

**BEFORE THE OIL CONSERVATION DIVISION
EXAMINER HEARING OCTOBER 5, 2023**

CASE NO. 23776

*GAVILON FED COM 104H, 114H, 124H, & 134H
WELLS*

LEA COUNTY, NEW MEXICO



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

**APPLICATION OF MATADOR PRODUCTION
COMPANY TO AMEND ORDER NO. R-22347,
LEA COUNTY, NEW MEXICO**

**CASE NO. 23776
ORDER NO. R-22347**

TABLE OF CONTENTS

- **Matador Exhibit A:** Extension Application
- **Matador Exhibit B:** Original Pooling Order
- **Matador Exhibit C:** Affidavit of Isaac Evans, Landman
 - Matador Exhibit C-1: Revised/Updated Pooling Exhibit
 - Matador Exhibit C-2: Original Mailing Report – Case No. 22744
- **Matador Exhibit D:** Self-Affirmed Statement of Notice
- **Matador Exhibit E:** Affidavit of Publication for Each Case

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

**APPLICATION OF MATADOR PRODUCTION
COMPANY TO AMEND ORDER NO. R-22347,
LEA COUNTY, NEW MEXICO.**

CASE NO. 23776
ORDER NO. R-22347

APPLICATION

Matador Production Company (“Matador” or “Applicant”), through its undersigned attorneys, hereby files this application with the Oil Conservation Division to amend Order No. R-22347 (“Order”) to allow for an extension of time for drilling the proposed initial well under the Order. In support of its application, Matador states:

1. Division Order No. R-22347, entered on October 28, 2022, in Case No. 22744, created a standard 320-acre, more or less, horizontal spacing unit comprised of the E/2 E/2 of Sections 28 and 33, Township 20 South, Range 33 East, NMPM, Lea County, New Mexico (the “Unit”), and designated Matador as operator of the Unit.

2. Order No. R-22347 further pooled the uncommitted interests in the Bone Spring formation (Hat Mesa; Bone Spring [30213]) in the Unit and dedicated the Unit to the proposed initial **Gavilon Fed Com 104H** (API No. 30-025-PENDING), **Gavilon Fed Com 114H** (API No. 30-025-PENDING), **Gavilon Fed Com 124H** (API No. 30-025-PENDING), and **Gavilon Fed Com 134H** (API No. 30-025-PENDING) wells.

3. Applicant requests that Order No. R-22347 be re-opened and amended to allow Applicant additional time to commence drilling the well under the Order.

4. There is good cause for Applicant’s request for an extension of time to drill. Matador filed permits with the Bureau of Land Management and has not yet received

**BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. A
Submitted by: Matador Production Company
Hearing Date: October 5, 2023
Case No. 23776**

approval, thereby causing Matador to delay its intended plans to develop the acreage subject to the Order.

5. Under the Order, Applicant would be required to commence drilling the well by October 29, 2023, and therefore, asks for the deadline to commence drilling the well be extended for a year, to October 29, 2024.

WHEREFORE, Applicant requests that this application be set for hearing before an Examiner of the Oil Conservation Division on October 5, 2022, and, after notice and hearing as required by law, the Division enter an order extending the time for Matador to commence drilling the proposed initial well under the Order.

Respectfully submitted,

HOLLAND & HART LLP

By: 

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Adam G. Rankin
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ATTORNEYS FOR MATADOR PRODUCTION
COMPANY

CASE _____ : **Application of Matador Production Company to Amend Order No. R-22347, Lea County, New Mexico.** Applicant in the above-styled cause seeks a year extension of time for drilling the well under Order No. R-22347. The Unit is comprised of the E/2 E/2 of Sections 28 and 33, Township 20 South, Range 33 East, NMPM, Lea County, New Mexico. Order No. R-2347 pooled the uncommitted interests in the Bone Spring formation and dedicated the Unit to the proposed initial **Gavilon Fed Com 104H** (API No. 30-025-PENDING), **Gavilon Fed Com 114H** (API No. 30-025-PENDING), **Gavilon Fed Com 124H** (API No. 30-025-PENDING), and **Gavilon Fed Com 134H** (API No. 30-025-PENDING) wells, all to be horizontally drilled from surface locations in the SE/4 SE/4 (Unit P) of Section 33, with first take points in the SE/4 SE/4 (Unit P) of Section 33 and last take points in the NE/4 NE/4 (Unit A) of Section 28. Said area is located 3.5 miles southeast of Halfway, New Mexico.

