



725 East 820 North | Provo, UT 84606 | 801.374.9992

RECEIVED OGD  
2017 FEB -9 P 1:22

# FAX

To: OIL CONSERVATION DIVISION From: FRANKIE DAVIS  
 Fax: 505476-3462 Fax: 801-374-9996  
 Phone: 801 8361996 Date: 9 FEB 2017  
 RE: HEARING #15618 WPX CC:

Urgent     For Review     Please Comment     Please Reply     Please Recycle

Comments NOTICE & COPY SERVED TO WPX ATTORNEYS.

2 February 2017

My name is Frankie Davis and I am an heir of allotment #791-68 (Hostein Hah Ta Le Bi Ga) T23N-R8W N.M.P.M. Sec 20:SW/4 in the proposed WPX Rodeo Unit.

Re: Case #15618

I propose a motion that the New Mexico Oil Conservation Division, recuse any State employee of New Mexico from being appointed examiner for the Hearing scheduled, February 16, 2017, and appoint a special examiner based on the following conflict of interest:

- State of New Mexico needs to recuse themselves because of a conflict of interest, in that, the State of New Mexico owns lands within this Unit and a special external adjudicator, needs to be appointed for approval of this Unit.

I also, intend to personally appear before the appointed examiner on, February 16, 2017, as an owner of interest affected by this application and formally request to give evidence and testimony for one hour.

I formally object to the Rodeo Unit.

The background for this objection is:

The Rodeo Unit consists of the following;

- There are approximately 7,208 acres
- There are 3,523 acres of Allotted lands
- There are 2,724 acres of Federal lands
- There are 961 acres of State lands

The West Lybrook Unit, in my opinion, consist of the following:

- A handful of Allotted lands
- The vast majority of Federal lands
- No State lands

During the Rodeo Unit – Town hall briefing, by WPX Energy, dated, January 17, 2017, in the Marriott Hotel presented by Randy Vandenberg of WPX. Randy stated, “by the end of 2017, we will have one well in TWP 23N 8W Sec 20.”

During this presentation, Randy also stated “there will not be any more wells in the Rodeo Unit for at least an additional two years.”

During this presentation, Randy also stated “WPX will be adding an additional six new wells during 2017 in the West Lybrook Unit.”

Allottees are paid a signing bonus for their leases which require the Oil Company to drill within five years, or they lose their lease.

Leases for Allottees in the Rodeo Unit commenced, 24 February 2014,

The deadline for WPX to retain their leases for the Allotted lands in the Rodeo Unit is, 24 February 2019.

My lease agreement and most of the Allottees lease agreements within the Rodeo Unit are for 20% Royalties  
Royalties for Federal lands are 12.5%

I object to the granting of the Rodeo Unit to WPX based upon the following:

1. It appears that WPX only wants a Unit because, the drilling of one well, will extend their lease. This was confirmed by Randy Vandenberg during his presentation.
2. It appears that WPX is being totally discriminatory against Native Americans by drilling in the adjacent West Lybrook Unit because they save tens of millions of dollars, because in the West Lybrook Unit, the majority of acres is Federal land, Royalties at 12.5% compared to Navajo 20% in majority acre proposed Rodeo Unit.
3. Myself and many Navajos are extremely worried because of the potential of drainage from the proposed Rodeo Unit into the West Lybrook Unit.
4. Based upon items 1-3 above, this means that the State of New Mexico will also lose millions of dollars in Royalty payments.
5. It has not been explained to me or other Allottees why WPX can place wells in a timely manner in the following two Units and not in the proposed Rodeo Unit.
  - Northwest Lybrook Unit  
"This unit was approved, January 2015, we have drilled six wells and plan to drill more."
  - West Lybrook Unit  
"This unit received final approval in December 2015. We began receiving drilling permits in February 2016. Work is underway in six wells in this unit."
6. WPX has not satisfactorily explained to Allottees within the proposed Rodeo Unit why six additional wells and going into the West Lybrook Unit instead of the more profitable proposed Rodeo Unit?

Besides my objection to the Rodeo Unit being approved, I vehemently, oppose any interference by the Russian Government, through environmentally funded groups in regard to this proposed Rodeo Unit. As evidenced by an assessment by the Office of the Director of National Intelligence dated, 6 January 2017 and I request the opportunity to cross examine any witnesses trying to impact the Rodeo Unit.

The Environmental Policy Alliance (EPA) found a Bermuda based Shell Corporation with ties to Russian Oligarchs has given \$23 million to the Sea Change Foundation, an environmental non-profit in 2010 and 2011. Sea Change, in turn, gave millions to U.S. based environmentalists, including the Natural Resources Defense Council, The Sierra Club and the Conservative Voters.

"These organizations are involved in advocacy and lobbying against the development of natural gas through the process of fracking." EPA reported in 2015.

It is my opinion that any environmental objections are benefiting Gazprom.

I have a degree in Recreation Administration and a Minor in International Relations.

I also highly suggest you have a Navajo interpreter on hand as all Allottees are Navajo.

Frankie Davis

PO Box 50561

Provo, Utah 84605

877 319 4517

*Frankie Davis*