## BEFORE THE OIL CONSERVATION COMMISSION EXAMINER HEARING FEBRUARY 21, 2019

#### CASE NO. 20261 AND 20262

GRUMPY CAT 15-22 FEDERAL COM 211H WELL GRUMPY CAT 15-22 FEDERAL COM 212H WELL

#### LEA COUNTY, NEW MEXICO



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

APPLICATION OF DEVON ENERGY PRODUCTION COMPANY, L.P. FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO.

CASE NOS. 20261 & 20262

#### **AFFIDAVIT OF RYAN CLOER**

Ryan Cloer, of lawful age and being first duly sworn, declares as follows:

- 1. My name is Ryan Cloer. I work for Devon Energy Production Company, L.P. ("Devon") as a 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 applications filed by Devon in these matters and familiar with the status of the lands in the subject areas.
- 4. None of the parties proposed to be pooled in these cases has indicated opposition, therefore I do not expect any opposition at the hearing.
- 5. In Case No. 20261, Devon seeks an order pooling all uncommitted interests in the Bone Spring formation (Sand Dunes; Bone Spring South Pool (53805)) in the 320-acre horizontal spacing unit comprised of the W/2 W/2 of Sections 15 and 22, Township 23 South, Range 32 East, NMPM, Lea County, New Mexico. This horizontal spacing until will be dedicated to the proposed Grumpy Cat 15-22 Federal Com 211H Well to be drilled at a sufficient depth to test the Second Bone Spring interval from a surface location in the NW/4 NW/4 (Unit D) of Section 15 to a bottom hole location in the

1

SW/4 SW/4 (Unit M) of Section 22. The completed interval for this well will remain within the standard setbacks as required by the Statewide rules for oil wells.

- 6. In Case No. 20262, Devon seeks an order pooling all uncommitted interests in the Bone Spring formation (Sand Dunes; Bone Spring South Pool (53805)) in the 320-acre horizontal spacing unit comprised of the E/2 W/2 of Sections 15 and 22, Township 23 South, Range 32 East, NMPM, Lea County, New Mexico. This horizontal spacing until will be dedicated to the proposed Grumpy Cat 15-22 Federal Com 212H Well to be drilled at a sufficient depth to test the Second Bone Spring interval from surface location in the NW/4 NW/4 (Unit D) of Section 15 to a bottom hole location in the SE/4 SW/4 (Unit N) of Section 22. The completed interval for this well will remain within the standard setback as required by the Statewide rules for oil wells.
- 7. **Exhibit No. 1A** contains draft Form C-102s for the proposed wells in Case Nos. 20261 and 20262.
- 8. **Exhibit No. 1B** identifies the tracts of land comprising the proposed spacing and proration units in each case. This exhibit also identifies the interest ownership by tract and ultimately by spacing unit. Devon is seeking to pool all uncommitted interests identified in the exhibit. In each case, Devon is seeking to pool working interest owners and overriding royalty interest owners.
- 9. All interest owners that Devon seeks to pool in both cases are locatable. Devon has conducted a diligent search of all public records in Lea County, including phone directories and computer databases. Notification of this hearing was provided by letter and through publication.

- 10. **Exhibit No. 1C** contains the well proposal letters along with an AFE provided to the interest owners Devon is seeking to pool. In addition to these letters, Devon has made a diligent effort to reach agreement with the parties it is seeking to pool.
- 11. The costs reflected in the AFE are consistent with what other operators have incurred for drilling similar horizontal wells in the area in the Bone Spring formation.
- 12. In my opinion, Devon has made good faith efforts to reach agreement with the parties it is seeking to pool. If Devon reaches an agreement with any of the proposed parties before the Division enters an order, I will let the Division know that Devon is no longer seeking to pool those parties.
- 13. No ownership depth severances exist within these proposed spacing and proration units, and there are no unleased mineral interests in the subject acreage.
- 14. Devon has estimated the overhead and administrative costs for drilling and producing the proposed wells at \$8,000 per month while drilling and \$800 per month while producing. These costs are consistent with what other operators are charging in this area for similar wells.
- 15. I provided the law firm of Holland & Hart LLP a list of names and addresses for the owners that Devon seeks to pool and instructed that they be notified of this hearing.
- 16. Exhibit Nos. 1A through 1C were either prepared by me or compiled under my direction and supervision.

FURTHER AFFIANT SAYETH NOT

Ryan Cloer

STATE OF OKLAHOMA )
COUNTY OF OKlahom
SUBSCRIBED and SWORN to before me this 20th day of February 2019 by
Ryan Cloer.
Clint Rape
(#0700507110) NOTARY PUBLIC

My Commission Expires:

12057330\_1

#### Well Type: Defining Well

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

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

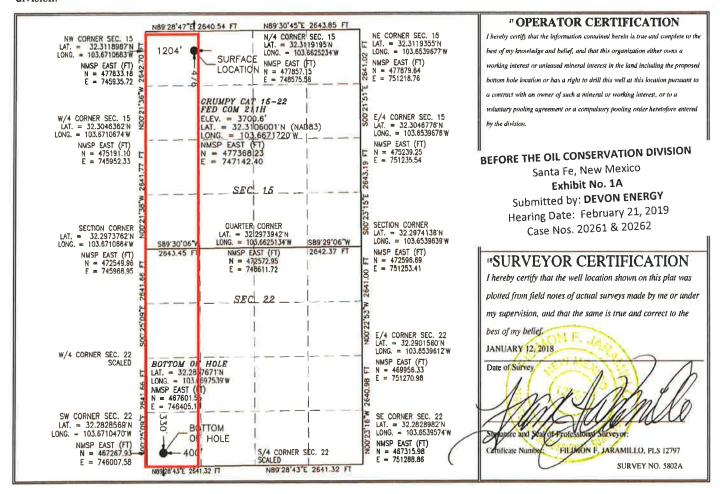
☐ AMENDED REPORT

#### WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number				<sup>2</sup> Pool Code			3 Pool Na	me		
			538	305		Sand Dur	nes; Bone Spi	ring, South		
<sup>4</sup> Property Code					5 Property	Name		° Well Number		
GRUMPY CAT 15-22 FED COM								211H		
OGRID No.			<sup>a</sup> Operator Name						° Elevation	
6137			DEV	ON ENER	GY PRODUC	PRODUCTION COMPANY, L.P. 3700.6				
					<sup>™</sup> Surface	Location				
UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County	
D	15	23 S	32 E		476	NORTH	1204	WEST	LEA	

U	15	23 8	32 E		4/0	NORTH	1204	MESI	LEA
			п Во	ttom Hol	e Location If	Different Fro	m Surface		
UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
M	22	23 S	32 E		330	SOUTH	400	WEST	LEA
12 Dedicated Acres	<sup>15</sup> Joint of	r Infill   14 C	onsolidation	Code 13 Or	der No.				
320									

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.



