

**CASE NO. 22017**

**APPLICATION OF KAISER-FRANCIS OIL COMPANY  
FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO**

**EXHIBITS**

1. Application and Proposed Notice
2. Landman's Affidavit
3. Geologist's Affidavit
4. Affidavit of Notice
5. Affidavit of Publication
6. Pooling Checklist

**BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION**

**APPLICATION OF KAISER-FRANCIS OIL  
COMPANY FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.**

Case No. 22017

**APPLICATION**

Kaiser-Francis Oil Company applies for an order pooling all mineral interest owners in the Delaware formation underlying a horizontal spacing and unit comprised of the W/2SW/4 of Section 24 and the W/2W/2 of Section 25, Township 23 South, Range 28 East, N.M.P.M., Eddy County, New Mexico, and in support thereof, states:

1. Applicant is an interest owner in the W/2SW/4 of Section 24 and the W/2W/2 of Section 25, and has the right to drill a well thereon.
2. Applicant proposes to drill the Brantley Fee 2425 LBC Well No. 1H, with a first take point in the NW/4SW/4 of Section 24 and a final take point in the SW/4SW/4 of Section 25. Applicant seeks to dedicate the W/2SW/4 of Section 24 and the W/2W/2 of Section 25 to the well in the Delaware formation.
3. Applicant has in good faith sought to obtain the voluntary joinder of all other mineral interest owners in the W/2SW/4 of Section 24 and the W/2W/2 of Section 25 for the purposes set forth herein.
4. Although applicant attempted to obtain voluntary agreements from all mineral interest owners to participate in the drilling of the well or to otherwise commit their interests to the well, certain interest owners have failed or refused to join in dedicating their interests. Therefore, applicant seeks an order pooling all mineral interest owners in the Delaware

EXHIBIT **1**

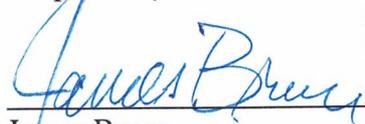
formation underlying the W/2SW/4 of Section 24 and the W/2W/2 of Section 25, pursuant to NMSA 1978 §70-2-17.

5. The pooling of all mineral interest owners in the Delaware formation underlying the W/2SW/4 of Section 24 and the W/2W/2 of Section 25 will prevent the drilling of unnecessary wells, prevent waste, and protect correlative rights.

**WHEREFORE**, applicant requests that, after notice and hearing, the Division enter its order:

- A. Pooling all mineral interest owners in the Delaware formation underlying the W/2SW/4 of Section 24 and the W/2W/2 of Section 25;
- B. Designating applicant as operator of the well;
- C. Considering the cost of drilling, completing, and equipping the well, and allocating the cost among the well's working interest owners;
- D. Approving actual operating charges and costs charged for supervision, together with a provision adjusting the rates pursuant to the COPAS accounting procedure; and
- E. Setting a 200% charge for the risk involved in drilling, completing, and equipping the well in the event a working interest owner elects not to participate in the well.

Respectfully submitted,



James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

Attorney for Kaiser-Francis Oil Company

***Application of Kaiser-Francis Oil Company for compulsory pooling, Eddy County, New Mexico.*** Kaiser-Francis Oil Company seeks an order pooling all mineral interest owners in the Delaware formation underlying a horizontal spacing unit comprised of the W/2SW/4 of Section 24 and the W/2W/2 of Section 25, Township 23 South, Range 28 East, NMPM. The unit will be dedicated to the Brantley Fee 2425 LBC Well No. 1H, with a first take point in the NW/4SW/4 of Section 24 and a final take point in the SW/4SW/4 of Section 25. Also to be considered will be the cost of drilling, completing, and equipping the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the well, and a 200% charge for the risk involved in drilling, completing, and equipping the wells. The unit is located approximately 3 miles southeast of Malaga, New Mexico.

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 KAISER-FRANCIS OIL  
COMPANY COMPULSORY POOLING, EDDY  
COUNTY, NEW MEXICO.

Case No. 22017

VERIFIED STATEMENT OF BRENDON KUSHNERICK

Brendon Kushnerick, being duly sworn upon his oath, deposes and states:

1. I am a landman for Kaiser-Francis Oil Company ("KFOC"), and have personal knowledge of the matters stated herein. I have been qualified by the Division as an expert petroleum landman.

2. The following information is submitted in support of the compulsory pooling application filed herein:

(a) The purpose of this application is to force pool working interest owners into the Delaware horizontal spacing unit described below, and in wells that have been drilled or are to be drilled in the unit.

(b) No opposition is expected because KFOC has attempted to contact all the interest owners being pooled regarding the proposed well, and the interest owners have either failed or refused to voluntarily commit their interests to the well.

(c) A Midland Map Co. plat outlining the unit being pooled is attached hereto as Attachment A. KFOC seeks an order pooling the Delaware formation underlying a horizontal spacing unit comprised of the W/2 SW/4 of Section 24 & W/2 W/2 of Section 25, Township 23 South, Range 28 East, NMPM, containing 240 acres.

(i) Pool Code: 40350 Pool Name: Loving; Brushy Canyon, East Pool to be dedicated to the Brantley Fee 2425 LBC 1H. The well is a horizontal well with a first take point in the NW/4 SW/4 of Section 24 and a final take point in the SW/4 SW/4 of Section 25.

50' SHL: 2,465' FSL & 1,038' FWL Section 24 23S-28E  
BHL: 280' FSL & 660' FWL Section 25 23S-28E  
~~13,900'~~ MD/ 6,200' TVD  
14360

EXHIBIT

2

A Form C-102 for each well is attached as Attachment B.

- (d) There is no depth severance in the Delaware formation.
- (d) The parties being pooled and their interests are set forth in Attachment C. Their current or last known address are also set forth.
- (e) There is one unlocatable interest owner.
- (f) Attachment D contains a summary of contacts or attempted contacts with the interest owners, together with copies of the proposal letters sent to the interest owners.
- (g) KFOC has made a good faith effort to obtain the voluntary joinder of the working interest owners in the proposed wells.
- (h) KFOC has the right to pool the overriding royalty owners in the well unit.
- (i) Attachment E contains the Authorization for Expenditures for the proposed wells. The estimated cost of the wells set forth therein is fair and reasonable, and are comparable to the costs of other wells of similar depth and length drilled in this area of Eddy County.
- (j) KFOC requests overhead and administrative rates of \$8,000.00/month while drilling a well and \$800.00/month for a producing well. These rates are fair, and are comparable to the rates charged by other operators for wells of this type in this portion of Eddy County. They are also the rates set forth in the Joint Operating Agreement for the well unit. KFOC requests that these rates be adjusted periodically as provided in the COPAS Accounting Procedure.
- (k) KFOC requests that the maximum cost plus 200% risk charge be assessed against non-consenting working interest owners.
- (l) KFOC requests that it be designated operator of the well.
- (m) The attachments to this affidavit were prepared by me, or compiled from company business records.
- (n) The granting of this application is in the interests of conservation and the prevention of waste.

VERIFICATION

STATE OF OKLAHOMA            )  
  ) ss.  
COUNTY OF TULSA            )

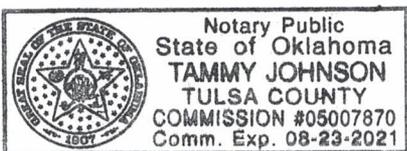
Brendon Kushnerick, being duly sworn upon his oath, deposes and states that: He is a Staff Landman for Kaiser-Francis Oil Company; he is authorized to make this verification on its behalf; he has read the foregoing statement, and knows the contents thereof; and the same is true and correct to the best of his knowledge, information, and belief.

*Brendon Kushnerick*  
Brendon Kushnerick

SUBSCRIBED AND SWORN TO before me this 10th day of August, 2021 by Brendon Kushnerick.

My Commission Expires: 08-23-2021

*Tammy Johnson*  
Notary Public





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, New Mexico 87505

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

AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number	Pool Code	Pool Name
Property Code	Property Name <b>BRANTLEY LBC-2425</b>	Well Number <b>1H</b>
OGRID No.	Operator Name <b>KAISER-FRANCIS OIL COMPANY</b>	Elevation <b>3001'</b>

Surface Location

UL or lot No.	Section	Township	Range	Lot ldn	Feet from the	North/South line	Feet from the	East/West line	County
L	24	23-S	28-E		2465	SOUTH	1038	WEST	EDDY

Bottom Hole Location If Different From Surface

UL or lot No.	Section	Township	Range	Lot ldn	Feet from the	North/South line	Feet from the	East/West line	County
M	25	23-S	28-E		28050'	SOUTH	660	WEST	EDDY
Dedicated Acres	Joint or Infill	Consolidation Code	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

SCALE: 1"=2000'

<p>GEODETIC COORDINATES NAD 83 NME SURFACE LOCATION Y= 469548.6 N X= 630042.4 E LAT.=32.290537° N LONG.=104.046269° W</p>	<p>GEODETIC COORDINATES NAD 27 NME SURFACE LOCATION Y= 469489.3 N X= 588859.5 E LAT.=32.290415° N LONG.=104.045775° W</p>
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<p>TAKE POINT NAD 83 NME Y= 469396.8 N X= 629667.7 E LAT.=32.290122° N LONG.=104.047483° W</p>	<p>TAKE POINT NAD 27 NME Y= 469337.6 N X= 588484.8 E LAT.=32.290001° N LONG.=104.046989° W</p>
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CORNER COORDINATES TABLE  
NAD 27 NME

A - Y= 469677.1 N, X= 587817.3 E  
B - Y= 469664.7 N, X= 589180.6 E  
C - Y= 461611.7 N, X= 587954.9 E  
D - Y= 461616.7 N, X= 589266.5 E

CORNER COORDINATES TABLE  
NAD 83 NME

A - Y= 469736.3 N, X= 629000.3 E  
B - Y= 469724.0 N, X= 630363.6 E  
C - Y= 461670.8 N, X= 629138.1 E  
D - Y= 461675.8 N, X= 630449.7 E

BOTTOM HOLE LOCATION  
NAD 83 NME  
Y= 461953.2 N  
X= 629793.9 E  
LAT.=32.269660° N  
LONG.=104.047139° W

BOTTOM HOLE LOCATION  
NAD 27 NME  
Y= 461894.1 N  
X= 588610.7 E  
LAT.=32.269538° N  
LONG.=104.046646° W

OPERATOR CERTIFICATION

I hereby certify that the information 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 mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

ATTACHMENT **B**

E-mail Address

SURVEYOR 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.

NOVEMBER 3, 2016

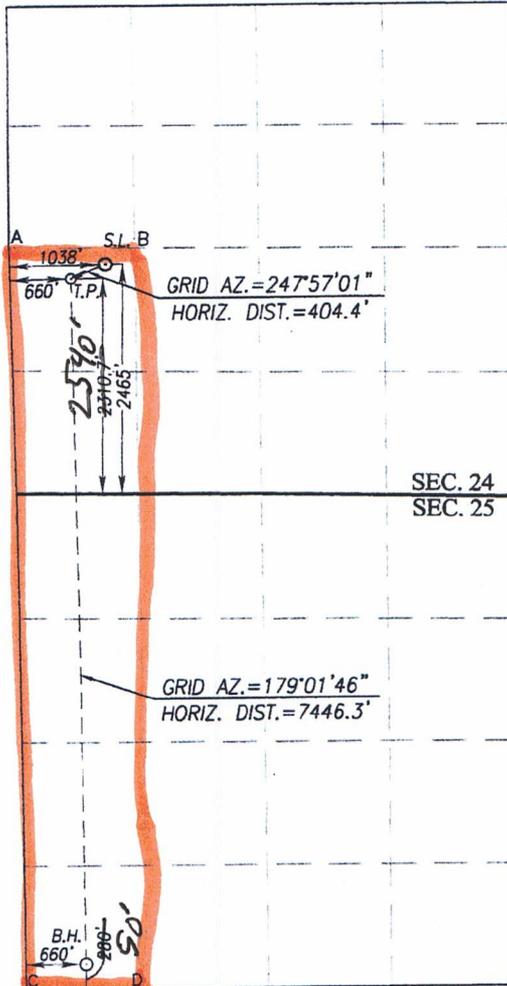
Date of Survey  
Signature & Seal of Professional Surveyor:



*Ronald J. Eidson* 11/23/2016  
Certificate Number: Gary G. Eidson 12641  
Ronald J. Eidson 3239