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

IN THE MATTER OF APPLICATION FOR
COMPULSORY POOLING SUBMITTED BY
MATADOR PRODUCTION COMPANY

CASE NO. 22744
ORDER NO. R-22347

ORDER

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on July 21, 2022, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

FINDINGS OF FACT

1. Matador Production Company (“Operator”) submitted an application (“Application”) to compulsory pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

CONCLUSIONS OF LAW

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.
9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
10. Operator has the right to drill the Well(s) to a common source of supply at the

depth(s) and location(s) in the Unit described in Exhibit A.

11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

ORDER

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by amending this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the election period, and shall be liable for operating costs, but not risk charges, for the

- well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."
24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
 25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
 26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
 27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.
 28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.
 29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share

of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.

- 30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
- 31. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
- 32. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
- 33. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*
- 34. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
- 35. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION



ADRIENNE SANDOVAL
DIRECTOR

AES/jag

Date: 10/28/2022

CASE NO. 22744
ORDER NO. R-22347

Exhibit A

Received by OCD: 7/19/2022 4:05:17 PM

Page 3 of 44

COMPULSORY POOLING APPLICATION CHECKLIST	
ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS	
Case: 22744	APPLICANT'S RESPONSE
Date	July 21, 2022
Applicant	Matador Production Company
Designated Operator & OGRID (affiliation if applicable)	228937
Applicant's Counsel:	Holland & Hart LLP
Case Title:	APPLICATION OF MATADOR PRODUCTION COMPANY FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO.
Entries of Appearance/Intervenors:	Avant Operating LLC
Well Family	Gavilon Fed Com
Formation/Pool	
Formation Name(s) or Vertical Extent:	Bone Spring
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	N/A
Pool Name and Pool Code:	Hat Mesa; Bone Spring [30213]
Well Location Setback Rules:	Statewide oil rules
Spacing Unit Size:	320 acres
Spacing Unit	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	320
Building Blocks:	40 acres
Orientation:	South-North
Description: TRS/County	E/2 E/2 of Sections 28 and 33, Township 20 South, Range 33 East, NMPM, Lea County, New Mexico.
Standard Horizontal Well Spacing Unit (Y/N), If No, describe	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	See Exhibit C-3
Well(s)	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	<p>BEFORE THE OIL CONSERVATION DIVISION Santa Fe, New Mexico Exhibit No. A Submitted by: Matador Production Company Hearing Date: July 21, 2022 Case No. 22744</p>

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CASE NO. 22744
 ORDER NO. R-22347

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Page 4 of 44

Well #1	Gavilon Fed Com #104H well SHL: SE/4 SE/4 (Unit P) of Section 33 BHL: NE/4 NE/4 (Unit A) of Section 28 Target: Bone Spring Orientation: South-North Completion: Standard Location
Well #2	Gavilon Fed Com #114H well SHL: SE/4 SE/4 (Unit P) of Section 33 BHL: NE/4 NE/4 (Unit A) of Section 28 Target: Bone Spring Orientation: South-North Completion: Standard Location
Well #3	Gavilon Fed Com #124H well SHL: SE/4 SE/4 (Unit P) of Section 33 BHL: NE/4 NE/4 (Unit A) of Section 28 Target: Bone Spring Orientation: South-North Completion: Standard Location
Well #4	Gavilon Fed Com #134H well SHL: SE/4 SE/4 (Unit P) of Section 33 BHL: NE/4 NE/4 (Unit A) of Section 28 Target: Bone Spring Orientation: South-North Completion: Standard Location
Horizontal Well First and Last Take Points	Exhibit C-1
Completion Target (Formation, TVD and MD)	Exhibit C-5
AFE Capex and Operating Costs	
Drilling Supervision/Month \$	\$8,000
Production Supervision/Month \$	\$800
Justification for Supervision Costs	Exhibit C
Requested Risk Charge	200%
Notice of Hearing	
Proposed Notice of Hearing	Exhibit B
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit E
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit F
Ownership Determination	
Land Ownership Schematic of the Spacing Unit	Exhibit C-2
Tract List (including lease numbers and owners)	Exhibit C-2
Pooled Parties (including ownership type)	Exhibit C-3; C-4
Unlocatable Parties to be Pooled	N/A
Ownership Depth Severance (including percentage above & below)	N/A
Index	

