

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

**APPLICATION OF MRC PERMIAN
COMPANY FOR APPROVAL OF AN
OVERLAPPING HORIZONTAL WELL SPACING
UNIT AND COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 23493

AMENDED NOTICE OF SUPPLEMENTAL EXHIBIT

MRC Permian Company, applicant in the above-referenced case, gives notice that it is re-filing the attached exhibit for acceptance into the record to include the notice letter in Case No. 23493.

Respectfully submitted,

HOLLAND & HART LLP



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ATTORNEYS FOR MRC PERMIAN COMPANY

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CASE NO. 23493

NOTICE OF SUPPLEMENTAL EXHIBIT

MRC Permian Company, applicant in the above-referenced case, gives notice that it is filing the attached exhibit for acceptance into the record.

Supplemental Exhibit G is a self-affirmed statement of notice, notice letter, mailing report, and affidavit of notice of publication for notice to pooled parties in Case No. 23493.

Respectfully submitted,

HOLLAND & HART LLP



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CASE NO. 23493

**SELF-AFFIRMED STATEMENT OF
PAULA M. VANCE**

1. I am attorney in fact and authorized representative of MRC Permian Company (“MRC”), the Applicant herein. I have personal knowledge of the matter addressed herein and am competent to provide this self-affirmed statement.
2. The above-referenced application and notice of the hearing on this application was sent by certified mail to the locatable affected parties on the date set forth in the letter attached hereto.
3. The spreadsheet attached hereto contains the names of the parties to whom notice was provided.
4. The spreadsheet attached hereto contains the information provided by the United States Postal Service on the status of the delivery of this notice as of May 24, 2023.
5. I caused a notice to be published to all parties subject to these compulsory pooling proceedings. An affidavit of publication from the publication’s legal clerk with a copy of the notice publication is attached herein.
6. I affirm under penalty of perjury under the laws of the State of New Mexico that

**BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Supplemental Exhibit No. G
Submitted by: MRC Permian Company
Hearing Date: June 1, 2023
Case No. 23493**

the foregoing statements are true and correct. I understand that this self-affirmed statement will be used as written testimony in this case. This statement is made on the date next to my signature below.



Paula M. Vance

5/26/23

Date



Paula M. Vance
Associate
Phone (505) 988-4421
Email pmvance@hollandhart.com

May 12, 2023

VIA CERTIFIED MAIL
CERTIFIED RECEIPT REQUESTED

TO: ALL INTEREST OWNERS SUBJECT TO POOLING PROCEEDINGS AND ALL WORKING INTEREST OWNERS AFFECTED BY THE PROPOSED OVERLAPPING SPACING UNIT

Re: Application of MRC Permian Company for Approval of an Overlapping Well Spacing Unit and Compulsory Pooling, Eddy County, New Mexico: *Whitby 2526 Fed Com #201H & #202H wells*

Ladies & Gentlemen:

This letter is to advise you that MRC Permian Company has filed the enclosed application with the New Mexico Oil Conservation Division. A hearing has been requested before a Division Examiner on June 1, 2023, and the status of the hearing can be monitored through the Division’s website at <https://www.emnrd.nm.gov/ocd/>.

The hearing will be conducted on June 1, 2023, beginning at 8:15 a.m. Due to ongoing construction and associated space limitations at the Wendell Chino Building, Parties, Counsel for Parties, and the public are encouraged to attend/participate via the Webex Meeting platform. To participate in the electronic hearing, see the instructions posted on the OCD Hearings website: <https://www.emnrd.nm.gov/ocd/hearing-info/>.

You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date. Parties appearing in cases are required to file a Pre-hearing Statement four business days in advance of a scheduled hearing that complies with the provisions of NMAC 19.15.4.13.B.

If you have any questions about this matter, please contact Hawks Holder at (972) 619-4336 or hawks.holder@matadorresources.com.

Sincerely,

Paula M. Vance
ATTORNEY FOR MRC PERMIAN COMPANY

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Mail to: P.O. Box 2208, Santa Fe, NM 87504-2208
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Alaska	Montana	Utah
Colorado	Nevada	Washington, D.C.
Idaho	New Mexico	Wyoming

MRC - Whitby 121H, 201H-202H wells
 Cases 23489 23493 Postal Delivery Reports

TrackingNo	ToName	DeliveryAddress	City	State	Zip	USPS_Status
9414811898765424684878	Bryant E. Kirk	2355 Oakland Bnd	San Antonio	TX	78258-7210	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765424684830	Ronald T. May	2163 Lima Loop Ste 2-123	Laredo	TX	78045-6420	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765424684847	Westway Petro	1200 Enclave Pkwy Attn Md417	Houston	TX	77077-1764	Your item was delivered to the front desk, reception area, or mail room at 11:58 am on May 17, 2023 in HOUSTON, TX 77077.
9414811898765424684892	Guest Petroleum, Inc.	PO Box 805	Edmond	OK	73083-0805	Your item was picked up at the post office at 5:38 pm on May 16, 2023 in EDMOND, OK 73034.

