

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

**APPLICATION OF BTA OIL PRODUCERS,
LLC FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

CASE NO. 23662

HEARING EXHIBITS

Compulsory Pooling Checklist

- | | |
|-----------|--|
| Exhibit A | Self-Affirmed Statement of Adams Davenport |
| A-1 | Application & Proposed Notice of Hearing |
| A-2 | C-102 |
| A-3 | Plat of Tracts, Tract Ownership, Applicable Lease Numbers, Pooled Parties, Unit Recapitulation |
| A-4 | Sample Well Proposal Letter & AFE |
| A-5 | Chronology of Contact |
| Exhibit B | Self-Affirmed Statement of David Childers |
| B-1 | Location Map of the Capitan 22301 28-21 State Com #17H well |
| B-2 | Pennsylvanian Shale Subsea Structure Map, Cross-Section Line |
| B-3 | Stratigraphic Cross-Section |
| B-4 | Gross Isopach Map |
| Exhibit C | Self-Affirmed Statement of Dana S. Hardy |
| C-1 | Sample Notice Letter to All Interested Parties |
| C-2 | Chart of Notice to All Interested Parties |
| C-3 | Copies of Certified Mail Receipts and Returns |
| C-4 | Affidavit of Publication for July 14, 2023 |

COMPULSORY POOLING APPLICATION CHECKLIST

ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS

Case: 23662	APPLICANT'S RESPONSE
Date	August 3, 2023
Applicant	BTA Oil Producers, LLC
Designated Operator & OGRID (affiliation if applicable)	OGRID No. 260297
Applicant's Counsel:	Hinkle Shanor LLP
Case Title:	Application of BTA Oil Producers, LLC for Compulsory Pooling, Lea County, New Mexico.
Entries of Appearance/Intervenors:	None
Well Family	Capitan
Formation/Pool	
Formation Name(s) or Vertical Extent:	Pennsylvanian Shale
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Pennsylvanian Shale
Pool Name and Pool Code:	WC025 G09 S173615C; Upper Penn Pool (Code 98333)
Well Location Setback Rules:	Statewide
Spacing Unit	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	320-acres
Building Blocks:	quarter-quarter
Orientation:	North/South
Description: TRS/County	W/2 E/2 of Sections 21 and 28, Township 16 South, Range 36 East, Lea County.
Standard Horizontal Well Spacing Unit (Y/N), If No, describe and is approval of non-standard unit requested in this application?	Yes.
Other Situations	
Depth Severance: Y/N. If yes, description	No
Proximity Tracts: If yes, description	No
Proximity Defining Well: if yes, description	N/A
Applicant's Ownership in Each Tract	Exhibit A-3
Well(s)	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	Add wells as needed
Well #1	Capitan 22301 28-21 State Com #17H (API # ---) SHL: 250' FSL & 1330' FEL (Unit O), Section 28, T16S, R36E BHL: 50' FNL & 1980' FEL (Unit B), Section 21, T16S, R36E Completion Target: Pennsylvanian Shale (Approx. 11,515' TVD)
Horizontal Well First and Last Take Points	Exhibit A-2
Completion Target (Formation, TVD and MD)	Exhibit A-4
AFE Capex and Operating Costs	
Drilling Supervision/Month \$	\$12,000.00
Production Supervision/Month \$	\$1,200.00
Justification for Supervision Costs	Exhibit A

Requested Risk Charge	200%	Received by OCD: 8/1/2023 4:34:49 PM	Page 3 of 40
Notice of Hearing			
Proposed Notice of Hearing	Exhibit A-1		
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit C-1, Exhibit C-2, Exhibit C-3		
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit C-4		
Ownership Determination			
Land Ownership Schematic of the Spacing Unit	Exhibit A-3		
Tract List (including lease numbers and owners)	Exhibit A-3		
If approval of Non-Standard Spacing Unit is requested, Tract List (including lease numbers and owners) of Tracts subject to notice requirements.	N/A		
Pooled Parties (including ownership type)	Exhibit A-3		
Unlocatable Parties to be Pooled	N/A		
Ownership Depth Severance (including percentage above & below)	N/A		
Joinder			
Sample Copy of Proposal Letter	Exhibit A-4		
List of Interest Owners (ie Exhibit A of JOA)	Exhibit A-3		
Chronology of Contact with Non-Joined Working Interests	Exhibit A-5		
Overhead Rates In Proposal Letter	Exhibit A-4		
Cost Estimate to Drill and Complete	Exhibit A-4		
Cost Estimate to Equip Well	Exhibit A-4		
Cost Estimate for Production Facilities	Exhibit A-4		
Geology			
Summary (including special considerations)	Exhibit B		
Spacing Unit Schematic	Exhibit B-1		
Gunbarrel/Lateral Trajectory Schematic	N/A		
Well Orientation (with rationale)	Exhibit B		
Target Formation	Exhibit B		
HSU Cross Section	Exhibit B-3		
Depth Severance Discussion	N/A		
Forms, Figures and Tables			
C-102	Exhibit A-2		
Tracts	Exhibit A-3		
Summary of Interests, Unit Recapitulation (Tracts)	Exhibit A-3		
General Location Map (including basin)	Exhibit B-1		
Well Bore Location Map	Exhibit B-1		
Structure Contour Map - Subsea Depth	Exhibit B-2		
Cross Section Location Map (including wells)	Exhibit B-3		
Cross Section (including Landing Zone)	Exhibit B-3		
Gross Isopach Map	Exhibit B-4		
Additional Information			
Special Provisions/Stipulations	N/A		
CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.			

Printed Name (Attorney or Party Representative):	Dana S. Hardy	<i>Page 4 of 40</i>
Signed Name (Attorney or Party Representative):	/s/ Dana S. Hardy	
Date:		8/1/2023

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

**APPLICATION OF BTA OIL PRODUCERS,
LLC FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

CASE NO. 23662

**SELF-AFFIRMED STATEMENT
OF ADAMS DAVENPORT**

1. I am a landman at BTA Oil Producers, LLC (“BTA”) and am over 18 years of age. I have personal knowledge of the matters addressed herein and am competent to provide this Self-Affirmed Statement. I have previously testified before the New Mexico Oil Conservation Division (“Division”) and my credentials as an expert in land matters were accepted as a matter of record.

2. I am familiar with the land matters involved in the above-referenced case. Copies of BTA’s application and proposed hearing notice are attached as **Exhibit A-1**.

3. None of the parties proposed to be pooled in this case indicated opposition to this matter proceeding by affidavit, therefore I do not expect any opposition at hearing.

4. BTA seeks an order pooling all uncommitted mineral interests in the Pennsylvanian Shale formation underlying a 320-acre, more or less, standard horizontal spacing unit comprised of the W/2 E/2 of Section 28 and the W/2 E/2 of Section 21, Township 16 South, Range 36 East, Lea County, New Mexico (“Unit”).

5. The Unit will be dedicated to the **Capitan 22301 28-21 State Com #17H** well (“Well”), which will be completed in the WC025 G09 S173615C; Upper Penn Pool (Code 98333). The Well will be horizontally drilled from a surface hole location in the SW/4 SE/4 (Unit O) of Section 28 to a bottom hole location in the NW/4 NE/4 (Unit B) of Section 21.

6. The completed interval of the Well will be orthodox.

**BTA Oil Producers, LLC
Case No. 23662
Exhibit A**

7. **Exhibit A-2** contains the C-102 for the Well.
8. **Exhibit A-3** contains a plat identifying ownership by tract in the Unit. This exhibit also includes any applicable lease numbers, a unit recapitulation, and the interests BTA seeks to pool highlighted in yellow. All of the parties are locatable.
9. BTA has conducted a diligent search of all county public records including phone directories and computer databases.
10. **Exhibit A-4** contains a sample well proposal letter and AFE sent to working interest owners for the Well. The estimated costs reflected on the AFE are fair and reasonable and comparable to the cost of other wells of similar depth and length drilled in the subject formation in the area.
11. In my opinion, BTA made a good-faith effort to reach voluntary joinder of uncommitted interests in the Well as indicated by the chronology of contact described in **Exhibit A-5**.
12. BTA requests overhead and administrative rates of \$12,000 per month while the Well is being drilled and \$1,200 per month while the Well is producing. These rates are fair and are comparable to the rates charged by BTA and other operators in the vicinity.
13. The attached exhibits were either prepared by me or under my supervision or were compiled from company business records.
14. In my opinion, the granting of BTA's application will serve the interests of conservation, the protection of correlative rights, and the prevention of waste.
15. I understand this Self-Affirmed Statement will be used as written testimony in this case. I affirm that my testimony 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.

Adams Davenport
Adams Davenport

08/01/2023
Date

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

**APPLICATION OF BTA OIL PRODUCERS, LLC
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.**

CASE NO. 23662

APPLICATION

Pursuant to NMSA 1978, § 70-2-17, BTA Oil Producers, LLC (OGRID No. 260297) (“BTA” or “Applicant”) applies for an order pooling all uncommitted interests in the Pennsylvanian Shale formation underlying a 320-acre, more or less, standard horizontal spacing unit comprised of the W/2 E/2 of Sections 21 and 28, Township 16 South, Range 36 East, Lea County, New Mexico (“Unit”). In support of this application, BTA states the following.

