



Devon Energy Production Company  
 333 W. Sheridan Avenue  
 Oklahoma City, Oklahoma 73102  
 Phone: (405)-552-7970  
 Erin.Workman@dvn.com

January 29, 2021

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Interest Owners

Re: Central Tank Battery Lusitano 27 CTB 3  
 Sec., T, R: NENW, 27-25S-31E  
 Lease: NMNM125635, NMNM016348  
 Pool: [97860] JENNINGS; BONE SPRING, WEST  
       [98220] PURPLE SAGE; WOLFCAMP (GAS)  
 County: Eddy Co., New Mexico

To whom it may concern:

This is to advise you that Devon Energy Production Company, L.P., is filing an application with the New Mexico Oil Conservation Division ("NMOCD") seeking approval for a Central Tank Battery for the below mentioned wells.

Name	API	POOL
LUSITANO 27-34 FED COM 333H	30-015-45652	[97860] JENNINGS; BONE SPRING, WEST
LUSITANO 27-34 FED COM 622H	30-015-45656	[98220] PURPLE SAGE; WOLFCAMP (GAS)
LUSITANO 27-34 FED COM 624H	30-015-45632	[98220] PURPLE SAGE; WOLFCAMP (GAS)
LUSITANO 27-34 FED COM 713H	30-015-45658	[98220] PURPLE SAGE; WOLFCAMP (GAS)
LUSITANO 27-34 FED COM 734H	30-015-45636	[98220] PURPLE SAGE; WOLFCAMP (GAS)
LUSITANO 27-34 FED COM 733H	30-015-45634	[98220] PURPLE SAGE; WOLFCAMP (GAS)

A copy of our application submitted to the Division is attached.

Any objections or requests that a hearing should be held regarding this application must be submitted to the New Mexico Oil Conservation Division Santa Fe office within 20 days from the date of this letter.

Subsequently drilled wells that produce from the subject pools within the project areas approved by this order may be added to this commingling authority by submittal of a Sundry Notice to the Engineering Bureau in Santa Fe.

Please contact the undersigned at (405) 552-6560 should you have any questions or need anything further.

Sincerely,

Jenny Harms  
 Regulatory Compliance Professional  
 Work Phone: (405)552-6560  
[Jennifer.harms@dvn.com](mailto:Jennifer.harms@dvn.com)  
 Devon Energy Center-Tower  
 333 West Sheridan Avenue Oklahoma City OK 73102-5015

Enclosure

RECEIVED:	REVIEWER:	TYPE:	APP NO:
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ABOVE THIS TABLE FOR OCD DIVISION USE ONLY

**NEW MEXICO OIL CONSERVATION DIVISION**  
 - Geological & Engineering Bureau -  
 1220 South St. Francis Drive, Santa Fe, NM 87505



**ADMINISTRATIVE APPLICATION CHECKLIST**

THIS CHECKLIST IS MANDATORY FOR ALL ADMINISTRATIVE APPLICATIONS FOR EXCEPTIONS TO DIVISION RULES AND REGULATIONS WHICH REQUIRE PROCESSING AT THE DIVISION LEVEL IN SANTA FE

**Applicant:** Devon Energy Production Co., L.P. **OGRID Number:** 6137  
**Well Name:** see attachments for multiple wells and API's **API:** \_\_\_\_\_  
**Pool:** [97860] JENNINGS; BONE SPRING, WEST **Pool Code:** \_\_\_\_\_  
[98220] PURPLE SAGE; WOLFCAMP (GAS)

**SUBMIT ACCURATE AND COMPLETE INFORMATION REQUIRED TO PROCESS THE TYPE OF APPLICATION INDICATED BELOW**

- 1) **TYPE OF APPLICATION:** Check those which apply for [A]  
 A. Location - Spacing Unit - Simultaneous Dedication  
 NSL       NSP (PROJECT AREA)       NSP (PRORATION UNIT)       SD
- B. Check one only for [ I ] or [ II ]  
 [ I ] Commingling - Storage - Measurement  
 DHC    CTB    PLC    PC    OLS    OLM  
 [ II ] Injection - Disposal - Pressure Increase - Enhanced Oil Recovery  
 WFX    PMX    SWD    IPI    EOR    PPR

<u>FOR OCD ONLY</u>	
<input type="checkbox"/>	Notice Complete
<input type="checkbox"/>	Application Content Complete

- 2) **NOTIFICATION REQUIRED TO:** Check those which apply.  
 A.  Offset operators or lease holders  
 B.  Royalty, overriding royalty owners, revenue owners  
 C.  Application requires published notice  
 D.  Notification and/or concurrent approval by SLO  
 E.  Notification and/or concurrent approval by BLM  
 F.  Surface owner  
 G.  For all of the above, proof of notification or publication is attached, and/or,  
 H.  No notice required

3) **CERTIFICATION:** I hereby certify that the information submitted with this application for administrative approval is **accurate** and **complete** to the best of my knowledge. I also understand that **no action** will be taken on this application until the required information and notifications are submitted to the Division.

