CASE NO. 24041

APPLICATION OF MEWBOURNE OIL COMPANY FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO

EXHIBITS

- 1. Pooling Checklist
- 2. Landman's Affidavit
 - 2-A: C-102
 - 2-B: Tract Maps and Ownership Lists
 - 2-C: Summary of Contacts and Proposal Letter
 - 2-D: AFE
- 3. Geologist's Affidavit
 - 3-A: Structure Map (Second Bone Spring)
 - 3-B: Cross-Section (Second Bone Spring)
 - 3-A: Structure Map (Third Bone Spring)
 - 3-B: Cross-Section (Third Bone Spring)
 - 3-E: Horizontal Drilling Plans
- 4. Affidavit of Mailing
 - 4-A: Notice Letter
- 5. Application and Proposed Notice

COMPULSORY POOLING APPLICATION CHECKLIST					
ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS					
Case: 24041	APPLICANT'S RESPONSE				
Date: December 7, 2023					
Applicant	Mewbourne Oil Company				
Designated Operator & OGRID (affiliation if applicable)	Mewbourne Oil Company/OGRID 14744				
Applicant's Counsel:	James Bruce				
Case Title:	Application of Mewbourne Oil Company for Compulsory Pooling, Eddy County, New Mexico				
Entries of					
Appearance/Intervenors:					
Well Family	Rio Grande Bone Spring wells				
Formation/Pool					
Formation Name(s) or Vertical	Bone Spring				
Extent:	bone spring				
Primary Product (Oil or Gas):	Oil				
Pooling this vertical extent:	Entire Bone Spring formation				
Pool Name and Pool Code:	Palmillo; Bone Spring, East/Pool Code 49553				
Well Location Setback Rules:	Statewide Rules for horizontal wells – 330' and 100' setbacks				
Spacing Unit					
Type (Horizontal/Vertical)	Horizontal				
Size (Acres)	324 acres				
Building Blocks:	40 acres				
Orientation:	West-East				
Description: TRS/County	S/2N/2 §2 and the S/2N/2) §1, Township 19 South, Range 28 East, NMPM, Eddy County				
Standard Horizontal Well Spacing Unit (Y/N), If No, describe and is approval of non- standard unit requested in this	Yes				
application?	EXHIBIT (
Other Situations					
Depth Severance: Y/N. If yes, description	N				
Proximity Tracts: If yes, description	N				

description	
Applicant's Ownership in Each Tract	Exhibit 2-B
Trace	
Well(s)	Add wells as pooded
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	Rio Grande 2/1 State Com. Well No. 523H
	API No. 30-015-Pending
	SHL: 2080 FNL & 210 FWL §2
	BHL: 1980 FNL & 100 FEL §1
	FTP: 1980 FNL & 100 FWL §2
	LTP: 1980 FNL & 100 FEL §1
	Second Bone Spring/TVD 7667 feet/MD 17520 feet
	Rio Grande 2/1 State Com. Well No. 613H
	API No. 30-015-Pending
	SHL: 2060 FNL & 210 FWL §2
	BHL: 1980 FNL & 100 FEL §1
	FTP: 1980 FNL & 100 FWL §2
	LTP: 1980 FNL & 100 FEL §1
	Third Bone Spring/TVD 8638 feet/MD 18515 feet
Well #2	
Horizontal Well First and Last Take Points	See above
Completion Target (Formation, TVD and MD)	See above
AFE Capex and Operating Costs	
Drilling Supervision/Month \$	\$8000
Production Supervision/Month \$	\$8000
Justification for Supervision	
Costs	Exhibit 2, page 2
Requested Risk Charge	Cost plus 200%
Notice of Hearing	
Proposed Notice of Hearing	Exhibit 1
Proof of Mailed Notice of	
Hearing (20 days before hearing)	Exhibit 4
Proof of Published Notice of	
Hearing (10 days before hearing)	N/A
Ownership Determination	
Land Ownership Schematic of	Exhibit 2-B

the Spacing Unit				
Tract List (including lease				
numbers and owners)	Exhibit 2-B			
If approval of Non-Standard				
Spacing Unit is requested, Tract				
List (including lease numbers				
and owners) of Tracts subject to				
notice requirements.				
Pooled Parties (including				
ownership type)	Exhibit 2-B; Working Interest Owners			
Unlocatable Parties to be Pooled	No			
Ownership Depth Severance				
(including percentage above &				
below)	No Depth Severance			
Joinder				
Sample Copy of Proposal Letter	Exhibit 2-C			
List of Interest Owners (i.e.				
Exhibit A of JOA)	Exhibit 2-B			
Chronology of Contact with	*			
Non-Joined Working Interests	Exhibit 2-C			
Overhead Rates In Proposal				
Letter				
Cost Estimate to Drill and				
Complete	Exhibit 2-D			
Cost Estimate to Equip Well	Exhibit 2-D			
Cost Estimate for Production				
Facilities	Exhibit 2-D			
Geology				
Summary (including special				
considerations)	Exhibit 3			
Spacing Unit Schematic	Exhibits 2-A and 3-A			
Gunbarrel/Lateral Trajectory				
Schematic	Exhibit 3-B			
Well Orientation (with				
rationale)	West-East; Exhibits 3 and 3-A			
Target Formation	Second and Third Bone Spring Sands			
HSU Cross Section	Exhibit 3-B			
Depth Severance Discussion	N/A			
Forms, Figures and Tables				
C-102	Exhibit 2-A			
Tracts	Exhibit 2-B			
Summary of Interests, Unit				
Jannilary of filterests, Offit	Exhibits 2-B			

Recapitulation (Tracts)	
General Location Map (including	
basin)	Exhibit 3-A
Well Bore Location Map	Exhibit 2-A
Structure Contour Map - Subsea	
Depth	Exhibit 3-A
Cross Section Location Map	
(including wells)	Exhibit 3-B
Cross Section (including Landing	
Zone)	Exhibit 3-C
Additional Information	
Special Provisions/Stipulations	
CERTIFICATION: I hereby certify	
that the information provided	
in this checklist is complete and	
accurate.	
Printed Name (Attorney or Party	
Representative):	James Bruce
Signed Name (Attorney or Party	// 2
Representative):	James Erre
Date:	December 5, 2023

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

IN THE MATTER OF THE HEARING CALLED BY THE OIL CONSERVATION DIVISION FOR THE PURPOSE OF CONSIDERING:

APPLICATION OF MEWBOURNE OIL COMPANY FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.

Case No. 24041

VERIFIED STATEMENT OF MITCH ROBB

Mitch Robb, being duly sworn upon his oath, deposes and states:

- 1. I am a landman for Mewbourne Oil Company ("Mewbourne"), and have personal knowledge of the matters stated herein. I have been qualified by the Division as an expert petroleum landman.
- 2. Pursuant to NMAC 19.15.4.12.A(1), the following information is submitted in support of the compulsory pooling application filed herein:
 - (a) The purpose of this application is to force pool working interest owners into the Bone Spring horizontal spacing unit described below, and in wells to be drilled in the unit.
 - (b) No opposition is expected because the interest owners being pooled have been contacted regarding the proposed well, but have failed or refused to voluntarily commit their interests to the well. Some interest owners may be unlocatable.
 - (c) A plat outlining the unit being pooled is attached hereto as Attachment A. Mewbourne seeks an order pooling all mineral interests in the Bone Spring formation underlying the S/2N/2 of Section 2 and the S/2N/2 of Section 1, Township 19 South, Range 28 East, NMPM. The unit will be dedicated to:
 - (i) the Rio Grande 2/1 State Com #523H, a horizontal well with a first take point in the SW/4 NW/4 of 2 and a final take point in the SE/4 NE/4 of Section 1:
 - (ii) the Rio Grande 2/1 State Com #613H, a horizontal well with a first take point in the SW/4 NW/4 of 2 and a final take point in the SE/4 NE/4 of Section 1;

EXHIBIT 2

- (d) The parties being pooled and their interests are set forth in Attachment B. Their current and correct addresses, or last known addresses, are also set forth.
- (e) In order to locate the interest owners Mewbourne examined the county records, performed internet searches, checked telephone records, made calls to family members, and searched Accurint and Whitepages.
- (f) Attachment C contains a summary of contacts or attempted contacts with the interest owners, together with copies of the proposal letters sent to the interest owners.
- (g) Mewbourne has made a good faith effort to obtain the voluntary joinder of the working interest owners in the proposed well, or to locate the owners.
- (h) Mewbourne has the right to pool the overriding royalty owners in the well unit.
- (i) Attachment D contains the Authorizations for Expenditure for the proposed wells. The estimated costs of the wells set forth therein are fair and reasonable, and comparable to the costs of other wells of similar depth and length drilled in this area of Eddy County.
- (j) Mewbourne requests overhead and administrative rates of \$8000/month for a drilling well and \$800/month for a producing well. These rates are fair, and comparable to the rates charged by other operators for wells of this type in this portion of Eddy County. They are also the rates set forth in the Joint Operating Agreement for the well unit. Mewbourne requests that these rates be adjusted periodically as provided in the COPAS Accounting Procedure.
- (k) Mewbourne requests that the maximum cost plus 200% risk charge be assessed against non-consenting working interest owners.
- (l) Mewbourne requests that it be designated operator of the wells.
- (m) The attachments to this affidavit were prepared by me, or compiled from Company business records.
- (n) The granting of this application is in the interests of conservation and the prevention of waste.