First Take Point: 330 FNL 400 FWL, 10365' MD, 10264' TVD, 32.311012/-103.669774 Last Take Point: 330 FSL 400 FWL, 20343' MD, 10482' TVD, 32.283767/-103.669754

#### Well Type: Defining Well

District 1 1625 N, French Dr., Hobbs, NM 88240 Phone: (575) 393-6161 Fax: (575) 393-0720 District III 811 S, First St., Artesia, NM 88210 Photo: (575) 748-1283 Fax: (575) 748-9720

District III
1000 Rio Brazos Road, Aztec, NM 87410
Phone: (\$05) 334-6178 Fax: (\$05) 334-6170
District IV

1220 S. St. Francis Dr., Santa Fe, NM 87505 Phone: (505) 476-3460 Fax: (505) 476-3462

320

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

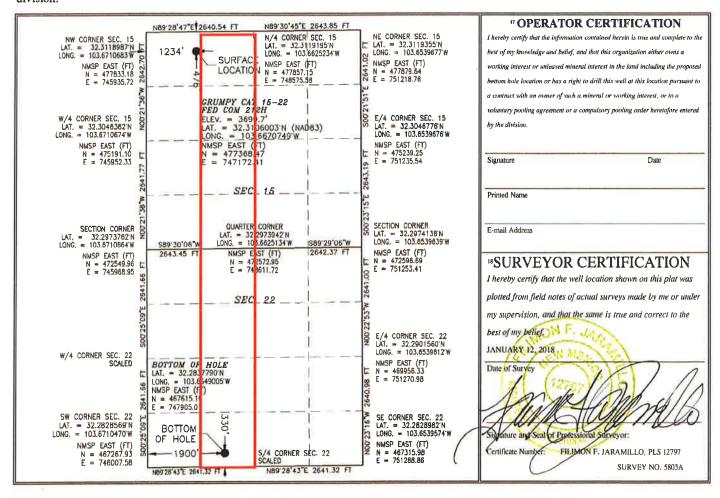
Form C-102 Revised August 1, 2011 Submit one copy to appropriate District Office

☐ AMENDED REPORT

#### WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number			Pool Code	9	Pool Name					
538						Sand Dunes; Bone Spring, South				
<sup>4</sup> Property Code					<sup>3</sup> Propert	y Name			6 Well Number	
				GR	RUMPY CAT 1		212H			
<sup>7</sup> OGRID	No.				* Operato	or Name			9 Elevation	
613	6137 DEVON ENERGY PRODUCTION COMPANY, L.P.					3699.7				
					<sup>10</sup> Surface	Location				
UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West	line County	
D	15	23 S   32 E   476   NORTH   1234   WEST				r LEA				
			п Вог	ttom Hol	e Location It	Different From	m Surface			
UL or lot no.	Section	Township	Township Range Lot Idn Feet f			North/South line	Feet from the	East/West	line County	
N	22	23 S   32 E   330   SOUTH   1900   WEST				Γ LEA				
Dedicated Acres	s 13 Joint o	r Infill 14 C	consolidation	Code 15 Or	der No.					

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



First Take Point: 330 FNL, 1900 FWL, 10363' MD, 10279' TVD, 32.310990/-103.664918 Last Take Point: 330 FSL 1900 FWL, 20323' MD, 10482' TVD, 32.283779/-103.664901

#### **Grumpy Cat 15-22 Fed Com 211H (Case No. 20261)**

W/2 W/2 of Section 15-23S-32E & W/2 W/2 of Section 22-T23S-R32E Lea County, NM

		1		
TRACT 1				
		45		
		15		
	-			
TRACT 2				
		22		
TRACT 3				

#### **BEFORE THE OIL CONSERVATION DIVISION**

Santa Fe, New Mexico
Exhibit No. 1B

Submitted by: **DEVON ENERGY**Hearing Date: February 21, 2019
Case Nos. 20261 & 20262

#### Grumpy Cat 15-22 Fed Com 212H (Case No. 20262)

E/2 W/2 of Section 15-23S-32E & E/2 W/2 of Section 22-T23S-R32E Lea County, NM

TRACT 4
15
TRACT 1
TRACT 2
22
TRACT 3

#### **OWNERSHIP**

Tract 1:

W/2 W/2, E/2 SW/4, & SE/4 NW/4 of Section 15-23S-32E

**United States of America Lease NMNM 95642** 

Owner	Interest
Devon Energy Production Company, LP	100.00%
Total:	100.00%

Tract 2:

**NW/4 of Section 22-23S-32E** 

**United States of America Lease NMNM 88163** 

Owner	Interest
COG Operating LLC	100.00%
Total:	100.00%

Tract 3:

**SW/4 of Section 22-23S-32E** 

**United States of American Lease NMNM 86153** 

Owner	
Devon Energy Production Company, LP	100.00%
Total:	100.00%

Tract 4:

NE/4 NW/4 of Section 15-23S-32E

**United States of American Lease NMNM 84728** 

Owner	Interest
Devon Energy Production Company, LP	100.00%
Total:	100.00%

#### **UNIT RECAPITULATION**

#### Grumpy Cat 15-22 Fed Com 211H (Case No. 20261)

W/2 W/2 of Section 15-23S-32E & W/2 W/2 of Section 22-T23S-R32E Lea County, NM

Owner	Interest		
Devon Energy Production Company, LP	75.00%		
COG Operating LLC	25.00%		
Total:	100.00%		

Interests seeking to Compulsory Pool

#### Overriding Royalty Interests seeking to Compulsory Pool:

A James Control of the Control of th
Owner
Permian Basin Investments, LP
Centennial
Leonard Legacy Royalty, LLC
LML Properties, LLC
Jacks Peak, LLC
Mark B. Murphy, Trustee of the Mark B. Murphy
Irrevocable Trust, Dated December 11, 2012
Susan S. Murphy, Trustee of the Susan B. Murphy
Marital Trust, dated November 15, 2012
Frank S. Morgan and wife, Robin L. Morgan
Hutchings Oil Company
Realtimezone, Inc.
The Gross Family Limited Partnership
Mitchell Exploration, Inc.
Worrall Investment Corp.
Murphy Petroleum Corp.
Scott Exploration, Inc.
John Kyle Thoma, Trustee of the Cornerstone
Family Trust
Sealy H. Cavin, Jr.

#### **UNIT RECAPITULATION**

#### Grumpy Cat 15-22 Fed Com 212H (Case No. 20262)

E/2 W/2 of Section 15-23S-32E & E/2 W/2 of Section 22-T23S-R32E Lea County, NM

Owner	Interest
Devon Energy Production Company, LP	75.00%
COG Operating LLC	25.00%
Total:	100.00%

Interests seeking to Compulsory Pool

#### Overriding Royalty Interests seeking to Compulsory Pool:

Owner
Permian Basin Investments, LP
Tumbler Energy Partners, LP
Innoventions, Inc.
Centennial
Leonard Legacy Royalty, LLC
LML Properties, LLC
Jacks Peak, LLC
Mark B. Murphy, Trustee of the Mark B. Murphy Irrevocable Trust, Dated December 11, 2012
Susan S. Murphy, Trustee of the Susan B. Murphy Marital Trust, dated November 15, 2012
Frank S. Morgan and wife, Robin L. Morgan
Hutchings Oil Company
Realtimezone, Inc.
The Gross Family Limited Partnership
Mitchell Exploration, Inc.
Worrall Investment Corp.
Murphy Petroleum Corp.
Scott Exploration, Inc.
John Kyle Thoma, Trustee of the Cornerstone Family Trust
Sealy H. Cavin, Jr.