ACK

JWSC W.O.: 16.11.0882



# Attachment C

Mineral Owner	Address	City	State	Zip	Working Interest	Certified Mail #	Well Cost
Chevron USA, Inc.	1400 Smith Street	Houston	TX	77002	0.1369	7018 3090 0002 1947 3499	\$ 713,098.41
Marathon Oil Permian, LLC	5555 San Felipe Street	Houston	TX	77056	0.1250	7018 3090 0002 1947 3529	\$ 651,112.50
Devon Energy	333 West Sheridan Avenue	Oklahoma City	OK	73102	0.0298	7018 3090 0002 1947 3505	\$ 155,225.22
BK Exploration Corporation	PO Box 52098	Tulsa	OK	74152	0.0278	7018 3090 0002 1947 3475	\$ 144,807.42
Sylvite Corporation	6966 S. Utica, Suite 200	Tulsa	OK	74136	0.0111	7018 3090 0002 1947 3482	\$ 57,818.79
OXY USA WTP Limited Partnership	5 Greenway Plaza, Suite 110	Houston	TX	77046	Curative	7018 3090 0002 1947 3512	Curative

ATTACHMENT



**SUMMARY OF COMMUNICATIONS****Brantley Fee 2425 LBC 1H**

Company Name: Chevron USA, Inc.	
Date:	Comments/Actions
April 20, 2021	Mailed well proposal via certified mail dated April 20, 2021
April 26, 2021	Proposal received by Chevron
June 21, 2021	JOA emailed to Bennett Massey
June 22, 2021	Exchanged emails with Bennett Massey
July 8, 2021	Exchanged emails with Bennett Massey
July 28, 2021	Exchanged emails with Bennett Massey
August 2, 2021	Exchanged emails with Bennett Massey
August 4, 2021	Chevron and Kaiser-Francis hold a technical conference call to discuss the subject proposal
August 5, 2021	Exchange emails with Chevron technical team about the subject proposal

Party Name: Devon Energy	
Date:	Comments/Actions
April 20, 2021	Mailed well proposal via certified mail dated April 20, 2021
April 26, 2021	Proposal received by Devon
June 21, 2021	JOA emailed to Aaron Young
June 30, 2021	Exchanged emails with Aaron Young
August 3, 2021	Emailed Aaron Young about the subject proposal

Party Name: Sylvite Corporation	
Date:	Comments/Actions
April 20, 2021	Mailed well proposal via certified mail dated April 20, 2021
May 4, 2021	Remailed well proposal since initial proposal came back undeliverable
May 5, 2021	Requested Dudley Land procure a new address for Sylvite Corporation since the prior address was deemed invalid
May 7, 2021	Dudley Land confirms that the address utilized for the first two mailers is the proper address, but did provide the contact information for Sylvite's registered agent
May 13, 2021	Mailed proposal to Sylvite's registered agent
June 1, 2021	Mailer comes back undeliverable
June 2, 2021	Attempt to locate a better address but are unable to find one

Party Name: BK Exploration Corporation	
Date:	Comments/Actions
April 20, 2021	Mailed well proposal via certified mail dated April 20, 2021
May 4, 2021	Remailed well proposal since initial proposal came back undeliverable
May 13, 2021	Exchanged emails for Brad Burks discussing the subject proposal
June 21, 2021	JOA emailed to Brad Burks
July 15, 2021	Exchanged emails for Brad Burks discussing the subject proposal
August 2, 2021	Exchanged emails for Brad Burks discussing the subject proposal

ATTACHMENT

**D**

Party Name: Marathon Oil Permian	
Date:	Comments/Actions
April 20, 2021	Mailed well proposal via certified mail dated April 20, 2021
April 24, 2021	Proposal received by Marathon
June 21, 2021	JOA emailed to Chase Rice and Clayton Rule
August 3, 2021	Emailed Chase Rice and Clayton Rule about subject proposal

Party Name: OXY USA WTP Limited Partnership	
Date:	Comments/Actions
April 20, 2021	Mailed well proposal via certified mail dated April 20, 2021
April 24, 2021	Proposal received by OXY
April 30, 2021	Emailed with Courtney Carr about the subject proposal
May 4, 2021	Emailed with Courtney Carr about the subject proposal
May 5, 2021	Emailed with Courtney Carr about the subject proposal
June 21, 2021	JOA emailed to Courtney Carr
June 22, 2021	Exchanged emails with Courtney Carr about the subject proposal
August 3, 2021	Emailed with Courtney Carr about the subject proposal

KAISER-FRANCIS OIL COMPANY

P.O. BOX 21468 TULSA, OKLAHOMA 74121-1468

6733 South Yale Avenue, 74136  
(918) 494-0000  
Fax: (918) 491-4383

April 20, 2021

SENT VIA CERTIFIED MAIL 7018 3090 0002 1947 3529

Marathon Oil Permian, LLC  
Attn: New Mexico Permian OBO  
5555 San Felipe Street  
Houston, TX 77056

Re: Brantley Fee 2425 LBC 1H  
W/2 W/2 Section 25 & W/2 SW/4 Section 24 T23S R28E  
Eddy County, New Mexico

To Whom it May Concern:

Kaiser-Francis Oil Company ("KFOC") hereby proposes to drill the Brantley Fee 2425 LBC 1H ("Brantley 1H") at a legal location in the W/2 W/2 of Section 25 & W/2 SW/4 of Section 24 T23S R28E, Eddy County, New Mexico.

The intended surface hole location is 2,465' FSL and 1,038' FWL of Section 24 23S-28E and the intended bottom hole location is 280' FSL and 660' FWL of Section 25 23S-28E. The Brantley 1H is proposed to be drilled vertically to a depth of approximately 6,200' and horizontally in a Southern direction within its targeted formation to the referenced bottom hole location. The total measured depth of the Brantley 1H is proposed to be approximately 13,900' from surface to terminus.

Enclosed for your review and execution is a detailed AFE for the Brantley 1H, reflecting estimated costs. If you intend to participate, please execute in the appropriate box on the AFE and return to the undersigned within 30 days of receipt of this proposal. The AFE represents an estimated cost and is subject to change once the well is drilled/completed and actual costs are incurred. Parties electing to participate are responsible for their proportionate share of actual costs incurred. An AAPL Form 610-1989 Model Form Operating Agreement shall be furnished to all parties subsequent to this letter and upon request.

KFOC intends to submit an application for a Compulsory Pooling Order with the New Mexico Oil Conservation Division within 30 days of your receipt of this letter. This will allow KFOC to move forward with planning and drilling the subject well while allowing time to properly execute a JOA amongst the interested parties.

Should you have any questions, I can be reached at 918-491-4431 or [brendonk@kfoc.net](mailto:brendonk@kfoc.net).

Respectfully,

KAISER-FRANCIS OIL COMPANY



Brendon J. Kushnerick  
Staff Landman

KAISER-FRANCIS OIL COMPANY

P.O. BOX 21468 TULSA, OKLAHOMA 74121-1468

6733 South Yale Avenue, 74136

(918) 494-0000

Fax: (918) 491-4383

April 20, 2021

SENT VIA CERTIFIED MAIL 7018 3090 0002 1947 3505

Devon Energy  
Attn: New Mexico Permian OBO  
333 West Sheridan Avenue  
Oklahoma City, OK 73102

Re: Brantley Fee 2425 LBC 1H  
W/2 W/2 Section 25 & W/2 SW/4 Section 24 T23S R28E  
Eddy County, New Mexico

To Whom it May Concern:

Kaiser-Francis Oil Company ("KFOC") hereby proposes to drill the Brantley Fee 2425 LBC 1H ("Brantley 1H") at a legal location in the W/2 W/2 of Section 25 & W/2 SW/4 of Section 24 T23S R28E, Eddy County, New Mexico.

The intended surface hole location is 2,465' FSL and 1,038' FWL of Section 24 23S-28E and the intended bottom hole location is 280' FSL and 660' FWL of Section 25 23S-28E. The Brantley 1H is proposed to be drilled vertically to a depth of approximately 6,200' and horizontally in a Southern direction within its targeted formation to the referenced bottom hole location. The total measured depth of the Brantley 1H is proposed to be approximately 13,900' from surface to terminus.

Enclosed for your review and execution is a detailed AFE for the Brantley 1H, reflecting estimated costs. If you intend to participate, please execute in the appropriate box on the AFE and return to the undersigned within 30 days of receipt of this proposal. The AFE represents an estimated cost and is subject to change once the well is drilled/completed and actual costs are incurred. Parties electing to participate are responsible for their proportionate share of actual costs incurred. An AAPL Form 610-1989 Model Form Operating Agreement shall be furnished to all parties subsequent to this letter and upon request.

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Should you have any questions, I can be reached at 918-491-4431 or brendonk@kfoc.net.

Respectfully,

KAISER-FRANCIS OIL COMPANY



Brendon J. Kushnerick  
Staff Landman

KAISER-FRANCIS OIL COMPANY

P.O. BOX 21468 TULSA OKLAHOMA 74121-1468

6733 South Yale Avenue, 74136  
(918) 494-0000  
Fax: (918) 491-4383

April 20, 2021

SENT VIA CERTIFIED MAIL 7018 3090 0002 1947 3499

Chevron USA, Inc.  
Attn: New Mexico Permian OBO  
1400 Smith Street  
Houston, TX 77002

Re: Brantley Fee 2425 LBC 1H  
W/2 W/2 Section 25 & W/2 SW/4 Section 24 T23S R28E  
Eddy County, New Mexico

To Whom it May Concern:

Kaiser-Francis Oil Company ("KFOC") hereby proposes to drill the Brantley Fee 2425 LBC 1H ("Brantley 1H") at a legal location in the W/2 W/2 of Section 25 & W/2 SW/4 of Section 24 T23S R28E, Eddy County, New Mexico.

The intended surface hole location is 2,465' FSL and 1,038' FWL of Section 24 23S-28E and the intended bottom hole location is 280' FSL and 660' FWL of Section 25 23S-28E. The Brantley 1H is proposed to be drilled vertically to a depth of approximately 6,200' and horizontally in a Southern direction within its targeted formation to the referenced bottom hole location. The total measured depth of the Brantley 1H is proposed to be approximately 13,900' from surface to terminus.

Enclosed for your review and execution is a detailed AFE for the Brantley 1H, reflecting estimated costs. If you intend to participate, please execute in the appropriate box on the AFE and return to the undersigned within 30 days of receipt of this proposal. The AFE represents an estimated cost and is subject to change once the well is drilled/completed and actual costs are incurred. Parties electing to participate are responsible for their proportionate share of actual costs incurred. An AAPL Form 610-1989 Model Form Operating Agreement shall be furnished to all parties subsequent to this letter and upon request.

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Should you have any questions, I can be reached at 918-491-4431 or brendonk@kfoc.net.

Respectfully,

KAISER-FRANCIS OIL COMPANY



Brendon J. Kushnerick  
Staff Landman

KAISER-FRANCIS OIL COMPANY

P.O. BOX 21468 TULSA, OKLAHOMA 74121-1468

6733 South Yale Avenue, 74136  
(918) 494-0000  
Fax: (918) 491-4383

April 20, 2021

SENT VIA CERTIFIED MAIL 7018 3090 0002 1947 3475

BK Exploration Corporation  
PO Box 52098  
Tulsa, OK 74152

Re: Brantley Fee 2425 LBC 1H  
W/2 W/2 Section 25 & W/2 SW/4 Section 24 T23S R28E  
Eddy County, New Mexico

To Whom it May Concern:

Kaiser-Francis Oil Company ("KFOC") hereby proposes to drill the Brantley Fee 2425 LBC 1H ("Brantley 1H") at a legal location in the W/2 W/2 of Section 25 & W/2 SW/4 of Section 24 T23S R28E, Eddy County, New Mexico.

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Should you have any questions, I can be reached at 918-491-4431 or brendonk@kfoc.net.

Respectfully,

KAISER-FRANCIS OIL COMPANY



Brendon J. Kushnerick  
Staff Landman

KAISER-FRANCIS OIL COMPANY

P.O. BOX 21468 TULSA OKLAHOMA 74121-1468

6733 South Yale Avenue, 74136

(918) 494-0000

Fax: (918) 491-4383

April 20, 2021

SENT VIA CERTIFIED MAIL 7018 3090 0002 1947 3482

Sylvite Corporation  
6966 S Utica, Suite 200  
Tulsa, OK 74136

Re: Brantley Fee 2425 LBC 1H  
W/2 W/2 Section 25 & W/2 SW/4 Section 24 T23S R28E  
Eddy County, New Mexico

To Whom it May Concern:

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Respectfully,

KAISER-FRANCIS OIL COMPANY



Brendon J. Kushnerick  
Staff Landman

KAISER-FRANCIS OIL COMPANY

P.O. BOX 21468 TULSA OKLAHOMA 74121-1468

6733 South Yale Avenue, 74136

(918) 494-0000

Fax: (918) 491-4383

April 20, 2021

SENT VIA CERTIFIED MAIL 7018 3090 0002 1947 3512

OXY USA WTP Limited Partnership  
Attn: New Mexico Permian OBO  
5 Greenway Plaza, Suite 110  
Houston, TX 77046

Re: Brantley Fee 2425 LBC 1H  
W/2 W/2 Section 25 & W/2 SW/4 Section 24 T23S R28E  
Eddy County, New Mexico

To Whom it May Concern:

Kaiser-Francis Oil Company ("KFOC") hereby proposes to drill the Brantley Fee 2425 LBC 1H ("Brantley 1H") at a legal location in the W/2 W/2 of Section 25 & W/2 SW/4 of Section 24 T23S R28E, Eddy County, New Mexico.