VER	IFIC	AT	ION

STATE OF TEXAS)
) ss
COUNTY OF MIDLAND)

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

Mitch Robb

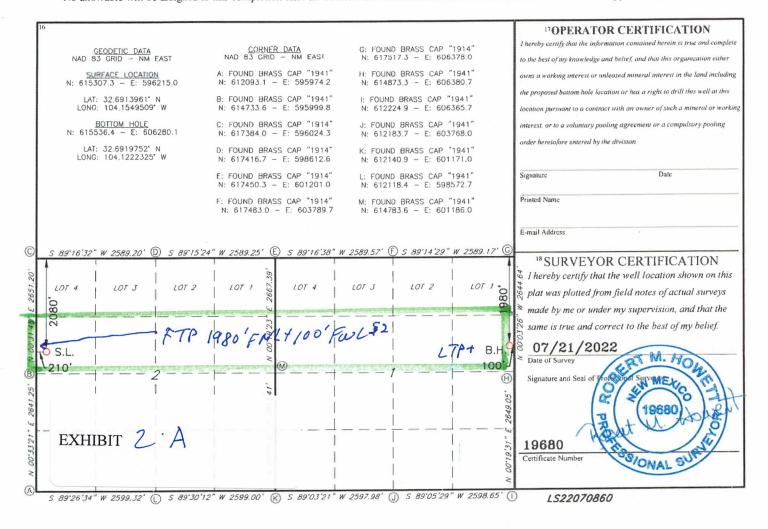
State of New Mexico Energy, Minerals & Natural Resources Department OIL CONSERVATION DIVISION 1220 South St. Francis Dr. Santa Fe, NM 87505

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

☐ AMENDED REPORT

			WELL L	OCAT	ION AND AC	CREAGE DEDIC	CATION PLA	T	
1 API Number				42 Pople	3	Palnillo; i	Bone Spri	ing, E	ost
⁴ Property Co						6 Well Number			
**SOperator Name **SOperator Name **SOperator Name **SOperator Name **SOperator Name **3476						9 Elevation 3476'			
					10 Surfac	e Location			
UL or lot no.	Section	Township	Range	Lot Id	n Feet from the	North/South line	Feet From the	East/West	line County
E	2	19S 28E 2080 NORTH			210	WEST	r EDDY		
***************************************			11	Botton	Hole Location	on If Different Fr	om Surface		
UL or lot no.	Section	Township	Range	Lot Id	n Feet from the	North/South line	Feet from the	East/West line County	
Н	1	198	28E		1980	NORTH	100	EAST	r EDDY
2 Dedicated Acres	13 Joint	or Infill	4 Consolidation	Code	15 Order No.				
320									

No allowable will be assigned to this completion until all interest have been consolidated or a non-standard unit has been approved by the division.



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

		,	WELL LO	OCATIO	ON AND ACE	REAGE DEDIC	ATION PLA	T		
	API Number		4	Pool Coo	3	Palmillo ; F.	Bone Spr	ing	East	
⁴ Property Code RIO				RIO (⁵ Property N GRANDE 2/ 1	ame STATE COM	0	1	6	813H
JOGRID	44			MEW	8 Operator N BOURNE OI	L COMPANY				3476'
	-				10 Surface	Location				
UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet From the	East/We	st line	County
E	2	19S	28E		2060	NORTH	210	WES	ST	EDDY
			11]	Bottom	Hole Location	If Different Fro	om Surface			
UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line County		
H	1	19S	28E		1980	NORTH	100	EAS	ST	EDDY
7 Policated Acre	s 13 Joint	or Infill 1-	Consolidation	Code 1	Order No.					

No allowable will be assigned to this completion until all interest have been consolidated or a non-standard unit has been approved by the division.

	16			17 OPERATOR CERTIFICATION
	CEODETIC DATA NAD 83 GRID - NM EAST	CORNER DATA NAD 83 GRID - NM EAST	G: FOUND BRASS CAP "1914" N: 617517.3 - E: 606378.0	I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either
	SURFACE LOCATION	A: FOUND BRASS CAP "1941"		owns a working interest or unleased mineral interest in the land including
	N: 615327.3 - E: 596215.2	N: 612093_1 - E: 595974.2	N: 614873.3 - E: 606380.7	the proposed bottom hole location or has a right to drill this well at this
	LAT: 32.6914510° N LONG: 104.1549502° W	B: FOUND BRASS CAP "1941" N: 614733.6 - E: 595999.8	I: FOUND BRASS CAP "1941" N: 612224.9 E: 606365.7	location pursuant to a contract with an owner of such a mineral or working
	BOTTOM HOLE	C: FOUND BRASS CAP "1914"		interest, or to a voluntary pooling agreement or a compulsory pooling
	N: 615536.4 - E: 606280.1	N: 617384.0 - E: 596024.3	N: 612183.7 - E: 603768.0	order heretofore entered by the division
	LAT: 32,6919752* N LONG: 104.1222325* W	D: FOUND BRASS CAP "1914" N: 617416.7 - E: 598612.6	K: FOUND BRASS CAP "1941" N: 612140.9 — E: 601171.0	
		E: FOUND BRASS CAP "1914" N: 617450.3 - E: 601201.0	L: FOUND BRASS CAP "1941" N: 612118.4 - E: 598572.7	Signature Date
		F: FOUND BRASS CAP "1914" N: 617483 0 - E: 603789.7	M: FOUND BRASS CAP "1941" N: 614783.6 — E: 601186.0	Printed Name
	*			E-mail Address
0	S 89'16'32" W 2589.20' D S 89'15'2	4" W 2589.25' 📵 S 89.16'38'	" W 2589.57' 🖲 5 89°14'29" W 2589.17' 🜀	
0.	1	. 6		*SURVEYOR CERTIFICATION
2651.2	LOT 4 LOT 3 LOT 2	LOT 1 1 LOT 4	LOT 3 LOT 2 LOT 1	I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys
35	,090	52	98(≈ made by me or under my supervision, and that the
15"	200	3		nade by me or under my supervision, and that the solution is some is true and correct to the best of my belief.
31,	+ 570	bout End + lock	C 11 5 3	Ö
N OC	S.L.	1980 FAL + 106'	FWL 3 2 LTP+ B.H.	8 07/21/2022 ≥ Date of Survey M. HQ.
(8)	210'	(M)	100	
52,		41.		Signature and Seal of Proceedings Surveyor
129		643.	19.05	19680
is in		F	789	13 + W 100 6
121		0.6.6.	3.11.8	19680
00.3		1 30.13		Certificate Number
N		>	00 ×	ONAL
(A)	S 89'26'34" W 2599.32' (S 89'30'1.	2" W 2599.00' (K) S 89'0J'21'	"W 2597.98" () S 89'05'29" W 2598.65' ()	LS22070862

Section Plat

Rio Grande 2/1 State Com #523H Rio Grande 2/1 State Com #613H S/2N/2 of Section 2 & S/2N/2 of Section 1-T19S-R28E Eddy County, NM

Section	on 2	Section 1		
Tract l	Tract 2	Tract 2		

Tract 1: S/2NW/4 of Section 2 - State Lease X0-648

Mewbourne Oil Company, et al.

Marathon Oil Permian LLC (SWNW only)

Tract 2: S/2NE/4 of Section 2 and S/2N/2 of Section 1 - State Lease V0-4397

Mewbourne Oil Company, et al.

EXHIBIT $2 \cdot \beta$

RECAPITUALTION FOR

Rio Grande 2/1 State Com #523H Rio Grande 2/1 State Com #613H

Tract Number	Number of Acres Committeed	Percentage of Interst in Communitized Area			
1	80	25.000000%			
2	240	75.000000%			
TOTAL	320	100.000000%			

T19S-R28E, Eddy County, NM

Sectio	n 2	Section 1		
Tract 1	Tract 2	Tract 2		

TRACT OWNERSHIP

Rio Grande 2/1 State Com #523H Rio Grande 2/1 State Com #613H S/2N/2 of Section 2 & S/2N/2 of Section 2-T19S-R28E Eddy County, NM

S/2N/2 of Section 2 & S/2N/2 of Section 1

Bone Spring Formation:

Owner

Mewbourne Oil Company, et al. *Marathon Oil Permian LLC

TOTAL

% of Leasehold Interest

98.003473% 1.996527% 100.000000%

Total Interest Being Pooled:

1.996527%

OWNERSHIP BY TRACT

SWNW of Section 2

Owner

Mewbourne Oil Company, et al. Marathon Oil Permian LLC

TOTAL

% of Leasehold Interest

84.027778%

15.972222%

100.000000%

SENW of Section 2

Owner

Mewbourne Oil Company, et al.