**Note: Statement must be completed by an individual with managerial and/or supervisory capacity.**

Jenny Harms  
 \_\_\_\_\_  
 Print or Type Name

1/29/2021  
 \_\_\_\_\_  
 Date

Jenny Harms  
 \_\_\_\_\_  
 Signature

405-552-6560  
 \_\_\_\_\_  
 Phone Number

jenny.harms@dvn.com  
 \_\_\_\_\_  
 e-mail Address

District I  
1625 N. French Drive, Hobbs, NM 88240  
District II  
811 S. First St., Artesia, NM 88210  
District III  
1000 Rio Brazos Road, Aztec, NM 87410  
District IV  
1220 S. St Francis Dr, Santa Fe, NM  
87505

State of New Mexico  
Energy, Minerals and Natural Resources Department

Form C-107-B  
Revised August 1, 2011

**OIL CONSERVATION DIVISION**  
1220 S. St Francis Drive  
Santa Fe, New Mexico 87505

Submit the original application to the Santa Fe office with one copy to the appropriate District Office.

**APPLICATION FOR SURFACE COMMINGLING (DIVERSE OWNERSHIP)**

OPERATOR NAME: Devon Energy Production Co., L.P.  
OPERATOR ADDRESS: 333 W Sheridan Avenue, Oklahoma City, OK 73102  
APPLICATION TYPE:

Pool Commingling  Lease Commingling  Pool and Lease Commingling  Off-Lease Storage and Measurement (Only if not Surface Commingled)

LEASE TYPE:  Fee  State  Federal

Is this an Amendment to existing Order?  Yes  No If "Yes", please include the appropriate Order No. \_\_\_\_\_  
Have the Bureau of Land Management (BLM) and State Land office (SLO) been notified in writing of the proposed commingling  
 Yes  No

**(A) POOL COMMINGLING**  
Please attach sheets with the following information

(1) Pool Names and Codes	Gravities / BTU of Non-Commingled Production	Calculated Gravities / BTU of Commingled Production		Calculated Value of Commingled Production	Volumes
See attachments					

(2) Are any wells producing at top allowables?  Yes  No  
(3) Has all interest owners been notified by certified mail of the proposed commingling?  Yes  No.  
(4) Measurement type:  Metering  Other (Specify)  
(5) Will commingling decrease the value of production?  Yes  No If "yes", describe why commingling should be approved

**(B) LEASE COMMINGLING**  
Please attach sheets with the following information

(1) Pool Name and Code.  
(2) Is all production from same source of supply?  Yes  No  
(3) Has all interest owners been notified by certified mail of the proposed commingling?  Yes  No  
(4) Measurement type:  Metering  Other (Specify)

**(C) POOL and LEASE COMMINGLING**  
Please attach sheets with the following information

(1) Complete Sections A and E.

**(D) OFF-LEASE STORAGE and MEASUREMENT**  
Please attached sheets with the following information

(1) Is all production from same source of supply?  Yes  No  
(2) Include proof of notice to all interest owners.

**(E) ADDITIONAL INFORMATION (for all application types)**  
Please attach sheets with the following information

(1) A schematic diagram of facility, including legal location.  
(2) A plat with lease boundaries showing all well and facility locations. Include lease numbers if Federal or State lands are involved.  
(3) Lease Names, Lease and Well Numbers, and API Numbers.

I hereby certify that the information above is true and complete to the best of my knowledge and belief.

SIGNATURE: Jenny Harms TITLE: Regulatory Specialist DATE: 1-29-2021  
TYPE OR PRINT NAME Jenny Harms TELEPHONE NO.: 405-552-6560  
E-MAIL ADDRESS: jenny.harms@dvn.com

Form 3160-5  
(June 2015)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

FORM APPROVED  
OMB NO. 1004-0137  
Expires: January 31, 2018

**SUNDRY NOTICES AND REPORTS ON WELLS**  
*Do not use this form for proposals to drill or to re-enter an abandoned well. Use form 3160-3 (APD) for such proposals.*

5. Lease Serial No.  
NMLC061672A

6. If Indian, Allottee or Tribe Name

**SUBMIT IN TRIPLICATE - Other instructions on page 2**

7. If Unit or CA/Agreement, Name and/or No.

1. Type of Well  
 Oil Well  Gas Well  Other

8. Well Name and No.  
LUSITANO 27-34 FED COM 333H

2. Name of Operator **DEVON ENERGY PRODUCTION COMPANY** Contact: **JENNIFER HARMS**  
jennifer.harms@dvn.com

9. API Well No.  
30-015-45652

3a. Address  
333 WEST SHERIDAN AVENUE  
OKLAHOMA CITY, OK 73102-5015

3b. Phone No. (include area code)  
Ph: 405-552-6560

10. Field and Pool or Exploratory Area  
JENNINGS; BONESPRING

4. Location of Well (Footage, Sec., T., R., M., or Survey Description)  
Sec 27 T25S R31E NENW 235FNL 1732FWL

11. County or Parish, State  
EDDY COUNTY, NM

**12. CHECK THE APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA**

TYPE OF SUBMISSION	TYPE OF ACTION			
<input type="checkbox"/> Notice of Intent	<input type="checkbox"/> Acidize	<input type="checkbox"/> Deepen	<input type="checkbox"/> Production (Start/Resume)	<input type="checkbox"/> Water Shut-Off
<input checked="" type="checkbox"/> Subsequent Report	<input type="checkbox"/> Alter Casing	<input type="checkbox"/> Hydraulic Fracturing	<input type="checkbox"/> Reclamation	<input type="checkbox"/> Well Integrity
<input type="checkbox"/> Final Abandonment Notice	<input type="checkbox"/> Casing Repair	<input type="checkbox"/> New Construction	<input type="checkbox"/> Recomplete	<input checked="" type="checkbox"/> Other Surface Commingling
	<input type="checkbox"/> Change Plans	<input type="checkbox"/> Plug and Abandon	<input type="checkbox"/> Temporarily Abandon	
	<input type="checkbox"/> Convert to Injection	<input type="checkbox"/> Plug Back	<input type="checkbox"/> Water Disposal	