November 8, 2018

Sent Certified Mail: 9414814901527181482951

COG Operating LLC ATTN: Rita Buress One Concho Center 600 W Illinois Ave Midland, TX 79701-4882

Re:

Grumpy Cat 15-22 Fed Com 211H

SHL 476' FNL & 1,204' FWL Section 15-T23S-R32E BHL 330' FSL & 400' FWL Section 22-T23S-R32E

Lea County, New Mexico

#### Dear Ms. Buress:

Devon Energy Production Company, L.P. ("Devon") hereby proposes to drill the Grumpy Cat 15-22 Fed Com 211H well to an approximate TVD of 10,482' and an approximate TMD of 20,343' to test the 2<sup>nd</sup> Bone Spring formation. The proposed surface hole location is approximately 476' FNL & 1,204' FWL Section 15-T23S-R32E. The proposed bottom hole is approximately 330' FSL & 400' FWL Section 22-T23S-R32E, Lea County, New Mexico. A well location plat is included with this letter for your reference. The anticipated spud date of the proposed well is Aug 2019.

To accommodate the 2-mile well, Devon proposes forming a ~320-acre working interest unit covering the W2 of Sections 15 & 22 of T23S-R32E, Lea County, New Mexico, insofar and only insofar as leases cover depths below the base of the Delaware Formation. Based on the proposed contract area COG Operating LLC's anticipated working interest will be ~25.00%.

Devon is proposing to drill this well subject to the terms of a 2015 AAPL model form Operating Agreement with the following general provisions:

- Operator: Devon Energy Production Company, L.P.
- 100% /300% Non-consenting penalty
- \$10,000/\$1,000 Drilling and Producing Overhead Rates

Enclosed you will find Devon's proposed AFE for the procedure reflecting our estimated completed well cost of \$7,557,000. Devon reserves the right to modify the locations and drilling plans described above and will advise you of any modifications.

If you elect to participate in this well, please return to my attention via mail, email, or fax @ 405-234-2644 a signed AFE and your most updated well requirement sheet including email addresses. If returned by email or fax, the signature will be deemed an original response.

ryan.cloer@dvn.com.	mg tims proposal	please contac	t me at	(405) 228-2448	3 or
Sincerely,					
DEVON ENERGY PRODUCTION COMPAN	NY, L.P.				
Ryan Cloer Landman Enclosures					
Please elect one of the following and re	turn to sender.				
COG Operating LLC					
NAME		DATE			_
NAME  hereby elects to participate for regarding the drilling and completion of		share of the co		l in the enclosed	AFE
hereby elects to participate for	f the Grumpy Cat 1	share of the cos 5-22 Fed Com 2	11H well. e costs det	ailed in the enclo	



#### **Authorization for Expenditure**

AFE # XX-128588.01

Well Name: GRUMPY CAT 15-22 FED COM 211H Cost Center Number: 1093890801

Legal Description: Sec 15-23S-32E

Revision:

AFE Date:

11/09/2018

State: County/Parish:

NM LEA

**Explanation and Justification:** 

**Drill and Completion** 

Code	Intangible Description	Drilling Costs	Completion Costs	Dry Hole Costs	Total Costs
6060100	DYED LIQUID FUELS	77,617.97	0.00	0.00	77,617.97
6060130	GASEOUS FUELS	36,355.68	0.00	0.00	36,355.68
6080100	DISPOSAL - SOLIDS	68,089.28	1,040.00	0.00	69,129.28
6080110	DISP-SALTWATER & OTH	0.00	78,000.00	0.00	78,000.00
6090100	FLUIDS - WATER	40,188.86	514,861.36	0.00	555,050.22
6100100	PERMIT SURVEY&TITLE	35,000.00	0.00	0.00	35,000.00
6100110	RIGHT OF WAY	5,000.00	0.00	0.00	5,000.00
6110130	ROAD&SITE PREP SVC	81,458.00	10,400.00	0.00	91,858.00
6110170	DAMAGE & REMEDIATION	10,000.00	0.00	0.00	10,000.00
6130170	COMM SVCS - WAN	3,572.98	0.00	0.00	3,572.98
6130360	RTOC - ENGINEERING	0.00	10,400.00	0.00	10,400.00
6130370	RTOC - GEOSTEERING	11,118.33	0.00	0.00	11,118.33
6150100	CH LOG PERFRTG&WL SV	0.00	269,848.80	0.00	269,848.8
6160100	MATERIALS & SUPPLIES	10,582.40	0.00	0.00	10,582.40
6170100	PULLING&SWABBING SVC	0.00	63,902.22	0.00	63,902.22
6190100	TRCKG&HL-SOLID&FLUID	55,686.87	0.00	0.00	55,686.8
6190110	TRUCKING&HAUL OF EQP	35,074.56	15,600.00	0.00	50,674.50
6200130	CONSLT & PROJECT SVC	100,345.00	86,435.56	0.00	186,780.5
6230120	SAFETY SERVICES	29,879.50	0.00	0.00	29,879.50
6300270	SOLIDS CONTROL SRVCS	40,909.00	0.00	0.00	40,909.00
6310120	STIMULATION SERVICES	0.00	2,505,003.43	0.00	2,505,003.4
6310200	CASING & TUBULAR SVC	47,711.53	0.00	0.00	47,711.5
6310250	CEMENTING SERVICES	112,533.63	0.00	0.00	112,533.6
6310280	DAYWORK COSTS	416,204.53	0.00	0.00	416,204.5
6310300	DIRECTIONAL SERVICES	141,289.25	0.00	0.00	141,289.2
6310310	DRILL BITS	82,039.75	0.00	0.00	82,039.75
	DRILL&COMP FLUID&SVC	73,425.19	6,760.00	0.00	80,185.19
6310370	MOB & DEMOBILIZATION	150,000.00	0.00	0.00	150,000.0
6310380	OPEN HOLE EVALUATION	14,526.38	0.00	0.00	14,526.3
6310480	TSTNG-WELL, PL & OTH	0.00	67,639.57	0.00	67,639.5
6310600	MISC PUMPING SERVICE	0.00	55,596.30	0.00	55,596.30
6320100	EQPMNT SVC-SRF RNTL	65,589.83	227,212.59	0.00	292,802.4
320110	EQUIP SVC - DOWNHOLE	60,904.33	28,392.00	0.00	89,296.3
	WELDING SERVICES	4,481,18	0.00	0.00	4,481.18
	LEGAL FEES	20,000.00	0.00	0.00	20,000.0
	MISCELLANEOUS SVC	30,736.72	0.00	0.00	30,736.73
	OTHER ROUSTABOUT SER	2,284.00	0.00	0.00	2,284.00
	CAPITAL OVERHEAD	7,114.00	0.00	0.00	7,114.00
	TAXES OTHER	89.00	0.00	0.00	89.00
	Total Intangibles	1,869,807.75	3,941,091.83	0.00	5,810,899.5

Code	Tangible	Drilling	Completion	Dry Hole	Total
	Description	Costs	Costs	Costs	Costs
6060180	ELEC & PWRLINE EQUIP	15,456.00	0.00	0.00	15,456.00



#### **Authorization for Expenditure**

AFE # XX-128588.01

Well Name: GRUMPY CAT 15-22 FED COM 211H

Cost Center Number: 1093890801 Legal Description: Sec 15-23S-32E

TOTAL ESTIMATED COST

Note: Please include/attach well requirement data with ballot.