TOTAL

% of Leasehold Interest

100.000000%

100.000000%

S2NE of Section 2 and S2N2 of Section 1

Owner

Mewbourne Oil Company, et al.

TOTAL

% of Leasehold Interest

100.000000%

100.000000%

Summary of Communications Rio Grande 2/1 State Com #523H Rio Grande 2/1 State Com #613H S/2N/2 of Section 2 and S/2N/2 of Section 1-T19S-R28E Eddy County, NM

Marathon Oil Permian LLC:

10/16/2023: Mailed Well Proposal, Joint Operating Agreement and Communitization Agreement to the above listed party.

10/23/2023: Correspondence with above referenced party regarding proposals.

10/24/2023: Correspondence with above referenced party regarding proposals. Was informed that Marathon would be participating under the pooling order.

10/25/2023: Correspondence with above referenced party regarding proposals.

10/30/2023: Received signed AFEs from above referenced party.

EXHIBIT 2 · C

MEWBOURNE OIL COMPANY

FASKEN CENTER 500 WEST TEXAS, SUITE 1020 MIDLAND, TX 79701

TELEPHONE (432) 682-3715

October 16, 2023

Via Certified Mail

Marathon Oil Permian LLC 990 Town & Country Blvd. Houston, TX 77024 Attn: Patricia Schoenberger

> Re: Rio Grande 2/1 State Com #521H 2020' FNL & 210' FWL (SL) (Section 2) 660' FNL & 100' FEL (BHL) (Section 1)

> > Rio Grande 2/1 State Com #611H 2040' FNL & 210' FWL (SL) (Section 2) 660' FNL & 100' FEL (BHL) (Section 1)

Rio Grande 2/1 State Com #523H 2080' FNL & 210' FWL (SL) (Section 2) 1980' FNL & 100' FEL (BHL) (Section 1)

Rio Grande 2/1 State Com #613H 2060' FNL & 210' FWL (SL) (Section 2) 1980' FNL & 100' FEL (BHL) (Section 1)

All in Sections 1 & 2, T19S, R28E, Eddy County, New Mexico

Ladies and Gentlemen:

Mewbourne Oil Company ("Mewbourne") as Operator hereby proposes to drill the captioned Rio Grande 2/1 State Com #521H at the above referenced surface location (SL) to the referenced bottom hole location (BHL). The proposed well will be drilled to an approximate true vertical depth (TVD) of 7,642 feet subsurface to evaluate the Bone Spring Formation. The proposed well will have a measured depth (MD) of approximately 17,600 feet. The N/2N/2 of the captioned Sections 1 & 2 will be dedicated to the well as the spacing unit.

In addition, Mewbourne as Operator hereby proposes to drill the Rio Grande 2/1 State Com #611H at the above referenced surface location (SL) to the referenced bottom hole location (BHL). The proposed well will be drilled to an approximate true vertical depth (TVD) of 8,587 feet subsurface to evaluate the Bone Spring Formation. The proposed well will have a measured depth (MD) of approximately 18,670 feet. The N/2N/2 of the captioned Sections 1 & 2 will be dedicated to the well as the spacing unit.

In addition, Mewbourne as Operator hereby proposes to drill the captioned Rio Grande 2/1 State Com #523H at the above referenced surface location (SL) to the referenced bottom hole location (BHL). The proposed well will be drilled to an approximate true vertical depth (TVD) of 7,667 feet subsurface to evaluate the Bone Spring Formation. The proposed well will have a measured depth (MD) of approximately 17,520 feet. The S/2N/2 of the captioned Sections 1 & 2 will be dedicated to the well as the spacing unit.

Finally, Mewbourne as Operator hereby proposes to drill the captioned Rio Grande 2/1 State Com #613H at the above referenced surface location (SL) to the referenced bottom hole location (BHL). The proposed well will be drilled to an approximate true vertical depth (TVD) of 8,638 feet subsurface to evaluate the Bone Spring Formation. The proposed well will have a measured depth (MD) of approximately 18,515 feet. The S/2N/2 of the captioned Sections 1 & 2 will be dedicated to the well as the spacing unit.

Regarding the above, enclosed for your further handling are our AFEs dated October 2, 2023 and Communitization Agreements dated October 1, 2023 (N2N2 & S2N2 Bone Spring) for the captioned proposed wells. In the event your firm elects to participate in the proposed wells, please execute the enclosed AFEs and extra set of signature/notary pages for the Communitization Agreements and return to me within thirty (30) days.

Should you have any questions regarding the above, please email me at mrobb@mewbourne.com or call me at (432) 682-3715.

Sincerely,

MEWBOURNE OIL COMPANY

Mitch Robb Landman

MID



October 20, 2023

Dear Simple Certified:

The following is in response to your request for proof of delivery on your item with the tracking number: 9414 8361 0544 0509 4857 54.

Item Details

Status:

Delivered, Front Desk/Reception/Mail Room

Status Date / Time:

October 20, 2023, 2:34 pm

Location:

HOUSTON, TX 77024

Postal Product:

First-Class Mail®

Extra Services:

Certified Mail™

Return Receipt Electronic

Recipient Name:

PATRICIA SCHOENBERGER

Recipient Signature

Signature of Recipient:

Wi, 1/108.

MET OPP

Address of Recipient:

110

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely, United States Postal Service® 475 L'Enfant Plaza SW Washington, D.C. 20260-0004

> Patricia Schoenberger Marathon Oil Permian LLC 990 Town & Country Blvd. Houston, TX 77024 Reference #: Rio Grande