1. Applicant is a working interest owner in the Unit and has the right to drill wells thereon.
2. The Unit will be dedicated to the **Capitan 22301 28-21 State Com #17H** well (“Well”), to be drilled from a surface hole location in the SW/4 SE/4 (Unit O) of Section 28, to a bottom hole location in the NW/4 NE/4 (Unit B) of Section 21.
3. The completed interval of the Well will be orthodox.
4. Applicant has undertaken diligent, good-faith efforts to obtain voluntary agreements from all interest owners to participate in the drilling of the Well but has been unable to obtain voluntary agreements from all interest owners.
5. The pooling of uncommitted interests will avoid the drilling of unnecessary wells, prevent waste, and protect correlative rights.

**BTA Oil Producers, LLC
Case No. 23662
Exhibit A-1**

6. In order to allow Applicant to obtain its just and fair share of the oil and gas underlying the subject lands, all uncommitted interests in the Unit should be pooled and Applicant should be designated as the operator of the Well and Unit.

WHEREFORE, Applicant requests that this application be set for hearing before an Examiner of the Oil Conservation Division on August 3, 2023, and, after notice and hearing as required by law, the Division enter an order:

- A. Pooling all uncommitted interests in the Unit;
- B. Approving the Well in the Unit;
- C. Designating Applicant as operator of the Unit and the Well to be drilled thereon;
- D. Authorizing Applicant to recover its costs of drilling, equipping and completing the Well;
- E. Approving the actual operating charges and costs of supervision while drilling and after completion, together with a provision adjusting the rates pursuant to the COPAS accounting procedures; and
- F. Imposing a 200% penalty for the risk assumed by Applicant in drilling and completing the Well against any working interest owner who does not voluntarily participate in the drilling of the Well.

Respectfully submitted,

HINKLE SHANOR LLP

/s/ Dana S. Hardy

Dana S. Hardy

Jaclyn M. McLean

Yarithza Peña

P.O. Box 2068

Santa Fe, NM 87504-2068

Phone: (505) 982-4554

dhardy@hinklelawfirm.com
jmclean@hinklelawfirm.com
ypena@hinklelawfirm.com
Counsel for BTA Oil Producers, LLC

Application of BTA Oil Producers, LLC for Compulsory Pooling, Lea County, New Mexico. Applicant seeks an order pooling all uncommitted interests in the Pennsylvanian Shale formation underlying a 320-acre, more or less, standard horizontal spacing unit comprised of the W/2 E/2 of Sections 21 and 28, Township 16 South, Range 36 East, Lea County, New Mexico ("Unit"). The Unit will be dedicated to the **Capitan 22301 28-21 State Com #17H** well ("Well"), to be drilled from a surface hole location in the SW/4 SE/4 (Unit O) of Section 28, to a bottom hole location in the NW/4 NE/4 (Unit B) of Section 21. The completed interval of the Well will be orthodox. Also to be considered will be the cost of drilling and completing the Well and the allocation of the cost, the designation of Applicant as operator of the Well, and a 200% charge for the risk involved in drilling and completing the Well. The Well is located approximately 3 miles south of Lovington, New Mexico.

District I
1625 N. French Dr., Hobbs, NM 88240
Phone: (575) 393-6161 Fax: (575) 393-0720
District II
811 S. First St., Artesia, NM 88210
Phone: (575) 748-1283 Fax: (575) 748-9720
District III
1000 Rio Brazos Road, Aztec, NM 87410
Phone: (505) 334-6178 Fax: (505) 334-6170
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505
Phone: (505) 476-3460 Fax: (505) 476-3462

State of New Mexico
Energy, Minerals & Natural Resources Department
OIL CONSERVATION DIVISION
1220 South St. Francis Dr.
Santa Fe, NM 87505

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

AMENDED REPORT

BTA Oil Producers, LLC
Case No. 23662
Exhibit A-2

WELL LOCATION AND ACREAGE DEDICATION PLAT

¹ API Number		² Pool Code 98333		³ Pool Name WC025 G09 S173615C ; UPPER PENN	
⁴ Property Code		⁵ Property Name CAPITAN 22301 28-21 STATE COM			⁶ Well Number 17H
⁷ OGRID No. 260297		⁸ Operator Name BTA OIL PRODUCERS, LLC			⁹ Elevation 3898'

¹⁰ Surface Location

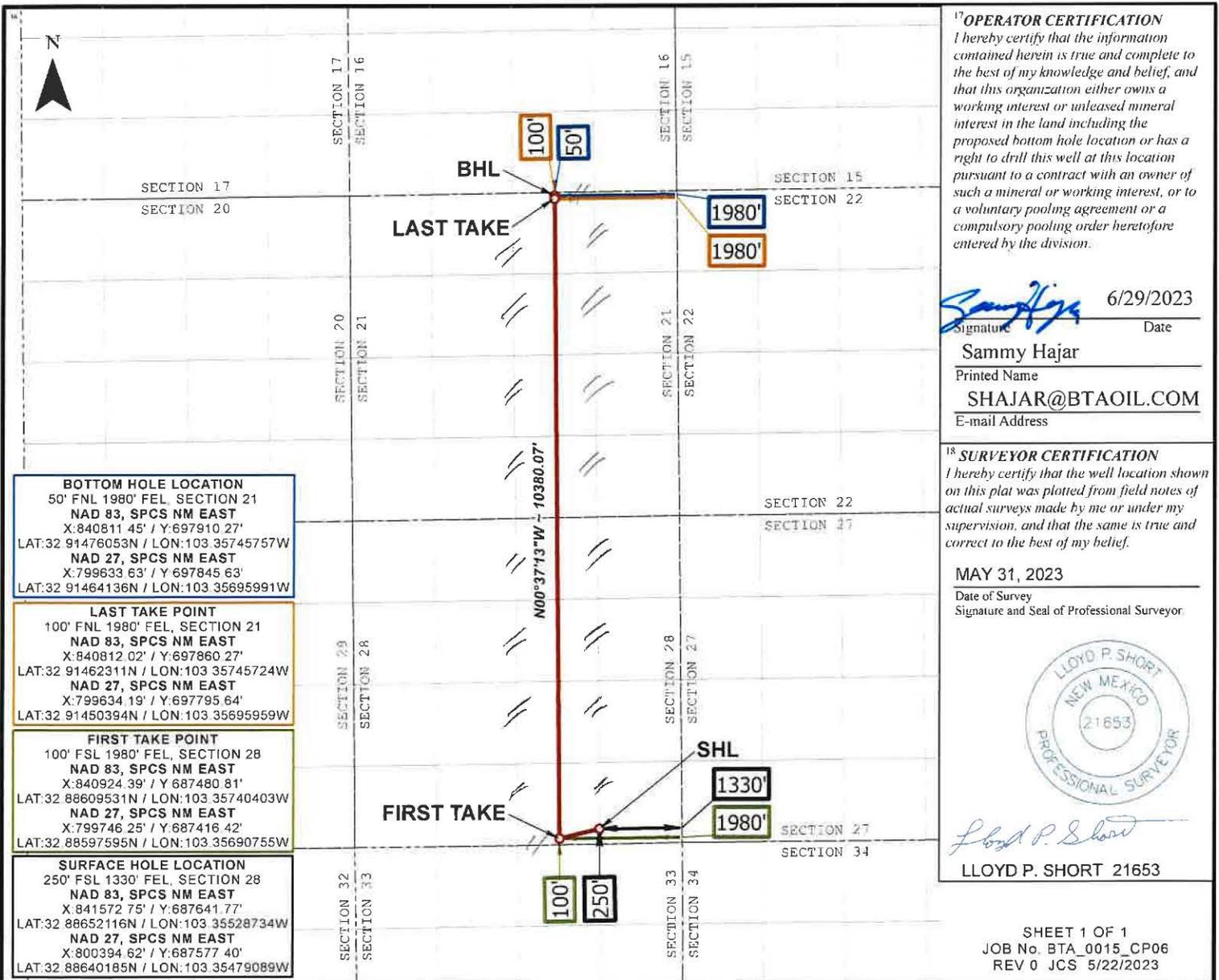
LL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
O	28	16S	36E		250	South	1330	East	LEA