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Page 5 of 44

Sample Copy of Proposal Letter	Exhibit C-5
List of Interest Owners (ie Exhibit A of JOA)	Exhibit C-3, C-4
Chronology of Contact with Non-Joined Working Interests	Exhibit C-6
Overhead Rates In Proposal Letter	Exhibit C-5
Cost Estimate to Drill and Complete	Exhibit C-5
Cost Estimate to Equip Well	Exhibit C-5
Cost Estimate for Production Facilities	Exhibit C-5
Geology	
Summary (including special considerations)	Exhibit D
Spacing Unit Schematic	Exhibit D-1
Gunbarrel/Lateral Trajectory Schematic	N/A
Well Orientation (with rationale)	Exhibit D
Target Formation	Exhibit D; D-3
HSU Cross Section	Exhibit D-3
Depth Severance Discussion	N/A
Forms, Figures and Tables	
C-102	Exhibit C-1
Tracts	Exhibit C-2
Summary of Interests, Unit Recapitulation (Tracts)	Exhibit C-3; C-4
General Location Map (including basin)	Exhibit D-1
Well Bore Location Map	Exhibit D-1
Structure Contour Map - Subsea Depth	Exhibit D-2
Cross Section Location Map (including wells)	Exhibit D-2
Cross Section (including Landing Zone)	Exhibit D-3
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):	Paula M. Vance
Signed Name (Attorney or Party Representative):	
Date:	19-Jul-22

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CASE NO. 22744
ORDER NO. R-22347

Page 7 of 7

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

APPLICATION OF MATADOR PRODUCTION
COMPANY TO AMEND ORDER NO. R-22347,
LEA COUNTY, NEW MEXICO.

CASE NO. 23776

AFFIDAVIT OF ISAAC EVANS

Isaac Evans, of lawful age and being first duly sworn, declares as follows:

1. My name is Isaac Evans. I work for MRC Energy Company, and affiliate of Matador Production Company (“Matador”) as a Senior Staff Landman.

2. I have previously testified before the New Mexico Oil Conservation Division as an expert witness in petroleum land matters. My credentials as a petroleum landman have been accepted by the Division and made a matter of record.

3. I am familiar with the application filed by Matador in this case, and I am familiar with the status of the lands in the subject area.

4. In this case, Matador seeks an order to amend Order No. R-22347 (“Order”) to allow for an extension of time for drilling the proposed initial well under the Order. Division Order No. R-22347, entered on October 28, 2022, in Case No. 22744, created a standard 320-acre, more or less, horizontal spacing unit comprised of the E/2 E/2 of Sections 28 and 33, Township 20 South, Range 33 East, NMPM, Lea County, New Mexico (the “Unit”), and designated Matador as operator of the Unit. Order No. R-22347 further pooled the uncommitted interests in the Bone Spring formation (Hat Mesa; Bone Spring [30213]) in the Unit and dedicated the Unit to the proposed initial **Gavilon Fed Com 104H well** (API No. 30-025-PENDING), **Gavilon Fed Com**

114H well (API No. 30-025-PENDING), **Gavilon Fed Com 124H well** (API No. 30-025-PENDING), and **Gavilon Fed Com 134H well** (API No. 30-025-PENDING).

5. Matador is eager to develop this acreage; however, there is good cause for Applicant's request for an extension of time to drill this well. Matador previously filed permits with the Bureau of Land Management back in April 2023 for each of the above-referenced initial wells and has not yet received approval, thereby causing Matador to delay its intended plans to develop the acreage subject to the Orders.

6. **Matador Exhibit C-1** is an updated copy of the pooling exhibit from the original case, with updates reflecting owners that have either reached voluntary joinder with Matador or have assigned their interest to another. Specifically, with respect to WHWL, LLC, Chief Capital (O&G) II LLC now owns that interest. Likewise, with respect to the overriding royalty owners, the overriding royalty owned by Marathon Oil Permian, LLC is now owned in part by Matador and in part by other parties whose interest Matador is in the process of acquiring or receiving consent to pooling in the anticipated near future and therefore has not requested to be included in this extension request.

7. None of the working interest owners that remain subject to these pooling orders have been asked at this time to make an election on the applicable wells or pay their estimated share of the costs to drill, complete and equip the applicable wells.

8. The granting of this application will prevent waste and protect correlative rights.

9. **Matador Exhibit C-1** was either prepared by me or compiled under my direction and supervision.

FURTHER AFFIANT SAYETH NAUGHT.


Isaac Evans

STATE OF TEXAS)
)
COUNTY OF DALLAS)

SUBSCRIBED and SWORN to before me this 3rd day of October 2023 by
Isaac Evans.