13. Describe Proposed or Completed Operation: Clearly state all pertinent details, including estimated starting date of any proposed work and approximate duration thereof. If the proposal is to deepen directionally or recomplete horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones. Attach the Bond under which the work will be performed or provide the Bond No. on file with BLM/BIA. Required subsequent reports must be filed within 30 days following completion of the involved operations. If the operation results in a multiple completion or recompletion in a new interval, a Form 3160-4 must be filed once testing has been completed. Final Abandonment Notices must be filed only after all requirements, including reclamation, have been completed and the operator has determined that the site is ready for final inspection.

Devon Energy Production Company, L.P. (Devon) is requesting approval for a Lease/Pool Commingle and Off-Lease Measurement for the following wells that flow into Lusitano 27 CTB 3. Please see attachments.

- LUSITANO 27-34 FED COM 333H 30-015-45652
- LUSITANO 27-34 FED COM 622H 30-015-45656
- LUSITANO 27-34 FED COM 624H 30-015-45632
- LUSITANO 27-34 FED COM 713H 30-015-45658
- LUSITANO 27-34 FED COM 734H 30-015-45636

14. I hereby certify that the foregoing is true and correct.

**Electronic Submission #482544 verified by the BLM Well Information System  
For DEVON ENERGY PRODUCTION COMPAN, sent to the Carlsbad**

Name (Printed/Typed) **JENNIFER HARMS**

Title **REGULATORY COMPLIANCE ANALYST**

Signature (Electronic Submission)

Date **09/09/2019**

**THIS SPACE FOR FEDERAL OR STATE OFFICE USE**

<u>Approved By</u> _____	Title _____	Date _____
Conditions of approval, if any, are attached. Approval of this notice does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.		Office _____

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

(Instructions on page 2)

**\*\* OPERATOR-SUBMITTED \*\* OPERATOR-SUBMITTED \*\* OPERATOR-SUBMITTED \*\***

## APPLICATION FOR CENTRAL TANK BATTERY\OFF LEASE MEASUREMENT, SALES, & STORAGE

### Proposal for Lusitano 27 CTB 3 battery that includes the below wells:

Devon Energy Production Company, LP is requesting approval for a Lease/Pool Commingle and Off-Lease Measurement for the following wells:

Name	API	POOL	STR SHL [WV/SV/SP]	SHL Footage NS [WV]	SHL Footage EW [WV]
NMNM125635-12.5%					
LUSITANO 27-34 FED COM 333H	30-015-45652	JENNINGS; BONESPRING	27-25S-31E	235 FNL	1732 FWL
LUSITANO 27-34 FED COM 622H	30-015-45656	PURPLE SAGE; WOLF CAMP	27-25S-31E	235 FNL	1702 FWL
LUSITANO 27-34 FED COM 624H	30-015-45632	PURPLE SAGE; WOLF CAMP	27-25S-31E	235 FNL	1934 FEL
LUSITANO 27-34 FED COM 713H	30-015-45658	PURPLE SAGE; WOLF CAMP	27-25S-31E	235 FNL	1762 FWL
LUSITANO 27-34 FED COM 734H	30-015-45636	PURPLE SAGE; WOLF CAMP	27-25S-31E	235 FNL	1905 FEL
NMNM016348-12.5%					
LUSITANO 27-34 FED COM 624H	30-015-45632	PURPLE SAGE; WOLF CAMP	27-25S-31E	235 FNL	1934 FEL
LUSITANO 27-34 FED COM 734H	30-015-45636	PURPLE SAGE; WOLF CAMP	27-25S-31E	235 FNL	1905 FEL

Per our land department: There are two CAs that cover the E/2 of Sec. 27 & 34, one for the Bone Spring and one for the Wolfcamp. The 1.25 mile wells that are in the E/2 W/2 of Sec. 27 and NE/4 NW/4 of Sec. 34 are not covered by a CA since those lands are all in one lease.

### Oil & Gas metering:

The central tank battery, Lusitano 27 CTB 3, is located in NENW, S27, T25S, R31E in Eddy County, New Mexico.