¹¹ Bottom Hole Location If Different From Surface

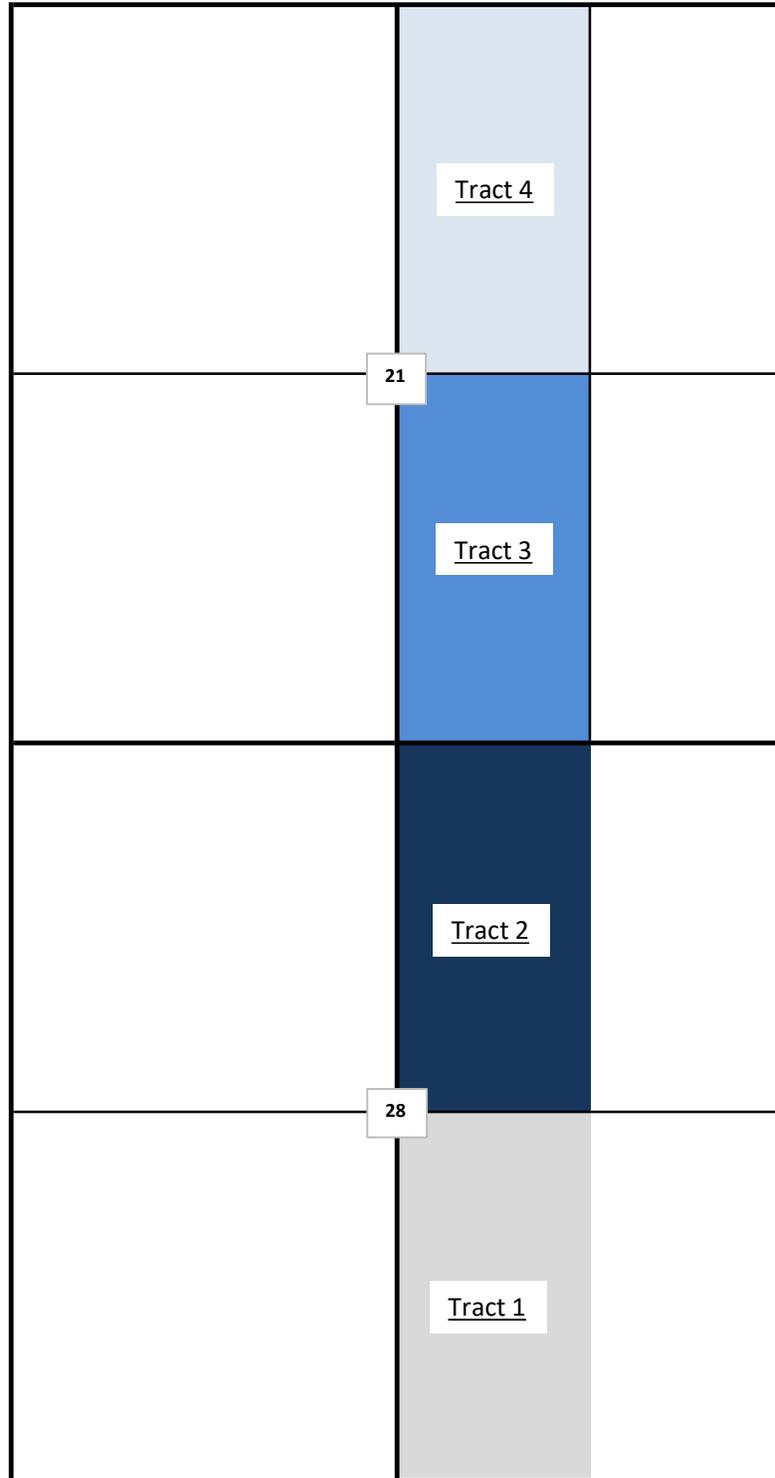
LL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
B	21	16S	36E		50	North	1980	East	LEA

¹² Dedicated Acres 320	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ Order No.
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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.



**320 Acre Spacing Unit for the Capitan 22301 28-21 State Com #17H Well
Covering the W/2 E/2 of Section 28 and W/2 E/2 of Section 21,
T-16-S, R-36-E, N.M.P.M., Lea County, New Mexico**



**BTA Oil Producers, LLC
Case No. 23662
Exhibit A-3**

Capitan 22301 28-21 State Com #17H Unit Recapitulation

Tract 1	Leasehold Owner	WI	80 Acres
State of New Mexico OGL VC-0807 W/2 SE/4 Section 28, T16S, R36E, Lea County, New Mexico	BTA Oil Producers, LLC	100.0000%	80.0000
Tract 2	Leasehold Owner	WI	80 Acres
Fee W/2 NE/4 Section 28, T16S-R36E, Lea County, New Mexico	BTA Oil Producers, LLC Broughton Petroleum Inc. Hay Family Trust dated 06/24/2005	85.4167% 11.2500% 3.3333%	68.3333 9.0000 2.6667
Tract 3	Leasehold Owner	WI	80 Acres
Fee W/2 SE/4 Lea County, New Mexico	BTA Oil Producers, LLC First Roswell Company John Albert Ellett	87.5000% 4.1667% 8.3333%	70.0000 3.3333 6.6667
Tract 4	Leasehold Owner	WI	80 Acres
Fee W/2 NE/4 Section 21, T16S-R36E, Lea County, New Mexico	BTA Oil Producers, LLC	100.0000%	80.0000
Recapitulation	Leasehold Owner	WI	320 Acres
Capitan 22301 28-21 State Com #17H	BTA Oil Producers, LLC Broughton Petroleum Inc. First Roswell Company Hay Family Trust dated 06/24/2005 John Albert Ellett	93.2292% 2.8125% 1.0417% 0.8333% 2.0833%	298.3333 9.0000 3.3333 2.6667 6.6667
Total		100.0000%	320.0000

***Parties seeking to pool are highlighted in yellow.**



BTA OIL PRODUCERS, LLC

104 SOUTH PECOS STREET
MIDLAND, TEXAS 79701-5021
432-682-3753
FAX 432-683-0314

GULF COAST DISTRICT
TOTAL PLAZA
1201 LOUISIANA STREET, STE. 3375
HOUSTON, TEXAS 77002
713-658-0077

ROCKY MOUNTAIN DISTRICT
600 17TH STREET, STE. 2230 SOUTH
DENVER, COLORADO 80202
303-534-4404 FAX 303-534-4661

CARLTON BEAL, JR.
BARRY BEAL
SPENCER BEAL
KELLY BEAL
BARRY BEAL, JR.
STUART BEAL
ROBERT DAVENPORT, JR.
ASHLEY BEAL LAFEVERS
ALEX BEAL
HILL DAVENPORT
TREY FUQUA

April 20, 2023

In re: Well Proposal
Capitan 22301 28-21 State Com #17H
SHL: 250' FSL & 1,330' FEL Section 28, T16S, R36E
BHL: 50' FNL & 1,980' FEL Section 21, T16S, R36E
Lea County, New Mexico

BTA 22300 Arbor 2

John Albert Ellett
585 Duarte Rd, Unit #19
Arcadia, California 91007-7343

Mr. Ellett:

BTA Oil Producers, LLC (“BTA”) proposes to drill the Capitan 22301 28-21 State Com #17H (the “Well”), a horizontal, communitized, Pennsylvanian Shale Well with a TVD of 11,515' and a MD of 21,770'. The Well will be drilled as a two mile horizontal well at the above captioned location (the “Operation”). The Cumulative Well Costs of the Operation are estimated to be \$13,946,261.00 as detailed in our enclosed Authority for Expenditure (“AFE”).

BTA proposes drilling the Well under the terms of a new 2015 AAPL Form 610-2015 Model Form Operating Agreement with following general provisions:

- 300% / 100% / 300% non-consent penalty;
- \$12,000.00 / \$1,200.00 drilling and producing rates;
- Contract Area of 320 acres, being the W2 E2 of Section 28, T16S-R36E and W2 E2 of Section 21, T16S, R36E, limited to the Pennsylvanian Shale formation; and
- BTA Oil Producers, LLC named as Operator.

If you do not wish to participate in the proposed wells, BTA would like to lease your interest. The Oil, Gas and Mineral Lease will contain these general provisions:

- Three Year Primary Term;
- \$200/net acre
- 20% Royalty

BTA Oil Producers, LLC
Case No. 23662
Exhibit A-4

Page 2

Find enclosed a copy of our AFE for the drilling of the Capitan 22301 28-21 State Com #17H. If you elect to participate in the drilling of the Well, please so indicate by returning a signed copy of this letter along with a signed copy of the AFE to this office using the enclosed envelope. Please note the Well is a horizontal well and there will not be a casing point election.

Your election must be received by BTA within 30 days of your receipt of this letter. In the event that there has been no election after 30 days from your receipt of this letter, BTA will submit an application for a Compulsory Pooling Order with the New Mexico Oil Conservation Division.

Should you have any questions or require further information, please let me know.

