paying quantities in the well which is included within the boundaries of the producing proration unti dedicated to the Deckard Federal COM #2H  
Containing 40 acres, more or less  
Name of Working Interest Owners: Crown Oil Partners VI, LLC and Crump Energy Partners III, LLC:

Date : March 7, 2017  
Lessor : Rubert Madera, SSP  
Lessee : ENERGEX, LLC  
Recorded : Volume 2089, Page 859 OPR Lea Co., NM  
Lands Covered : **Township 24 South, Range 33 East, NMPM, Lea County, NM**  
Section 13: SE/4NW/4, as to All depths 100' below stratigraphic equivalent of the deepest depth drilled by COG Operating LLC and capable of producing in paying quantities in the well which is included within the boundaries of the producing proration unti dedicated to the Deckard Federal COM #2H  
Containing 40 acres, more or less  
Name of Working Interest Owners: Crown Oil Partners VI, LLC and Crump Energy Partners III, LLC:

Date: July 1, 2011  
Lessor: Susan L. Wade  
Lessee: Energex, LLC  
Recorded: Volume 1740, Page 570  
Lands Covered: SE/4NW/4 of Section 13, Township 24 South, Range 33 East, N.M.P.M., containing 200 acres, more or less.  
Name of Working Interest Owners: Concho Oil and Gas LLC

Tract No. 3

Lease Serial Number: NMLC 063798

Description of Land Committed: Township 24 South, Range 33 East,  
Section 13, E/2 SW/4

Number of Acres: 80

Current Lessee of Record: Devon Energy Production Company, L.P.

Name of Working Interest Owners: Devon Energy Production Company, L.P.

ORRI Owners:

Fortis Minerals II, LLC  
 Santa Elena Minerals IV, LP  
 Clifford M. Randel, Successor Trustee according to that certain Trust Agreement executed March 10,1995  
 Concho Oil & Gas LLC  
 COG Operating LLC  
 Katherine Kolliker McIntyre, separate property  
 Roger John Allen and Nancy Edge Jennings Allen, Trustees under the Allen Family Trust dated May 19, 2000  
 Susan J. Croft, marital status unknown  
 Jamie E. Jennings, marital status unknown  
 Sid R. Bass  
 Panther City Investment Company, Trustee  
 XTO Delaware Basin, LLC  
 EPB O&G Multi-State, L.L.C.  
 SRBI O&G Multi-State, L.L.C.  
 Keystone O&G Multi-State, L.L.C.  
 LMBI O&G Multi-State, L.L.C.  
 Thru Line O&G Multi-State, L.L.C.  
 TD Minerals LLC  
 Ewell H. Muse, III, separate property  
 Joe John Bond, marital status unknown  
 Betsy Bond, marital status unknown  
 Claire Chilton Lopez, marital status unknown  
 John Lawrence Chilton, marital status unknown  
 John C. Ryan IV, marital status unknown  
 Richard Royall Ryan, marital status unknown  
 Susan Ryan, marital status unknown  
 KWCL Properties  
 John C. Thomas and wife, Suzanne B. Thomas

**RECAPITULATION**

| Tract No. | No. of Acres Committed | Percentage of Interest in Communitized Area |
|-----------|------------------------|---|
| 1         | 40                     | 25%   |
| 2         | 40                     | 25%   |
| 3         | 80                     | 50%   |
| Total     | 160                    | 100%  |



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Devon Energy Production Company, L.P.  
333 W. Sheridan Avenue  
Oklahoma City, Oklahoma 73102  
Phone: (405) 228-4800

June 29th, 2021

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

**Re: Central Tank Battery: Broadside 12 Facility 1**  
**Wells: Broadside 13 W Fed Com 1H**  
**Sec.-T-R: 12-24S-33E**  
**Agreements: Pending CA**  
**Lease: NMLC 063798**  
**API: 30-025-46517**  
**Pool: WC-025 G-09 S243310P; UPPER WOLFCAMP**  
**County: Lea Co., New Mexico**

Interest Owners:

This letter is to advise that Devon Energy Production Company, L.P. is filing an application with the New Mexico Oil Conservation Division (NMOCD) seeking approval for a Central Tank Battery for the above-mentioned wells. A copy of the submitted application is attached.