Each well is routed to its own 3-phase separator where the full well stream is separated into gas, oil, and water streams. For each well, after separation, gas is measured with an independent, designated orifice meter for the use of allocation measurement, then flows into a gas production line where it is combined with gas from the other wells and flows through a gas sales meter(s) for the use of Sales/Federal Measurement Point/Royalty payment. The oil from the 3-phase separator is measured with an independent, designated Coriolis Meter for the use of allocation measurement. It then combines with the oil production from the other wells, flows into the heater treater(s), then into the Ultra-Low Pressure Separator(s) (ULPS), and into one of the oil tanks. The oil is then pumped out of the common tanks to an oil sales meter (LACT unit) for the use of Sales/Federal Measurement Point/Royalty payment. The water from the 3-phase separator is measured with an independent, designated Mag meter for allocation, combines with the water from the other wells, then flows into the gun barrel, and into one of the produced water tanks. Flash gas that exits the heater treater(s) and ULPS(s) flows to the Vapor Recovery Unit (VRU). After exiting the VRU, the gas will be measured through a designated orifice meter for the use of allocation measurement.

The central tank battery will have 3 oil tanks and 3 water tanks that all wells will utilize. All wells will have 1 common gas delivery point on location. They will also share 1 common oil delivery point(s) (LACT) on location.

### Meter Owner / Serial Number:

Well Name	Gas Allocation Meter	Oil Allocation Meter	Gas FMP	Oil FMP	Water Allocation Meter	VRU Allocation Meter
LUSITANO 27-34 FED COM 624H	DVN / *	DVN / *	DVN / *	DVN / *	DVN / *	DVN / *
LUSITANO 27-34 FED COM 713H	DVN / *	DVN / *	DVN / *	DVN / *	DVN / *	DVN / *
LUSITANO 27-34 FED COM 734H	DVN / *	DVN / *	DVN / *	DVN / *	DVN / *	DVN / *
LUSITANO 27-34 FED COM 622H	DVN / *	DVN / *	DVN / *	DVN / *	DVN / *	DVN / *
LUSITANO 27-34 FED COM 333H	DVN / *	DVN / *	DVN / *	DVN / *	DVN / *	DVN / *

\* Meter serial numbers to be provided after construction of facility.

The total of all oil sales meters will be allocated to each well based on the oil allocation meter located downstream of each well's 3-phase separator. Devon will continue to operate and maintain the Coriolis Meter per BLM applicable regulations, notwithstanding further guidance from the local BLM in regards to proving the Coriolis Meter to meet applicable BLM standards. The total of all gas sales meters will be allocated to each well based on the gas allocation meter located downstream of each well's 3-phase separator and the VRU allocation meter. The VRU allocation meter volumes will be allocated to each well based on the oil allocation meter of each well. The BLM and OCD will be notified of any future changes to the facilities.

Process and Flow Descriptions:

The flow of produced fluids is described above and shown in detail on the enclosed facility diagram, along with a description of each vessel and map which shows the lease boundaries, location of wells, facility, and gas sales meter.

The proposed commingling is appropriate based on the BLM's guidance in IM NMPO 2013-02 & 43 CFR 3173.14. The proposed commingling will maximize the ultimate recovery of oil and/or gas from the federal leases and will reduce environmental impacts by minimizing surface disturbance and emissions. The proposed commingling will reduce operating expenses, as well as, not adversely affect federal royalty income, production accountability, or the distribution of royalty.

Devon Energy Production Company, LP understands the requested approval will not constitute the granting of any right-of-way or construction rights not granted by the lease instrument.

Working, royalty, and overriding interest owners have been notified of this proposal via certified mail (see attached).

V-101 thru V-105  
3PH SEPARATOR

F-201 & 202  
HEATER TREATER

V-131  
SALES GAS SEP

V-141  
ULTRA LOW PRESURE SEP.