Revision:

AFE Date: State:

5,049,379.83

11/09/2018

County/Parish:

NM LEA

0.00

7,556,961.97

Code	Tangible Description	Drilling Costs	Completion Costs	Dry Hole Costs	Total Costs
6310130	ARTIFICIAL LIFT EQP	0.00	31,200.00	0.00	31,200.00
6310150	CASG-COND&DRIVE PIPE	53,499.70	0.00	0.00	53,499.70
6310420	TUBING & COMPONENTS	0.00	90,688.00	0.00	90,688.00
6310460	WELLHEAD EQUIPMENT	32,342.52	36,400.00	0.00	68,742.52
6310530	SURFACE CASING	33,359.04	0.00	0.00	33,359.04
6310540	INTERMEDIATE CASING	157,982.26	0.00	0.00	157,982.26
6310550	PRODUCTION CASING	290,174.33	0.00	0.00	290,174.33
6310580	CASING COMPONENTS	54,960.54	0.00	0.00	54,960.54
6320180	EQUIPMENT OTHER	0.00	950,000.00	0.00	950,000.00
	Total Tangibles	637,774.39	1,108,288.00	0.00	1,746,062.39

Company Name:		
Signature:	Print Name:	
Title:		
Date:		

2,507,582.14

Costs on this form are estimates only. Working Interest Owners should not consider these estimates as establishing any limit on the monies which will be required to perform the proposed operation.



November 8, 2018

Sent Certified Mail: 9414814901527181482951

COG Operating LLC ATTN: Rita Buress One Concho Center 600 W Illinois Ave Midland, TX 79701-4882

Re:

Grumpy Cat 15-22 Fed Com 212H

SHL 476' FNL & 1,234' FWL Section 15-T23S-R32E BHL 330' FSL & 1,900' FWL Section 22-T23S-R32E

Lea County, New Mexico

#### Dear Ms. Buress:

Devon Energy Production Company, L.P. ("Devon") hereby proposes to drill the Grumpy 15-22 Fed Com 212H well to an approximate TVD of 10,482' and an approximate TMD of 20,322' to test the 2<sup>nd</sup> Bone Spring formation. The proposed surface hole location is approximately 476' FNL & 1,234' FWL Section 15-T23S-R32E. The proposed bottom hole is approximately 330' FSL & 1,900' FWL Section 22-T23S-R32E, Lea County, New Mexico. A well location plat is included with this letter for your reference. The anticipated spud date of the proposed well is August 2019.

To accommodate the 2-mile well, Devon proposes forming a ~320-acre working interest unit covering the W2 of Sections 15 & 22 of T23S-R32E, Lea County, New Mexico, insofar and only insofar as leases cover depths below the base of the Delaware Formation. Based on the proposed contract area COG Operating LLC's anticipated working interest will be ~25.00%.

Devon is proposing to drill this well subject to the terms of a 2015 AAPL model form Operating Agreement with the following general provisions:

- Operator: Devon Energy Production Company, L.P.
- 100% /300% Non-consenting penalty
- \$10,000/\$1,000 Drilling and Producing Overhead Rates

Enclosed you will find Devon's proposed AFE for the procedure reflecting our estimated completed well cost of \$7,557,000. Devon reserves the right to modify the locations and drilling plans described above and will advise you of any modifications.

If you elect to participate in this well, please return to my attention via mail, email, or fax @ 405-234-2644 a signed AFE and your most updated well requirement sheet including email addresses. If returned by email or fax, the signature will be deemed an original response.

If you have ryan.cloer@dv		concerning	this	proposal	please	contact	me	at	(405)	228-2448	or
Sincerely,											
DEVON ENERG	Y PRODUCTION	COMPANY,	L.P.								
Ryan Cloer Landman Enclosures											
Please elect on	e of the followi	ng and retur	n to s	ender.							
COG Operating	; LLC										
NAME					D/	ATE					<b>-</b> 3
hereb regarding the c	y elects to part Irilling and com								d in the	e enclosed .	AFE
hereb AFE regarding t	y elects not to the drilling and									n the enclo	sed
l/we a	re interested in	conveying o	ur inte	erest in this	s unit an	d would li	ike to	be	contac	ted to disc	uss.



#### **Authorization for Expenditure**

AFE # XX-128589.01

Well Name: GRUMPY CAT 15-22 FED COM 212H

Cost Center Number: 1093891001 Legal Description: Sec 15-23S-32E

Revision:

AFE Date: State: 11-9-2018

County/Parish:

NM LEA

#### Explanation and Justification:

**Drill and Completion** 

Code	Intangible Description	Drilling Costs	Completion Costs	Dry Hole Costs	Total Costs
	DYED LIQUID FUELS	77.617.97	0.00	0.00	77,617.97
	GASEOUS FUELS	36,355.68	0.00	0.00	36,355.68
	DISPOSAL - SOLIDS	68,089,28	1,040.00	0.00	69,129.28
	DISP-SALTWATER & OTH	0.00	78,000.00	0.00	78,000.00
	FLUIDS - WATER	40,188.86	514,861.36	0.00	555,050.2
	PERMIT SURVEY&TITLE	35,000.00	0.00	0.00	35,000.00
	RIGHT OF WAY	5,000.00	0.00	0.00	5,000.00
	ROAD&SITE PREP SVC	81,458.00	10,400.00	0.00	91,858.00
	DAMAGE & REMEDIATION	10,000.00	0.00	0.00	10,000.0
	COMM SVCS - WAN	3,572.98	0.00	0.00	3,572.98
	RTOC - ENGINEERING	0.00	10,400.00	0.00	10,400.0
	RTOC - GEOSTEERING	11,118.33	0.00	0.00	11,118.3
	CH LOG PERFRTG&WL SV	0.00	269,848.80	0.00	269,848.8
	MATERIALS & SUPPLIES	10,582.40	0.00	0.00	10,582.4
	PULLING&SWABBING SVC	0.00	63,902.22	0.00	63,902.2
5190100	TRCKG&HL-SOLID&FLUID	55,686.87	0.00	0.00	55,686.8
	TRUCKING&HAUL OF EQP	35,074.56	15,600.00	0.00	50,674.5
5200130	CONSLT & PROJECT SVC	100,345.00	86,435.56	0.00	186,780.5
5230120	SAFETY SERVICES	29,879.50	0.00	0.00	29,879.5
300270	SOLIDS CONTROL SRVCS	40,909.00	0.00	0.00	40,909.0
310120	STIMULATION SERVICES	0.00	2,505,003.43	0.00	2,505,003.4
5310200	CASING & TUBULAR SVC	47,711.53	0.00	0.00	47,711.5
6310250	CEMENTING SERVICES	112,533.63	0.00	0.00	112,533.6
6310280	DAYWORK COSTS	416,204.53	0.00	0.00	416,204.5
6310300	DIRECTIONAL SERVICES	141,289.25	0.00	0.00	141,289.2
5310310	DRILL BITS	82,039.75	0.00	0.00	82,039.7
310330	DRILL&COMP FLUID&SVC	73,425.19	6,760.00	0.00	80,185.1
	MOB & DEMOBILIZATION	150,000.00	0.00	0.00	150,000.0
5310380	OPEN HOLE EVALUATION	14,526.38	0.00	0.00	14,526.3
5310480	TSTNG-WELL, PL & OTH	0.00	67,639.57	0.00	67,639.5
310600	MISC PUMPING SERVICE	0.00	55,596.30	0.00	55,596.3
6320100	EQPMNT SVC-SRF RNTL	65,589.83	227,212.59	0.00	292,802.4
5320110	EQUIP SVC - DOWNHOLE	60,904.33	28,392.00	0.00	89,296.3
6320160	WELDING SERVICES	4,481.18	0.00	0.00	4,481.1
5520100	LEGAL FEES	20,000.00	0.00	0.00	20,000.0
	MISCELLANEOUS SVC	30,736.72	0.00	0.00	30,736.7
	OTHER ROUSTABOUT SER	2,284.00	0.00	0.00	2,284.0
	CAPITAL OVERHEAD	7,114.00	0.00	0.00	7,114.0
	TAXES OTHER	89.00	0.00	0.00	89.00
	Total Intangibles	1,869,807.75	3,941,091.83	0.00	5,810,899.5

Code	Tangible Description	Drilling Costs	Completion Costs	Dry Hole Costs	Total Costs	
6060180	ELEC & PWRLINE EQUIP	15,456.00	0.00	0.00	15,456.00	



#### **Authorization for Expenditure**

AFE # XX-128589.01

Well Name: GRUMPY CAT 15-22 FED COM 212H

Cost Center Number: 1093891001 Legal Description: Sec 15-23S-32E

Revision:

AFE Date:

11-9-2018

State: County/Parish:

NM LEA

Code	Tangible Description	Drilling Costs	Completion Costs	Dry Hole Costs	Total Costs
6310130	ARTIFICIAL LIFT EQP	0.00	31,200.00	0.00	31,200.00
6310150	CASG-COND&DRIVE PIPE	53,499.70	0.00	0.00	53,499.70

Code	Description	Costs	Costs	Costs	Costs
6310130	ARTIFICIAL LIFT EQP	0.00	31,200.00	0.00	31,200.00
6310150	CASG-COND&DRIVE PIPE	53,499.70	0.00	0.00	53,499.70
6310420	TUBING & COMPONENTS	0.00	90,688.00	0.00	90,688.00
6310460	WELLHEAD EQUIPMENT	32,342.52	36,400.00	0.00	68,742.52
6310530	SURFACE CASING	33,359.04	0.00	0.00	33,359.04
6310540	INTERMEDIATE CASING	157,982.26	0.00	0.00	157,982.26
6310550	PRODUCTION CASING	290,174.33	0.00	0.00	290,174.33
6310580	CASING COMPONENTS	54,960.54	0.00	0.00	54,960.54
6320180	EQUIPMENT OTHER	0.00	950,000.00	0.00	950,000.00
	Total Tangibles	637,774.39	1,108,288.00	0.00	1,746,062.39

TOTAL ESTIMATED COST	2.507.582.14	5,049,379.83	0.00	7.556.961.97

APPROVAL	
Print Name:	
	Print Name:

Note: Please include/attach well requirement data with ballot.

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

APPLICATION OF DEVON ENERGY PRODUCTION COMPANY, L.P. FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO.

CASE NOS. 20261 & 20262

#### AFFIDAVIT OF KIRK MALINOWSKY

Kirk Malinowsky, of lawful age and being first duly sworn, declares as follows:

- My name is Kirk Malinowsky. I work for Devon Energy Production Company,
   L.P. ("Devon") as a geologist.
- 2. I have previously testified before the New Mexico Oil Conservation Division as an expert witness in petroleum geology. My credentials as a petroleum geologist have been accepted by the Division and made a matter of record.
- 3. I am familiar with the applications filed by Devon in these cases and I have conducted a geologic study of the Bone Spring formation underlying the subject acreage.
- 4. Devon is targeting the Second Bone Spring interval with its proposed Grumpy

  Cat 15-22 Federal Com 211H Well in Case No. 20261, and its Grumpy Cat 15-22

  Federal Com 212H Well in Case No. 20262.
- 5. Exhibit No. 2A is a subsea structure map that I prepared for the base of the Second Bone Spring interval. It is representative of the targeted interval in both cases. The proposed Grumpy Cat 15-22 Federal Com 211H Well and Grumpy Cat 15-22 Federal Com 212H Well are depicted by red lines within the proposed horizontal spacing units, which are depicted with a black outline. Existing producing wells in the Second Bone Spring interal are represented in green. The structure map shows that the formation is gently dipping to

1

the southeast in this area. I do not observe any faulting, pinchouts, or other geologic impediments to developing the targeted Bone Spring interval with a horizontal well in this area.

- 6. Also depicted in **Exhibit No. 2A** is a cross-section line consisting of three wells penetrating the targeted interval within the Bone Spring formation that I used to construct a stratigraphic cross-section from A to A'. I consider these wells to be representative of the geology in the area.
- 7. **Exhibit No. 2B** is a cross section using the representative wells depicted on Exhibit 2A. The proposed target interval for both wells is labeled on the exhibit and highlighted in a light purple color. The cross-section demonstrates that the targeted interval extends across the proposed spacing and proration units in both cases.
- 8. In my opinion, the proposed orientation is the preferred orientation for horizontal well development in the Second Bone Spring in this area and is appropriate to efficiently and effectively develop the subject acreage.
- 9. Based on my geologic study, the Second Bone Spring interval underlying the subject area is suitable for development by horizontal wells and the tracts comprising the proposed spacing and proration units will contribute more-or-less equally to the production from the wellbores.
- 10. In my opinion, the granting of Devon's application will be in the best interest of conservation, the prevention of waste, and protection of correlative rights.

FURTHER AFFIANT SAYETH NOT.

Kirk Malinowsky

STATE OF OKLAHOMA	)
COUNTY OF OKlahoma	) _)
SUBSCRIBED and SWOR	N to before me this 20th day of February 2019 by

# 07004034

Kirk Malinwosky.