The intended surface hole location is 2,465' FSL and 1,038' FWL of Section 24 23S-28E and the intended bottom hole location is 280' FSL and 660' FWL of Section 25 23S-28E. The Brantley 1H is proposed to be drilled vertically to a depth of approximately 6,200' and horizontally in a Southern direction within its targeted formation to the referenced bottom hole location. The total measured depth of the Brantley 1H is proposed to be approximately 13,900' from surface to terminus.

Enclosed for your review and execution is a detailed AFE for the Brantley 1H, reflecting estimated costs. If you intend to participate, please execute in the appropriate box on the AFE and return to the undersigned within 30 days of receipt of this proposal. The AFE represents an estimated cost and is subject to change once the well is drilled/completed and actual costs are incurred. Parties electing to participate are responsible for their proportionate share of actual costs incurred. An AAPL Form 610-1989 Model Form Operating Agreement shall be furnished to all parties subsequent to this letter and upon request.

KFOC intends to submit an application for a Compulsory Pooling Order with the New Mexico Oil Conservation Division within 30 days of your receipt of this letter. This will allow KFOC to move forward with planning and drilling the subject well while allowing time to properly execute a JOA amongst the interested parties.

Should you have any questions, I can be reached at 918-491-4431 or brendonk@kfoc.net.

Respectfully,

KAISER-FRANCIS OIL COMPANY



Brendon J. Kushnerick  
Staff Landman

KAISER-FRANCIS OIL COMPANY

P.O. BOX 21468 TULSA OKLAHOMA 74121-1468

6733 South Yale Avenue, 74136

(918) 494-0000

Fax: (918) 491-4383

May 4, 2021

SENT VIA CERTIFIED MAIL 7018 3090 0002 1947 3550

BK Exploration Corporation  
10159 E 11<sup>th</sup> Street, Suite 401  
Tulsa, OK 74128

Re: Brantley Fee 2425 LBC 1H  
W/2 W/2 Section 25 & W/2 SW/4 Section 24 T23S R28E  
Eddy County, New Mexico

To Whom it May Concern:

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6733 South Yale Avenue, 74136  
(918) 494-0000  
Fax: (918) 491-4383

May 4, 2021

SENT VIA CERTIFIED MAIL 7018 3090 0002 1947 3567

Sylvite Corporation  
6966 S Utica, Suite 200  
Tulsa, OK 74136

Re: Brantley Fee 2425 LBC 1H  
W/2 W/2 Section 25 & W/2 SW/4 Section 24 T23S R28E  
Eddy County, New Mexico

To Whom it May Concern:

Kaiser-Francis Oil Company ("KFOC") hereby proposes to drill the Brantley Fee 2425 LBC 1H ("Brantley 1H") at a legal location in the W/2 W/2 of Section 25 & W/2 SW/4 of Section 24 T23S R28E, Eddy County, New Mexico.

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Respectfully,

KAISER-FRANCIS OIL COMPANY

Brendon J. Kushnerick  
Staff Landman

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P.O. BOX 21468 TULSA OKLAHOMA 74121-1468

6733 South Yale Avenue, 74136

(918) 494-0000

Fax: (918) 491-4383

May 13, 2021

SENT VIA CERTIFIED MAIL 7018 3090 0002 1947 3079

Sylvite Corporation  
Route 3, Box 567  
Broken Arrow, OK 74012

Re: Brantley Fee 2425 LBC 1H  
W/2 W/2 Section 25 & W/2 SW/4 Section 24 T23S R28E  
Eddy County, New Mexico

To Whom it May Concern:

Kaiser-Francis Oil Company ("KFOC") hereby proposes to drill the Brantley Fee 2425 LBC 1H ("Brantley 1H") at a legal location in the W/2 W/2 of Section 25 & W/2 SW/4 of Section 24 T23S R28E, Eddy County, New Mexico.

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Respectfully,

KAISER-FRANCIS OIL COMPANY



Brendon J. Kushnerick  
Staff Landman

**SENDER: COMPLETE THIS SECTION**

■ Complete items 1, 2, and 3.  
 ■ Print your name and address on the reverse so that we can return the card to you.  
 ■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:  
 Chevron USA, Inc.  
 Attn: New Mexico Permian OBO  
 1400 Smith Street  
 Houston, TX 77002

2. Article Number (Transfer from service label)  
 9590 9402 4101 8092 7088 46  
 7018 3090 0002 1947 3499

3. Service Type  
 Adult Signature  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Certified Mail Restricted Delivery  
 Collect on Delivery  
 Collect on Delivery Restricted Delivery  
 First-Class Mail®  
 First-Class Mail Restricted Delivery  
 Registered Mail™  
 Registered Mail Restricted Delivery  
 Return Receipt for Merchandise  
 Signature Confirmation™  
 Signature Confirmation Restricted Delivery  
 Signature Confirmation Restricted Delivery #5500

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
 X Brad Eubank  
 Agent  
 Addressee

B. Received by (Printed Name)  
 Brad Eubank  
 5-7-2021

C. Date of Delivery  
 5-7-2021

D. Is delivery address different from item 1?  Yes  
 No  
 If YES, enter delivery address below:  Yes  No

3. Service Type  
 Adult Signature  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Certified Mail Restricted Delivery  
 Collect on Delivery  
 Collect on Delivery Restricted Delivery  
 First-Class Mail®  
 First-Class Mail Restricted Delivery  
 Registered Mail™  
 Registered Mail Restricted Delivery  
 Return Receipt for Merchandise  
 Signature Confirmation™  
 Signature Confirmation Restricted Delivery  
 Signature Confirmation Restricted Delivery #5500

Domestic Return Receipt

**SENDER: COMPLETE THIS SECTION**

■ Complete items 1, 2, and 3.  
 ■ Print your name and address on the reverse so that we can return the card to you.  
 ■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:  
 Marathon Oil Permian, LLC  
 Attn: New Mexico Permian OBO  
 5555 Egan Felipe Street  
 Houston, TX 77056

2. Article Number (Transfer from service label)  
 9590 9402 4101 8092 7087 92  
 7018 3090 0002 1947 3529

3. Service Type  
 Adult Signature  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Certified Mail Restricted Delivery  
 Collect on Delivery  
 Collect on Delivery Restricted Delivery  
 First-Class Mail®  
 First-Class Mail Restricted Delivery  
 Registered Mail™  
 Registered Mail Restricted Delivery  
 Return Receipt for Merchandise  
 Signature Confirmation™  
 Signature Confirmation Restricted Delivery  
 Signature Confirmation Restricted Delivery #5500

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
 X CV19  
 Agent  
 Addressee

B. Received by (Printed Name)  
 CV19  
 5-7-2021

C. Date of Delivery  
 5-7-2021

D. Is delivery address different from item 1?  Yes  
 No  
 If YES, enter delivery address below:  Yes  No

3. Service Type  
 Adult Signature  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Certified Mail Restricted Delivery  
 Collect on Delivery  
 Collect on Delivery Restricted Delivery  
 First-Class Mail®  
 First-Class Mail Restricted Delivery  
 Registered Mail™  
 Registered Mail Restricted Delivery  
 Return Receipt for Merchandise  
 Signature Confirmation™  
 Signature Confirmation Restricted Delivery  
 Signature Confirmation Restricted Delivery #5500

Domestic Return Receipt

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 ■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:  
 OXY USA WTP Limited Partnership  
 Attn: New Mexico Permian OBO  
 5 Greenway Plaza, Suite 110  
 Houston, TX 77046

2. Article Number (Transfer from service label)  
 9590 9402 4101 8092 7088 08  
 7018 3090 0002 1947 3512

3. Service Type  
 Adult Signature  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Certified Mail Restricted Delivery  
 Collect on Delivery  
 Collect on Delivery Restricted Delivery  
 First-Class Mail®  
 First-Class Mail Restricted Delivery  
 Registered Mail™  
 Registered Mail Restricted Delivery  
 Return Receipt for Merchandise  
 Signature Confirmation™  
 Signature Confirmation Restricted Delivery  
 Signature Confirmation Restricted Delivery #5500

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

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A. Signature  
 X CV19  
 Agent  
 Addressee

B. Received by (Printed Name)  
 CV19  
 5-7-2021

C. Date of Delivery  
 5-7-2021

D. Is delivery address different from item 1?  Yes  
 No  
 If YES, enter delivery address below:  Yes  No

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 Adult Signature  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Certified Mail Restricted Delivery  
 Collect on Delivery  
 Collect on Delivery Restricted Delivery  
 First-Class Mail®  
 First-Class Mail Restricted Delivery  
 Registered Mail™  
 Registered Mail Restricted Delivery  
 Return Receipt for Merchandise  
 Signature Confirmation™  
 Signature Confirmation Restricted Delivery  
 Signature Confirmation Restricted Delivery #5500

Domestic Return Receipt

Operator: Kaiser-Francis Oil Company		Date: 8/12/2021			
Well Name: Brantley Fee 2425 LBC 1H		Field: Malaga			
Prospect: Malaga Extension		County / Psh: Eddy			
Location: SHL- 2,465' FSL, 1,038' FWL Section 24; BHL- 280' FSL, 660' FWL Section 25		State: New Mexico			
Depth: 13900 MD 6200 TVD		Preparer: RS			
Horizon: Delaware					
Objective: Drill and complete a 7500' lateral LBC well					
JIB Code	Intangible Drilling and Completion Costs	Drilling	Completion	Eqpt/Const	Total
500/600	Location / Road Expense / Frac Pit Construction	\$105,000	\$14,000	\$36,000	\$155,000
501/****	Cond, Rat Hole, Mouse Hole Services	\$15,000			\$15,000
502/602	Location Damages	\$20,000			\$20,000
503/603	Environmental, Regulatory, and Permitting	\$30,000			\$30,000
504/604	Turnkey Completion Rig		\$112,000		\$112,000
	Footage @ per foot				\$0
	Daywork 16 days at \$19,500	\$312,000			\$312,000
505/605	Coiled Tubing & Related Services				\$0
506/606	Rig Mob / Demob	\$61,200			\$61,200
507/****	Directional Drilling Services	\$225,950			\$225,950
508/608	Bits & Reamers	\$78,000			\$78,000
510/610	Fuel/Power	\$75,200			\$75,200
512/612	Drilling Water / Completion Fluid	\$25,000	\$125,000		\$150,000
514/614	Mud & Chemicals	\$108,000	\$25,000		\$133,000
515/615	Closed Loop System / Mud & Cuttings Disposal / SWD	\$101,000	\$20,000		\$121,000
516/616	Surface Equipment Rental / Inspection	\$181,740	\$216,370		\$398,110
517/617	Downhole Equipment Rental / Inspection	\$108,100	\$54,000		\$162,100
518/618	Transportation & Loading	\$32,000	\$45,000		\$77,000
520/****	DST, Coring & Analysis				\$0
521 /621	Downhole tools: Whipstocks, Liner Hangers, Frac Plugs	\$95,000	\$22,400		\$117,400
522/622	OH Logs / CH Logs / Perforating / Slickline		\$98,000		\$98,000
523/****	Mud Logging / Geosteering / LWD	\$19,200			\$19,200
524/624	Cementing & Squeezing	\$142,000			\$142,000
526/626	Casing Crews & Equipment	\$74,500			\$74,500
528/628	Plug & Abandon				\$0
***/630	Stimulation		\$870,000		\$870,000
532/632	Geological & Engineering				\$0
534/634	Supervision	\$80,000	\$38,750		\$118,750
536/636	Miscellaneous Contract Labor	\$55,000	\$73,000	\$45,000	\$173,000
538/638	Prof. Fees & Abstracts	\$10,000			\$10,000
541/641	Liability Insurance / Bonds				\$0
542/642	Drilling Overhead / Competition Overhead	\$6,000	\$5,250		\$11,250
544/644	Miscellaneous & Unforeseen	\$77,253	\$171,877	\$4,050	\$253,180
	<b>Total Intangible Drilling &amp; Completion</b>	<b>\$2,037,143</b>	<b>\$1,890,647</b>	<b>\$85,050</b>	<b>\$4,012,840</b>
JIB Code	Tangible Well and Lease Equipment Costs	Drilling	Completion	Eqpt/Const	Total
700	Conductor				\$0
701	Surface Casing 13-3/8" 48.0# J-55 STC 2021 COPAS 400	\$27,076			\$27,076
702	Intermediate Casing 9-5/8" 40# J-55 LTC 2021 COPAS 2700	\$103,050			\$103,050
702	Intermediate Casing 7" 26# P-110 BTC 2021 COPAS 6600	\$144,300			\$144,300
704	Drilling Liner (BCP)				\$0
703	Production Liner (ACP)				\$0
706	Production Casing (ACP) 4-1/2" 13.5 P110 mod BTC (includes tie back) 13900	\$271,875			\$271,875
710	Tubing 2-7/8" 6.5# L-80 EUE 2021 COPAS 6000		\$35,580		\$35,580
721/720	Wellhead Equip. BCP/ACP	\$45,000	\$40,000		\$85,000
724	Packers & Downhole Equipment		\$20,000		\$20,000
726	Rods & Pumps				\$0
737	Line Pipe / Fittings / Pipeline			\$45,000	\$45,000
738	Automation/SCADA/Misc Electrical Equipment			\$120,000	\$120,000
747	Valves			\$40,000	\$40,000
752	Tanks & Walkways			\$90,000	\$90,000
765	Heaters / Treaters / Separator / VRU			\$70,000	\$70,000
768	Artificial Lift / Compressor				\$0
770	Gas Sales Unit / Dehy / Line Heater / Flare			\$30,000	\$30,000
775/774	Transportation and Freight BCP/ACP		\$2,000	\$40,000	\$42,000
777/776	Inspect/Test Tubulars BCP/ACP	\$24,000	\$5,000		\$29,000
779/778	Non-Controllable Equipment BCP/ACP	\$17,171	\$10,258	\$15,750	\$43,179
	<b>Total Well and Lease Equipment</b>	<b>\$632,472</b>	<b>\$112,838</b>	<b>\$450,750</b>	<b>\$1,196,060</b>
<b>Total Drilling and Completion Cost</b>		<b>\$2,669,615</b>	<b>\$2,003,485</b>	<b>\$535,800</b>	<b>\$5,208,900</b>
KFOC APPROVALS		PARTNER APPROVAL			
Drilling		Signature			
Completion		Printed Name			
Land		Position			
Geology		Company			
Reservoir		Date			
Asset Manager					
Chief Operating Officer					