C-301 & C-302  
VAPOR RECOVERY UNIT

TK-401  
GUN BARREL

TK-413  
SKIM TANK

TK-403 thru 405  
WATER TANK

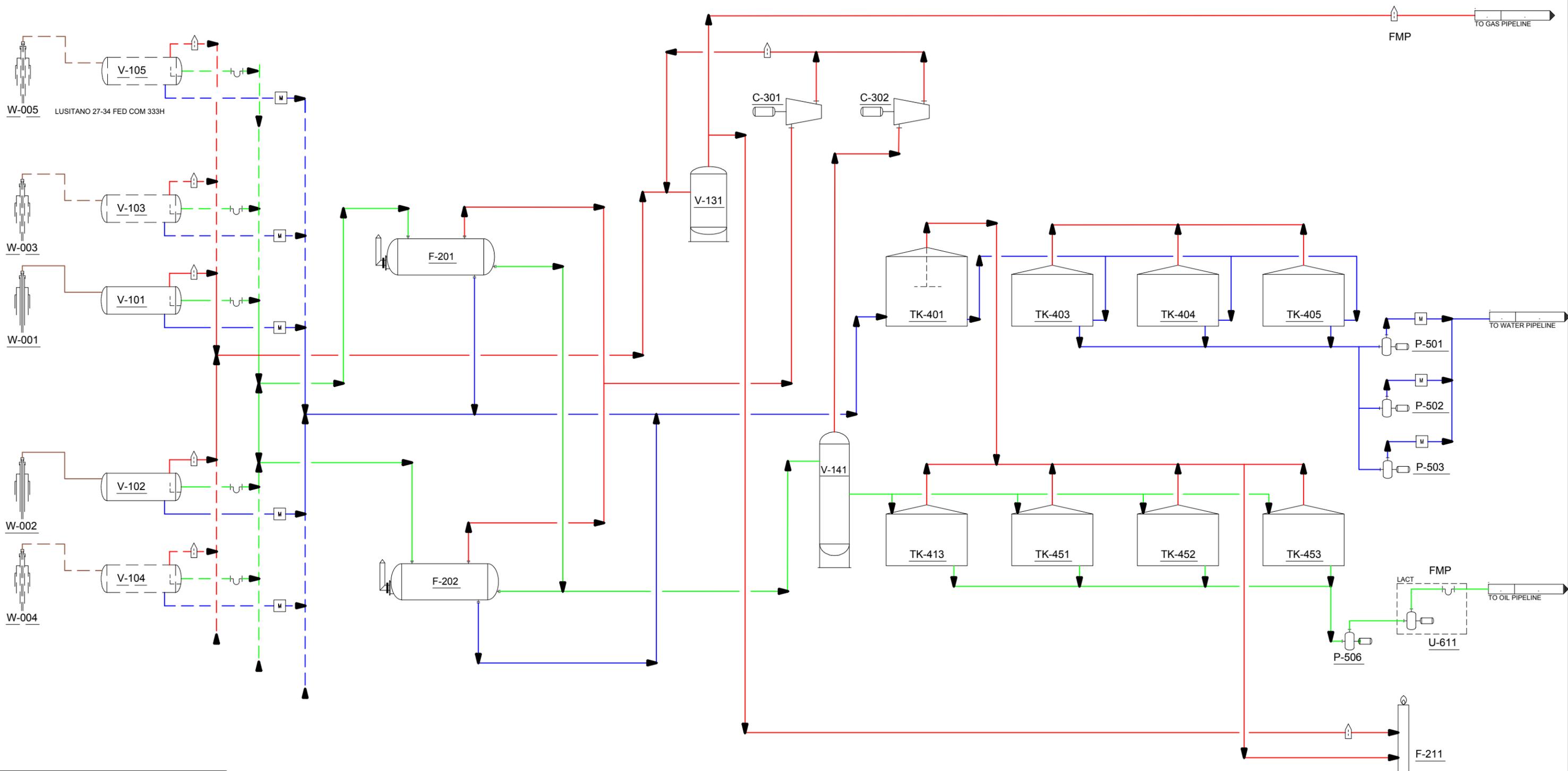
TK-451 thru 453  
OIL TANK

P-501 thru P-503  
WATER TRANSFER PUMP

P-506  
LACT CHARGE PUMP

U-611  
LACT

F-211  
FLARE



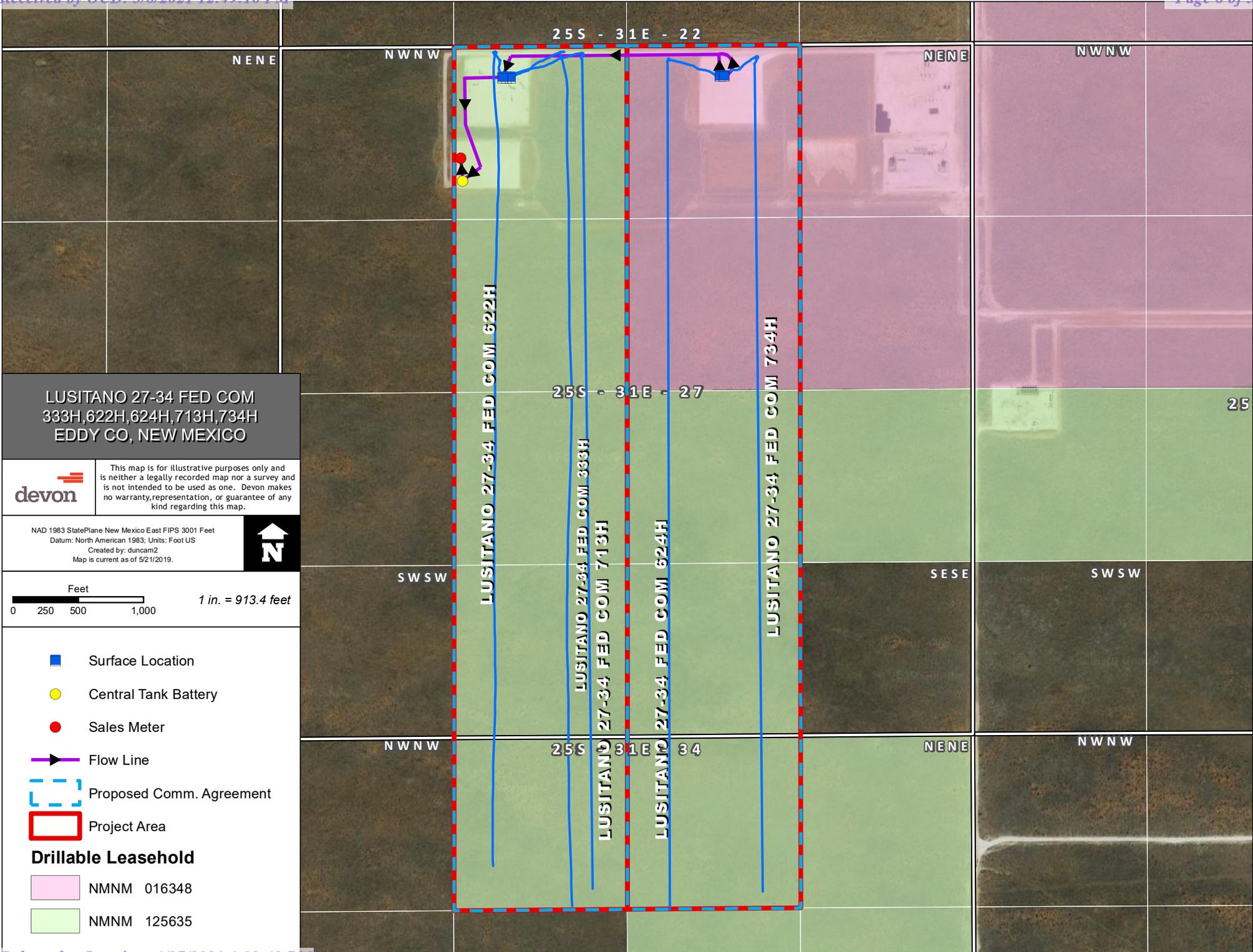
LEGEND

	ORIFICE METER		OIL
	CORIOLIS METER		GAS
	MAGNETIC METER		WATER

DRAWING STATUS			DRAWN BY	DATE
ISSUED FOR	DATE	BY	ENGINEERED BY	DATE
PHA				
BID			APPROVED BY	DATE
CONSTRUCTION				
AS-BUILT				
CONFIDENTIAL This drawing is the property of Devon Energy. Any reproduction, copying or unauthorized use of this drawing, or any part thereof, without the express written consent of Devon Energy is prohibited.			PROJECT No.:	000
			DRAWING No.:	110-01



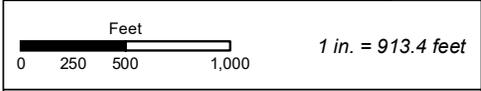
Devon Energy Corporation 333 West Sheridan Avenue, Oklahoma City, OK 73102-5015	
DBBU STANDARD P&ID'S COMPLIANCE PFD	
FILE NAME	REV
DBBU Compliance PFD	C



LUSITANO 27-34 FED COM  
 333H,622H,624H,713H,734H  
 EDDY CO, NEW MEXICO

**devon** This map is for illustrative purposes only and is neither a legally recorded map nor a survey and is not intended to be used as one. Devon makes no warranty, representation, or guarantee of any kind regarding this map.

NAD 1983 StatePlane New Mexico East FIPS 3001 Feet  
 Datum: North American 1983; Units: Foot US  
 Created by: duncam2  
 Map is current as of 5/21/2019.