NOTARY PUBLIC

My Commission Expires:

3/23/2025

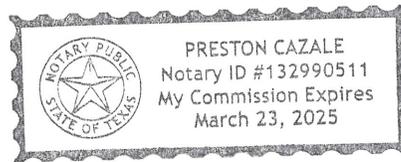


EXHIBIT C-1

Summary of Interests

MRC Permian Company Working Interest			99.21875%
Compulsory Pool Interest Total:			0.78125%
Interest Owner:	Description:	Tract	Interest:
Chief Capital (O&G) II LLC	Uncommitted Working Interest Owner	2	0.78125%



Gavilon Fed Com E2E2

ORRI Owners
Name
Colgate Royalties, LP
Zunis Energy, LLC
Susannah D. Adelson, Trustee of the James Adelson & Family 2015 Trust
Prime Rock Resources ORRI, Inc.

Gavilon 104H, 114H, 124H, 134H
Case 22744 Postal Delivery Report

TrackingNo	TransactionDate	ToName	DeliveryAddress	City	State	Zip	USPS_Status
9414811898765875826568	04/15/2022 15:50:03	COG Operating, LLC	600 W Illinois Ave	Midland	TX	79701-4882	Your item was picked up at a postal facility at 8:23 am on April 19, 2022 in MIDLAND, TX 79701.
9414811898765875826520	04/15/2022 15:50:04	WHWL, LLC	PO Box 902	Aledo	TX	76008-0902	Your item was picked up at the post office at 11:57 am on April 19, 2022 in ALEDO, TX 76008.
9414811898765875826599	04/15/2022 15:50:05	MRC Permian Company	5400 Lbj Fwy Ste 1500 One Lincoln Centre	Dallas	TX	75240-1017	Your item was delivered to the front desk, reception area, or mail room at 9:27 am on April 19, 2022 in DALLAS, TX 75240.
9414811898765875826544	04/15/2022 15:50:06	Colgate Royalties, LP	303 W Wall St Ste 700	Midland	TX	79701-5114	Your item was refused by the addressee at 9:30 am on April 28, 2022 in SANTA FE, NM 87501 and is being returned to the sender.
9414811898765875826582	04/15/2022 15:50:07	Marathon Oil Permian LLC	990 Town And Country Blvd	Houston	TX	77024-2217	Your item was delivered to the front desk, reception area, or mail room at 2:49 pm on April 18, 2022 in HOUSTON, TX 77024.
9414811898765875826537	04/15/2022 15:50:08	Zunis Energy, LLC	15 E 5th St Ste 3300	Tulsa	OK	74103-4340	Your item was delivered to the front desk, reception area, or mail room at 2:47 pm on April 18, 2022 in TULSA, OK 74103.
9414811898765875826575	04/15/2022 15:50:09	Prime Rock Resources ORRI, Inc.	203 W Wall St Ste 1000	Midland	TX	79701-4525	Your item was delivered to an individual at the address at 4:28 pm on April 18, 2022 in MIDLAND, TX 79701.
9414811898765875821211	04/15/2022 15:50:10	Susannah D. Adelson, Trustee of the	15 E 5th St Ste 3300	Tulsa	OK	74103-4340	Your item was delivered to the front desk, reception area, or mail room at 2:47 pm on April 18, 2022 in TULSA, OK 74103.

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

**APPLICATION OF MATADOR PRODUCTION
COMPANY TO AMEND ORDER NO. R-22347,
LEA COUNTY, NEW MEXICO**

**CASE NO. 23776
ORDER NO. R-22347**

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

1. I am attorney in fact and authorized representative of Matador Production Company (“Matador”), 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 October 2, 2023.

5. I caused a notice to be published to all parties subject to this application for extension. 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 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.

**BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. D
Submitted by: Matador Production Company
Hearing Date: October 5, 2023
Case No. 23776**



Paula M. Vance

10/3/2023

Date



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

September 15, 2023

VIA CERTIFIED MAIL
CERTIFIED RECEIPT REQUESTED

TO: ALL INTEREST OWNERS SUBJECT TO POOLING PROCEEDINGS

**Re: Application of Matador Production Company to Amend Order No. R-22347,
Lea County, New Mexico: Gaviion Fed Com 104H, 114H, 124H and 134H wells**

Ladies & Gentlemen:

This letter is to advise you that Matador Production Company has filed the enclosed application with the New Mexico Oil Conservation Division. A hearing has been requested before a Division Examiner on October 5, 2023, and the status of the hearing can be monitored through the Division’s website at <http://www.emnrd.nm.gov/ocd/>.