Carlsbad Current Argus.

PART OF THE USA TODAY NETWORK

Affidavit of Publication

Ad # 0005700417

This is not an invoice

HOLLAND AND HART
POBOX 2208

SANTA FE, NM 87504

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 in editions dated as follows:

05/14/2023



Legal Clerk

Subscribed and sworn before me this May 14, 2023:



State of WI, County of Brown
NOTARY PUBLIC



My commission expires

KATHLEEN ALLEN
Notary Public
State of Wisconsin

Ad # 0005700417
PO #: Case No. 23493
of Affidavits 1

This is not an invoice

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

The State of New Mexico, Energy Minerals and Natural Resources Department, Oil Conservation Division ("Division") hereby gives notice that the Division will hold public hearings before a hearing examiner on the following case. The hearing will be conducted remotely on Thursday, June 1, 2023, beginning at 8:15 a.m. To participate in the electronic hearing, see the instructions posted below. The docket may be viewed at <https://www.emnrd.nm.gov/ocd/hearing-info/> or obtained from Marlene Salvidrez, at Marlene.Salvidrez@emnrd.nm.gov. Documents filed in the case may be viewed at <https://ocdimage.emnrd.nm.gov/Imaging/Default.aspx>. If you are an individual with a disability who needs a reader, amplifier, qualified sign language interpreter, or other form of auxiliary aid or service to attend or participate in a hearing, contact Marlene Salvidrez at Marlene.Salvidrez@emnrd.nm.gov, or the New Mexico Relay Network at 1-800-659-1779, no later than May 22, 2023.

Persons may view and participate in the hearings through the following link:

<https://nmemnrd.webex.com/nmemnrd/j.php?MTID=ma6ae23341387d744a0ac0dd42666b517>
Webinar number: 2487 125 5805

Join by video system: 24871255805@nmemnrd.webex.com
You can also dial 173.243.2.68 and enter your webinar number

Join by phone: 1-844-992-4726 United States Toll Free
+1-408-418-9388 United States Toll
Access code: 2487 125 5805

Panelist password: SVkzTp8GF43 (78598784 from phones and video systems)

**STATE OF NEW MEXICO TO:
All named parties and persons
having any right, title, interest
or claim in the following case
and notice to the public.**

(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.)

To: All interest owners subject to pooling proceedings and all working interest owners affected by the proposed overlapping spacing unit, including: Guest Petroleum, Inc.; Westway Petro; Ronald T. May, his heirs and devisees; and Bryant E. Kirk, his heirs and devisees.

Case No. 23493: Application of MRC Permian Company for Approval of an Overlapping Horizontal Well Spacing Unit and Compulsory Pooling, Eddy County, New Mexico. Applicant in the above-styled cause seeks an order (a) approving a standard 640-acre, more or less, overlapping horizontal well spacing unit in the Wolfcamp formation comprised of the N/2 of Section 25 and 26, Township 21 South, Range 27 East, NMPM, Eddy County, New Mexico, and (b) pooling all uncommitted mineral interests in this overlapping horizontal well spacing unit. Said unit will be initially dedicated to the proposed **Whitby 2526 Fed Com #201H** well, to be horizontally drilled from a surface location in the NE/4 NE/4 (Unit A) of Section 25 to a bottom hole location in the NW/4 NW/4 (Unit D) of Section 26; and the **Whitby 2526 Fed Com #202H** well, to be horizontally drilled from a sur-

face location in the SE/4 NE/4 (Unit H) of Section 25 to a bottom hole location in the SW/4 NW/4 (Unit E) of Section 26. This 640-acre horizontal well spacing unit will overlap the following existing vertical well spacing units covering portions of the subject acreage:

- 320-acre, more or less, vertical well spacing unit comprised of the W/2 of Section 25, Township 21 South, Range 27 East, dedicated to the Toothman Gas Com #1 well (API: 30-015-21566);
- 320-acre, more or less, vertical well spacing unit comprised of the E/2 of Section 26, Township 21 South, Range 27 East, dedicated to the E J Garner Com #1 well (API: 30-015-22722); and
- 40-acre, more or less, vertical well spacing unit comprised of the SE/4 NW/4 (Unit F) of Section 26, Township 21 South, Range 27 East, dedicated to the Baumgartner Federal Gas Com #2Y (API: 30-015-31971).

Also, to be considered will be the cost of drilling and completing the wells and the allocation of the cost thereof, actual operating costs and charges for supervision, designation of Matador Production Company as operator of the wells, and a 200% charge for risk involved in drilling said wells. Said area is located approximately 4 miles northeast of Carlsbad, New Mexico.

#5700417, Current Argus, May 14, 2023