

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

**APPLICATION OF XTO DELAWARE BASIN, LLC
TO AMEND ORDER NO. R-20568 BY EXCLUDING
FEDERAL UNIT ACREAGE FROM HORIZONTAL
SPACING UNIT, EDDY COUNTY, NEW MEXICO**

**CASE NO. 20918
ORDER NO. R-21193**

ORDER

The Director of the New Mexico Oil Conservation Division ("OCD"), having heard this matter through a Hearing Examiner on January 23, 2020, and after considering the record and the recommendation of the Hearing Examiner, issues the following Order.

FINDINGS OF FACT

1. XTO Delaware Basin, LLC ("XTO") submitted an application ("Application") to amend Division Order No. R-20568 ("Pooling Order"), which was issued to Novo Oil and Gas Northern Delaware, LLC ("Novo") on May 29, 2019.
2. The Pooling Order pooled the mineral interests in the Bone Spring formation in a horizontal spacing unit comprised of the N/2 S/2 of Section 4 and the N/2 S/2 of Section 5, Township 23 South, Range 29 East, NMPM, which are dedicated to the Rana Salada Fed. Com. 0504 Well No. 133H ("Well Unit").
3. The Application proposed to amend the Pooling Order to exclude the N/2 SE/4 of Section 4 of Township 23 South, Range 29 East, NMPM, which is located within the Big Eddy Unit and leased to XTO.
4. XTO mailed and published notice for the Application and the hearing as required by 19.15.4 NMAC.
5. Novo entered an appearance through counsel.
6. Novo filed a motion to dismiss the Application.
7. At the hearing, Novo notified OCD and XTO that it withdrew its motion to dismiss and stipulated to the relief requested by XTO.

CONCLUSIONS OF LAW

8. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
9. XTO complied with the applicable notice requirements for the Application and the hearing.

ORDER

1. The Application is granted, and the Pooling Order is amended to exclude N/2 SE/4 of Section 4, Township 23 South, Range 29 East, NMPM, from Novo's Well Unit.
2. The Pooling Order, as amended, includes only the N/2 SW/4 of Section 4 and the N/2S/2 of Section 5, Township 23 South, Range 29 East, NMPM, containing 240 acres, more or less.
3. Novo shall submit to OCD an amended Form C-102 for the Rana Salada Fed. Com. 0504 Well No. 133H consistent with this Order.
4. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

**STATE OF NEW MEXICO
OIL CONSERVATION DIVISION**



**ADRIENNE SANDOVAL
DIRECTOR**

Date: 3/4/2020