Any objections or requests that a hearing should be held regarding this application must be submitted to the New Mexico Oil Conservation Division Santa Fe office within 20 days from the date of this letter.

Subsequently drilled wells that produce from the subject pools within the project areas approved by this order may be added to this commingling authority by submittal of a Sundry Notice to the Engineering Bureau in Santa Fe.

Please contact Devon Energy Production Company, L.P. at (405) 228-4800 with any questions or needs.

Sincerely,

Devon Energy Production Company, L.P.

A handwritten signature in blue ink that reads "Rebecca Deal".

Rebecca Deal  
Regulatory Compliance Professional  
Enclosure

Owner List and Tracking

| Tracking               | Name                           | Street                        | City    | State | Zip   |
|------------------------|--------------------------------|-------------------------------|---------|-------|-------|
| 9405509898642088345049 | Crown Oil Partners VI, LLC     | 4000 N. Big Spring, Suite 310 | Midland | Texas | 79705 |
| 9405509898642736779462 | Crump Energy Partners III, LLC | 4000 N. Big Spring, Suite 310 | Midland | Texas | 79705 |
| 9405509898642088344714 | COG Operating LLC              | 600 W ILLINOIS                | MIDLAND | TX    | 79701 |

|  |   |   |
|--|---|---|
| <b>Well Name:</b> BROADSIDE 13 FED COM W | <b>Well Location:</b> T24S / R33E / SEC 12 / SESW / 32.2258036 / -103.5270718 | <b>County or Parish/State:</b> LEA / NM             |
| <b>Well Number:</b> 1H                   | <b>Type of Well:</b> OIL WELL   | <b>Allottee or Tribe Name:</b>                      |
| <b>Lease Number:</b> NMLC063798          | <b>Unit or CA Name:</b>   | <b>Unit or CA Number:</b>                           |
| <b>US Well Number:</b> 3002546517        | <b>Well Status:</b> Producing Oil Well  | <b>Operator:</b> DEVON ENERGY PRODUCTION COMPANY LP |

**Notice of Intent**

**Type of Submission:** Notice of Intent

**Type of Action** Commingling (Surface) and Off-Lease Measurement

**Date Sundry Submitted:** 08/02/2021

**Time Sundry Submitted:** 12:39

**Date proposed operation will begin:** 07/20/2021

**Procedure Description:** APPLICATION FOR CENTRAL TANK BATTERY/OFF LEASE MEASUREMENT, SALES, & STORAGE 43 CFR § 3173.23 - Applying for off-lease measurement. Proposal for Broadside 12 Facility 1 Devon Energy Production Company, LP is requesting approval for off-lease measurement for the Broadside 13 W Fed Com 1H. Please see attached commingle application

**Surface Disturbance**

**Is any additional surface disturbance proposed?:** No

**NOI Attachments**

**Procedure Description**

Broadside\_13\_W\_Fed\_Com\_1H\_Submitted\_Comingling\_OLM\_20210802123929.pdf

|  |   |   |
|--|---|---|
| <b>Well Name:</b> BROADSIDE 13 FED COM W | <b>Well Location:</b> T24S / R33E / SEC 12 / SESW / 32.2258036 / -103.5270718 | <b>County or Parish/State:</b> LEA / NM             |
| <b>Well Number:</b> 1H                   | <b>Type of Well:</b> OIL WELL   | <b>Allottee or Tribe Name:</b>                      |
| <b>Lease Number:</b> NMLC063798          | <b>Unit or CA Name:</b>   | <b>Unit or CA Number:</b>                           |
| <b>US Well Number:</b> 3002546517        | <b>Well Status:</b> Producing Oil Well  | <b>Operator:</b> DEVON ENERGY PRODUCTION COMPANY LP |

### Operator Certification

*I certify that the foregoing is true and correct. Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction. Electronic submission of Sundry Notices through this system satisfies regulations requiring a submission of Form 3160-5 or a Sundry Notice.*