EXHIBIT 2.0

MEWBOURNE OIL COMPANY

AUTHORIZATION FOR EXPENDITURE

			ARTESIA (BO	URBON F	
	County:				ST: NM
Sec. 2 Bik: Survey: TWP: 19S	RNO	28	E Prop. TVD	: 7667	TMD: 17520
INTANGIBLE COSTS 0180	COL		TCP	CODE	cc
Regulatory Permits & Surveys	0180-0	Carte Control Street		0180-0200	
ocation / Road / Site / Preparation	0180-0		\$200,000	0180-0205	\$35,00 \$76,00
Location / Restoration	0180-0	-	-	WATER CONTRACTOR OF THE PARTY O	P. STATE OF THE PROPERTY OF THE PARTY OF THE
Daywork / Turnkey / Footage Drilling 15 days drig / 3 days comp @ \$28000/d	0180-0	THE RESIDENCE PARTY AND PERSONS ASSESSMENT	\$448,600 \$106,200	A PARTICIPATION OF THE PARTY OF	A STREET, SQUARE SHOWING THE PARTY OF THE PA
Fuel 1700 gal/day @ \$3.9/gal Alternate Fuels	0180-0	-	\$100,200	0180-0214	
Mud. Chemical & Additives	0180-0		\$50,000	0180-0213	
Mud - Specialized	0180-0		\$250,000		
Horizontal Drillout Services	10,00	-		0180-0222	\$200,0
Stimulation Toe Preparation	1			0180-0223	
Cementing	0180-0	125	\$150,000	0180-0225	\$55,0
ogging & Wireline Services	0180-0	130	\$34,000	0180-0230	\$300,0
Casing / Tubing / Snubbing Services	0180-0	1134	\$40,000	0180-0234	\$16.0
Mud Logging	0180-	137	\$15,000		
Stimulation 51 Stg 20.2 MM gal / 20.2 MM lb				0180-0241	\$2,223,0
Stimulation Rentals & Other				0180-0242	
Nater & Other 70% PW f/ MOC/SM/VF @ \$0.28/bbl & 30% F	W 0180-0	1145		0180-0245	
Bits	0180-0			0180-0248	
nspection & Repair Services	0180-	-	\$50,000	0180-0250	-
Misc. Air & Pumping Services	0180-	1154		0180-0254	THE RESERVE OF THE PARTY OF THE
Festing & Flowback Services	0180-	158	\$12,000	0180-0258	
Completion / Workover Rig	-			0180-0260	\$10,5
Rig Mobilization	0180-		\$150,000		4.5
Transportation	0180-	***		0180-0265	
Welding, Construction & Maint, Services	0180-	-		0180-0268	
Contract Services & Supervision	0180-	AUDITORNOUS MARKS	\$102,600	0180-0270	\$57,0
Directional Services Includes Vertical Control	0180-	MATERIAL PROPERTY.	\$228,000	2100 0000	605.0
Equipment Rental	0180-	-	\$114,400	Personal Property and Personal Property and	CA STATE OF THE PARTY OF THE PA
Nell / Lease Legal	0180-	-		0180-0284	AND DESCRIPTION OF THE PERSON NAMED IN COLUMN TWO IS NOT THE PERSON NAMED IN COLUMN TWO IS NAMED
Nell / Lease Insurance	0180-			0180-0285	
ntangible Supplies	0180-			0180-0288	
Damages	0180-	-	\$5,000	0180-0290	
Pipeline Interconnect, ROW Easements	0180-	-	464 900	0180-0292	
Company Supervision Dverhead Fixed Rate	0180-	restriction from		0180-0296	
Contingencies 5% (TCP) 5% (CC)	0180-		\$113,300		THE RESERVE THE PERSON NAMED IN COLUMN TWO
TOTA	THE REAL PROPERTY.	1133	\$2,379,200	0100 0250	\$4,226,4
Casing (10.1" - 19.0") 325 · 13 3/8" 54 5# J-55 ST&C @ \$58 21/ft Casing (8.1" - 10.0") 900" - 9 5/8" 40# J-55 LT&C @ \$46.74/ft Casing (6.1" - 8.0") 6740" - 7" 29# HPP110 BT&C @ \$51.82/ft Casing (4.1" - 6.0") 11900" - 4 11/2" 13.5# HCP-110 CDC-HTQ @ \$29.55/ft Tubing 6500" - 2 7/8" 6.5# L-80 IPC Tbg @ \$13/ft Orilling Head Upper Section	0181- 0181- 0181- 0181-	0795 0796	\$20,200 \$44,900 \$373,000 \$50,000	0181-0798 0181-0798	\$90,2
Horizontal Completion Tools Completion Liner Hanger				0181-0871	\$75,0
Subsurface Equip. & Artificial Lift	-			0181-0880	
Service Pumps (1/8) TP/CP/Circ pump	-	-		0181-0886	
Storage Tanks (1/8) 6 OT/5 WT/GB	-			0181-0892	
Emissions Control Equipment (1/8) (4)VRT/(2)VRU/(1)FLARE/(3)KO/(1)AIR Separation / Treating Equipment (1/8) (2)BULK H SEP/(3)TEST H SEP/(1)V SEP/I(3)VHT/(116	_		0181-0895	
Automation Metering Equipment (1/6) (2)BOLK H SEP(3)TEST H SEP(1)V SEP(6)VHIII	4	-		0181-0898	
Oil/Gas Pipeline-Pipe/Valves&Misc				0181-0900	
Water Pipeline-Pipe/Valves & Misc				0181-090	
On-site Valves/Fittings/Lines&Misc	1			0181-0906	-
The state of the s	1			0181-0907	AND DESCRIPTION OF PERSONS ASSESSED.
Vellhead Flowlines - Construction				0181-0908	-
				0181-0909	AND DESCRIPTION OF THE PERSON NAMED IN COLUMN 1
Cathodic Protection				0181-0910	
Cathodic Protection Electrical Installation		1		0181-0920	\$5,
Cathodic Protection Electrical Installation Equipment Installation				1	514,
Cathodic Protection Electrical Installation Equipment Installation Dil/Gas Pipeline - Construction				0181-092	
Cathodic Protection Electrical Installation Equipment Installation DI/Gas Pipeline - Construction Vater Pipeline - Construction			\$488 100		\$1.199
Cathodic Protection Electrical Installation Equipment Installation DI/Cas Pipeline - Construction Vater Pipeline - Construction TOTA			\$488,100		
Cathodic Protection Clectrical Installation Equipment Installation Oli/Gas Pipeline - Construction Vater Pipeline - Construction			\$488 <u>,</u> 100 \$2,867,300		THE RESERVE TO THE PERSON NAMED IN COLUMN
Cathodic Protection Electrical Installation Equipment Installation IlliCas Pipeline - Construction Vater Pipeline - Construction TOTA			\$2,867,300		THE RESERVE TO THE PERSON NAMED IN COLUMN
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SUBTOTA TOTAL WELL COST Extra Expense Insurance I elect to be covered by Operator's Extra Expense Insurance and pay my projudent of the covering costs of well control, clean up and insurance covering costs of well control, clean up and insurance covering costs of well control, clean up and insurance covering costs of well control, clean up and insurance covering costs of well control, clean up and insurance covering costs of well control, clean up and insurance covering costs of well control, clean up and insurance covering costs of well control.	L portionat	estima	\$2,867,300 \$8,2 e of the premiu led in Line Item 0	93,100 m. 180-0185	\$1,199, \$5,425, change in market
Cathodic Protection Clectrical Installation Cquipment Installation	portionat redrilling as	estima	\$2,867,300 \$8,2 e of the premiuted in Line Item 0 control insurance, right to adjust the	93,100 m. 180-0185	\$5,425,
Cathodic Protection Description Installation Quipment Installation Dil/Gas Pipeline - Construction Vater Pipeline - Construction TOTA SUBTOTA TOTAL WELL COST Extra Expense Insurance I elect to be covered by Operator's Extra Expense Insurance and pay my pro- Operator has secured Extra Expense Insurance covering costs of well control, clean up and of I elect to purchase my own well control insurance policy. If neither box is checked above, non-operating warking interests owner elects to be covered by Joint owner agrees that them 0180-0245 will be provided by operator, if available, at the specified rate. Operating the control insurance of the conditions. Prepared by: Ryan McDaniel Da	portionat redrilling as ny Operator rator reservate: 9/2	's well o	\$2,867,300 \$8,2 e of the premiu led in Line Item 0 ontrol insurance right to adjust the	93,100 m. 180-0185	\$5,425
athodic Protection lectrical Installation quipment Installation guipment Installation jii/Gas Pipeline - Construction Water Pipeline - Construction TOTA SUBTOTA TOTAL WELL COST xtra Expense Insurance letect to be covered by Operator's Extra Expense Insurance and pay my pro- Operator has secured Extra Expense Insurance covering costs of well control, clean up and it letect to purchase my own well control insurance policy. If neither box is checked above, non-operating warking interest owner elects to be covered by Joint cowner agrees that item 0180-0245 will be provided by operator, if available, at the specified rate. Opo- conditions. Prepared by: Ryan McDaniel Da	portionat redrilling as ny Operator rator reservate: 9/2	's well o	\$2,867,300 \$8,2 e of the premiu led in Line Item 0 ontrol insurance right to adjust the	93,100 m. 180-0185	\$5,425