ATTACHMENT

**E**

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

APPLICATION OF KAISER-FRANCIS OIL  
COMPANY FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.

Case No. 22017

VERIFIED STATEMENT OF LEE J. LINDMAN

COUNTY OF Tulsa )  
 ) ss.  
STATE OF OKLAHOMA )

Lee J. Lindman, being duly sworn upon his oath, deposes and states:

1. I am over the age of 18 and have personal knowledge of the geological matters stated herein. I am a geologist for Kaiser-Francis Oil Company ("KFOC").
2. I have been qualified by the Division as an expert petroleum geologist. And my area of responsibility at KFOC includes this portion of Southeast New Mexico.
3. The following geological plats are attached hereto:
  - (a) Attachment A is a structure map on the top of the 1<sup>st</sup> Bone Spring Lime which marks the base of the Delaware and specifically the Lower Brushy Canyon. It shows that structure dips gently to the East. Also, the map shows the Lower Brushy Canyon vertical producing wells in the vicinity of the Brantley Fee 24 25 LBC #1H location and a line of cross-section A – A'.
  - (b) Attachment B is a Gross Sand Isopach map of the Lower Brushy Canyon. The Lower Brushy Canyon has a uniform thickness across the proposed well path.
  - (c) Attachment C is cross section A to A'. The well logs on the cross-section give a representative sample of the Lower Brushy Canyon interval in this area. The target zone for the well is basal Lower Brushy Canyon and the zone is continuous across the well unit and marked on the cross section
4. I conclude from the maps that:
  - (a) The horizontal spacing unit is justified from a geologic standpoint.
  - (b) Each 40 acres in the well unit will contribute more or less equally to production from the wells.

EXHIBIT **3**

- (c) There is no faulting or other geologic impediment which will adversely affect the drilling of the subject well.
- 5. KFOC sees no difference for stand-up vs. lay-down wells in this area.
- 6. Attachment D contains the proposed horizontal drilling plan for the well. The producing interval of the wells will be orthodox, and will comply with Division setback requirements.



SHL BHL

# Kaiser-Francis Oil Company

## Structure Map - 1st Bone Spring Lime

All Wells



POSTED WELL DATA

Well Number

WELL - TD

ATTRIBUTE MAP

BRSC - Producer

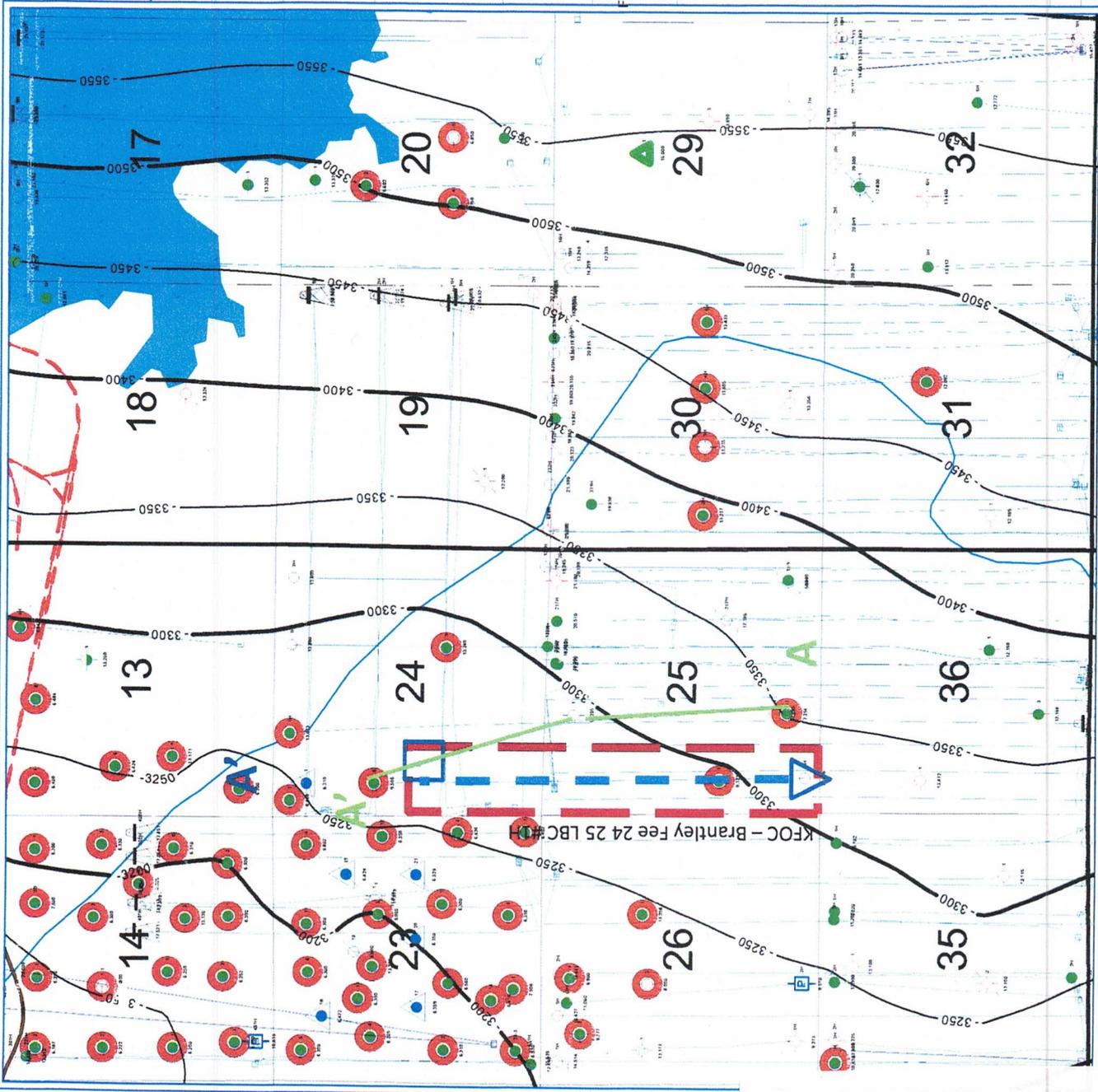
CONTOURS  
FMTOPS - 1ST\_BONE\_SPRINGS\_LIME [CGM] - 1ST\_BONE\_SPRINGS\_LIME  
FMTOP1ST\_BONE\_SPRINGS\_LIME.CGM.GRD  
Contour Interval = 50 FT

WELL SYMBOLS

- Dry Hole, With Show of Oil & Gas
- Dry Hole, With Show of Oil
- Dry Hole
- Gas Well
- Injection Well
- Junked
- Oil Well
- PILOT
- Plugged Injection
- Drilling Well
- Temporarily Abandoned
- P&A-G
- P&A-O
- CHERRY CANYON INJECTION WELL
- Treated Well
- PERMITTED INJECTION
- Permit

By: Lee J. Lindman

August 9, 2021



A 8/9/2021 4:32:36 PM

# Structure Map (Top 1st Bone Spring Lime Subsea)

ATTACHMENT

# A

SHL BHL

# Kaiser-Francis Oil Company

## Isopach Map - Lower Brushy Canyon

All Wells



POSTED WELL DATA

Well Number

WELL - TD

ATTRIBUTE MAP

BRSC - Producer

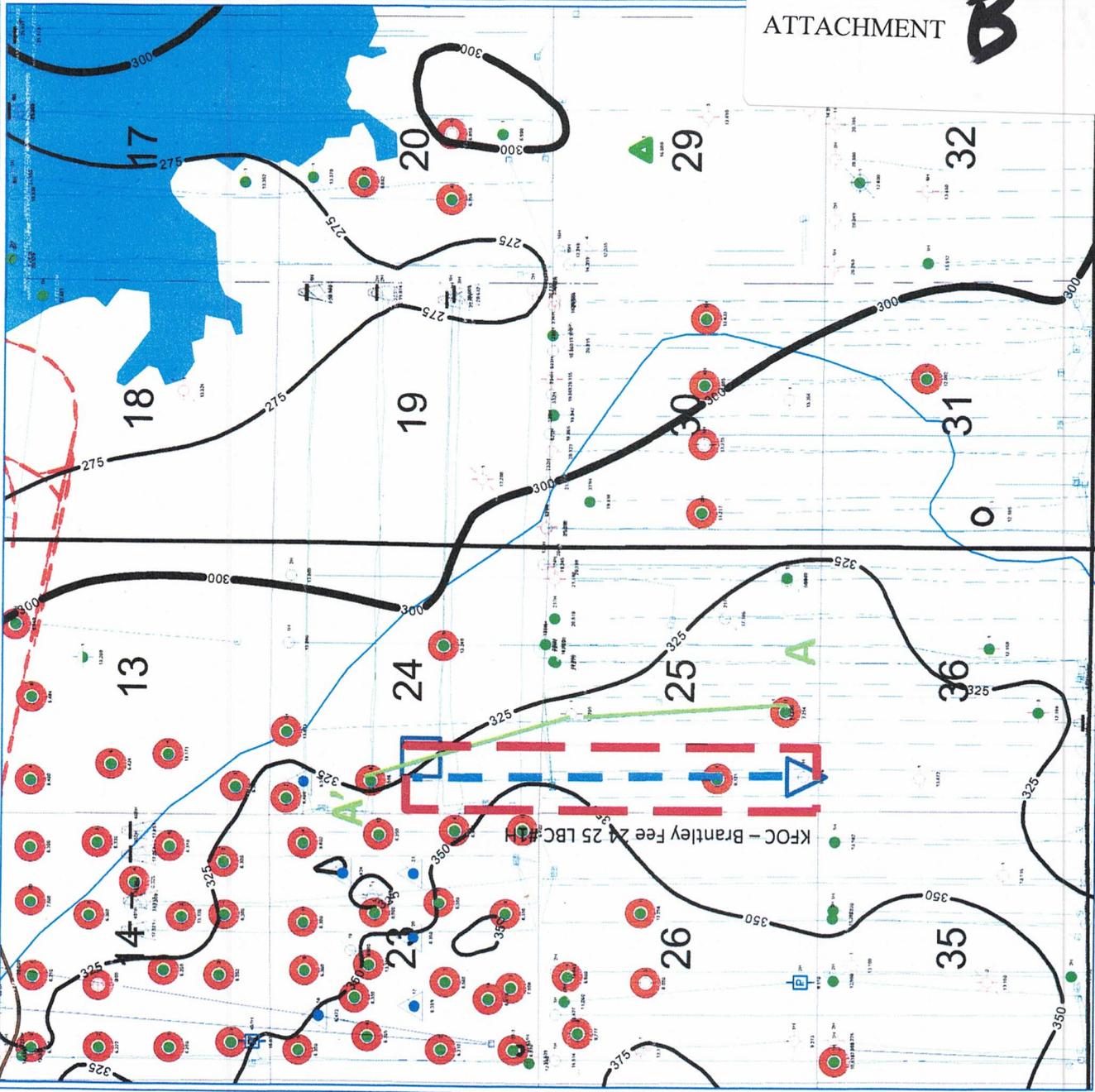
CONTOURS  
GROSS ISOPACH - LOWER BRUSHY CANYON  
GROSS ISOPACH - LOWER BRUSHY CANYON GRD  
Contour Interval = 25 FEET