Due to the remodeling of the state building where the New Mexico Oil Conservation Division is located, hearings will be conducted remotely beginning at 8:15 a.m. 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 Isaac Evans at (972) 587-4628 or isaac.evans@matadorresources.com.

Sincerely,

Paula M. Vance
**ATTORNEY FOR MATADOR PRODUCTION
COMPANY**

T 505.988.4421 F 505.983.6043
110 North Guadalupe, Suite 1, Santa Fe, NM 87501-1849
Mail to: P.O. Box 2208, Santa Fe, NM 87504-2208
www.hollandhart.com

Alaska	Montana	Utah
Colorado	Nevada	Washington, D.C.
Idaho	New Mexico	Wyoming

MRC - Gavilon Extention - Case no. 23776
Postal Delivery Report

9414811898765413394818	Chief Capital O&G II LLC	8111 Westchester Dr Ste 900	Dallas	TX	75225-6146	Your item was delivered to the front desk, reception area, or mail room at 10:55 am on September 21, 2023 in DALLAS, TX 75225.
9414811898765413394856	Colgate Royalties, LP	303 W Wall St Ste 700	Midland	TX	79701-5114	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next
9414811898765413394863	Zunis Energy, LLC	15 E 5th St Ste 3300	Tulsa	OK	74103-4340	Your item was delivered to the front desk, reception area, or mail room at 12:45 pm on September 25, 2023 in TULSA, OK 74103.
9414811898765413394825	Susannah D. Adelson, Trustee of the James Adelson & Family 2015 Trust	15 E 5th St Ste 3300	Tulsa	OK	74103-4340	Your item was delivered to the front desk, reception area, or mail room at 12:45 pm on September 25, 2023 in TULSA, OK 74103.
9414811898765413394801	Prime Rock Resources ORRI, Inc.	203 W Wall St Ste 1000	Midland	TX	79701-4525	Your item was delivered to an individual at the address at 11:28 am on September 21, 2023 in

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
September 17, 2023
and ending with the issue dated
September 17, 2023.


Publisher

Sworn and subscribed to before me this
17th day of September 2023.


Business Manager

My commission expires

January 29, 2025
(Seal)
STATE OF NEW MEXICO
NOTARY PUBLIC
GUSSIE RUTH BLACK
COMMISSION # 1087526
COMMISSION EXPIRES 01/29/2027

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 publication has been made.

LEGAL NOTICE
September 17, 2023

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 cases. The hearings will be conducted remotely on Thursday, October 5, 2023, beginning at 8:15 a.m. To participate in the hearings, 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 these cases 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 September 25, 2023.

Persons may view and participate in the hearings through the following link: <https://nmemnrd.webex.com/nmemnrd/j.php?MTID=m020a671a1f0dca6e32980a60729bbb0f>

Webinar number: 2488 867 1311

Join by video system: 24888671311@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: 2488 867 1311
Panelist password: EIMmNJYA667 (34666592 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 affected interest owners, including: Chief Capital (O&G) II LLC; Colgate Royalties, LP; Zunis Energy, LLC; Susannah D. Adelson, Trustee of the James Adelson & Family 2015 Trust, and Prime Rock Resources ORRI, Inc.

Case No. 23776: Application of Matador Production Company to Amend Order No. R-22347, Lea County, New Mexico. Applicant in the above-styled cause seeks a year extension of time for drilling the well under Order No. R-22347. The Unit is comprised of the E/2 E/2 of Sections 28 and 33, Township 20 South, Range 33 East, NMPM, Lea County, New Mexico. Order No. R-2347 pooled the uncommitted interests in the Bone Spring formation and dedicated the Unit to the proposed initial **Gavilon Fed Com 104H** (API No. 30-025-PENDING), **Gavilon Fed Com 114H** (API No. 30-025-PENDING), **Gavilon Fed Com 124H** (API No. 30-025-PENDING), and **Gavilon Fed Com 134H** (API No. 30-025-PENDING) wells, all to be horizontally drilled from surface locations in the SE/4 SE/4 (Unit P) of Section 33, with first take points in the SE/4 SE/4 (Unit P) of Section 33 and last take points in the NE/4 NE/4 (Unit A) of Section 28. Said area is located 3.5 miles southeast of Halfway, New Mexico.
#00282821

67100754

00282821

HOLLAND & HART LLC
PO BOX 2208
SANTA FE, NM 87504-2208

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. E
Submitted by: Matador Production Company
Hearing Date: October 5, 2023
Case No. 23776