MEWBOURNE OIL COMPANY

AUTHORIZATION FOR EXPENDITURE

Well	Well Name: RIO GRANDE 2/1 STATE COM #613H (B3EH) Prospe					pect: V	wet: WPX ARTESIA (BOURBON RED 11)						
Loca	ocation: SL: 2060 FNL & 210 FWL (2); BHL: 1980 FNL & 100 FEL (1)			ounty: E	ddy			S	T: NM				
Sec	_	В	_	Survey:		TWP:	198	RNG:	28E	Prop. TVI	3638	TMD:	18515
-	***************************************												
Regul	atory F	Permits	s & Su		ANGIBLE COSTS 0180			0180-01		TCP \$20,000	0180-0200	-	CC
				reparation				0180-01			0180-0205		\$35,000
	on / R							0180-01	-		0180-0206		\$76,000
				age Drillin	g 20 days drig / 3 days comp @	\$28000/d		0180-01	-		0180-0210		\$89,700
Fuel					1700 gal/day @ \$3.9/gal	č		0180-01			0180-0214		\$236,000
Altem	ate Fu	els						0180-01			0180-0215	1	\$54,000
Mud.	Chemi	cal & A	Additiv	05				0180-01	20	\$55,000	0180-0220		
Mud -	Specia	alized						0180-01	21	\$275,000	0180-0221		
Horizo	ontal D	rillout	Servic	es							0180-0222		\$200,000
Stimu	lation '	Toe Pr	epara	ion							0180-0223		\$25,000
Ceme	inting							0180-01	25	\$160,000	0180-0225		\$55,000
	ng & V							0180-01	30	\$34,000	0180-0230		\$300,000
			Snubbi	ng Service	25			0180-01	34		0180-0234		\$16,000
	ogging	3						0180-01	37	\$15,000			
Stimu					51 Stg 20.2 MM gal / 20.2 M	M Ib					0180-0241	***************************************	\$2,223.000
	lation l		s & Ot	her							0180-0242	-	\$222,000
	& Oth	er			70% PW f/ MOC/SM/VF @ \$	0.28/bbl &	30% FV	0180-01	-		0180-0245		\$232,000
Bits								0180-01	named distances		0180-0248		#F 0.00
	ction &				***************************************			0180-01	northwest description	\$50,000	0180-0250		\$5,000
	Air & F							0180-01	and the side of th	010.000	0180-0254	A STATE OF THE PARTY OF THE PAR	\$10,000
	g & Fl							0180-01	58	\$12,000	0180-0258		\$24,000
	letion		over F	dg					-	6450 445	0180-0260	-	\$10,500
	obiliza							0180-01		\$150,000	-		
	portati		-					0180-01	OCCUPATION OF THE PERSONS		0180-0265		\$45,000
				Maint. Sei	vices			0180-01	SPANISH STORES		0180-0268		\$16,500
				ervision				0180-01			0180-0270	1	\$57,000
	ional S		s		Includes Vertical Control			0180-01		\$323,000		1	205.000
-	ment f							0180-01			0180-0280		\$25,000
	Lease							0180-01	-		0180-0284		
	Lease							0180-01			0180-0285		\$1,000
	ible S	upplies	>					0180-01	mianton altra countries		0180-0288		\$10,000
Dama				NAI Coope				0180-01		\$5,000	0180-0290	OF PERSONS ASSESSED.	\$5.000
				DW Easen	ienis			0180-01		202 000	Commence of the last of the la	-	\$32,400
	any S				Reconstruction of the second o			0180-01	PERSONAL PROPERTY.		0180-0295 0180-0296		\$20,000
	ead Fi		ate		W (TCD) 59 (CC)			0180-01			0180-0299		\$201,300
Conu	ngenci	es			5% (TCP) 5% (CC)			0180-01	99		-	nek-meneraman series	-
				-	WORLD BOSTO AND		TOTAL		-	\$2,815,200		_	\$4,226,400
Cogin	g (19.1	1" 20	"\	17	ANGIBLE COSTS 0181			0191.07	02				
	g (19.				nnet an albert the LEE OTO CO CO	21/6		0181-07		\$20,200	-	-	
	g (8.1"			***************************************	325' - 13 3/8" 54 5# J-55 ST&C @ \$58. 900' - 9 5/8" 40# J-55 LT&C @ \$46 74/			0181-07		\$44,900		+	
	g (6.1"				7750' - 7" 29# HPP110 BT&C @ \$51.82			0181-07		\$428,900		-	
	g (4.1"				11000' - 4 1/2" 13.5# HCP-110 CDC-HT		i/ft	10.0.0.	40	9 120,000	0181-0797	-	\$347,200
Tubin					7500' - 2 7/8" 6.5# L-80 IPC Tbg @ \$13	MARKETTAL PROTESSION AND PROTESSION					0181-0798		\$104,100
	g Head	d	-					0181-08	60	\$50,000			
	g Head		per Se	ection			-				0181-0870		\$30,000
	ontal C				Completion Liner Hanger						0181-0871		\$75,000
				ficial Lift							0181-0880		\$25,000
Service	e Pun	108			(1/8) TP/CP/Circ pump						0181-0886		\$5,000
	ge Tan				(1/8) 6 OT/5 WT/GB						0181-0890		\$51,000
	ions C		Equip	ment	(1/8) (4)VRT/(2)VRU/(1)FLARE/(3)KO/(1)AIR					0181-0892		\$60,000
Separ	ration /	Treati	ng Eq	uipment	(1/8) (2)BULK H SEP/(3)TEST H SEP/(VHT/(1)				0181-0895	5	\$62,000
				uipment							0181-0898	3	\$56,000
Oil/Ga	s Pipe	line-P	pe/Va	lves&Misc							0181-0900)	\$15,000
				es & Misc							0181-0901		\$8,000
				nes&Misc							0181-0906	-	\$110,000
OCCUPATION NAMED IN	-			nstruction							0181-0907	-	\$109,000
	dic Pre										0181-0908	*	
Electr	ical Ins	stallatio	nc								0181-0909	-	\$74,000
Parron de marie	ment l	-									0181-0910	-	\$63,000
Oil/Ga	as Pipe	eline -	Constr	uction							0181-0920		\$5,00
Water	Pipeli	ne - C	onstru	ction							0181-092		\$14,00
							TOTAL			\$544.000			\$1,213,30
TO SECURITION OF							TOTAL		-	\$3,359,200	T		\$5,439,70
-				-				1			-	Andrew Control	\$3,433,13
					TOTAL	WELL C	OST			\$8,7	798,900		
Extra I	Expens	I ele	ct to b	e covered secured Ex	by Operator's Extra Expense Insurance tra Expense Insurance covering costs of well of	e and pay m	y propo	rtionate s	hare s	of the premit	im. 180-0185.		
Join	at owner	Lefe	ct to p	urchase m	y own well control insurance policy. above, non-operating working interest owner of will be provided by operator, if available, at the							change is	n market
	ditions												
	Pre	pared b	y:		Ryan McDaniel	-	Date	9/27/	2023				
Cor	npany /	Αρριον	al:				Date						
Join	t Owne	er Inter	est:		Amount:								
Joir	nt Own	er Nar	ne:			Signat	nte:				New Co.		

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

APPLICATIONS OF MEWBOURNE OIL COMPANY FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.

Case Nos. 24040 - 24041

SELF-AFFIRMED STATEMENT OF CHARLES CROSBY

COUNTY OF MIDLAND)	
) ss.	
STATE OF TEXAS)	

Charles Crosby deposes and states:

- 1. I am over the age of 18, and have personal knowledge of the matters stated herein.
- 2. I am a geologist for Mewbourne Oil Company ("Mewbourne"), and I am familiar with the geological matters involved in these cases. I have been qualified by the Division as an expert petroleum geologist.
 - 3. The following geological plats are attached hereto:
 - (a) Exhibit 3-A is a structure map of a portion of 19S-28E on the base of the Second Bone Spring Sand. It shows that structure dips gently to the east-southeast. It also shows Second Bone Spring wells in the area, and a line of cross-section.
 - (b) Exhibit 3-B is a cross section showing the Second Bone Spring Sand, the target zones for two of the proposed Rio Grande wells. The well logs on the cross-section give a representative sample of the Second Bone Spring Sand in this area. The sand is continuous and uniformly thick across the well units.
 - (c) Exhibit 3-C is a structure map of a portion of 19S-28E on the top of the Wolfcamp formation. It shows that structure dips gently to the east-southeast. It also shows Third Bone Spring wells in the area, and a line of cross-section.
 - (d) Exhibit 3-D is a cross section showing the Third Bone Spring Sand, the target zones for two of the proposed Rio Grande wells. The well logs on the cross-section give a representative sample of the Third Bone Spring Sand in this area. The sand is continuous and uniformly thick across the well units.
- 4. I conclude from the maps that:

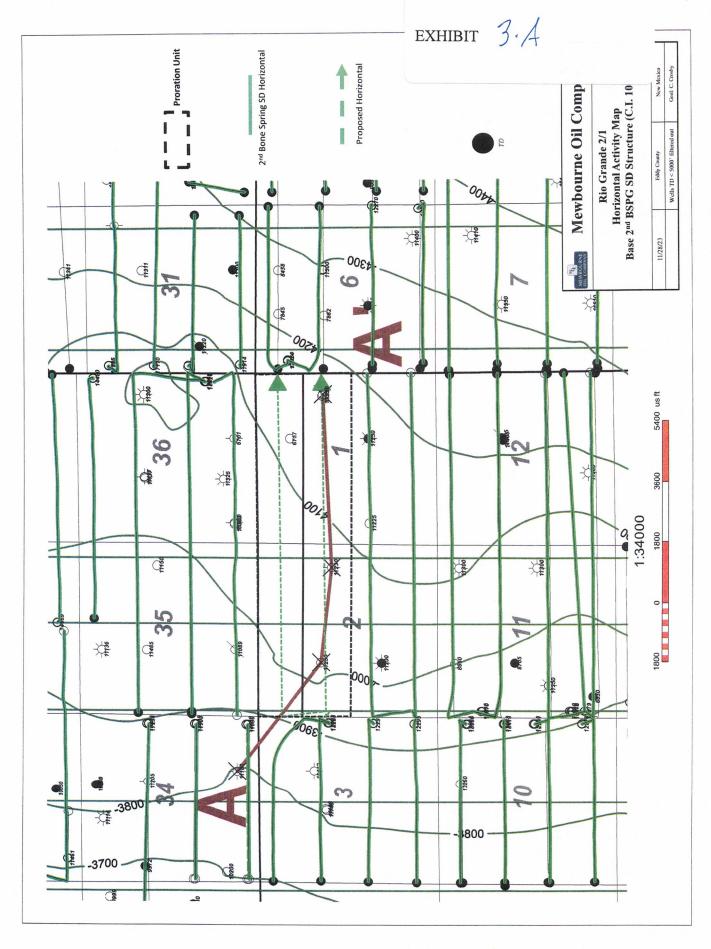
EXHIBIT 3

- (a) The horizontal spacing units are justified from a geologic standpoint.
- (b) The target zones are continuous and of relatively uniform thickness across the well units.
- (c) Each quarter-quarter section in each well unit will contribute more or less equally to production from the wells.
- (d) There is no faulting or other geologic impediment in the area which will affect the drilling of the subject wells.
- 5. Exhibit 3-A and Exhibit 3-C shows other Second and Third Bone Spring Sand wells drilled in this area. There is a substantial preference for laydown wells.
- 6. Exhibit 3-E contains horizontal drilling plans for the proposed wells. The producing intervals of the wells will be orthodox.