WELL SYMBOLS

- Dry Hole, With Show of Oil & Gas
- Dry Hole, With Show of Oil
- Gas Well
- Injection Well
- Junked
- Oil Well
- PILOT
- Plugged Injection
- Drilling Well
- Temporarily Abandoned
- P&A-G
- P&A-O
- CHERRY CANYON INJECTION WELL
- Treated Well
- PERMITTED INJECTION
- Permit

By: Lee J. Lindman

August 9, 2021



ATTACHMENT

**B**

# Isopach Map (Lower Brushy Canyon)

PETRA 8/9/2021 4:55:16 PM

ATTACHMENT C

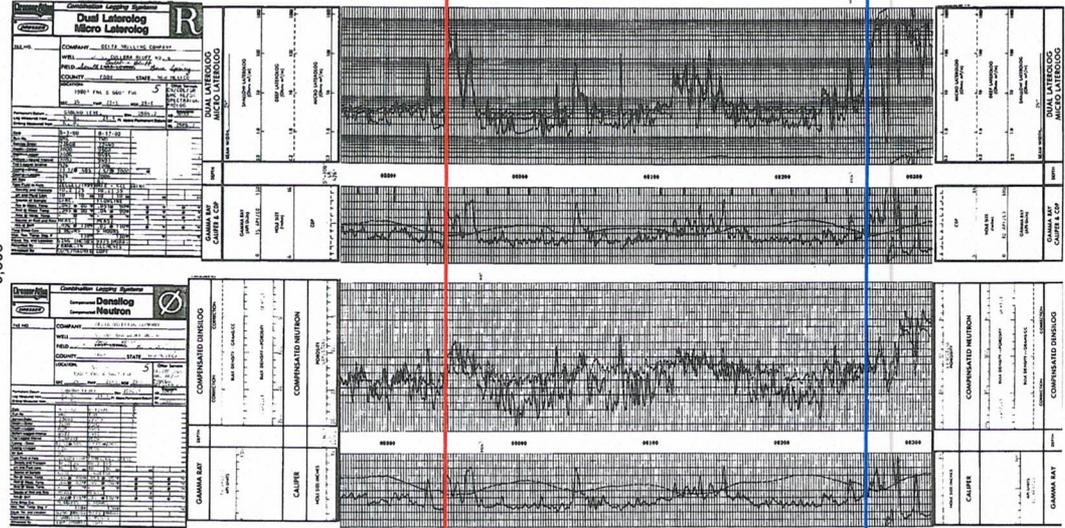
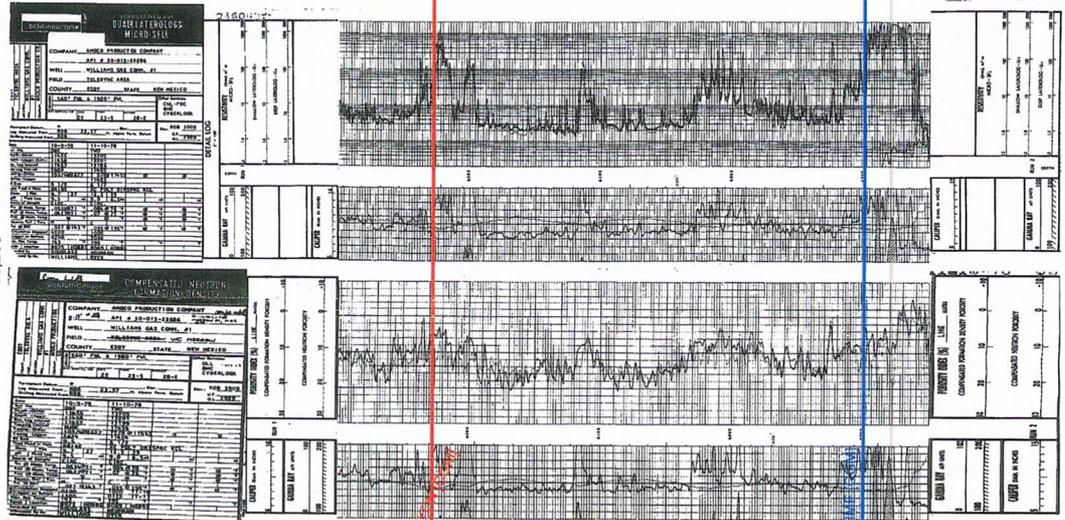
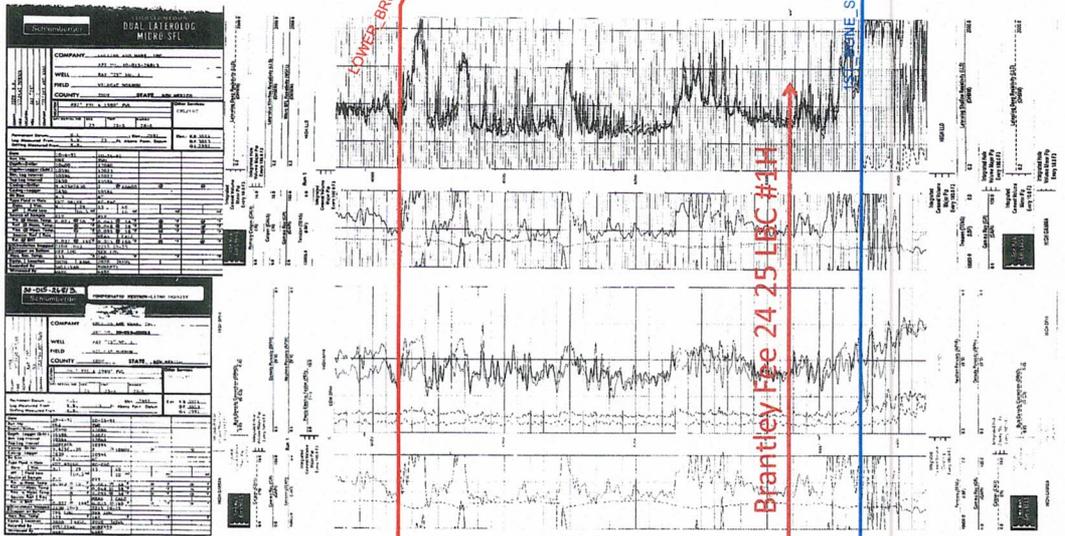
A'

6  
ROCKCLIFF  
SCB  
9,506

01  
CHEVRON  
WILLIAMS GAS COM  
13,205

01  
MEWBOURNE  
RAY 25  
12,080

A



Rel Depth(ft) -400 -350 -300 -250 -200 -150 -100 -50 0 50

Stratigraphic Cross Section A - A'

5D Plan Report

**5D Plan Report**

---

**Kaiser Francis Oil Company**

**Field Name:** *KFOC Eddy Co, NM (Nad 27 NME)*

**Site Name:** *Brantley LBC-2425-1H*

**Well Name:** *Brantley LBC-2425-1H*

**Plan:** *P1:V1*

---



**Weatherford<sup>®</sup>**

ATTACHMENT



Weatherford International Limited

5D Plan Report



# Weatherford®

## Brantley LBC-2425-1H

<b>Field Name:</b> KFOC Eddy Co, NM (Nad 27 NME)	<b>Map Units:</b> US ft	<b>Company Name:</b> Kaiser Francis Oil Company
	<b>Vertical Reference Datum (VRD):</b> Mean Sea Level	
	<b>Projected Coordinate System:</b> NAD27 / New Mexico East	
	<b>Comment:</b>	

<b>Site:</b> Brantley LBC- 2425-1H	<b>Units:</b> US ft	<b>North Reference:</b> Grid	<b>Convergence Angle:</b> 0.15
	<b>Position:</b>	<b>Northing:</b> 469489.30 US ft	<b>Latitude:</b> 32° 17' 25.49"
		<b>Easting:</b> 588859.50 US ft	<b>Longitude:</b> -104° 2' 44.79"
	<b>Elevation above MSL:</b> 3001.00 US ft		
<b>Comment:</b>			

<b>Slot:</b> Brantley LBC- 2425-1H	<b>Position (Relative to Site Centre)</b>		
	<b>+N/-S:</b> 0.00 US ft	<b>Northing:</b> 469489.30 US ft	<b>Latitude:</b> 32°17'25.49"
	<b>+E/-W:</b> 0.00 US ft	<b>Easting:</b> 588859.50 US ft	<b>Longitude:</b> -104°2'44.79"
	<b>Slot TVD Reference:</b> Ground Elevation		
	<b>Elevation above MSL:</b> 3001.00 US ft		
<b>Comment:</b>			

<b>Well:</b> Brantley LBC- 2425-1H	<b>Type:</b> Main well	<b>UWI:</b>	<b>Plan:</b> P1:V1	
	<b>File Number:</b>	<b>Comment:</b>		
	<b>Closure Distance:</b> 7599.27 US ft	<b>Closure Azimuth:</b> 181.88°		
	<b>Vertical Section: Position of Origin (Relative to Slot centre)</b>			
	<b>+N/-S:</b> 0.00 US ft	<b>+E/-W:</b> 0.00 US ft	<b>Az:</b> 179.03°	
	<b>Magnetic Parameters:</b>			
	<b>Model:</b> bggm2016	<b>Field Strength:</b> 48064.9nT	<b>Declination:</b> 7.26°	<b>Dip:</b> 60.05°

<b>Drill floor:</b> Plan: P1:V1			
<b>Rig Height (Drill Floor):</b> 23.00 US ft	<b>Elevation above MSL:</b> 3024.00 US ft	<b>Inclination:</b> 0.00°	<b>Azimuth:</b> 0.00°

Target set: Brantley LBC-2425-1H Comment:								
Target Name:	Shape:	TVD (US ft)	N.Offset (US ft)	E.Offset (US ft)	Northing (USft)	Easting (USft)	C.Pt.Distance (US ft)	Comment
S Tgt	Point	5667.04	421.83	-384.40	469911.13	588475.10	0.00	
TP	Point	6240.00	-151.70	-374.70	469337.60	588484.80	0.00	
PBHL 1H	Point	6240.00	-7595.20	-248.80	461894.10	588610.70	0.00	

Casing Points: (Relative to Slot centre)(TVD relative to Drill Floor)								
MD (US ft)	Inc (°)	Az (°)	TVD (US ft)	N.Offset (US ft)	E.Offset (US ft)	Northing (US ft)	Easting (US ft)	Name
340.00	0.00	0.00	340.00	0.00	0.00	469489.30	588859.50	13 3/8 in
2700.22	4.04	317.66	2700.00	7.01	-6.39	469496.31	588853.11	9 5/8 in
6630.66	90.00	179.03	6240.00	-151.05	-374.71	469338.25	588484.79	7 in

Wellpath created using minimum curvature.