NOTARY PUBLIC

My Commission Expires:

12057508\_1



# Grumpy Cat Fed Com 15-22 Pooling

# Structure Map Base 2BSSS

CI = 25 Feet

## Proposed Horizontal Locations: Grumpy Cat Fed Com 15-22 212H Grumpy Cat Fed Com 15-22 211H

2BSSS Hz Producer

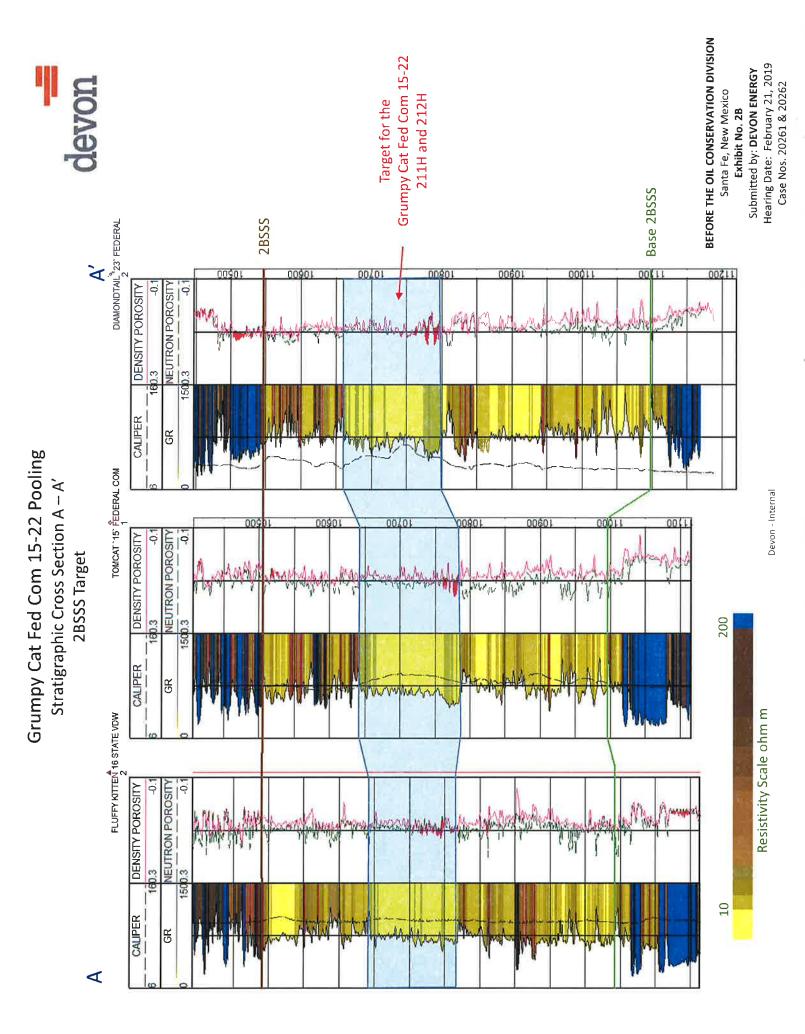
27



# BEFORE THE OIL CONSERVATION DIVISION Santa Fe, New Mexico Exhibit No. 2A

Submitted by: **DEVON ENERGY** Hearing Date: February 21, 2019 Case Nos. 20261 & 20262

Devon - Internal



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

APPLICATION OF DEVON ENERGY PRODUCTION COMPANY, L.P. FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO.

**CASE NO. 20261** 

APPLICATION OF DEVON ENERGY PRODUCTION COMPANY, L.P. FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO.

**CASE NO. 20262** 

#### **AFFIDAVIT**

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

Adam G. Rankin, attorney for **Devon Energy Production Company**, **L.P.**, the Applicant herein, being first duly sworn, upon oath, states that the above-referenced Applications have been provided under the notice letters and proof of receipts attached hereto.

Adam G. Rankin

SUBSCRIBED AND SWORN to before me this 20th day of February 2019 by Adam G. Rankin.

OFFICIAL SEAL

CLARINDA L. WETZSTEON

NOTARY PUBLIC

STATE OF NEW MEXICO

My Commission Expires:

Notary Public

BEFORE THE OIL CONSERVATION DIVISION

Santa Fe, New Mexico
Exhibit No. 3
Submitted by: DEVON ENERGY

Hearing Date: February 21, 2019 Case Nos. 20261 & 20262



Michael H. Feldewert
Recognized Specialist in the
Area of Natural Resources –
Oil and Gas Law – New
Mexico Board of Legal
Specification
mfeldewert@hollandhart.com

February 1, 2019

### VIA CERTIFIED MAIL CERTIFIED RECEIPT REQUESTED

TO: ALL INTEREST OWNERS SUBJECT TO POOLING PROCEEDINGS

Re: Application of Devon Energy Production Company, L.P. for compulsory

pooling, Lea County, New Mexico.

Grumpy Cat 15-22 Federal Com 211H Well

Ladies & Gentlemen:

This letter is to advise you that OXY USA Inc. has filed the enclosed application with the New Mexico Oil Conservation Division. A hearing has been requested before a Division Examiner on February 21, 2019, and the status of the hearing can be monitored through the Division's website at http://www.emnrd.state.nm.us/ocd/. Division hearings will commence at 8:15 a.m. in Porter Hall at the Oil Conservation Division's Santa Fe Offices located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. 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 by Division Rule 19.15.4.13.B to file a Pre-hearing Statement four business days in advance of a scheduled hearing. This statement must be filed at the Division's Santa Fe office at the above specified address 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.

If you have any questions about this matter, please contact Ryan Cloer at (405) 228-2448 or at Ryan.Cloer@dvn.com

Sincerely.

Michael H. Feldewert

ATTORNEY FOR DEVON ENERGY PRODUCTION

COMPANY, L.P.



#### **Shipment Confirmation Acceptance Notice**

Note to Mailer: The labels and volume associated to this form online, must match the labeled packages being presented to the USPS® employee with this form.

Devon - Grumpy Cat 211H CM# 41132.0002 **ORRI** List

Shipment Date: 02/01/2019 Shipped From: Name: HOLLAND & HART LLP Address: 110 N GUADALUPE ST # 1 City: SANTA FE ZIP+4® 87501 State: NM

Type of Mail	Volume
Priority Mail Express <sup>®*</sup>	
Priority Mail®	0
First-Class Package Service®	
Returns	
International*	
Other	16
Total	16

<sup>\*</sup>Start time for products with service guarantees will begin when mail arrives at the local Post Office™ and items receive individual processing and acceptance scans.

#### B. USPS Action

- Note to RSS Clerk:

  1. Home screen > Mailing/Shipping > More
  2. Select Shipment Confirm
- Scan or enter the barcode/label number from PS Form 5630
   Confirm the volume count message by selecting Yes or No
   Select Pay and End Visit to complete transaction

USPS EMPLOYEE: Please scan upon pickup or receipt of mail. Leave form with customer or in customer's mail receptacle.