I understand that this Self-Affirmed Statement will be used as written testimony in these cases. I affirm that my testimony in paragraphs 1 through 6 above is true and correct and is made under penalty of perjury under the laws of the State of New Mexico. My testimony is made as of the date handwritten next to my signature below.

Date: 11/28/23

Charles Crosby



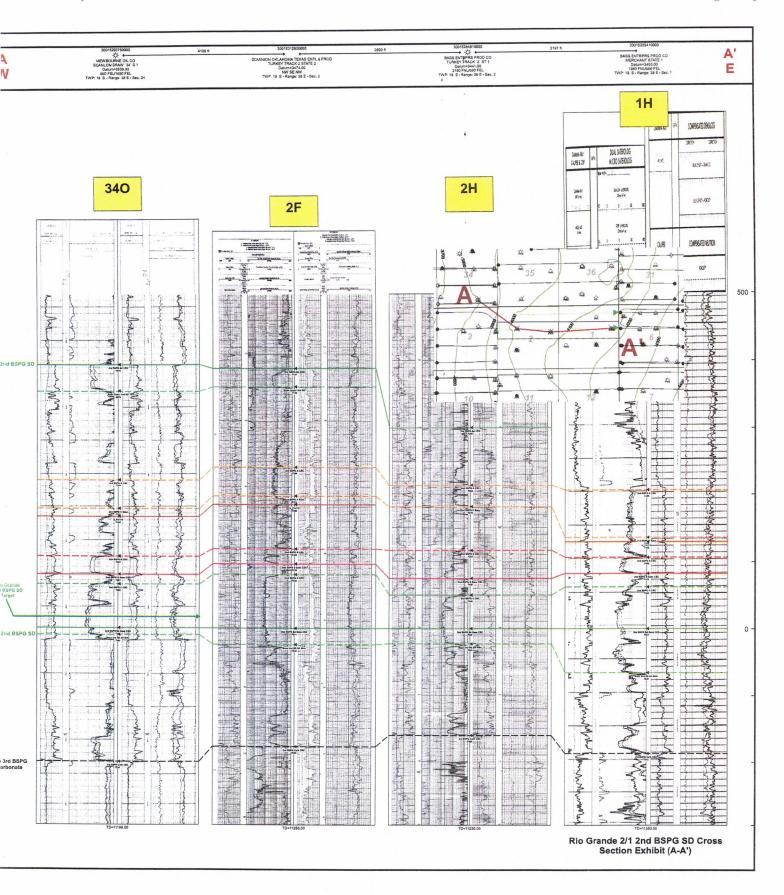
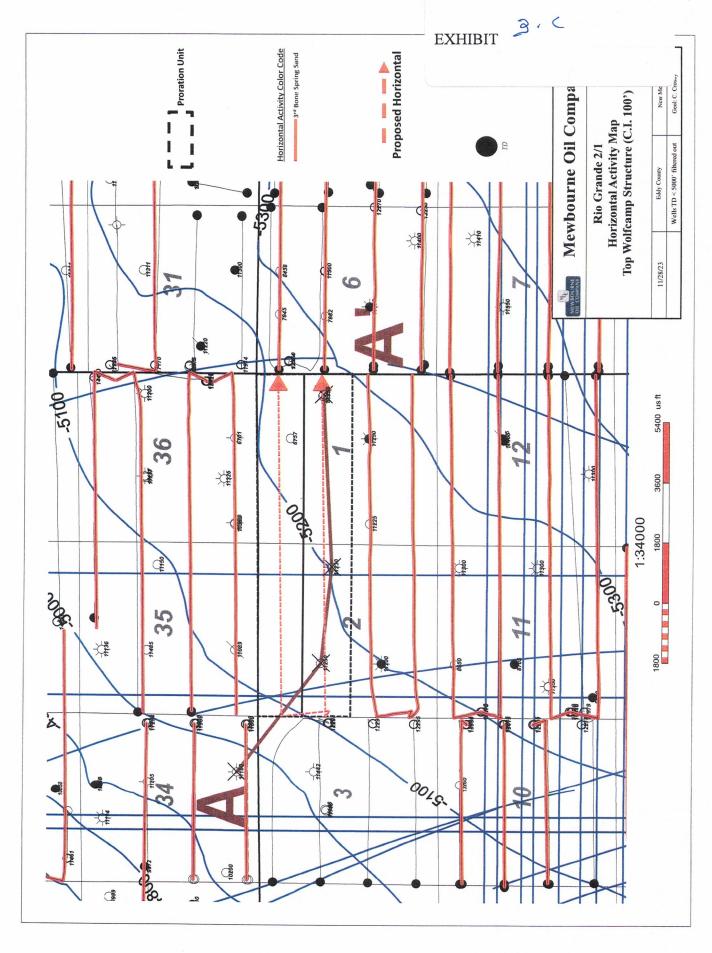