Sincerely,



Adams B. Davenport
Business Development
432-553-5049

_____ Elect to Participate in the Capitan 22301 28-21 State Com #17H Well
(Send well information requirements to BTA)

_____ Elect to not to participate in the Capitan 22301 28-21 State Com #17H Well

John Albert Ellett

By: _____

Title: _____

Date: _____

**BTA OIL PRODUCERS
WELL COST ESTIMATE & AUTHORITY FOR EXPENDITURE**

Well Name: Capitan 22301 28-21 State Come #17H (PSOB) Total Depth: ~11,515' TVD
 Location: SHL: 250 FSL & 1330 FEL Sec 28, 16S, 36E ~21,770' MD
 FTP: 100 FSL & 1980 FEL Sec 28, 16S, 36E
 LTP: 100 FNL & 1980 FEL Sec 21, 16S, 36E
 BHL: 50 FNL & 1980 FEL, Sec 21, 16S, 36E
 Lea County, NM Formation: Penn Shale
 Date Prepared: 4/14/2023

		Prepared By:			
		NE	TW		
		DRY	CASED HOLE	COMPLETION	TOTAL COSTS
INTANGIBLE COSTS					
CODE	FORMATION EVALUATION	\$	\$	\$	\$
2203	Logs	8,000		20,000	28,000
2204	Cores				
2205	DST				
	LOCATION & ACCESS				
2211	Survey & Stake	5,000			5,000
2212	Damages	50,000			50,000
2213	Road & Location	85,000		100,000	185,000
2214	Other Location	130,000			130,000
	DRILLING RIG				
2223	Mobilization	205,000			205,000
2225	Daywork	971,500	134,000		1,105,500
2226	Footage				
2227	Turnkey				
	DRILLING SUPPLIES				
2232	Bits	115,000			115,000
2233	BHA	55,000		65,000	120,000
2234	Fuel	282,750	39,000		321,750
2236	Other Supplies				
	MUD RELATED				
2241	Mud Purchase	135,000	5,000		140,000
2242	Mud Rental				
2244	Fresh Water	55,000	1,000	720,000	776,000
2245	Brine	45,000			45,000
2246	Solids Control (Closed Loop)	43,500	6,000		49,500
2247	Mud Monitor	28,000			28,000
2249	Mud Related Other	8,000			8,000
	DRILLING SERVICES				
2252	BOP Related	15,000	4,000		19,000
2253	Casing Related	38,000	95,000		133,000
2254	Welding	8,000	2,000	15,000	25,000
2255	Trucking	22,500	10,000	70,000	102,500
2256	Rental Equipment	82,000	8,000	400,000	490,000
2257	Other Services (Direction/GR Services)	391,500			391,500
	CEMENT				
2261	Casing Cementing	115,000	185,000		300,000
2262	Other Cementing			150,000	150,000
	CONTRACT SERVICES				
2266	Engineering	8,000			8,000
2267	Geological	22,000			22,000
2268	Roustabout	6,000		80,000	86,000
2269	Wellsite Supervision	107,300	14,800	70,000	192,100
2270	Other Contract Services	25,000			25,000
	COMPLETION SERVICES				
2272	Pulling Unit			20,000	20,000
2273	Drilling Rig				
2276	Perforate			364,000	364,000
2277	Stimulation			3,840,000	3,840,000
2278	Other Compl. Services			220,000	220,000
	OVERHEAD				
2280	Drilling & Administrative	10,000		10,000	20,000
	TOTAL INTANGIBLE COSTS	\$ 3,072,050	\$ 503,800	\$ 6,144,000	\$ 9,719,850
	TANGIBLE COSTS				
CODE	TUBULARS				
2311	Surface Casing (13 3/8" @ 2125')	201,000			201,000
2312	Intermediate Casing (9 5/8" @ 4,650')	390,000			390,000
2313	Dtfg Liner & Hanger (7-5/8" 4600' - 11100')	440,000			440,000
2314	Production Casing (5-1/2" x 5" @ TD)		915,000		915,000
2315	Production Liner & Hanger (10,000' - TD)				
2316	Other Tubulars				
	WELL EQUIPMENT				
2321	Well Head	25,000	27,000	85,000	137,000
2322	Flowline			225,000	225,000
2325	Tubing			135,000	135,000
2326	Rods				
2327	Pumps				
2328	Pumping Unit				
2329	Subsurface Equipment			35,000	35,000
2331	Other Well Equipment	115,000	25,000	3,000	143,000
	LEASE EQUIPMENT				
2361	Tanks			173,000	173,000
2362	Separators			113,000	113,000
2363	Heater Treater			-	-
2364	Pumps			5,000	5,000
2365	Electrical System			75,000	75,000
2366	Meters			35,000	35,000
2367	Connectors			250,000	250,000
2368	Lact Equipment			65,000	65,000
2369	Other Lease Equipment			100,000	100,000
	SUBTOTAL - TANGIBLES	1,171,000	967,000	1,299,000	3,437,000
	SYSTEMS				
2353	Gas Line Tangibles				
2353	Gas Line Intangibles				
2381	Compressor				
2382	Gas Plant Tangibles				
2382	Gas Plant Intangibles				
2384	Dehydrator				
	SUBTOTAL - SYSTEMS				
	TOTAL TANGIBLE COSTS	\$ 1,171,000	\$ 967,000	\$ 1,299,000	\$ 3,437,000
	GENERAL CONTINGENCIES	254,583	88,248	446,580	789,411
	TOTALS BY PHASE	\$ 4,497,633	\$ 1,559,048	\$ 7,889,580	\$ 13,946,261
	CUMULATIVE WELL COSTS	\$ 4,497,633	\$ 6,056,681	\$ 13,946,261	

Initial Routing Date:
 NE RTW BMM SB, CR, LJH, RMD, SEB, BBJ
 Land Approval Block:
 APPROVED BY: _____
 COMPANY: _____
 DATE: _____

CHRONOLOGY OF CONTACT
Capitan 22301 28-21 State Com #17H

Hay Family Trust dated 06/24/2005

- 08/10/2022 Sent via Certified USPS Mail (Tracking No. 7021 2720 0000 4599 0253) lease offer to the Hay Family Trust dated 06/24/2005.
- 08/12/2022 E. L. Mainor signed for the packet as Agent of the Hay Family Trust dated 06/24/2005. No response received by BTA.
- 03/14/2023 Found a phone number for E. L. Mainor. Called listed phone number with no answer.
- 03/15/2023 found a phone number for Norman Hay, Jr. Called listed phone number with no answer. No voicemail option available.
- 03/27/2023 Called Louise Hay at two possible phone numbers – no answer and no call back. Called and left message for Christine Goldstein (daughter of Norman and Louise Hay) - no call back. Called Brandt Goldstein (Christine’s husband) – answered and said he would have Christine call back.
- 04/19/2023 Called Brandt Goldstein. Explained that BTA is interested in leasing his wife’s family’s minerals. Mr. Goldstein said he would talk to his wife and have her call.
- 04/24/2023 Sent via Certified USPS Mail (Tracking No. 9214 8969 0099 9790 1824 4284 80) the well proposal/lease offer to the Hay Family Trust dated 06/24/2005. No response received by BTA.
- 04/27/2023 Packet was signed for. Signature is illegible.
- 04/28/2023 Spoke with Christine Goldstein. She said that her family is interested in leasing. She is getting in contact with their attorney to work through Trust Agreement.
- 05/01/2023 Left a message with Ms. Goldstein to discuss leasing. Ms. Goldstein is working through the Trust Agreement with their attorney and has been advised not to lease at this time.

John Albert Ellett

- 04/24/2023 Sent via Certified USPS Mail (Tracking No. 9214 8969 0099 9790 1824 4284 97) the well proposal/lease offer to John Albert Ellett at 585 Duarte Road, Unit #19,

Arcadia, California 91007-7343. Mail was returned to sender as unclaimed and unable to forward.

7/12/2023 John Albert Ellett appears to be deceased as of 11/29/2017. Called and left a voice message on a number listed for Mr. Ellett's widow. Received no response.

8/1/2023 Called and left a voice message on a number listed for Mr. Ellett's widow. Received no response.

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

**APPLICATION OF BTA OIL PRODUCERS,
LLC FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

CASE NO. 23662

**SELF-AFFIRMED STATEMENT
OF DAVID CHILDERS**

1. I am a geologist at BTA Oil Producers, LLC (“BTA”) and am over 18 years of age. I have personal knowledge of the matters addressed herein and am competent to provide this Self-Affirmed Statement. I have previously testified before the Division and my credentials as an expert in geology were accepted as a matter of record.

2. I am familiar with the geological matters that pertain to the above-referenced case.

3. Exhibit B-1 is a project location map that shows the location of the proposed Capitan 22301 28-21 State Com #17H well.

4. BTA is targeting the Pennsylvanian Shale Formation. Exhibit B-2 is a subsea structure map that I prepared for this interval with 100-foot contours. The proposed horizontal well spacing unit is highlighted in red and the initial well is depicted with a black dashed line. The structure map shows the Pennsylvanian Shale Formation. The structure appears consistent across the proposed spacing unit and I do not observe any faulting, pinch outs, or other geologic impediments to drilling horizontal wells in this area.

5. Exhibit B-2 also shows a cross-section line in blue running North to South reflecting three wells penetrating the Pennsylvanian Shale Formation that I used to construct a stratigraphic cross-section from A to A’. These wells contain good logs and I consider them representative of the geology in the subject area.

6. Exhibit B-3 is a stratigraphic cross-section that I prepared using the logs from the three wells noted on Exhibit B-2. Each well in the cross-section contains the gamma ray in the first track and resistivity in the second track. The initial target interval is labeled and marked. The cross-section demonstrates that the targeted interval is continuous across the proposed spacing unit.

