

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

**APPLICATION OF TITUS OIL & GAS PRODUCTION, LCC
TO AMEND ORDER NO. R-21395,
LEA COUNTY, NEW MEXICO**

**Case No. _____
Order No. R-21395
(Re-Open)**

APPLICATION

Titus Oil & Gas Production, LLC (“Titus”), through its undersigned counsel Montgomery & Andrews, P.A. (Sharon T. Shaheen and John F. McIntyre), hereby files this application with the Oil Conservation Division to amend Order No. R-21395 entered in Case No. 21205 to extend the time for drilling the **Lonesome Dove Fed Com 323H** well (API #30-025-48154) (“Lonesome Dove 323H Well”) approved in Order No. R-21395.¹ In support of its application, Titus states as follows:

1. Order No. R-21395 pooled uncommitted interest owners in the Bone Spring formation (WC-025 G-08 S263412K; Bone Spring [96672]) in a standard 240-acre, more or less, horizontal spacing and proration unit (“HSU”) comprised of the W/2 NE/4 of Section 17 and the W/2 E/2 of Section 8, Township 26 South, Range 35 East, NMPM, in Lea County, New Mexico, dedicated to the Lonesome Dove 323H Well.

2. Titus is a working interest owner in the HSU and has the right to drill thereon.

¹ Order No. R-21395 entered in Case No. 21205 is one of five orders relating to Titus’s “Lonesome Dove” well group. By separate applications, Titus is seeking to amend Order No. R-21381 entered in Case No. 21203, Order No. R-21382 entered in Case No. 21204, Order No. R-21369 entered in Case No. 21206, and Order No. R-21370 entered in Case No. 21207.

3. Order No. R-21395 designated Titus as the operator of the Lonesome Dove 323H Well and the HSU.

4. Titus requests the Division re-open the matter to extend the time to commence drilling the Lonesome Dove 323H Well to be no later than July 22, 2022, which will be a one-year extension from the time to commence drilling granted in Order No. R-21395.

5. The Division Hearing in the original proceeding, Case No. 21205, was held on June 25, 2020, in conjunction with four other Titus cases, Case Nos. 21203, 21204, 21206, and 21207.

6. The Division entered Order No. R-21395 in Case No. 21205 on July 22, 2020.

7. Order No. R-21395, ¶ 19 states: “The Operator shall commence drilling the Well(s) within one (1) year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.” Order No. R-21395, ¶ 20 states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.”

8. Under Order No. R-21395, Titus would be required to commence drilling the well by July 22, 2021.

9. Good cause exists for the Division to grant the extension.

10. Titus requests an extension of time because there have been changes in Titus’s drilling schedule due to COVID-19 and current market conditions. In addition, the executive order entered by the federal administration in January 2021 impacted the timing of federal permitting, right-of-way, and sundries among other federal approvals needed prior to drilling.

11. Titus’s operations and drilling activity have been impacted by COVID-19, oil and gas market conditions, and delays in federal permitting.

WHEREFORE, Titus requests that this application be set for hearing before an Examiner of the Oil Conservation Division on May 6, 2021, and that, after notice and hearing as required by law, the Division enter an order amending Order No. R-21395 to extend the time to commence drilling the Lonesome Dove 323H Well to be no later than July 22, 2022.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

/s/ Sharon T. Shaheen

Sharon T. Shaheen

John F. McIntyre

Post Office Box 2307

Santa Fe, NM 87504-2307

(505) 986-2678

sshaheen@montand.com

jmcintyre@montand.com

Attorneys for Titus Oil & Gas Production, LLC