EXHIBIT 3.B

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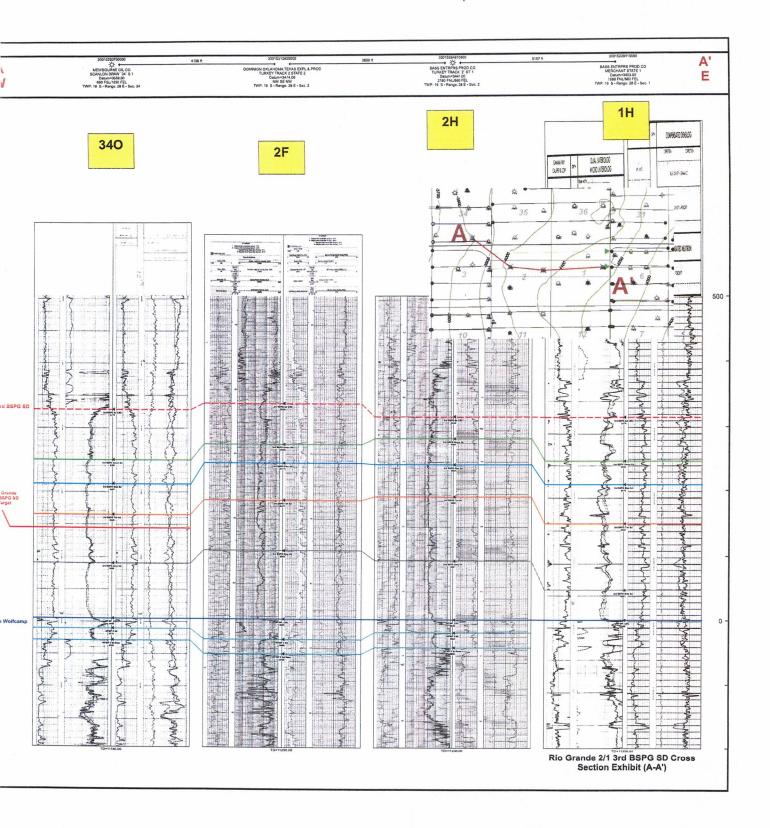
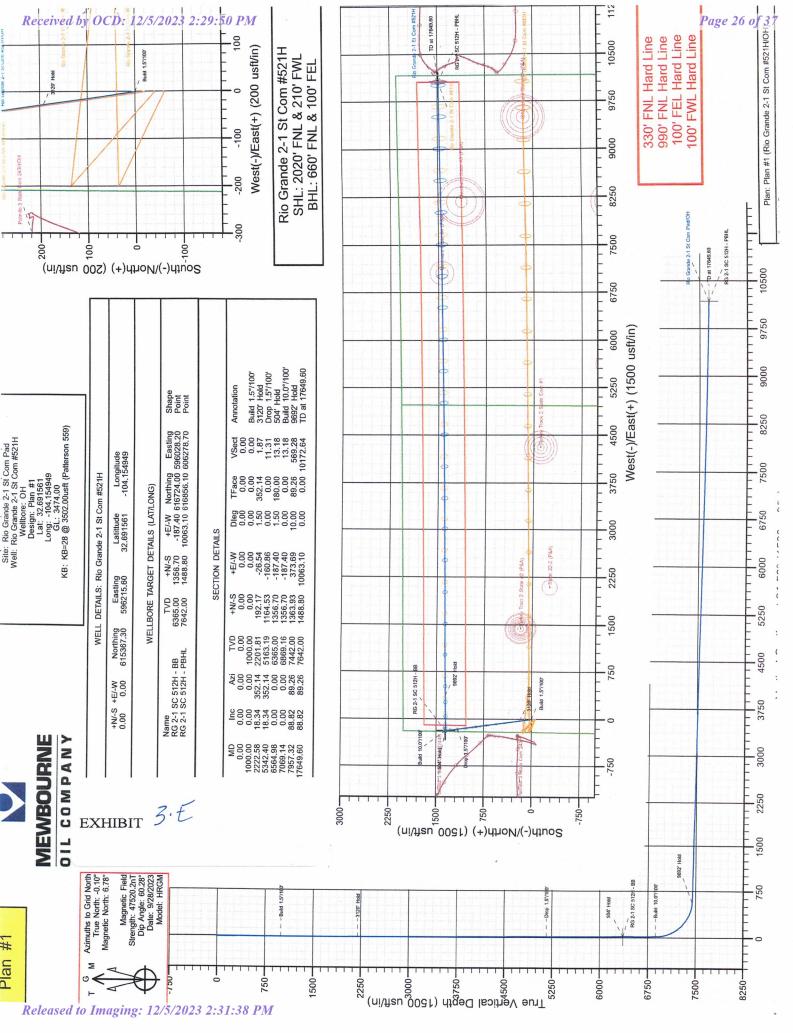
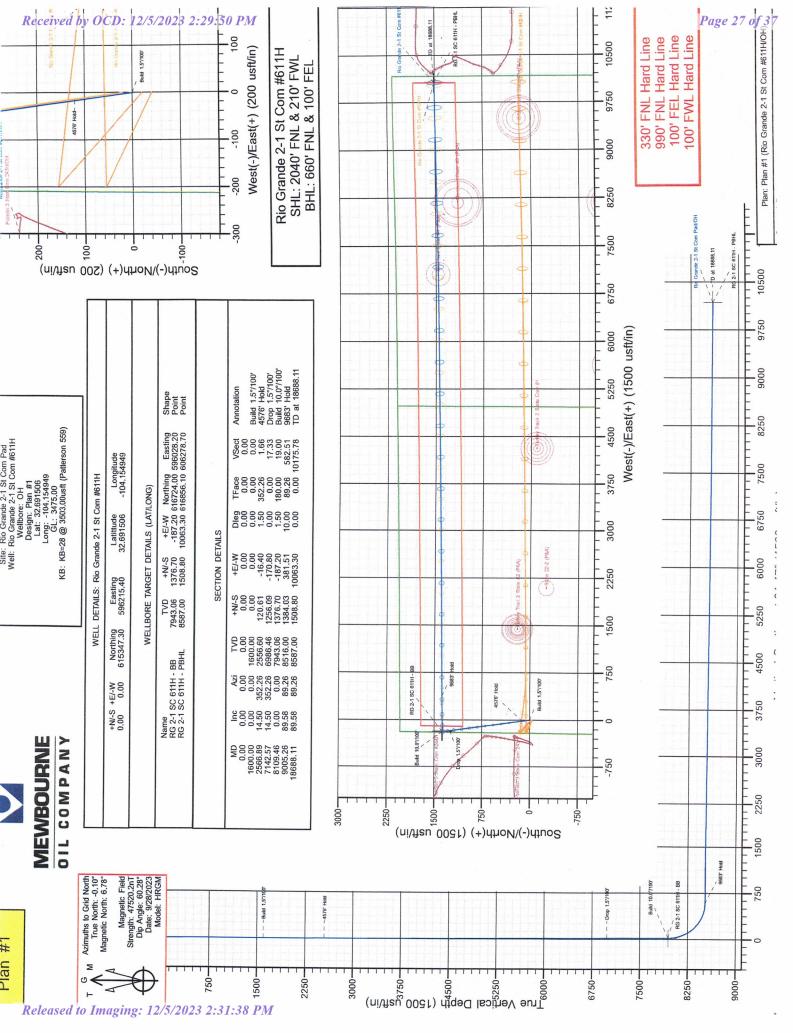
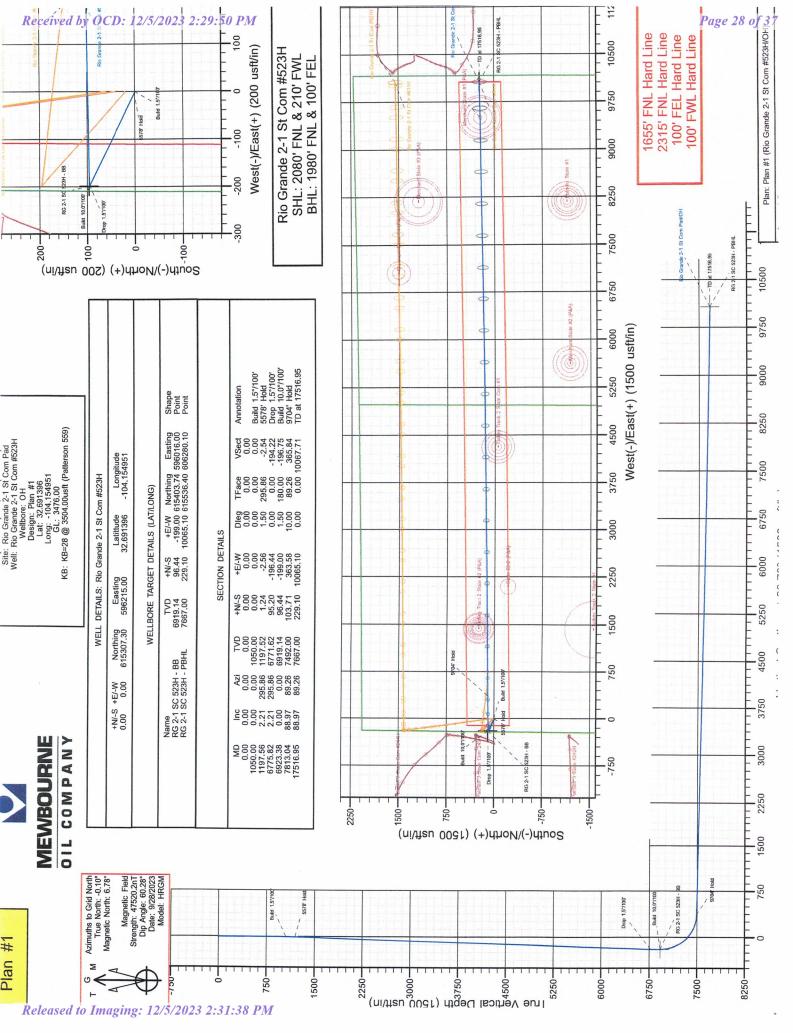
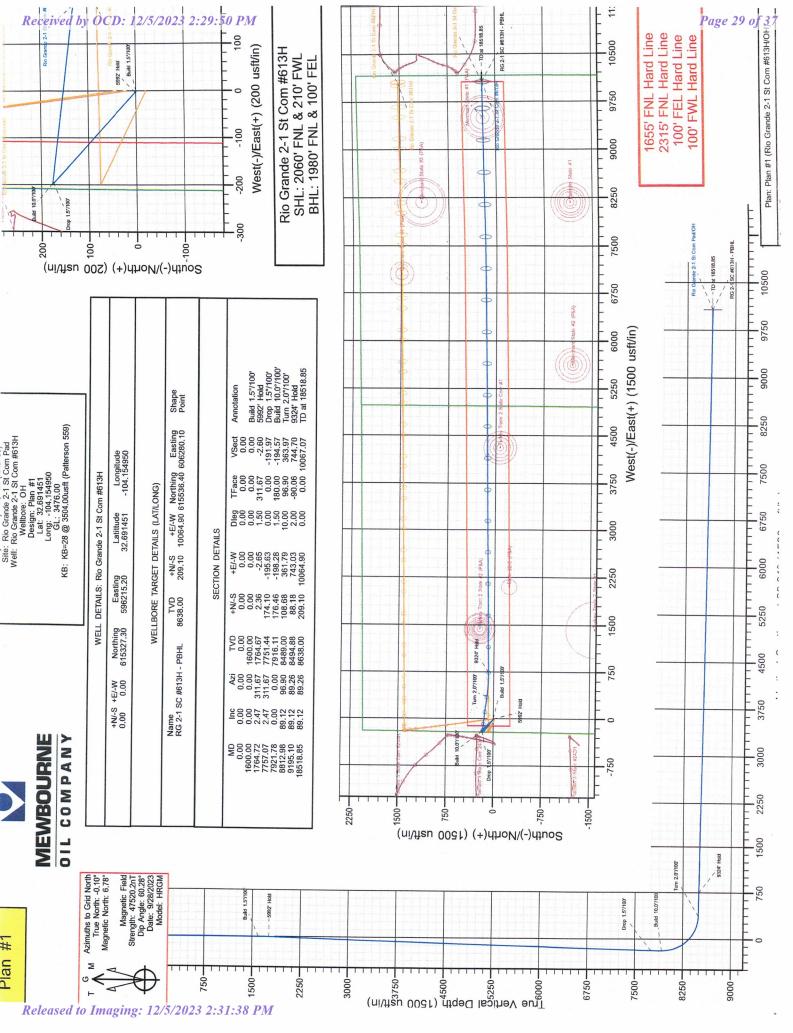


EXHIBIT 3.D









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

APPLICATIONS OF MEWBOURNE OIL COMPANY FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.