USPS SCAN AT ACCEPTANCE

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Name and Address of Sender Holland & Hart LLP 110 N Guadalupe St # 1 Santa Fe NM 87501	Check type of mail or service    Adult Signature Required   Priority Mail Express     Adult Signature Restricted Delivery   Registered Mail     Certified Mail Restricted Delivery   Merchandise     Collect on Delivery (COD)   Signature Confirmation     Insured Mail   Restricted Delivery   Restricted Delivery     Priority Mail   Restricted Delivery   Restricted Delivery     Signature Confirmation   Signature Confirmation     Restricted Delivery   Restricted Delivery     Collect On Delivery   COD   Collect     Collect On De	Affix (if iss certifi additi Post	Affix Stamp Here (if issued as an internoctificate of mailing cartificate of copies of the additional copies of the Postmark with Date	Affix Stamp Here (if issued as an international certificate of mailing or for additional copies of this receipt), Postmark with Date of Receip	Affix Stamp Here (if issued as an international certificate of mailing or for additional copies of this receipt). Postmark with Date of Receipt.								
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Name and Address of Sender Holland & Hart LLP 110 N Guadalupe St # 1 Santa Fe NM 87501	Check type of mail or service  Adult Signature Required  Adult Signature Restricted Delivery  Certified Mail  Certified Mail Restricted Delivery  Collect on Delivery (COD)  Insured Mail  Priority Mail Confirmation  Signature Confirmation  Restricted Delivery  Signature Confirmation  Restricted Delivery		Affix Stamp Here (if issued as an intern certificate of mailing cadditional copies of the Postmark with Date	Affix Stamp Here (if issued as an international certificate of mailing or for additional copies of this receipt). Postmark with Date of Receipt	ional For receipt). F <b>Receipt</b>			,		(1)		1		
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9214890194038378074032	LML Properties LLC PO BOX 576 Haleyville AL 35565	Delivered Signature Received	Ref#: C1198305.6858936 RetRef#:	clwetzsteon@hollandhart.com Label 4 x 2.5 (flat)		11

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9214890194038378074056	Mitchell Exploration Inc 1351 US Highway 98 Suite 2G Daphne AL 36526	Return To Sender	Ref#: C1198305.6858938 RetRef#:	clwetzsteon@hollandhart.com Label 4 x 2.5 (flat)		119
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Permian Basin Investments LP 13718 W Highway 80 I Odessa TX 79765		Delivered 🛦 Signature Received	Ref#: C1198305.6858940 RetRef#:	clwetzsteon@hollandhart.com Label 4 x 2.5 (flat)		119

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9214890194038378074094	Scott Exploration Inc 215 W 3rd Street Roswell NM 88201	Delivered Signature Received	Ref#: C1198305.6858942 RetRef#:	clwetzsteon@hollandhart.com Label 4 x 2.5 (flat)		1198
Susan S Murphy Trustee PO BOX 2484 Roswell NM 88202		Delivered Signature Received	Ref#: C1198305.6858943 RetRef#:	clwetzsteon@hollandhart.com Label 4 x 2.5 (flat)		119
The Gross Family Limited Partnership 3931 Garwood Ave Suite C Portsmouth VA 23701		In-Transit	Ref#: C1198305.6858944 RetRef#:	clwetzsteon@hollandhart.com Label 4 x 2.5 (flat)		119

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ORIGIN ACCEPTANCE		02/01/2019 20:59		
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DEPART USPS FACILITY		ALBUQUERQUE,N	02/02/2019 00:46	
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DEPART USPS FACILITY		02/04/2019 04:39		
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AVAILABLE FOR PICKUP	ROSWELL,NM 88201			02/08/2019 16:47
REMINDER TO SCHEDULE REDELIVERY	ROSWELL,NM 88202			02/09/2019 05:22

**ORIGIN ACCEPTANCE:** 



HOLLAND & HART LLP P.O. BOX 2208 SANTA FE, NM 87504-2208

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PROCESSED THROUGH USPS FACILITY		ALBUQUERQUE,N	IM 87101	02/02/2019 01:28
ARRIVAL AT UNIT		ALBUQUERQUE,N	IM 87101	02/02/2019 05:36
NO AUTHORIZED RECIPIENT AVAILABLE		ALBUQUERQUE,N	IM 87104	02/02/2019 12:03
REMINDER TO SCHEDULE REDELIVERY		ALBUQUERQUE,N	IM 87104	02/07/2019 04:08
PACKAGE RETURN NOTICE GENERATED		ALBUQUERQUE,N	IM 87104	02/17/2019 03:17



HOLLAND & HART LLP P.O. BOX 2208 SANTA FE, NM 87504-2208

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THE GROSS FAMILY LIMITED PARTNERSHIP 3931 GARWOOD AVE SUITE C PORTSMOUTH VA 23701

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9214 8901 9403 8378 0741 17

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USPS Tracking History	<b>Postal Facility</b>	ZIP	Date	Time
PRE-SHIPMENT INFO SENT_USPS AWAITS ITEM		SANTA FE,NM 8750	)1	02/01/2019 09:46
SHIPMENT RECEIVED ACCEPTANCE PENDING		SANTA FE,NM 8750	)1	02/01/2019 16:13
ORIGIN ACCEPTANCE		SANTA FE,NM 8750	)1	02/01/2019 20:59
PROCESSED THROUGH USPS FACILITY		ALBUQUERQUE,NI	Л 87101	02/01/2019 22:14
DEPART USPS FACILITY		ALBUQUERQUE,NI	И 87101	02/02/2019 00:46
PROCESSED THROUGH USPS FACILITY		NORFOLK,VA 2350	1	02/03/2019 11:58
DEPART USPS FACILITY		NORFOLK,VA 2350	1	02/04/2019 04:46
RETURN TO SENDER		PORTSMOUTH,VA	23701	02/04/2019 12:17
PROCESSED THROUGH USPS FACILITY		SANDSTON, VA 231	50	02/06/2019 15:29
PROCESSED THROUGH USPS FACILITY		SANDSTON, VA 231	50	02/07/2019 08:27
PROCESSED THROUGH USPS FACILITY		NORFOLK,VA 2350	1	02/08/2019 21:00
ARRIVAL AT UNIT		PORTSMOUTH,VA	23707	02/09/2019 06:21
SORTING/PROCESSING COMPLETE		PORTSMOUTH,VA	23707	02/09/2019 08:35
OUT FOR DELIVERY		PORTSMOUTH,VA	23707	02/09/2019 08:45
AWAITING DELIVERY SCAN		PORTSMOUTH,VA	23707	02/09/2019 22:45
PROCESSED THROUGH USPS FACILITY		SANDSTON,VA 231	50	02/13/2019 11:11
PROCESSED THROUGH USPS FACILITY		ALBUQUERQUE,N	И 87101	02/14/2019 23:33
PROCESSED THROUGH USPS FACILITY		ALBUQUERQUE,N	VI 87101	02/15/2019 12:31

# 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 February 03, 2019 and ending with the issue dated February 03, 2019.

Sworn and subscribed to before me this 3rd day of February 2019.