7. Exhibit B-4 is a Gross Isopach map of the Pennsylvanian Shale Formation interval. The proposed horizontal well spacing unit is highlighted in red and the initial well is depicted with a black dashed line. The anticipated gross thickness of the Pennsylvanian Shale Formation interval is 375 to 425 ft. The gross isopach map demonstrates that the Pennsylvanian Shale Formation interval is present across the proposed spacing unit. The location of the previous cross-section from A-A' in Exhibit B-3 is also shown as a blue line on this map.

8. In my opinion, a stand-up orientation for the well is appropriate to properly develop the subject acreage because of an established directional pattern.

9. Based on my geologic study, the Pennsylvanian Shale Formation underlying the subject area is suitable for development by horizontal wells and the acreage comprising the proposed spacing unit will be productive and contribute proportionately to the production from the well.

10. In my opinion, the granting of BTA's application will serve the interests of conservation, the protection of correlative rights, and the prevention of waste.

11. The exhibits attached hereto were either prepared by me or under my supervision or were compiled from company business records.

12. I understand this Self-Affirmed Statement will be used as written testimony in this case. I affirm my testimony 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 identified next to my signature below.

David Childers
David Childers

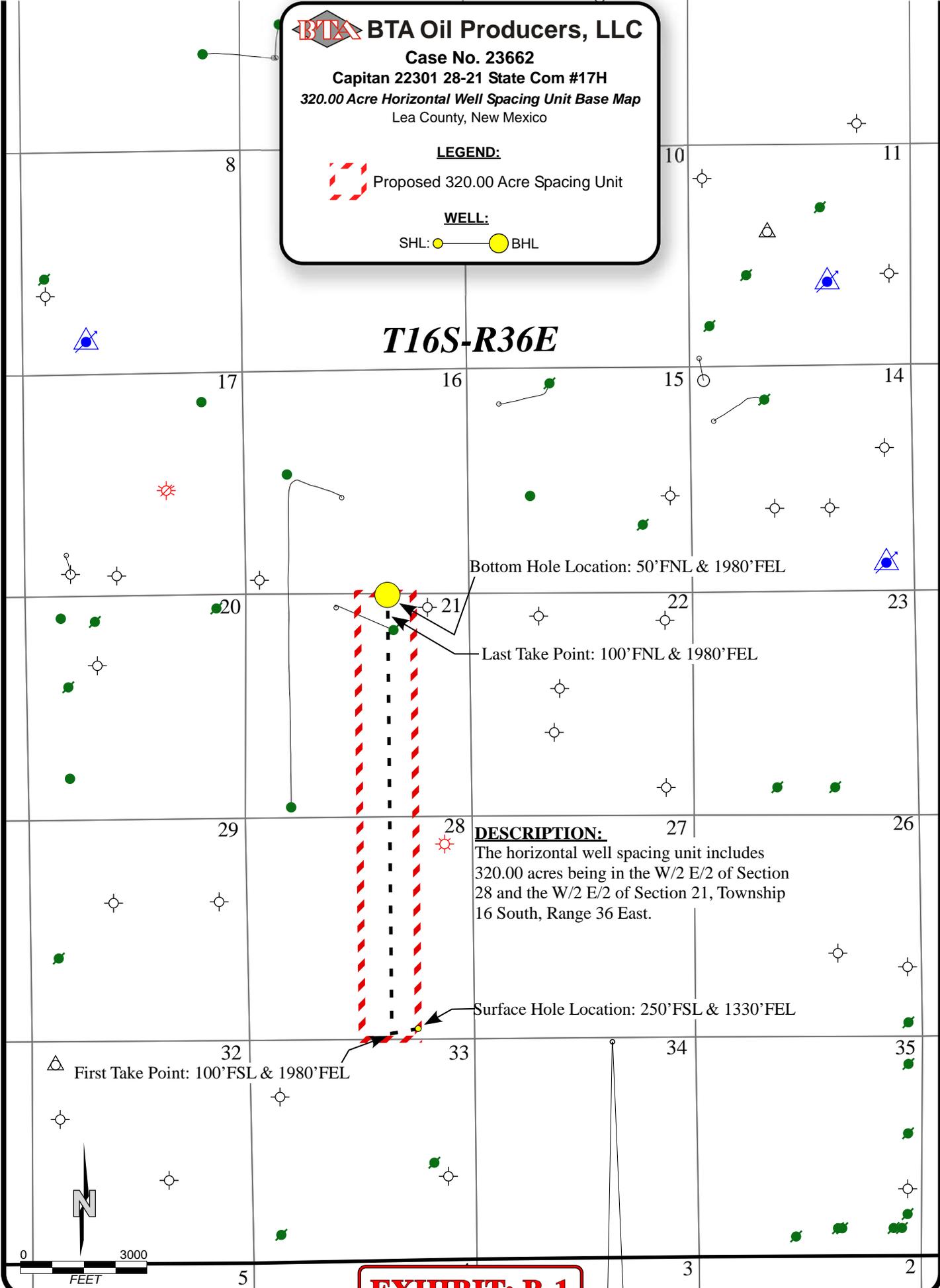
7-14-2023
Date

BTA BTA Oil Producers, LLC
 Case No. 23662
 Capitan 22301 28-21 State Com #17H
 320.00 Acre Horizontal Well Spacing Unit Base Map
 Lea County, New Mexico

LEGEND:
 Proposed 320.00 Acre Spacing Unit

WELL:
 SHL:  BHL: 

T16S-R36E



Bottom Hole Location: 50' FNL & 1980' FEL

Last Take Point: 100' FNL & 1980' FEL

DESCRIPTION:
 The horizontal well spacing unit includes 320.00 acres being in the W/2 E/2 of Section 28 and the W/2 E/2 of Section 21, Township 16 South, Range 36 East.

Surface Hole Location: 250' FSL & 1330' FEL

First Take Point: 100' FSL & 1980' FEL

EXHIBIT: B-1

BTA BTA Oil Producers, LLC
 Case No. 23662
 Capitan 22301 28-21 State Com #17H
 Top of Strawn Structure Map
 C.I.=100'

T16S-R36E

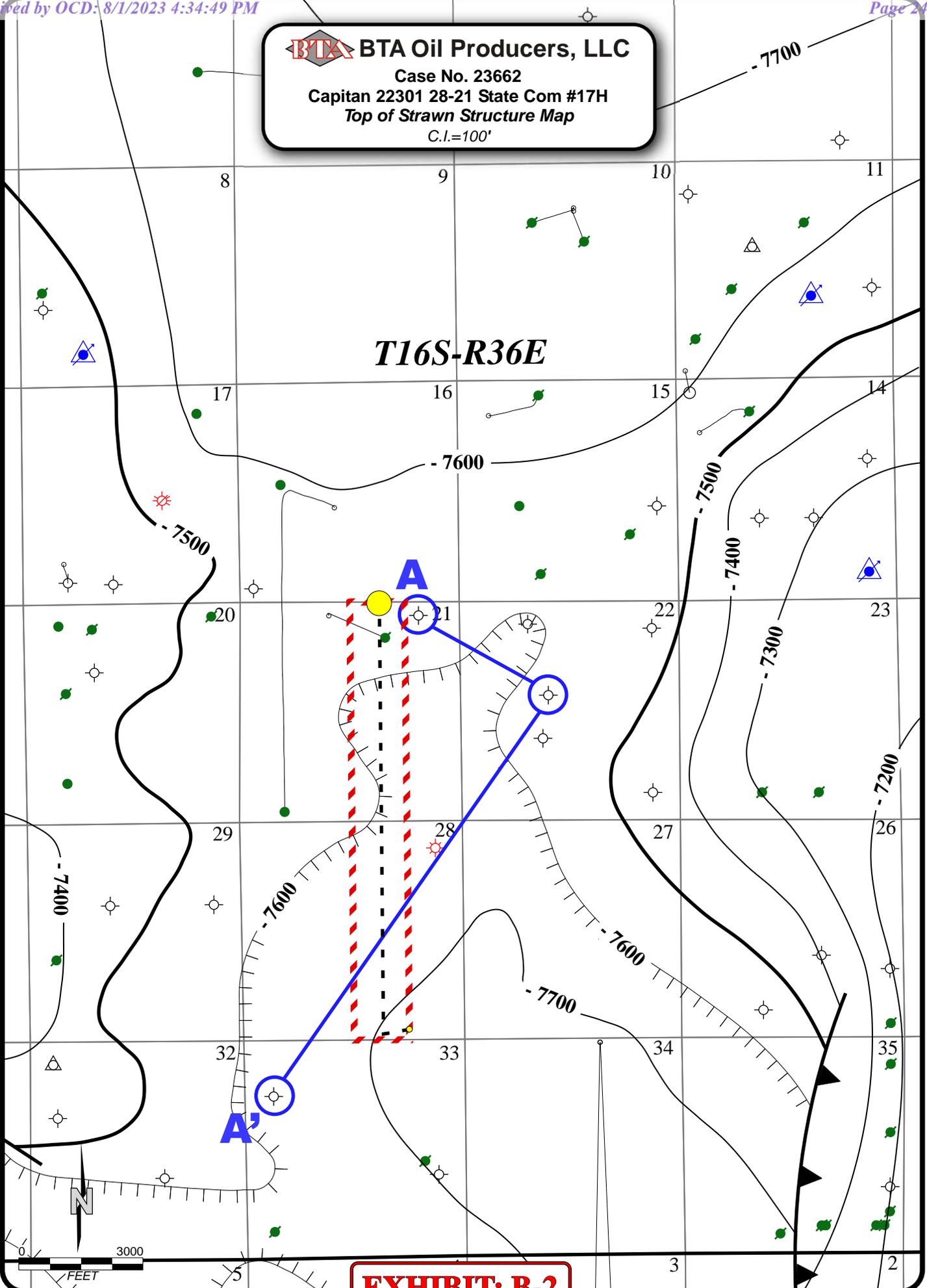


EXHIBIT: B-2

BTA BTA Oil Producers, LLC

Case No. 23662
Capitan 22301 28-21 State Com #17H
Stratigraphic Cross Section

A

A'