- Surface Location
  - Central Tank Battery
  - Sales Meter
  - ▶ Flow Line
  - Proposed Comm. Agreement
  - Project Area
- Drillable Leasehold**
- NMNM 016348
  - NMNM 125635

# Economic Justification Report

## Belgian Shire CTB

Value (bbl): \$51.06

Value (mcf): \$4.67

Well Name & Number	Type	Fed Lease 1	Royalty Rate	Fed Lease 2 (if applicable)	Royalty Rate	Fed Lease 3 (if applicable)	Royalty Rate	BOPD	Oil Gravity @ 60°	MCFPD	Dry BTU
LUSITANO 27-34 FED COM 333H	Sweet	NMNM125635-12.5%		-		-		697	49.7	2611	1113
LUSITANO 27-34 FED COM 622H	Sweet	NMNM125635-12.5%		-		-		400	48	1775	1295
LUSITANO 27-34 FED COM 624H	Sweet	NMNM125635-12.5%		NMNM016348-12.5%		-		400	48	1775	1295
LUSITANO 27-34 FED COM 713H	Sweet	NMNM125635-12.5%		-		-		434	48.7	1826	1339
LUSITANO 27-34 FED COM 734H	Sweet	NMNM125635-12.5%		NMNM016348-12.5%		-		434	48.7	1826	1339
*These calculations are based off of offset well production and are only a proposal*											

Signed: Jenny Harms

Date: 9/9/2019

Printed Name: Jenny Harms

Title: Regulatory Compliance Specialist

### Economic Combined Production

BOPD	Oil Gravity @ 60°	MCFPD	Dry BTU
2365.0	48.8	9813.0	1262.9

There are no material quality differences in oil production from the wells in this application, therefore there will be no impact on the royalty value from an oil marketing perspective. Since they are the same formation, there shouldn't be any impact on the gas marketing side.