**Business Manager** 

My commission expires. January 29, 2023

(Seal)

OFFICIAL SEAL GUSSIE BLACK Notary Public State of New Mexico My Commission Expires /

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

LEGAL

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LEGAL NOTICE FEBUARY 3, 2019

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

The State of New Mexico through its Oil Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on February 21, 2019, in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualifiled sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact: Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-659-1779 by February 11, 2019. Public documents, including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

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 overriding royalty interest owners and pooled parties, including: COG Operating LLC; Permian Basin Investments, LP; Centennial; Leonard Legacy Royalty, LLC; LML Properties, LLC; Jacks Peak, LLC; Mark B. Murphy, Trustee; Susan S. Murphy, Trustee; Frank S. Morgan and wife Robin Morgan, their heirs and devisees; Hutchings Oil Company; Realtimezone, Inc; The Gross Family Limited Partnership; Mitchell Exploration, Inc; Worrall Investment Corp; Murphy Petroleum Corp; Scott Exploration, Inc.; John Kyle Thoma, Trustee; Sealy H. Cavin, Jr., his heirs and devisees.

Case No. 20261: Application of Devon Energy Production Company, L.P. for compulsory pooling, Lea County, New Mexico. Applicant in the above-styled cause seeks an order pooling all uncommitted interest owners in the Bone Spring formation (Sand Dunes; Bone Spring, South Pool (53805)) underlying a 320-acre standard horizontal well spacing unit comprised of the W/2 W/2 of Sections 15 and 22, Township 23 South, Range 32 East, NMPM, Lea County, New Mexico. Applicant seeks to dedicate the above-referenced horizontal well spacing unit to the proposed Grumpy Cat 15-22 Federal Com 211H Well to be drilled from surface location in the NW/4 NW/4 (Unit D) of Section 15 to a bottom hole location in the SW/4 SW/4 (Unit M) of Section 22. The completed interval for this well will comply with the standard setback requirements for oil wells. Also, to be considered will be the cost of drilling and completing the well, the allocation of the costs thereof, the actual operating costs and charges for supervision, the designation of the Applicant as operator, and the imposition of a 200% charge for risk involved in drilling and completing the well. Said area is located approximately 32 miles East/Southeast of Carlsbad, NM.

67100754

00224176

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



Michael H. Feldewert
Recognized Specialist in the
Area of Natural Resources –
Oil and Gas Law – New
Mexico Board of Legal
Specification
mfeldewert@hollandhart.com

February 1, 2019

# VIA CERTIFIED MAIL CERTIFIED RECEIPT REQUESTED

TO: ALL INTEREST OWNERS SUBJECT TO POOLING PROCEEDINGS

Re: Application of Devon Energy Production Company, L.P. for compulsory

pooling, Lea County, New Mexico.

Grumpy Cat 15-22 Federal Com 212H Well

Ladies & Gentlemen:

This letter is to advise you that OXY USA Inc. has filed the enclosed application with the New Mexico Oil Conservation Division. A hearing has been requested before a Division Examiner on February 21, 2019, and the status of the hearing can be monitored through the Division's website at http://www.emnrd.state.nm.us/ocd/. Division hearings will commence at 8:15 a.m. in Porter Hall at the Oil Conservation Division's Santa Fe Offices located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. 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 by Division Rule 19.15.4.13.B to file a Pre-hearing Statement four business days in advance of a scheduled hearing. This statement must be filed at the Division's Santa Fe office at the above specified address 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.

If you have any questions about this matter, please contact Ryan Cloer at (405) 228-2448 or at Ryan.Cloer@dvn.com

Sincerely.

Michael H. Feldewert

ATTORNEY FOR DEVON ENERGY PRODUCTION

COMPANY, L.P.



## **Shipment Confirmation Acceptance Notice**

Note to Mailer: The labels and volume associated to this form online, must match the labeled packages being presented to the USPS® employee with this form.

Devon - Grumpy Cat 212H CM# 41132.0002 **ORRI** List

Shipment Date:	02/01/2019
Shipped From:	
Name:	HOLLAND & HART LLP
Address:	110 N GUADALUPE ST # 1
	SANTA FE
State:	NM ZIP+4® 87501

State: NM

Type of Mail	Volume
Priority Mail Express®*	
Priority Mail®	0
First-Class Package Service®	
Returns	
International*	
Other	18
Total	18

<sup>\*</sup>Start time for products with service guarantees will begin when mail arrives at the local Post Office™ and items receive individual processing and acceptance scans.

#### B. USPS Action

- Note to RSS Clerk:

  1. Home screen > Mailing/Shipping > More
  2. Select Shipment Confirm
  3. Scan or enter the barcode/label number from PS Form 5630
  4. Confirm the volume count message by selecting Yes or No
  5. Select Pay and End Visit to complete transaction

USPS EMPLOYEE: Please scan upon pickup or receipt of mail. Leave form with customer or in customer's mail receptacle.

**USPS SCAN AT ACCEPTANCE** 

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UNITED STATES	POSTAL SERVICE®

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# **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 February 03, 2019 and ending with the issue dated February 03, 2019.

Thurstune Hussell
Publisher

Sworn and subscribed to before me this 3rd day of February 2019.

Business Manager

My commission expires
January 29, 2023

(Seal)

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Notary Public
State of New Mexico
My Commission Explies

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

#### LEGAL NOTICE FEBUARY 3, 2019

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

The State of New Mexico through its Oil Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on February 21, 2019, in the Oil Conservation Division Hearing Room at 12:20 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact: Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-659-1779 by February 11, 2019. Public documents, including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

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 overriding royalty interest owners and pooled parties, including: COG Operating LLC; Tumbler Energy Partners; innoventions, inc; Permian Basin Investments, LP; Centennial; Leonard Legacy Royalty, LLC; LML Properties, LLC; Jacks Peak, LLC; Mark B. Murphy, Trustee; Susan S. Murphy, Trustee; Frank S. Morgan and wife Robin Morgan, their heirs and devisees; Hutchings Oil Company; Realtimezone, Inc; The Gross Family Limited Partnership; Mitchell Exploration, Inc; Worrall Investment Corp; Murphy Petroleum Corp; Scott Exploration, Inc.; John Kyle Thoma, Trustee; Sealy H. Cavin, Jr., his heirs and devisees.

Case No. 20262: Application of Devon Energy Production Company, L.P. for compulsory pooling, Lea County, New Mexico. Applicant in the above-styled cause seeks an order pooling all uncommitted interest owners in the Bone Spring formation (Sand Dunes; Bone Spring, South Pool (53805)) underlying a 320-acre standard horizontal well spacing unit comprised of the E/2 W/2 of Sections 15 and 22, Township 23 South, Range 32 East, NMPM, Lea County, New Mexico. Applicant seeks to dedicate the above-referenced horizontal well spacing unit to the proposed Grumpy Cat 15-22 Federal Com 212H Well to be drilled from surface location in the NW/4 NW/4 (Unit D) of Section 15 to a bottom hole location in the SE/4 SW/4 (Unit N) of Section 22. The completed interval for this well will comply with the standard setback requirements for oil wells. Also, to be considered will be the cost of drilling and completing the well, the allocation of the costs thereof, the actual operating costs and charges for supervision, the designation of the Applicant as operator, and the imposition of a 200% charge for risk involved in drilling and completing the well. Said area is located approximately 32 miles East/Southeast of Carlsbad, NM. #33708

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