**Operator Electronic Signature:** REBECCA DEAL

**Signed on:** JUL 21, 2021 02:46 PM

**Name:** DEVON ENERGY PRODUCTION COMPANY LP

**Title:** Regulatory Compliance Professional

**Street Address:** 333 West Sheridan Avenue

**City:** Oklahoma City                      **State:** OK

**Phone:** (405) 228-8429

**Email address:** Rebecca.Deal@dvn.com

### Field Representative

**Representative Name:**

**Street Address:**

**City:**    **State:**    **Zip:**

**Phone:**

**Email address:**

**From:** [Engineer, OCD, EMNRD](#)  
**To:** [Deal, Rebecca](#)  
**Cc:** [McClure, Dean, EMNRD](#); [Simmons, Kurt, EMNRD](#); [Bratcher, Mike, EMNRD](#); [Kautz, Paul, EMNRD](#); [Hawkins, James, EMNRD](#); [Powell, Brandon, EMNRD](#); [lisa@rwbyram.com](mailto:lisa@rwbyram.com); [Glover, James](#); [Paradis, Kyle O](#); [Walls, Christopher](#)  
**Subject:** Approved Administrative Order OLM-252  
**Date:** Wednesday, September 8, 2021 10:41:05 AM  
**Attachments:** [OLM252 Order.pdf](#)

NMOCD has issued Administrative Order OLM-252 which authorizes Devon Energy Production Company, LP (6137) to surface commingle or off-lease measure, as applicable, the following wells:

| Well API     | Well Name                      | UL or Q/Q | S-T-R      | Pool Code |
|--------------|--------------------------------|-----------|------------|-----------|
| 30-025-46517 | Broadside 13 W Federal Com #1H | E/2 W/2   | 13-24S-33E | 98135     |

The administrative order is attached to this email and can also be found online at OCD Imaging.

Please review the content of the order to ensure you are familiar with the authorities granted and any conditions of approval. If you have any questions regarding this matter, please contact me.

Dean McClure  
 Petroleum Engineer, Oil Conservation Division  
 New Mexico Energy, Minerals and Natural Resources Department  
 (505) 469-8211

State of New Mexico  
Energy, Minerals and Natural Resources Department

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**Notice**

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**Order:** OLM-252  
**Operator:** Devon Energy Production Company (6137)  
**Publication Date:**  
**Submittal Date:** 8/2/2021

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**Noticed Persons**

| <b>Date</b> | <b>Person</b>                  | <b>Certified Tracking Number</b> | <b>Status</b> |
|-------------|--------------------------------|----------------------------------|---------------|
| 7/26/2021   | Crown Oil Partners VI, LLC     | 9405509898642088345049           | Delivered     |
| 7/24/2021   | Crump Energy Partners III, LLC | 9405509898642736779462           | Delivered     |
| 7/24/2021   | COG Operating LLC              | 9405509898642088344714           | Delivered     |

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

**APPLICATION FOR OFF-LEASE MEASUREMENT  
SUBMITTED BY DEVON ENERGY PRODUCTION  
COMPANY, LP**

**ORDER NO. OLM-252**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having considered the application and the recommendation of the Engineering Bureau, issues the following Order.

**FINDINGS OF FACT**

1. Devon Energy Production Company, LP (“Applicant”) submitted a complete application to off-lease measure the oil and gas production ("Application") from the wells, pool, and lease identified in Exhibit A.
2. Applicant provided notice of the Application to all persons owning a working interest in the oil and gas production to be off-lease measured in accordance with 19.15.23.9(A)(5) NMAC, and those persons either submitted a written waiver or did not file an objection to the Application.
3. Applicant provided notice of the Application to the Bureau of Land Management or New Mexico State Land Office, as applicable.
4. Applicant stated that it sought authorization to off-lease measure oil and gas production from wells which have not yet been approved to be drilled, but will produce from a pool and lease identified in Exhibit A.

**CONCLUSIONS OF LAW**

5. OCD has jurisdiction to issue this Order pursuant to the Oil and Gas Act, NMSA 1978, §§ 70-2-6, 70-2-11, 70-2-12, and 19.15.23 NMAC.
6. Applicant satisfied the notice requirements for the Application in accordance with 19.15.23.9(A)(5) NMAC.
7. By granting the Application with the conditions specified below, this Order prevents waste and protects correlative rights, public health, and the environment.

**ORDER**

1. Applicant is authorized to store and measure oil and gas production off-lease from the pools, leases, and wells identified in Exhibit A at a central tank battery described in Exhibit A.