CustomerReference	STATUS		AttentionTo	Organization	Address2	Address3	City	Region	Country	PostalCode
9414 8149 0152 7181 9099 46	Delivered		EUGENE H PERRY &	DOROTHY B PERRY		3817 Crestwood Te	FORT WORTH	TX	US	76107-1139
9414 8149 0152 7181 9099 53	Delivered		ONRR	ROYALTY MANAGEMENT PROGRAM		PO BOX 25627	DENVER	CO	US	80225-0627
9414 8149 0152 7181 9099 60	Delivered		FIDELITY EXPLORATION & PROD CO			DEPARTMENT 1420	DENVER	CO	US	80256
9414 8149 0152 7181 9099 77	Delivered		JENNINGS-LEE TRUST	JAMIE E JENNINGS & GEORGE J LEE TTE		PO BOX 20204	HOT SPRINGS	AR	US	71903-0204
9414 8149 0152 7181 9099 84	Delivered		DRAGOON CREEK MINERALS LLC			PO BOX 470857	FORT WORTH	TX	US	76147
9414 8149 0152 7181 9099 91	Delivered		OCEAN ENERGY INC	% UMC PETROLEUM CORPORATION		1201 LOUISIANA ST	HOUSTON	TX	US	77002-5606
9414 8149 0152 7181 9100 03	Delivered		SUSAN JENNINGS CROFT			11700 PRESTON RD	DALLAS	TX	US	75230
9414 8149 0152 7181 9100 10	Label Created, not yet in system resubmitted by fed ex 2/18/2021	WESTWAYPETRO@GMAIL.COM	FED EX: 9479-2335-7429 - Delivered Monday, February 22, 2021 at 1:39 pm	WESTWAY PETRO A TX JT VENTURE	W E READ NOMINEE RECIPIENT	6440 N CENTRAL E	DALLAS	TX	US	75206
9414 8149 0152 7181 9100 27	Delivery Attempt: Action Needed	<a href="mailto:mattp@pride-energy.com">mattp@pride-energy.com</a>	Waiting on read receipt.	PRIDE ENERGY COMPANY		PO BOX 701950	TULSA	OK	US	74170-1901
9414 8149 0152 7181 9100 34	Delivered		PEGASUS RESOURCES NM LLC			PO BOX 735082	DALLAS	TX	US	75373-5082
9414 8149 0152 7181 9100 41	Delivered		STATE OF NEW MEXICO	COMMISSION OF PUBLIC LANDS		PO BOX 1148	SANTA FE	NM	US	87504-1148
9414 8149 0152 7181 9100 58	Delivered		MORRIS E SCHERTZ	& WIFE HOLLY K SCHERTZ		P O BOX 2588	ROSWELL	NM	US	88202-2588
9414 8149 0152 7181 9100 65	Delivered		ALLEN FAMILY REV TR	DTD 5-19-2000 FBO OF NANCY EDGE	ROGER J & NANCY ALLEN CO TTEES	3623 OVERBROOK	DALLAS	TX	US	75205
9414 8149 0152 7181 9100 72	Delivered		CAMP COLORADO INVESTMENTS LP			PO BOX 1498	MIDLAND	TX	US	79702-1498
9414 8149 0152 7181 9100 89	Delivered		BALLARD E SPENCER TRUST INC			PO BOX 6	ARTESIA	NM	US	88211-0006

Form 3160-5  
(June 2015)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

FORM APPROVED  
OMB NO. 1004-0137  
Expires: January 31, 2018

**SUNDRY NOTICES AND REPORTS ON WELLS**  
*Do not use this form for proposals to drill or to re-enter an abandoned well. Use form 3160-3 (APD) for such proposals.*

5. Lease Serial No.  
NMLC061672A

6. If Indian, Allottee or Tribe Name

**SUBMIT IN TRIPLICATE - Other instructions on page 2**

7. If Unit or CA/Agreement, Name and/or No.

1. Type of Well  
 Oil Well  Gas Well  Other

8. Well Name and No.  
LUSITANO 27-34 FED COM 333H

2. Name of Operator **DEVON ENERGY PRODUCTION COMPANY** Contact: **JENNIFER HARMS**  
jennifer.harms@dvn.com

9. API Well No.  
30-015-45652

3a. Address  
333 WEST SHERIDAN AVENUE  
OKLAHOMA CITY, OK 73102-5015

3b. Phone No. (include area code)  
Ph: 405-552-6560

10. Field and Pool or Exploratory Area  
JENNINGS; BONESPRING

4. Location of Well (Footage, Sec., T., R., M., or Survey Description)  
Sec 27 T25S R31E NENW 235FNL 1732FWL

11. County or Parish, State  
EDDY COUNTY, NM

**12. CHECK THE APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA**

TYPE OF SUBMISSION	TYPE OF ACTION			
<input type="checkbox"/> Notice of Intent	<input type="checkbox"/> Acidize	<input type="checkbox"/> Deepen	<input type="checkbox"/> Production (Start/Resume)	<input type="checkbox"/> Water Shut-Off
<input checked="" type="checkbox"/> Subsequent Report	<input type="checkbox"/> Alter Casing	<input type="checkbox"/> Hydraulic Fracturing	<input type="checkbox"/> Reclamation	<input type="checkbox"/> Well Integrity
<input type="checkbox"/> Final Abandonment Notice	<input type="checkbox"/> Casing Repair	<input type="checkbox"/> New Construction	<input type="checkbox"/> Recomplete	<input checked="" type="checkbox"/> Other Surface Commingling
	<input type="checkbox"/> Change Plans	<input type="checkbox"/> Plug and Abandon	<input type="checkbox"/> Temporarily Abandon	
	<input type="checkbox"/> Convert to Injection	<input type="checkbox"/> Plug Back	<input type="checkbox"/> Water Disposal	

13. Describe Proposed or Completed Operation: Clearly state all pertinent details, including estimated starting date of any proposed work and approximate duration thereof. If the proposal is to deepen directionally or recomplete horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones. Attach the Bond under which the work will be performed or provide the Bond No. on file with BLM/BIA. Required subsequent reports must be filed within 30 days following completion of the involved operations. If the operation results in a multiple completion or recompletion in a new interval, a Form 3160-4 must be filed once testing has been completed. Final Abandonment Notices must be filed only after all requirements, including reclamation, have been completed and the operator has determined that the site is ready for final inspection.