David Arrington
Orange Humpy #1
Sec. 21, T16S-R36E
300'FNL & 990'FEL

Chesapeake Operating Inc.
Teague 22 #1
Sec. 22, T16S-R36E
2272'FNL & 2125'FWL

David Arrington
Irresistible #1
Sec. 33, T16S-R36E
1351'FNL & 696'FWL

Penn Shale

Penn Shale

Target Zone

Target Zone

Strawn

Strawn

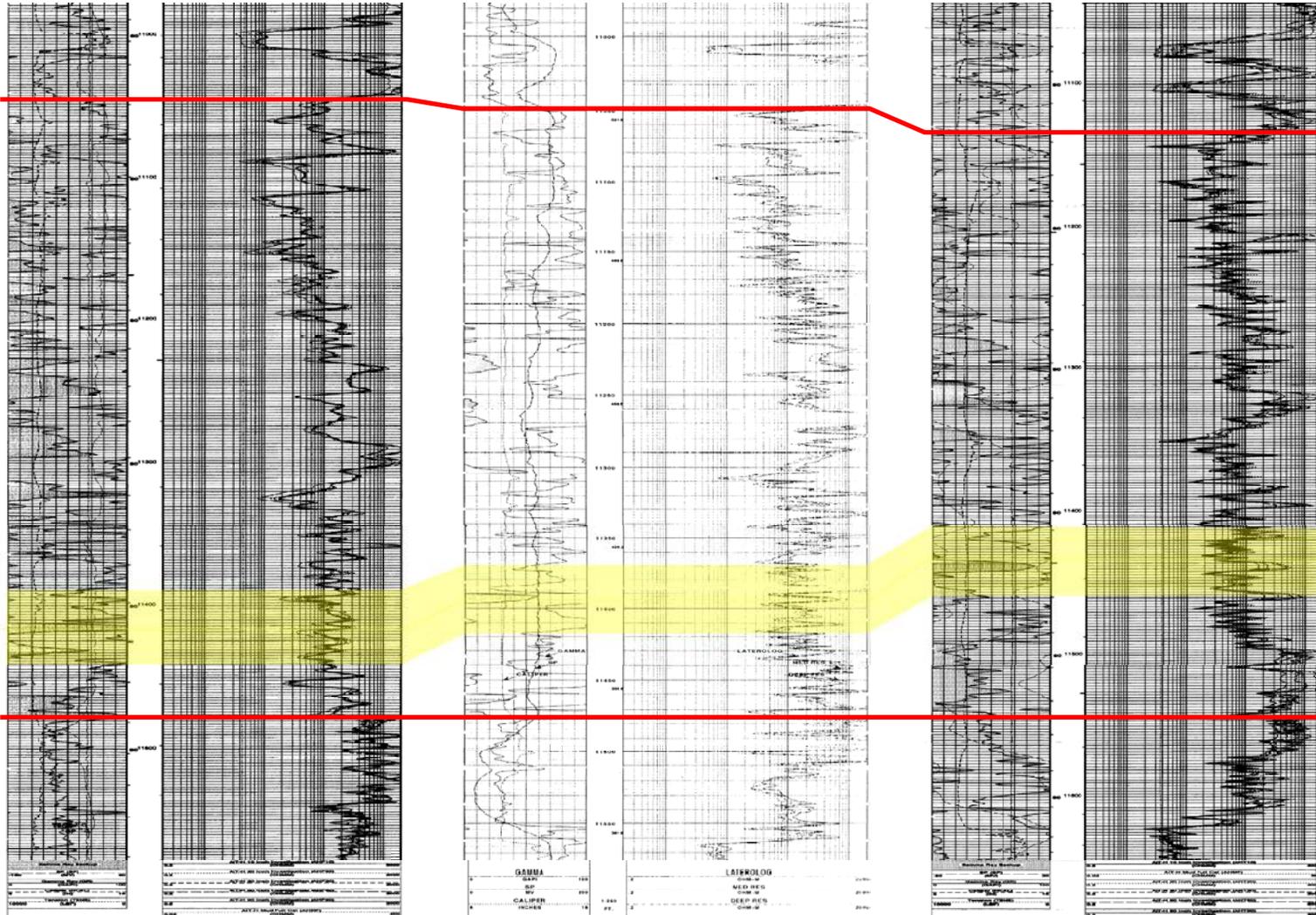


EXHIBIT: B-3

BTA BTA Oil Producers, LLC

Case No. 23662
Capitan 22301 28-21 State Com #17H
Interval Thickness Isopach Map
Penn Shale to Strawn

C.I.=25'

T16S-R36E

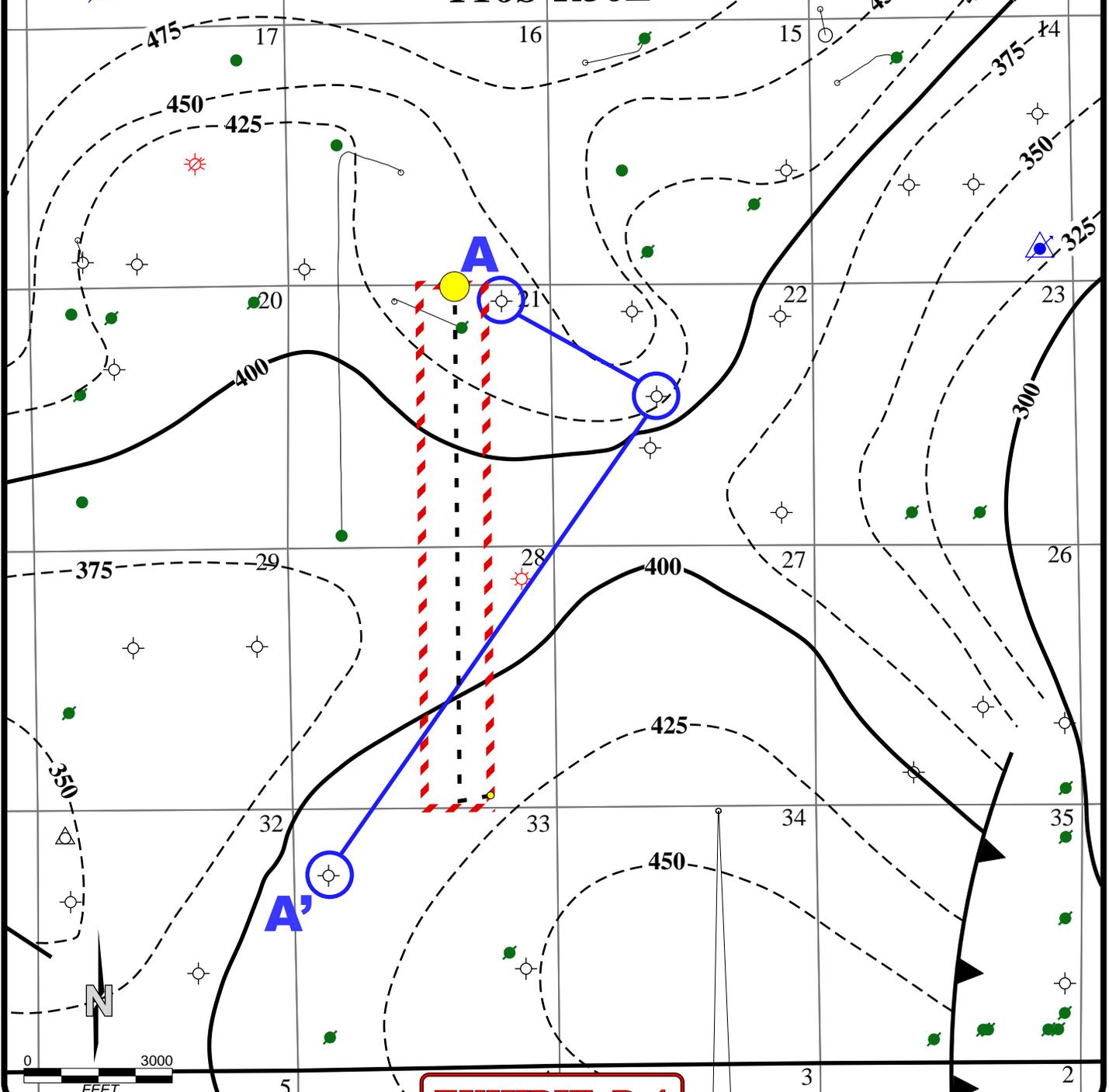


EXHIBIT: B-4

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

**APPLICATION OF BTA OIL PRODUCERS,
LLC FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

CASE NO. 23662

**SELF-AFFIRMED STATEMENT
OF DANA S. HARDY**

1. I am attorney in fact and authorized representative of BTA Oil Producers, LLC, the Applicant herein.

2. I am familiar with the Notice Letter attached as **Exhibit C-1** and caused the Notice Letter, along with the Application in this case, to be sent to the parties set out in the chart attached as **Exhibit C-2**.