Applicant is authorized to store and measure oil and gas production off-lease from wells not included in Exhibit A but that produce from a pool and lease identified in Exhibit A at a central tank battery described in Exhibit A.

2. The oil and gas production from the wells identified in Exhibit A shall be physically separated from the oil and gas production from other wells and no commingling of production from different leases shall occur in accordance with 19.15.23.9(A)(3) NMAC and 19.15.23.9(A)(4) NMAC, except as otherwise provided in order(s) issued by OCD.
3. Applicant shall measure and market the commingled oil at a central tank battery described in Exhibit A in accordance with this Order and 19.15.18.15 NMAC or 19.15.23.8 NMAC.
4. Applicant shall measure and market the commingled gas at a central delivery point, central tank battery, or gas title transfer meter described in Exhibit A in accordance with this Order and 19.15.19.9 NMAC, provided however that if the gas is vented or flared, and regardless of the reason or authorization pursuant to 19.15.28.8(B) NMAC for such venting or flaring, Applicant shall measure or estimate the gas in accordance with 19.15.28.8(E) NMAC.
5. Applicant shall calibrate the meters used to measure or allocate oil and gas production in accordance with 19.15.12.10(C)(2) NMAC.
6. If a well is not included in Exhibit A but produces from a pool or lease identified in Exhibit A, then Applicant shall submit Forms C-102 and C-103 to the OCD Engineering Bureau after the well has been approved to be drilled and prior to off-lease measuring oil or gas production from it. The Form C-103 shall reference this Order and identify the well.
7. OCD retains jurisdiction of this matter and reserves the right to modify or revoke this Order as it deems necessary.

**STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION**

  
 \_\_\_\_\_  
**ADRIENNE SANDOVAL  
DIRECTOR**

**DATE:** \_\_\_\_\_ 8/31/2021 \_\_\_\_\_

State of New Mexico  
Energy, Minerals and Natural Resources Department

**Exhibit A**

Order: **OLM-252**  
Operator: **Devon Energy Production Company, LP (6137)**  
Central Tank Battery: **Broadside 12 Facility 1**  
Central Tank Battery Location: **Unit N, Section 12, Township 24 South, Range 33 East**  
Gas Title Transfer Meter Location: **Unit N, Section 12, Township 24 South, Range 33 East**

**Pools**

| Pool Name                            | Pool Code |
|--------------------------------------|-----------|
| WC-025 G-09 S243310P; UPPER WOLFCAMP | 98135     |

**Leases as defined in 19.15.12.7(C) NMAC**

| Lease                   | UL or Q/Q | S-T-R      |
|-------------------------|-----------|------------|
| CA Wolfcamp NMNM 141880 | E/2 W/2   | 13-24S-33E |

**Wells**

| Well API     | Well Name                      | UL or Q/Q | S-T-R      | Pool  |
|--------------|--------------------------------|-----------|------------|-------|
| 30-025-46517 | Broadside 13 W Federal Com #1H | E/2 W/2   | 13-24S-33E | 98135 |

**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 Brazos Rd., Aztec, NM 87410  
 Phone:(505) 334-6178 Fax:(505) 334-6170

**District IV**  
 1220 S. St Francis Dr., Santa Fe, NM 87505  
 Phone:(505) 476-3470 Fax:(505) 476-3462

**State of New Mexico**  
**Energy, Minerals and Natural Resources**  
**Oil Conservation Division**  
**1220 S. St Francis Dr.**  
**Santa Fe, NM 87505**

CONDITIONS  
 Action 39338

**CONDITIONS**

|   |   |
|---|---|
| Operator:<br>DEVON ENERGY PRODUCTION COMPANY, LP<br>333 West Sheridan Ave.<br>Oklahoma City, OK 73102 | OGRID:<br>6137  |
|   | Action Number:<br>39338   |
|   | Action Type:<br>[C-107] Surface Commingle or Off-Lease (C-107B) |

**CONDITIONS**

| Created By | Condition  | Condition Date |
|------------|--|----------------|
| dmcclosure | Please review the content of the order to ensure you are familiar with the authorities granted and any conditions of approval. If you have any questions regarding this matter, please contact me. | 9/8/2021       |