5D Plan Report

<b>Tie Point:</b>	<b>MD:</b> 0.00USFt	<b>Inclination:</b> 0.00°	<b>Azimuth:</b> 0.00°	<b>TVD:</b> 0.00USFt	<b>North Offset:</b> 0.00USFt	<b>East Offset:</b> 0.00USFt
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Salient Points: (Relative to Slot centre)(TVD relative to Drill Floor)										
MD (US ft)	Inc (°)	Az (°)	TVD (US ft)	VS (US ft)	N.Offset (US ft)	E.Offset (US ft)	B.Rate (°/100US ft)	T.Rate (°/100US ft)	DLS (°/100US ft)	Comment
0.00	0.00	0.00	0.00	-0.00	0.00	0.00	0.00	0.00	0.00	
340.00	0.00	0.00	340.00	-0.00	0.00	0.00	0.00	0.00	0.00	13 3/8 in
2431.00	0.00	0.00	2431.00	-0.00	0.00	0.00	0.00	0.00	0.00	Nudge
2700.22	4.04	317.66	2700.00	-7.12	7.01	-6.39	1.50	0.00	1.50	9 5/8 in
3430.68	15.00	317.66	3419.31	-97.61	96.14	-87.61	1.50	0.00	1.50	Hold
4630.98	15.00	317.66	4578.73	-330.67	325.69	-296.79	0.00	0.00	0.00	Drop
5630.66	0.00	0.00	5567.04	-428.28	421.83	-384.40	-1.50	0.00	1.50	Hold
5730.66	0.00	0.00	5667.04	-428.28	421.83	-384.40	0.00	0.00	0.00	KOP
6630.66	90.00	179.03	6240.00	144.68	-151.05	-374.71	10.00	0.00	10.00	LP; 7 in
14075.88	90.00	179.03	6240.00	7589.90	-7595.20	-248.80	0.00	0.00	0.00	PBHL 1H

Interpolated Points: (Relative to Slot centre)(TVD relative to Drill Floor)										
MD (US ft)	Inc (°)	Az (°)	TVD (US ft)	VS (US ft)	N.Offset (US ft)	E.Offset (US ft)	Northing (US ft)	Easting (US ft)	DLS (°/100US ft)	Comment
0.00	0.00	0.00	0.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
100.00	0.00	0.00	100.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
200.00	0.00	0.00	200.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
300.00	0.00	0.00	300.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
340.00	0.00	0.00	340.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	13 3/8 in
400.00	0.00	0.00	400.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
500.00	0.00	0.00	500.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
600.00	0.00	0.00	600.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
700.00	0.00	0.00	700.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
800.00	0.00	0.00	800.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
900.00	0.00	0.00	900.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
1000.00	0.00	0.00	1000.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
1100.00	0.00	0.00	1100.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
1200.00	0.00	0.00	1200.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
1300.00	0.00	0.00	1300.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
1400.00	0.00	0.00	1400.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
1500.00	0.00	0.00	1500.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
1600.00	0.00	0.00	1600.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
1700.00	0.00	0.00	1700.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
1800.00	0.00	0.00	1800.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
1900.00	0.00	0.00	1900.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
2000.00	0.00	0.00	2000.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
2100.00	0.00	0.00	2100.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
2200.00	0.00	0.00	2200.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
2300.00	0.00	0.00	2300.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
2400.00	0.00	0.00	2400.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	
2431.00	0.00	0.00	2431.00	-0.00	0.00	0.00	469489.30	588859.50	0.00	Nudge
2500.00	1.03	317.66	2500.00	-0.47	0.46	-0.42	469489.76	588859.08	1.50	
2600.00	2.53	317.66	2599.94	-2.81	2.76	-2.52	469492.06	588856.98	1.50	
2700.00	4.03	317.66	2699.78	-7.11	7.00	-6.38	469496.30	588853.12	1.50	
2700.22	4.03	317.66	2700.00	-7.12	7.01	-6.39	469496.31	588853.11	0.00	9 5/8 in
2800.00	5.54	317.66	2799.43	-13.36	13.16	-12.00	469502.46	588847.50	1.50	
2900.00	7.03	317.66	2898.82	-21.58	21.26	-19.37	469510.56	588840.13	1.50	
3000.00	8.54	317.66	2997.90	-31.74	31.27	-28.49	469520.57	588831.01	1.50	
3100.00	10.03	317.66	3096.58	-43.85	43.19	-39.36	469532.49	588820.14	1.50	
3200.00	11.54	317.66	3194.82	-57.89	57.02	-51.96	469546.32	588807.54	1.50	
3300.00	13.04	317.66	3292.52	-73.86	72.75	-66.29	469562.05	588793.21	1.50	
3400.00	14.54	317.66	3389.64	-91.74	90.36	-82.34	469579.66	588777.16	1.50	
3430.68	15.00	317.66	3419.31	-97.61	96.14	-87.61	469585.44	588771.89	1.50	Hold
3500.00	15.00	317.66	3486.27	-111.07	109.40	-99.69	469598.70	588759.81	0.00	
3600.00	15.00	317.66	3582.86	-130.49	128.52	-117.12	469617.82	588742.38	0.00	

5D Plan Report

Interpolated Points: (Relative to Slot centre)(TVD relative to Drill Floor)										
MD (US ft)	Inc (°)	Az (°)	TVD (US ft)	VS (US ft)	N.Offset (US ft)	E.Offset (US ft)	Northing (US ft)	Easting (US ft)	DLS (%/100US ft)	Comment
3700.00	15.00	317.66	3679.46	-149.90	147.65	-134.55	469636.95	588724.95	0.00	
3800.00	15.00	317.66	3776.05	-169.32	166.77	-151.97	469656.07	588707.53	0.00	
3900.00	15.00	317.66	3872.65	-188.74	185.89	-169.40	469675.19	588690.10	0.00	
4000.00	15.00	317.66	3969.24	-208.15	205.02	-186.83	469694.32	588672.67	0.00	
4100.00	15.00	317.66	4065.83	-227.57	224.14	-204.25	469713.44	588655.25	0.00	
4200.00	15.00	317.66	4162.43	-246.99	243.27	-221.68	469732.57	588637.82	0.00	
4300.00	15.00	317.66	4259.02	-266.40	262.39	-239.11	469751.69	588620.39	0.00	
4400.00	15.00	317.66	4355.62	-285.82	281.52	-256.54	469770.82	588602.96	0.00	
4500.00	15.00	317.66	4452.21	-305.24	300.64	-273.96	469789.94	588585.54	0.00	
4600.00	15.00	317.66	4548.81	-324.65	319.76	-291.39	469809.06	588568.11	0.00	
4630.98	15.00	317.66	4578.73	-330.67	325.69	-296.79	469814.99	588562.71	0.00	Drop
4700.00	13.96	317.66	4645.56	-343.62	338.44	-308.41	469827.74	588551.09	1.50	
4800.00	12.46	317.66	4742.91	-360.76	355.33	-323.80	469844.63	588535.70	1.50	
4900.00	10.96	317.66	4840.83	-375.99	370.33	-337.47	469859.63	588522.03	1.50	
5000.00	9.46	317.66	4939.24	-389.30	383.44	-349.41	469872.74	588510.09	1.50	
5100.00	7.96	317.66	5038.09	-400.66	394.63	-359.61	469883.93	588499.89	1.50	
5200.00	6.46	317.66	5137.29	-410.08	403.90	-368.07	469893.20	588491.43	1.50	
5300.00	4.96	317.66	5236.79	-417.54	411.26	-374.77	469900.56	588484.73	1.50	
5400.00	3.46	317.66	5336.52	-423.05	416.68	-379.71	469905.98	588479.79	1.50	
5500.00	1.96	317.66	5436.41	-426.60	420.18	-382.89	469909.48	588476.61	1.50	
5600.00	0.46	317.66	5536.38	-428.18	421.74	-384.32	469911.04	588475.18	1.50	
5630.66	0.00	0.00	5567.04	-428.28	421.83	-384.40	469911.13	588475.10	1.50	Hold
5700.00	0.00	0.00	5636.38	-428.28	421.83	-384.40	469911.13	588475.10	0.00	
5730.66	0.00	0.00	5667.04	-428.28	421.83	-384.40	469911.13	588475.10	0.00	KOP
5800.00	6.93	179.03	5736.21	-424.09	417.64	-384.33	469906.94	588475.17	10.00	
5900.00	16.93	179.03	5833.93	-403.43	396.99	-383.98	469886.29	588475.52	10.00	
6000.00	26.93	179.03	5926.57	-366.13	359.69	-383.35	469848.99	588476.15	10.00	
6100.00	36.93	179.03	6011.33	-313.30	306.87	-382.46	469796.17	588477.04	10.00	
6200.00	46.93	179.03	6085.62	-246.56	240.14	-381.33	469729.44	588478.17	10.00	
6300.00	56.93	179.03	6147.20	-167.93	161.52	-380.00	469650.82	588479.50	10.00	
6400.00	66.93	179.03	6194.19	-79.80	73.40	-378.51	469562.70	588480.99	10.00	
6500.00	76.93	179.03	6225.16	15.15	-21.53	-376.90	469467.77	588482.60	10.00	
6600.00	86.93	179.03	6239.18	114.04	-120.41	-375.23	469368.89	588484.27	10.00	
6630.66	90.00	179.03	6240.00	144.68	-151.05	-374.71	469338.25	588484.79	10.00	LP; 7 in
6700.00	90.00	179.03	6240.00	214.02	-220.38	-373.54	469268.92	588485.96	0.00	
6800.00	90.00	179.03	6240.00	314.02	-320.36	-371.85	469168.94	588487.65	0.00	
6900.00	90.00	179.03	6240.00	414.02	-420.35	-370.16	469068.95	588489.34	0.00	
7000.00	90.00	179.03	6240.00	514.02	-520.33	-368.46	468968.97	588491.04	0.00	
7100.00	90.00	179.03	6240.00	614.02	-620.32	-366.77	468868.98	588492.73	0.00	
7200.00	90.00	179.03	6240.00	714.02	-720.30	-365.08	468769.00	588494.42	0.00	
7300.00	90.00	179.03	6240.00	814.02	-820.29	-363.39	468669.01	588496.11	0.00	
7400.00	90.00	179.03	6240.00	914.02	-920.28	-361.70	468569.02	588497.80	0.00	
7500.00	90.00	179.03	6240.00	1014.02	-1020.26	-360.01	468469.04	588499.49	0.00	
7600.00	90.00	179.03	6240.00	1114.02	-1120.25	-358.32	468369.05	588501.18	0.00	
7700.00	90.00	179.03	6240.00	1214.02	-1220.23	-356.63	468269.07	588502.87	0.00	
7800.00	90.00	179.03	6240.00	1314.02	-1320.22	-354.94	468169.08	588504.56	0.00	
7900.00	90.00	179.03	6240.00	1414.02	-1420.20	-353.24	468069.10	588506.26	0.00	
8000.00	90.00	179.03	6240.00	1514.02	-1520.19	-351.55	467969.11	588507.95	0.00	
8100.00	90.00	179.03	6240.00	1614.02	-1620.18	-349.86	467869.12	588509.64	0.00	
8200.00	90.00	179.03	6240.00	1714.02	-1720.16	-348.17	467769.14	588511.33	0.00	
8300.00	90.00	179.03	6240.00	1814.02	-1820.15	-346.48	467669.15	588513.02	0.00	
8400.00	90.00	179.03	6240.00	1914.02	-1920.13	-344.79	467569.17	588514.71	0.00	
8500.00	90.00	179.03	6240.00	2014.02	-2020.12	-343.10	467469.18	588516.40	0.00	
8600.00	90.00	179.03	6240.00	2114.02	-2120.10	-341.41	467369.20	588518.09	0.00	
8700.00	90.00	179.03	6240.00	2214.02	-2220.09	-339.71	467269.21	588519.79	0.00	
8800.00	90.00	179.03	6240.00	2314.02	-2320.08	-338.02	467169.22	588521.48	0.00	
8900.00	90.00	179.03	6240.00	2414.02	-2420.06	-336.33	467069.24	588523.17	0.00	
9000.00	90.00	179.03	6240.00	2514.02	-2520.05	-334.64	466969.25	588524.86	0.00	
9100.00	90.00	179.03	6240.00	2614.02	-2620.03	-332.95	466869.27	588526.55	0.00	