3. Exhibit C-2 also provides the date each Notice Letter was sent and the date each return was received.

4. Copies of the certified mail green cards and white slips are attached as **Exhibit C-3** as supporting documentation for proof of mailing and the information provided on Exhibit C-2.

5. On July 14, 2023, I caused a notice to be published to all interested parties in the Hobbs News-Sun. An Affidavit of Publication from the Legal Clerk of the Hobbs News-Sun, along with a copy of the notice publication, is attached as **Exhibit C-4**.

6. I understand this Self-Affirmed Statement will be used as written testimony in the subject cases. I affirm that my testimony above is true and correct and it 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.

/s/ Dana S. Hardy
Dana S. Hardy

August 1, 2023
Date

**BTA Oil Producers, LLC
Case No. 23662
Exhibit C**



hinklelawfirm.com

HINKLE SHANOR LLP

ATTORNEYS AT LAW

P.O. BOX 2068

SANTA FE, NEW MEXICO 87504

505-982-4554 (FAX) 505-982-8623

WRITER:
Dana S. Hardy, Partner
dhardy@hinklelawfirm.com

July 10, 2023

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

TO ALL PARTIES ENTITLED TO NOTICE

Re: Case No. 23662 – Application of BTA Oil Producers, LLC for Compulsory Pooling, Lea County, New Mexico.

To whom it may concern:

This letter is to advise you that the enclosed application was filed with the New Mexico Oil Conservation Division. The hearing will be conducted on **August 3, 2023** beginning at 8:15 a.m.

Hearings are currently conducted remotely. 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.

Pursuant to Division Rule 19.15.4.13.B, a party who intends to present evidence at the hearing shall file a pre-hearing statement and serve copies on other parties, or the attorneys of parties who are represented by counsel, at least four business days in advance of a scheduled hearing, but in no event later than 5:00 p.m. Mountain Time, on the Thursday preceding the scheduled hearing date. The statement must be submitted through the OCD E-Permitting system (<https://wwwapps.emnrd.nm.gov/OCD/OCDPermitting>) or via e-mail to ocd.hearings@emnrd.nm.gov and should include: the names of the parties and their attorneys, a concise statement of the case, the names of all witnesses the party will call to testify at the hearing, the approximate time the party will need to present its case, and identification of any procedural matters that are to be resolved prior to the hearing.

Please contact Adams Davenport, at BTA Oil Producers, LLC, by phone at 432-682-3753 if you have questions regarding this matter.

Sincerely,

/s/ Dana S. Hardy

Dana S. Hardy

Enclosure

BTA Oil Producers, LLC
Case No. 23662
Exhibit C-1

PO BOX 10
ROSWELL, NEW MEXICO 88202
(575) 622-6510
FAX (575) 623-9332

7601 JEFFERSON ST NE · SUITE 180
ALBUQUERQUE, NEW MEXICO 87109
505-858-8320
(FAX) 505-858-8321

PO BOX 2068
SANTA FE, NEW MEXICO 87504
(505) 982-4554
FAX (505) 982-8623

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

**APPLICATION OF BTA OIL PRODUCERS, LLC
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.**

CASE NO. 23662

NOTICE LETTER CHART

PARTY	NOTICE LETTER SENT	RETURN RECEIVED
Broughton Petroleum Inc. Attn: Bill Foran 1125 N Loop W, Suite #1055 Houston, TX 77008	07/10/23	07/19/23
Eliza Palfrey Ellett 109 Buttercup Lane Lake Jackson, Texas 77566	07/10/23	07/18/23
John Albert Ellett 585 Duarte Rd, Unit #19 Arcadia, California 91007-7343	07/10/23	07/18/23
Ellett-Miller Trust 30503 Berry Creek Drive Georgetown, Texas 78628	07/10/23	Per USPS Tracking (Last Checked 07/27/23): 07/18/23 – Delivered to agent for final delivery.
Ellett-Miller Trust 3260 Lapwing Lane Reno, Nevada 89509	07/10/23	07/20/23
First Roswell Company Attn: Tom E. Jennings P.O. Box 1797 Roswell, New Mexico 88202	07/10/23	07/19/23
Graham Ranch, LLC Attn: Mike Davis PO Box 1117 Lovington, New Mexico 88260	07/10/23	07/17/23
Norman L. Hay, Jr. & Louise Hay, Co-Trustees Hay Family Trust dated 06/24/2005 5901 Mount Rockwood Circle Waco, Texas 76710	07/10/23	07/18/23

**BTA Oil Producers, LLC
Case No. 23662
Exhibit C-2**

U.S. Postal Service™
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OFFICIAL USE

JUL 19 2023
Postmark Here

9589 0710 5270 0104 1990 34

Certified Mail Fee \$ _____

Extra Services & Fees (check box, add fees 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

Broughton Petroleum Inc.
Attn: Bill Foran
1125 N Loop W, Suite #1055
Houston, TX 77008

23662 - BTA Capitan 17H

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ 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. <p>1. Article Addressed to:</p> <p>Broughton Petroleum Inc. Attn: Bill Foran 1125 N Loop W, Suite #1055 Houston, TX 77008</p> <p style="text-align: right; font-size: small;">23662 - BTA Capitan 17H</p> <div style="text-align: center;">  9590 9402 7635 2122 6632 90 </div> <p>2. Article Number (Transfer from service label)</p> <p style="font-size: large; font-weight: bold;">9589 0710 5270 0104 1990 34</p>	<p>A. Signature</p> <p><input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)</p> <p>Roger Gurnell</p> <p>C. Date of Delivery</p> <p>7/13/23</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <div style="text-align: center; font-size: 2em; font-weight: bold; margin: 10px 0;">RECEIVED</div> <p style="text-align: center; font-size: 1.2em;">JUL 19 2023</p> <p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail®</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p> <p><input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p style="font-size: small;">Hinkle Shanor LLP Santa Fe NM 87504</p>
PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receipt

BTA Oil Producers, LLC
Case No. 23662
Exhibit C-3

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9589 0710 5270 0104 1990 41

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

Si Eliza Palfrey Ellett
109 Buttercup Lane
Ci Lake Jackson, Texas 77566
23662 - BTA Capitan 17H

Postmark Here
JUL 10 2023

SANTA FE NM FE 87501
SANTA FE NM MAIN POST OFFICE

PS Form 3800, January 2023 PSN 7530-02-000-6047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ 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. 	<p>A. Signature <input checked="" type="checkbox"/> <i>Eliza P. Ellett</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Eliza P. Ellett</i></p> <p>C. Date of Delivery <i>7/18/23</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p style="text-align: center; font-size: 2em; font-weight: bold;">RECEIVED</p> <p style="text-align: center; font-size: 1.2em;">JUL 18 2023</p>
<p>1. Article Addressed to:</p> <p style="text-align: center;">Eliza Palfrey Ellett 109 Buttercup Lane Lake Jackson, Texas 77566 23662 - BTA Capitan 17H</p> <p style="text-align: center;">9590 9402 7635 2122 6633 20</p>	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p>
<p>2. Article Number (Transfer from service label)</p> <p style="font-size: 1.2em;">9589 0710 5270 0104 1990 41</p>	<p>Linkle Shanor LLP Santa Fe NM 87504</p>
<p>PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt</p>	

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JUL 18 2023

U.S. POSTAL SERVICE
SANTA FE NM FE 87501
SANTA FE NM MAIN POST OFFICE

9589 0710 5270 0104 1940 84

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 \$ _____

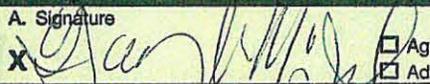
Total Postage and Fees \$ _____

Se _____

Sti John Albert Ellett
585 Duarte Rd, Unit #19
Arcadia, California 91007-7343

City 23662 - BTA Capitan 17H

PS Form 3860, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY														
<ul style="list-style-type: none"> ■ 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. <p>1. Article Addressed to:</p> <p style="text-align: center;">John Albert Ellett 585 Duarte Rd, Unit #19 Arcadia, California 91007-7343</p> <p style="text-align: right; font-size: 0.8em;">23662 - BTA Capitan 17H</p> <div style="text-align: center;">  9590 9402 7635 2122 6633 13 </div> <p>2. Article Number (Transfer from service label) 9589 0710 5270 0104 1940 84</p>	<p>A. Signature X  <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery SAULENCEA JUL 18 2023</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p style="text-align: center; font-size: 2em; font-weight: bold; margin: 10px 0;">RECEIVED</p> <p style="text-align: center; font-size: 1.2em; font-weight: bold;">JUL 18 2023</p> <p>3. Service Type</p> <table style="width: 100%; font-size: 0.8em;"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Insured Mail</td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Insured Mail	<input type="checkbox"/> Insured Mail	<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)
<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®														
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™														
<input type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery														
<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Signature Confirmation™														
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery														
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Insured Mail														
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)														
PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receipt														