Case Nos. 24040 & 24041

SELF-AFFIRMED STATEMENT	OF	NOTICE
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COUNTY OF SANTA FE	(
STATE OF NEW MEXICO) ss.)

James Bruce deposes and states:

- 1. I am over the age of 18, and have personal knowledge of the matters stated herein.
- 2. I am an attorney for Mewbourne Oil Company.
- 3. Mewbourne Oil Company has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the application filed herein.
- 4. Notice of the application was provided to the interest owner, at its last known address, by certified mail. Copies of the notice letter and certified return receipt are attached hereto as Exhibit 2-A.
 - 5. Applicant has complied with the notice provisions of Division Rules.

I understand that this Self-Affirmed Statement will be used as written testimony in this case. I affirm that my testimony in paragraphs 1 through 5 above is true and correct and is made under penalty of perjury under the laws of the State of New Mexico. My testimony is made as of the date handwritten next to my signature below.

James Bruce

EXHIBIT 4

JAMES BRUCE ATTORNEY AT LAW

POST OFFICE BOX 1056 SANTA FE, NEW MEXICO 87504

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

(505) 982-2043 (Phone) (505) 660-6612 (Cell) (505) 982-2151 (Fax)

jamesbruc@aol.com

November 16, 2023

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

Ladies and gentlemen:

Enclosed are copies of two applications, filed with the New Mexico Oil Conservation Division by Mewbourne Oil Company, requesting the following relief:

- (a) Case No. 24040: Mewbourne Oil Company seeks an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a horizontal spacing unit comprised of the N/2N/2 of Section 2 and the N/2N/2 of Section 1, Township 19 South, Range 28 East, N.M.P.M., Eddy County, New Mexico. The unit will be dedicated to Rio Grande 2/1 State Com. Well No. 521H and the Rio Grande 2/1 State Com. Well No. 611H, which have first take points in the NW/4NW/4 of Section 2 and last take points in the NE/4NE/4 of Section 1. Also to be considered will be the cost of drilling, completing, testing, and equipping the wells and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the wells, and a 200% charge for the risk involved in drilling, completing, testing, and equipping the wells.
- (b) Case No. 24041: Mewbourne Oil Company seeks an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a horizontal spacing unit comprised of the S/2N/2 of Section 2 and the S/2N/2 of Section 1, Township 19 South, Range 28 East, N.M.P.M., Eddy County, New Mexico. The unit will be dedicated to Rio Grande 2/1 State Com. Well No. 523H and the Rio Grande 2/1 State Com. Well No. 613H, which have first take points in the SW/4NW/4 of Section 2 and last take points in the SE/4NE/4 of Section 1. Also to be considered will be the cost of drilling, completing, testing, and equipping the wells and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the wells, and a 200% charge for the risk involved in drilling, completing, testing, and equipping the wells.

EXHIBIT 4 · A

These matters are scheduled for hearing at 8:15 a.m. on Thursday, December 7, 2023. During the current circumstances, state buildings are closed to the public and the hearing will be conducted remotely. To view the hearing docket and to determine how to participate in an electronic hearing, go to https://www.emnrd.nm.gov/ocd/hearing-info/, or contact Marlene Salvidrez at Marlene.Salvidrez@emnrd.nm.gov. You are not required to attend this hearing, but as an owner of an interest who may be affected by the applications, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from contesting these matters at a later date. A party appearing in a Division case is required by Division Rules to file a Pre-Hearing Statement no later than five business days before the hearing date. This statement may be filed online with the Division at ocd.hearings@emnrd.nm.gov, and should include: The name of the party and his or her attorney; a concise statement of the case; the name(s) of the witness(es) the party will call to testify at the hearing; the approximate time the party will need to present his or her case; and identification of any procedural matters that need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to the undersigned.

Very truly yours,

James Bruce

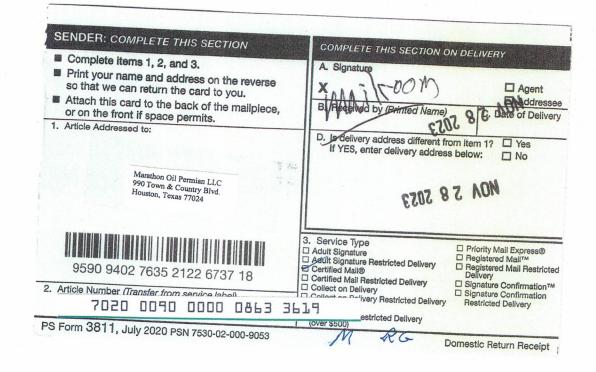
Attorney for Mewbourne Oil Company

EXHIBIT A

Marathon Oil Permian LLC 990 Town & Country Blvd. Houston, Texas 77024

Attention: Shawn Willis

	U.S. Postal Service [™] CERTIFIED MAIL [®] RFA Domestic Mail Only	V 1100
70	For delivery information, visit our websi	te at www.usps.com®
843	OFFICIAI Pertified Mail Fee	USE
	tra Services & Fees (check box, add fee as appropriate) Return Receipt (hardcopy)	
0000	☐ Return Receipt (electronic) \$ ☐ Certified Mail Restricted Delivery \$ ☐ Adult Signature Required \$ ☐ Adult Signature Restricted Delivery \$	Postmark Here
0600	Postage \$	
	Total Postage and Fees	
7020	Sent To Marathon Oil Permian LLC 990 Town & Country Blvd. Street ar Houston, Texas 77024 City, State, ZIP44	
	PS Form 3800, April 2015 PSN 7530-02-000-9047	See Reverse for Instructions



BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF MEWBOURNE OIL COMPANY FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.

Case No. 24041

APPLICATION

Mewbourne Oil Company applies for an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a horizontal spacing unit comprised of the S/2N/2 of Section 2 and the S/2N/2 of Section 1, Township 19 South, Range 28 East, N.M.P.M., Eddy County, New Mexico, and in support thereof, states:

- 1. Applicant is an interest owner in the S/2N/2 of Section 2 and the S/2N/2 of Section 1 (containing 320 acres), and has the right to drill a well or wells thereon.
- 2. Applicant proposes to drill the Rio Grande 2/1 State Com. Well No. 523H and the Rio Grande 2/1 State Com. Well No. 613H to depths sufficient to test the Bone Spring formation, with first take points in the SW/4NW/4 of Section 2 and last take points in the SE/4NE/4 of Section 1.
- 3. Applicant has in good faith sought to obtain the voluntary joinder of all other mineral interest owners in the S/2N/2 of Section 2 and the S/2N/2 of Section 1 for the purposes set forth herein.
- 4. Although applicant attempted to obtain voluntary agreements from all mineral interest owners to participate in the drilling of the wells or to otherwise commit their interests to the wells, certain interest owners have failed or refused to join in dedicating their interests. Therefore, applicant seeks an order pooling all uncommitted mineral interest owners in the Bone

EXHIBIT 5

Spring formation underlying the S/2N/2 of Section 2 and the S/2N/2 of Section 1, pursuant to NMSA 1978 §70-2-17.

5. The pooling of all uncommitted mineral interest owners in the Bone Spring formation underlying the S/2N/2 of Section 2 and the S/2N/2 of Section 1 will prevent the drilling of unnecessary wells, prevent waste, and protect correlative rights.

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

- A. Pooling all uncommitted mineral interest owners in the Bone Spring formation (Palmillo; Bone Spring, East/Pool Code 49553) underlying the S/2N/2 of Section 2 and the S/2N/2 of Section 1;
- B. Designating applicant as operator of the wells;
- C. Considering the cost of drilling, completing, testing, and equipping the wells, and allocating the cost among the wells' working interest owners;
- D. Approving actual operating charges and costs charged for supervision, together with a provision adjusting the rates pursuant to the COPAS accounting procedure; and
- E. Setting a 200% charge for the risk involved in drilling, completing, testing, and equipping the wells in the event a working interest owner elects not to participate in the wells.

Respectfully submitted,

James Bruce

Post Office Box 1056

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Application of Mewbourne Oil Company for compulsory pooling, Eddy County, New Mexico. Mewbourne Oil Company seeks an order pooling all uncommitted mineral interest owners in the Bone Spring formation underlying a horizontal spacing unit comprised of the S/2N/2 of Section 2 and the S/2N/2 of Section 1, Township 19 South, Range 28 East, N.M.P.M., Eddy County, New Mexico. The unit will be dedicated to Rio Grande 2/1 State Com. Well No. 523H and the Rio Grande 2/1 State Com. Well No. 613H, which have first take points in the SW/4NW/4 of Section 2 and last take points in the SE/4NE/4 of Section 1. Also to be considered will be the cost of drilling, completing, testing, and equipping the wells and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the wells, and a 200% charge for the risk involved in drilling, completing, testing, and equipping the wells. The unit is located approximately 12-1/2 miles southwest of Loco Hills, New Mexico.