5D Plan Report

Interpolated Points: (Relative to Slot centre)(TVD relative to Drill Floor)										
MD (US ft)	Inc (°)	Az (°)	TVD (US ft)	VS (US ft)	N.Offset (US ft)	E.Offset (US ft)	Northing (US ft)	Easting (US ft)	DLS (%/100US ft)	Comment
9200.00	90.00	179.03	6240.00	2714.02	-2720.02	-331.26	466769.28	588528.24	0.00	
9300.00	90.00	179.03	6240.00	2814.02	-2820.00	-329.57	466669.30	588529.93	0.00	
9400.00	90.00	179.03	6240.00	2914.02	-2919.99	-327.88	466569.31	588531.62	0.00	
9500.00	90.00	179.03	6240.00	3014.02	-3019.98	-326.19	466469.32	588533.31	0.00	
9600.00	90.00	179.03	6240.00	3114.02	-3119.96	-324.49	466369.34	588535.01	0.00	
9700.00	90.00	179.03	6240.00	3214.02	-3219.95	-322.80	466269.35	588536.70	0.00	
9800.00	90.00	179.03	6240.00	3314.02	-3319.93	-321.11	466169.37	588538.39	0.00	
9900.00	90.00	179.03	6240.00	3414.02	-3419.92	-319.42	466069.38	588540.08	0.00	
10000.00	90.00	179.03	6240.00	3514.02	-3519.90	-317.73	465969.40	588541.77	0.00	
10100.00	90.00	179.03	6240.00	3614.02	-3619.89	-316.04	465869.41	588543.46	0.00	
10200.00	90.00	179.03	6240.00	3714.02	-3719.88	-314.35	465769.42	588545.15	0.00	
10300.00	90.00	179.03	6240.00	3814.02	-3819.86	-312.66	465669.44	588546.84	0.00	
10400.00	90.00	179.03	6240.00	3914.02	-3919.85	-310.96	465569.45	588548.54	0.00	
10500.00	90.00	179.03	6240.00	4014.02	-4019.83	-309.27	465469.47	588550.23	0.00	
10600.00	90.00	179.03	6240.00	4114.02	-4119.82	-307.58	465369.48	588551.92	0.00	
10700.00	90.00	179.03	6240.00	4214.02	-4219.80	-305.89	465269.50	588553.61	0.00	
10800.00	90.00	179.03	6240.00	4314.02	-4319.79	-304.20	465169.51	588555.30	0.00	
10900.00	90.00	179.03	6240.00	4414.02	-4419.78	-302.51	465069.52	588556.99	0.00	
11000.00	90.00	179.03	6240.00	4514.02	-4519.76	-300.82	464969.54	588558.68	0.00	
11100.00	90.00	179.03	6240.00	4614.02	-4619.75	-299.13	464869.55	588560.37	0.00	
11200.00	90.00	179.03	6240.00	4714.02	-4719.73	-297.44	464769.57	588562.06	0.00	
11300.00	90.00	179.03	6240.00	4814.02	-4819.72	-295.74	464669.58	588563.76	0.00	
11400.00	90.00	179.03	6240.00	4914.02	-4919.70	-294.05	464569.60	588565.45	0.00	
11500.00	90.00	179.03	6240.00	5014.02	-5019.69	-292.36	464469.61	588567.14	0.00	
11600.00	90.00	179.03	6240.00	5114.02	-5119.68	-290.67	464369.62	588568.83	0.00	
11700.00	90.00	179.03	6240.00	5214.02	-5219.66	-288.98	464269.64	588570.52	0.00	
11800.00	90.00	179.03	6240.00	5314.02	-5319.65	-287.29	464169.65	588572.21	0.00	
11900.00	90.00	179.03	6240.00	5414.02	-5419.63	-285.60	464069.67	588573.90	0.00	
12000.00	90.00	179.03	6240.00	5514.02	-5519.62	-283.91	463969.68	588575.59	0.00	
12100.00	90.00	179.03	6240.00	5614.02	-5619.60	-282.22	463869.70	588577.28	0.00	
12200.00	90.00	179.03	6240.00	5714.02	-5719.59	-280.52	463769.71	588578.98	0.00	
12300.00	90.00	179.03	6240.00	5814.02	-5819.58	-278.83	463669.72	588580.67	0.00	
12400.00	90.00	179.03	6240.00	5914.02	-5919.56	-277.14	463569.74	588582.36	0.00	
12500.00	90.00	179.03	6240.00	6014.02	-6019.55	-275.45	463469.75	588584.05	0.00	
12600.00	90.00	179.03	6240.00	6114.02	-6119.53	-273.76	463369.77	588585.74	0.00	
12700.00	90.00	179.03	6240.00	6214.02	-6219.52	-272.07	463269.78	588587.43	0.00	
12800.00	90.00	179.03	6240.00	6314.02	-6319.50	-270.38	463169.80	588589.12	0.00	
12900.00	90.00	179.03	6240.00	6414.02	-6419.49	-268.69	463069.81	588590.81	0.00	
13000.00	90.00	179.03	6240.00	6514.02	-6519.48	-266.99	462969.82	588592.51	0.00	
13100.00	90.00	179.03	6240.00	6614.02	-6619.46	-265.30	462869.84	588594.20	0.00	
13200.00	90.00	179.03	6240.00	6714.02	-6719.45	-263.61	462769.85	588595.89	0.00	
13300.00	90.00	179.03	6240.00	6814.02	-6819.43	-261.92	462669.87	588597.58	0.00	
13400.00	90.00	179.03	6240.00	6914.02	-6919.42	-260.23	462569.88	588599.27	0.00	
13500.00	90.00	179.03	6240.00	7014.02	-7019.40	-258.54	462469.90	588600.96	0.00	
13600.00	90.00	179.03	6240.00	7114.02	-7119.39	-256.85	462369.91	588602.65	0.00	
13700.00	90.00	179.03	6240.00	7214.02	-7219.38	-255.16	462269.92	588604.34	0.00	
13800.00	90.00	179.03	6240.00	7314.02	-7319.36	-253.47	462169.94	588606.03	0.00	
13900.00	90.00	179.03	6240.00	7414.02	-7419.35	-251.77	462069.95	588607.73	0.00	
14000.00	90.00	179.03	6240.00	7514.02	-7519.33	-250.08	461969.97	588609.42	0.00	
14075.88	90.00	179.03	6240.00	7589.90	-7595.20	-248.80	461894.10	588610.70	0.00	PBHL 1H

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

APPLICATION OF KAISER-FRANCIS OIL  
COMPANY FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.

Case No. 22017

SELF-AFFIRMED STATEMENT OF NOTICE

COUNTY OF SANTA FE    )  
  ) ss.  
STATE OF NEW MEXICO    )

James Bruce deposes and states:

1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Kaiser-Francis Oil Company.
3. Kaiser-Francis Oil Company has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the application filed herein.
4. Notice of the application was provided to the interest owners, at their last known addresses, by certified mail. Copies of the notice letter and certified return receipts are submitted as Attachment A.
5. Applicant has complied with the notice provisions of Division Rules.
6. I understand that this Self-Affirmed Statement will be used as written testimony in this case. I affirm that my testimony in paragraphs 1 through 5 above is true and correct and is made under penalty of perjury under the laws of the State of New Mexico. My testimony is made as of the date handwritten next to my signature below.

Date: 8/17/21

James Bruce  
James Bruce

EXHIBIT **4**

**JAMES BRUCE**  
ATTORNEY AT LAW

POST OFFICE BOX 1056  
SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213  
SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone)  
(505) 660-6612 (Cell)  
(505) 982-2151 (Fax)  
[jamesbruc@aol.com](mailto:jamesbruc@aol.com)

June 10, 2021

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

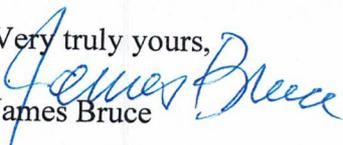
Ladies and gentlemen:

Enclosed is a copy of an application for compulsory pooling, filed with the New Mexico Oil Conservation Division by Kaiser-Francis Oil Company (Case No. 22017), regarding a Delaware well in the W/2SW/4 of Section 24 and the W/2W/2 of Section 25 Township 23 South, Range 28 East, NMPM, in Eddy County, New Mexico.

This matter is scheduled for hearing at 8:15 a.m. on Thursday, July 1, 2021. During the COVID-19 Public Health Emergency, state buildings are closed to the public and the hearing will be conducted remotely. To determine the location of the hearing or to participate in an electronic hearing, go to [emnr.state.nm.us/OCD/hearings](http://emnr.state.nm.us/OCD/hearings) or see the instructions posted on the Division's website, <http://emnr.state.nm.us/OCD/announcements.html>.

You are not required to attend this hearing, but as an owner of an interest who may be affected by the application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting this matter at a later date. A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than Thursday, June 24, 2021. This statement may be filed online with the Division at [ocd.hearings@state.nm.us](mailto:ocd.hearings@state.nm.us), and should include: The name of the party and his or her attorney; a concise statement of the case; the name(s) of the witness(es) the party will call to testify at the hearing; the approximate time the party will need to present his or her case; and identification of any procedural matters that need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the undersigned.

Very truly yours,

  
James Bruce

Attorney for Kaiser-Francis Oil Company

ATTACHMENT

**A**

EXHIBIT A

BK Exploration Corporation  
Suite 401  
10159 East 11<sup>th</sup> Street  
Tulsa, Oklahoma 74128

BK Exploration Corporation  
P.O. Box 52098  
Tulsa, Oklahoma 74152

Devon Energy Production Company, L.P.  
333 West Sheridan Avenue  
Oklahoma City, Oklahoma 74102

Chevron U.S.A. Inc.  
6301 Deauville Boulevard  
Midland, Texas 79706

Attention: Permitting Team

OXY USA WTP Limited Partnership  
Suite 110  
5 Greenway Plaza  
Houston, Texas 77046

Marathon Oil Permian LLC  
5555 San Felipe Street  
Houston, Texas 77056

Sylvite Corporation  
Suite 200  
6966 South Utic  
Tulsa, Oklahoma 74136

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**OFFICIAL USE**

**1. Article Addressed to:**

Complete items 1, 2, and 3.  
Print your name and address on the reverse so that we can return the card to you.  
Attach this card to the back of the mailpiece, or on the front if space permits.

Devon Energy Production Company, L.P.  
333 West Sheridan Avenue  
Oklahoma City, Oklahoma 74102

7020 2450 0002 1362 8907

PS Form 3811, July 2015 PSN 7530-02-000-9053

**2. Article** 7020 2450 0002 1362 8907 (over \$500)

**3. Service Type**

Priority Mail Express®  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Collect on Delivery Restricted Delivery

Registered Mail™  
 Return Receipt for Merchandise  
 Signature Confirmation™  
 Restricted Delivery

**4. Agent**  **Address**   
**5. Date of Delivery** 6/22/21

**6. Is delivery address different from item 1?**  Yes  No

**7. Article Addressed to:**

Complete items 1, 2, and 3.  
Print your name and address on the reverse so that we can return the card to you.  
Attach this card to the back of the mailpiece, or on the front if space permits.

OXY USA WTP Limited Partnership  
Suite 110  
5 Greenway Plaza  
Houston, Texas 77046

7020 2450 0002 1362 8907

PS Form 3800, April 2015 PSN 7530-02-000-9047

7020 2450 0002 1362 8907

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**1. Article Addressed to:**

Complete items 1, 2, and 3.  
Print your name and address on the reverse so that we can return the card to you.  
Attach this card to the back of the mailpiece, or on the front if space permits.

Devon Energy Production Company, L.P.  
333 West Sheridan Avenue  
Oklahoma City, Oklahoma 74102

7020 2450 0002 1362 8907

PS Form 3811, July 2015 PSN 7530-02-000-9053

**2. Article** 7020 2450 0002 1362 8907 (over \$500)

**3. Service Type**

Priority Mail Express®  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Collect on Delivery Restricted Delivery

Registered Mail™  
 Return Receipt for Merchandise  
 Signature Confirmation™  
 Restricted Delivery

**4. Agent**  **Address**   
**5. Date of Delivery** 6/22/21

**6. Is delivery address different from item 1?**  Yes  No

**7. Article Addressed to:**

Complete items 1, 2, and 3.  
Print your name and address on the reverse so that we can return the card to you.  
Attach this card to the back of the mailpiece, or on the front if space permits.