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9589 0710 5270 0104 1990 65

Certified Mail Fee	\$
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	\$
Total Postage and Fees	\$

Ellett-Miller Trust
3260 Lapwing Lane
Reno, Nevada 89509

23662 - BTA Capitan 17H

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> 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. 	<p>A. Signature <i>[Handwritten Signature]</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>[Handwritten: D. Callahan]</i> C. Date of Delivery <i>[Handwritten: 7-14-23]</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p> <p style="text-align: center; font-size: 2em; font-weight: bold;">RECEIVED</p> <p style="text-align: center; font-size: 1.2em;">JUL 20 2023</p>
<p>Ellett-Miller Trust 3260 Lapwing Lane Reno, Nevada 89509</p> <p style="text-align: right;">23662 - BTA Capitan 17H</p>  <p>9590 9402 7635 2122 6632 83</p> <p>2. Article Number (Transfer from service label) 9589 0710 5270 0104 1990 65</p>	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p>
PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receipt

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USPS SANTA FE NM 87501
SANTA FE NM MAIN POST OFFICE
JUL 19 2023
Postmark Here

9589 0710 5270 0104 1940 77

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
 First Roswell Company
 Attn: Tom E. Jennings
 P.O. Box 1797
 Roswell, New Mexico 88202
 23662 - BTA Capitan 17H

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ 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. <p>1. Article Addressed to:</p> <p style="margin-left: 20px;">First Roswell Company Attn: Tom E. Jennings P.O. Box 1797 Roswell, New Mexico 88202 23662 - BTA Capitan 17H</p> <div style="text-align: center;">  9590 9402 7635 2122 6633 37 </div> <p>2. Article Number (Transfer from service label) 9589 0710 5270 0104 1940 77</p>	<p>A. Signature <input checked="" type="checkbox"/> <i>Kay Srader</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery <i>Kay Srader</i> 7-17-23</p> <p>D. Is delivery address different from Item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p> <div style="text-align: center;">  RECEIVED JUL 19 2023 </div> <p>3. Service Type <i>Hinkle Shanor LLP</i> <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Adult Signature <i>Santa Fe NM 87501</i> <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Certified Mail® <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p>
PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receipt

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Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Total Postage and Fees \$ _____

Sent To

Si Graham Ranch, LLC

Attn: Mike Davis

PO Box 1117

Lovington, New Mexico 88260

23662 - BTA Capitan 17H

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

Postmark Here JUL 17 2023

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> 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. 	<p>A. Signature</p> <p>X <i>[Signature]</i> <input type="checkbox"/> Agent</p> <p><input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) _____</p> <p>C. Date of Delivery _____</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p>Graham Ranch, LLC Attn: Mike Davis PO Box 1117 Lovington, New Mexico 88260 23662 - BTA Capitan 17H</p>  <p>9590 9402 7635 2122 6632 69</p>	<p>RECEIVED</p> <p>JUL 17 2023</p>
<p>2. Article Number (Transfer from service label)</p> <p>9589 0710 5270 0104 1990 89</p>	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Restricted Delivery</p> <p>Insured Mail</p> <p><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p>
<p>PS Form 3811, July 2020 PSN 7530-02-000-9053</p>	<p>Domestic Return Receipt</p>

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Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Total Postage and Fees \$ _____

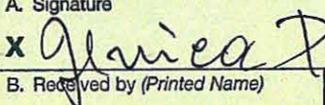
Special Form

Norman L. Hay, Jr. & Louise Hay, Co-Trustees
 Hay Family Trust dated 06/24/2005
 5901 Mount Rockwood Circle
 Waco, Texas 76710

23662 - BTA Capitan 17H

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

SANTA FE NM MAIN POST OFFICE
 JUL 10 2023
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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> 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. 	<p>A. Signature </p> <p>B. Received by (Printed Name) Jenica P</p> <p>C. Date of Delivery 7-14-23</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to: Norman L. Hay, Jr. & Louise Hay, Co-Trustees Hay Family Trust dated 06/24/2005 5901 Mount Rockwood Circle Waco, Texas 76710</p> <p>23662 - BTA Capitan 17H</p>	<p>RECEIVED JUL 18 2023</p>
<p>2. Article Number (Transfer from service label) 9589 0710 5270 0104 1990 96</p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail®</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p> <p><input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Signature Confirmation Restricted Delivery</p>
<p>9590 9402 7635 2122 6632 76</p>	<p>Hinkle Shanor LLP Santa Fe NM 87504</p>
<p>PS Form 3811, July 2020 PSN 7530-02-000-9053</p>	<p>Domestic Return Receipt</p>

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Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Total Postage and Fees \$ _____

Ellett-Miller Trust
 30503 Berry Creek Drive
 Georgetown, Texas 78628
 23662 - BTA Capitan 17H

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



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FAQs >

Tracking Number:

Remove X

9589071052700104199058

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Add to Informed Delivery (<https://informedelivery.usps.com/>)

Latest Update

Your item has been delivered to an agent for final delivery in GEORGETOWN, TX 78626 on July 18, 2023 at 11:13 am.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Feedback

Delivered to Agent

Delivered to Agent for Final Delivery

GEORGETOWN, TX 78626
July 18, 2023, 11:13 am

Notice Left (No Authorized Recipient Available)

GEORGETOWN, TX 78628
July 15, 2023, 10:40 am

Departed USPS Regional Facility

AUSTIN TX DISTRIBUTION CENTER
July 14, 2023, 8:06 am

Arrived at USPS Regional Facility

AUSTIN TX DISTRIBUTION CENTER
July 13, 2023, 9:16 am

In Transit to Next Facility

July 12, 2023

Departed USPS Facility

ALBUQUERQUE, NM 87101
July 10, 2023, 10:13 pm

Arrived at USPS Facility

ALBUQUERQUE, NM 87101
July 10, 2023, 9:48 pm

Hide Tracking History

Text & Email Updates



USPS Tracking Plus®



Product Information



See Less

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs

Affidavit of Publication

STATE OF NEW MEXICO
COUNTY OF LEA

I, Daniel Russell, Publisher of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, solemnly swear that the clipping attached hereto was published in the regular and entire issue of said newspaper, and not a supplement thereof for a period of 1 issue(s).

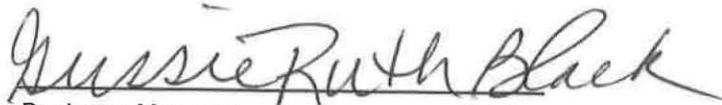
Beginning with the issue dated
July 14, 2023
and ending with the issue dated
July 14, 2023.

LEGAL NOTICE
July 14, 2023

This is to notify all interested parties, including Broughton Petroleum Inc.; Ellett-Miller Trust; Eliza Palfrey Ellett; John Albert Ellett; First Roswell Company; Hay Family Trust dated 06/24/2005; Graham Ranch, LLC; and their successors and assigns, that the New Mexico Oil Conservation Division will conduct a hearing on an application submitted by BTA Oil Producers, LLC (Case No. 23662). The hearing will be conducted remotely on August 3, 2023, beginning at 8:15 a.m. To participate in the electronic hearing, see the instructions posted on the OCD Hearings website for that date: <https://www.emnrd.nm.gov/ocd/hearing-info/>. Applicant applies for an order pooling all uncommitted interests in the Pennsylvanian Shale formation underlying a 320-acre, more or less, standard horizontal spacing unit comprised of the W/2 E/2 of Sections 21 and 28, Township 16-South, Range 36 East, Lea County, New Mexico ("Unit"). The Unit will be dedicated to the **Capitan 22301 28-21 State Com #17H** well ("Well"), to be drilled from a surface hole location in the SW/4 SE/4 (Unit O) of Section 28, to a bottom hole location in the NW/4 NE/4 (Unit B) of Section 21. The completed interval of the Well will be orthodox. Also to be considered will be the cost of drilling and completing the Well and the allocation of the cost, the designation of Applicant as operator of the Well, and a 200% charge for the risk involved in drilling and completing the Well. The Well is located approximately 3 miles south of Lovington, New Mexico.
#00280626


Publisher

Sworn and subscribed to before me this
14th day of July 2023.


Business Manager

My commission expires
January 29, 2027

(Seal) **STATE OF NEW MEXICO**
NOTARY PUBLIC
GUSSIE RUTH BLACK
COMMISSION # 1087526
COMMISSION EXPIRES 01/29/2027

02107475

00280626

GILBERT
HINKLE, SHANOR LLP
PO BOX 2068
SANTA FE, NM 87504

BTA Oil Producers, LLC
Case No. 23662
Exhibit C-4

This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws of 1937 and payment of fees for said