OXY USA WTP Limited Partnership  
Suite 110  
5 Greenway Plaza  
Houston, Texas 77046

7020 2450 0002 1362 8907

PS Form 3800, April 2015 PSN 7530-02-000-9047

7020 2450 0002 1362 8907

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**OFFICIAL USE**

Certified Mail Fee \$ \_\_\_\_\_

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ \_\_\_\_\_

Return Receipt (electronic) \$ \_\_\_\_\_

Certified Mail Restricted Delivery \$ \_\_\_\_\_

Adult Signature Required \$ \_\_\_\_\_

Adult Signature Restricted Delivery \$ \_\_\_\_\_

Postage \$ \_\_\_\_\_

**Total Postage and Fees** \$ \_\_\_\_\_

Sent To Marathon Oil Permian LLC  
5555 San Felipe Street  
Houston, Texas 77056

Street and Apt. No., or P.O. Box No. \_\_\_\_\_

City, State, Zip+4® \_\_\_\_\_

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

Complete items 1, 2, and 3.  
Print your name and address on the reverse so that we can return the card to you.  
Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

BK Exploration Corporation  
Suite 401  
10159 East 11<sup>th</sup> Street  
Tulsa, Oklahoma 74128

9590 9402 6769 1074 4390 37

7020 2450 0002 1362 8921 (over \$500)

2. Article Number (Transfer from carrier label)

PS Form 3811, July 2020 PSN 7530-02-000-9053

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  Addressee

B. Received by (Printed Name) W. Blaws Date of Delivery 7/23/21

D. Is delivery address different from item 1?  Yes  No  
If YES, enter delivery address below:

C-1A

3. Service Type

Priority Mail Express®

Registered Mail™

Adult Signature Restricted Delivery

Certified Mail®

Signature Confirmation™

Collect on Delivery

Collect on Delivery Restricted Delivery

Domestic Return Receipt

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**OFFICIAL USE**

Certified Mail Fee \$ \_\_\_\_\_

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ \_\_\_\_\_

Return Receipt (electronic) \$ \_\_\_\_\_

Certified Mail Restricted Delivery \$ \_\_\_\_\_

Adult Signature Required \$ \_\_\_\_\_

Adult Signature Restricted Delivery \$ \_\_\_\_\_

Postage \$ \_\_\_\_\_

**Total Postage and Fees** \$ \_\_\_\_\_

Sent To BK Exploration Corporation  
Suite 401  
10159 East 11<sup>th</sup> Street  
Tulsa, Oklahoma 74128

Street and Apt. No., or PO Box No. \_\_\_\_\_

City, State, Zip+4® \_\_\_\_\_

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

Complete items 1, 2, and 3.  
Print your name and address on the reverse so that we can return the card to you.  
Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Marathon Oil Permian LLC  
5555 San Felipe Street  
Houston, Texas 77056

9590 9402 5387 9189 2965 00

7020 2450 0002 1362 8877 (over \$500)

2. Article Number (Transfer from carrier label)

PS Form 3811, July 2015 PSN 7530-02-000-9053

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  Addressee

B. Received by (Printed Name) [Signature] Date of Delivery 7/23/21

D. Is delivery address different from item 1?  Yes  No  
If YES, enter delivery address below:

3. Service Type

Priority Mail Express®

Registered Mail™

Adult Signature Restricted Delivery

Certified Mail®

Signature Confirmation™

Collect on Delivery

Collect on Delivery Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Sylvite Corporation  
Suite 200  
6966 South Utic  
Tulsa, Oklahoma 74136



9590 9402 6769 1074 4390 20

2. Article Number (Transfer from service label)

7020 2450 0002 1362

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

- A. Signature  Agent  Addressee  
 B. Received by (Printed Name) Terrance Mosby C. Date of Delivery 6-21-21  
 D. Is delivery address different from item 1?  Yes  No  
 If YES, enter delivery address below:

3. Service Type  
 Adult Signature  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Certified Mail Restricted Delivery  
 Signature Confirmation™  
 Signature Confirmation Restricted Delivery

Priority Mail Express®  
Registered Mail™  
Registered Mail Restricted Delivery

Domestic Return Receipt

*RF Del*

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Certified Mail Fee \$  
 Extra Services & Fees (check box, add fee as appropriate)  
 Return Receipt (hardcopy) \$  
 Return Receipt (electronic) \$  
 Certified Mail Restricted Delivery \$  
 Adult Signature Required \$  
 Adult Signature Restricted Delivery \$  
 Postage \$

Total Postage and Fees \$

BK Exploration Corporation  
 P.O. Box 52098  
 Tulsa, Oklahoma 74152

Sent To  
 Street and Apt. No.,  
 City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

1768 2967 2000 0572 0202

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

BK Exploration Corporation  
 P.O. Box 52098  
 Tulsa, Oklahoma 74152



9590 9402 5387 9189 2964 63

2. Article Number (Transfer from service label)

7020 2450 0002 1362

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

- A. Signature *Budw*  Agent  Addressee  
 B. Received by (Printed Name) C. Date of Delivery  
 D. Is delivery address different from item 1?  Yes  No  
 If YES, enter delivery address below:

3. Service Type  
 Adult Signature  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Certified Mail Restricted Delivery  
 Collect on Delivery  
 Collect on Delivery Restricted Delivery

Priority Mail Express®  
 Registered Mail™  
 Registered Mail Restricted Delivery  
 Return Receipt for Merchandise  
 Signature Confirmation™  
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

*RF Del*

7020 2450 0002 1362 0572 0202

**SENDER: COMPLETE THIS SECTION**

1. Article Addressed to:

Complete items 1, 2, and 3.  
 Print your name and address on the reverse so that we can return the card to you.  
 Attach this card to the back of the mailpiece, or on the front if space permits.

Chevron U.S.A. Inc.  
 6301 Deauville Boulevard  
 Midland, Texas 79706

9590 9402 5387 9189 2964 94

2. Article Identification Number from outside label  
 7020 2450 0002 1362 8891

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
 Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type  Priority Mail Express®  
 Registered Mail™  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Certified Mail Restricted Delivery  
 Return Receipt for Merchandise  
 Collect on Delivery Restricted Delivery  Signature Confirmation™  
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

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**OFFICIAL USE**

Certified Mail Fee \$  
 Extra Services & Fees (check box, add fee as appropriate)  
 Return Receipt (hardcopy) \$  
 Return Receipt (electronic) \$  
 Certified Mail Restricted Delivery \$  
 Adult Signature Required \$  
 Adult Signature Restricted Delivery \$  
 Postage \$

Postmark Here

**Total Postage and Fees**  
 \$

Chevron U.S.A. Inc.  
 6301 Deauville Boulevard  
 Midland, Texas 79706

Sent To  
 Street and Apt. No., or PO Box No.  
 City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

# Carlsbad Current Argus.

PART OF THE USA TODAY NETWORK

## Affidavit of Publication

Ad # 0004784686

This is not an invoice

**JAMES BRUCE ATTORNEY AT LAW**  
POBOX 1056

**SANTA FE, NM 87504-1056**

I, a legal clerk of the **Carlsbad Current Argus**, a newspaper published daily at the City of **Carlsbad**, in said county of Eddy, state of New Mexico and of general paid circulation in said county; that the same is a duly qualified newspaper under the laws of the State wherein legal notices and advertisements may be published; that the printed notice attached hereto was published in the regular and entire edition of said newspaper and not in supplement thereof on the date as follows, to wit:

06/18/2021

  
Legal Clerk

Subscribed and sworn before me this June 18, 2021:

  
State of WI, County of Brown  
NOTARY PUBLIC

1-7-25  
My commission expires

**KATHLEEN ALLEN**  
Notary Public  
State of Wisconsin

Ad # 0004784686  
PO #:  
# of Affidavits 1

This is not an invoice

### NOTICE

To: BK Exploration Corporation, Devon Energy Production Company L.P., Marathon Oil Permian LLC, Chevron U.S.A. Inc., OXY USA WTP Limited Partnership, and Sylvite Corporation, or your heirs, devisees, successors, or assigns: Kaise-r-Francis Oil Company has filed an application with the New Mexico Oil Conservation Division seeking an order pooling all mineral interest owners in the Delaware formation underlying a horizontal spacing unit comprised of the W/2SW/4 of Section 24 and the W/2W/2 of Section 25, Township 23 South, Range 28 East, NMPPM, Eddy County, New Mexico. The unit will be dedicated to the Brantley Fee 2425 LBC Well No. 1H, with a first take point in the NW/4SW/4 of Section 24 and a final take point in the SW/4SW/4 of Section 25. Also to be considered will be the cost of drilling, completing, and equipping the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the well, and a 200% charge for the risk involved in drilling, completing, and equipping the well. This matter is scheduled for hearing at 8:15 a.m. on Thursday, July 1, 2021. During the COVID-19 Public Health Emergency, state buildings are closed to the public and the hearing will be conducted remotely. To determine the location of the hearing or to participate in an electronic hearing, go to [emnrd.state.nm.us/OCD/hearings](http://emnrd.state.nm.us/OCD/hearings) or see the instructions posted on the Division's website, <http://emnrd.state.nm.us/OCD/announcements.html>. You are not required to attend this hearing, but as an owner of an interest who may be affected by the applications, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting this matter at a later date. The attorney for applicant is James Bruce, P.O. Box 1056, Santa Fe, New Mexico 87504. The unit is located approximately 3 miles southeast of Malaga, New Mexico.  
#4784686, Current Argus, June 18, 2021

EXHIBIT

5

**COMPULSORY POOLING APPLICATION CHECKLIST****ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS**

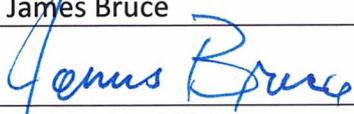
<b>Case:</b>	<b>22017</b>
<b>Date</b>	<b>August 19, 2021</b>
Applicant	Kaiser-Francis Oil Company
Designated Operator & OGRID (affiliation if applicable)	Kaiser-Francis Oil Company/OGRID No. 12361
Applicant's Counsel:	James Bruce
Case Title:	Application of Kaiser-Francis Oil Company for Compulsory Pooling, Eddy County, New Mexico
Entries of Appearance/Intervenors:	
Well Family	Brantley Fee 2425 LBC Well No. 1H
<b>Formation/Pool</b>	
Formation Name(s) or Vertical Extent:	Delaware formation/Lower Brushy Canyon
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Delaware formation
Pool Name and Pool Code:	Loving; Brushy Canyon, East (Pool Code 40350)
Well Location Setback Rules:	Statewide rules and current horizontal well rules
Spacing Unit Size:	Quarter-quarter Section/40 acres
<b>Spacing Unit</b>	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	240 acres
Building Blocks:	40 acres
Orientation:	North-South
Description: TRS/County	W/2SW/4 §24 and W/2W/2 §25-23S-28E, NMPM, Eddy County
Standard Horizontal Well Spacing Unit (Y/N), If No, describe	Yes
<b>Other Situations</b>	
Depth Severance: Y/N. If yes, description	No
Proximity Tracts: If yes, description	No
Proximity Defining Well: if yes, description	
Applicant's Ownership in Each Tract	Exhibit 2-C
<b>Well(s)</b>	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non- standard)	Brantley Fee 2425 LBC Well No. 2H API No. 30-015-PENDING SHL: 2465 FSL & 1038 FWL §24 BHL: 50 FSL & 660 FWL §25 FTP: 2540 FSL & 660 FWL §24 LTP: 100 FSL & 660 FWL §25 Delaware/TVD 6200 feet/MD 14360 feet
Horizontal Well First and Last Take Points	See above
Completion Target (Formation, TVD and MD)	See above

EXHIBIT

6

A/E Capex and Operating Costs	
Drilling Supervision/Month \$	\$8000
Production Supervision/Month \$	\$800
Justification for Supervision Costs	Exhibit 2, page 2
Requested Risk Charge	Cost + 200%/Exhibit 2, page 2
<b>Notice of Hearing</b>	
Proposed Notice of Hearing	Exhibit 1
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit 4
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit 5
<b>Ownership Determination</b>	
Land Ownership Schematic of the Spacing Unit	Exhibit 2-A
Tract List (including lease numbers and owners)	
Pooled Parties (including ownership type)	Exhibit 2-C
Unlocatable Parties to be Pooled	
Ownership Depth Severance (including percentage above & below)	None
<b>Joinder</b>	
Sample Copy of Proposal Letter	Exhibit 2-D
List of Interest Owners ( <i>i.e.</i> Exhibit A of JOA)	Exhibit 2-C
Chronology of Contact with Non-Joined Working Interests	Exhibit 2=D
Overhead Rates In Proposal Letter	
Cost Estimate to Drill and Complete	Exhibit 2-E
Cost Estimate to Equip Well	Exhibit 2-E
Cost Estimate for Production Facilities	Exhibit 2-E
<b>Geology</b>	
Summary (including special considerations)	Exhibit 3
Spacing Unit Schematic	Exhibit 3-A
Gunbarrel/Lateral Trajectory Schematic	Exhibit 3-C
Well Orientation (with rationale)	Standup/Exhibit 3, page 2
Target Formation	Delaware/Lower Brushy Canyon
HSU Cross Section	Exhibit 3-C
Depth Severance Discussion	Not Applicable
<b>Forms, Figures and Tables</b>	
C-102	Exhibit 2-B
Tracts	Exhibit 2-A
Summary of Interests, Unit Recapitulation (Tracts)	Exhibit 2-C
General Location Map (including basin)	Exhibit 2-A
Well Bore Location Map	Exhibit 2-B
Structure Contour Map - Subsea Depth	Exhibit 3-A
Cross Section Location Map (including	Exhibit 3-A

wells)

Cross Section (including Landing Zone)	Exhibit 3-C
<b>Additional Information</b>	
<b>CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.</b>	
<b>Printed Name</b> (Attorney or Party Representative):	James Bruce
<b>Signed Name</b> (Attorney or Party Representative):	
<b>Date:</b>	August 17, 2021