Devon Energy Production Company, L.P. (Devon) is requesting approval for a Lease/Pool Commingle and Off-Lease Measurement for the following wells that flow into Lusitano 27 CTB 3. Please see attachments.

- LUSITANO 27-34 FED COM 333H 30-015-45652
- LUSITANO 27-34 FED COM 622H 30-015-45656
- LUSITANO 27-34 FED COM 624H 30-015-45632
- LUSITANO 27-34 FED COM 713H 30-015-45658
- LUSITANO 27-34 FED COM 734H 30-015-45636

14. I hereby certify that the foregoing is true and correct.

**Electronic Submission #482544 verified by the BLM Well Information System  
For DEVON ENERGY PRODUCTION COMPAN, sent to the Carlsbad**

Name (Printed/Typed) **JENNIFER HARMS**

Title **REGULATORY COMPLIANCE ANALYST**

Signature (Electronic Submission)

Date **09/09/2019**

**THIS SPACE FOR FEDERAL OR STATE OFFICE USE**

<u>Approved By</u> _____	Title _____	Date _____
Conditions of approval, if any, are attached. Approval of this notice does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.		Office _____

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

(Instructions on page 2)

**\*\* OPERATOR-SUBMITTED \*\* OPERATOR-SUBMITTED \*\* OPERATOR-SUBMITTED \*\***

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JAN 06 2020

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 LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number 30-015-45632		<sup>2</sup> Pool Code 98220		<sup>3</sup> Pool Name Purple Sage; Wolfcamp	
<sup>4</sup> Property Code 319502		<sup>5</sup> Property Name LUSITANO 27-34 FED COM			<sup>6</sup> Well Number 624H
<sup>7</sup> OGRID No. 6137		<sup>8</sup> Operator Name DEVON ENERGY PRODUCTION COMPANY, L.P.			<sup>9</sup> Elevation 3336.8

<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
B	27	25 S	31 E		235	NORTH	1934	EAST	EDDY

<sup>11</sup> Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
O	34	25 S	31 E		225	SOUTH	2286	EAST	EDDY

<sup>12</sup> Dedicated Acres	<sup>13</sup> Joint or Infill	<sup>14</sup> Consolidation Code	<sup>15</sup> Order 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.

AS-DRILLED KOP 121' FNL, 2340' FEL  
LAT. = 32.1085528°N  
LONG. = 103.7649026°W  
NWSP EAST (FT)  
N = 403571.28  
E = 717338.24

AS-DRILLED FIRST TAKE POINT 480' FNL, 2302' FEL  
LAT. = 32.1072344°N  
LONG. = 103.7647842°W  
NWSP EAST (FT)  
N = 403212.56  
E = 717376.79

AS-DRILLED BOTTOM OF HOLE 358' FSL, 12287' FEL  
LAT. = 32.0800642°N  
LONG. = 103.7648162°W  
NWSP EAST (FT)  
N = 393328.49  
E = 717418.98

AS-DRILLED LAST TAKE POINT 358' FSL, 12287' FEL  
LAT. = 32.0804242°N  
LONG. = 103.7648199°W  
NWSP EAST (FT)  
N = 393439.45  
E = 717417.16

NOTE:  
LATITUDE AND LONGITUDE COORDINATES ARE SHOWN USING THE NORTH AMERICAN DATUM OF 1983 (NAD83) LISTED NEW MEXICO STATE PLANE EAST COORDINATES ARE GRID (NAD83). BASIS OF BEARING AND DISTANCES USED ARE NEW MEXICO STATE PLANE EAST COORDINATES MODIFIED TO THE SURFACE, VERTICAL DATUM NAVD88.

**<sup>17</sup> OPERATOR CERTIFICATION**

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 owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

*Jenny Harms* 1/3/2020  
Signature Date

JENNY HARMS  
Printed Name

JENNY.HARMS@DVN.COM  
E-mail Address

**<sup>18</sup> SURVEYOR CERTIFICATION**

I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

MARCH 28, 2019  
Date of Survey

*William F. Jaramila*  
Signature and Seal of Professional Surveyor

Certificate Number: WILLIAM F. JARAMILA, PLS 12797  
PLS NO. 6436A

See New  
WSP (Required for this 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) 334-6176 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  
DISTRICT II-ARTESIA O.C.D.  
 AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

1 API Number <b>30-015-45634</b>		2 Pool Code <b>98820</b>		3 Pool Name <b>Purple Sage; Wolfcamp</b>	
4 Property Code <b>319562</b>		5 Property Name <b>LUSITANO 27-34 FED COM</b>			6 Well Number <b>733H</b>
7 OGRID No. <b>6137</b>		8 Operator Name <b>DEVON ENERGY PRODUCTION COMPANY, L.P.</b>			9 Elevation <b>3334.8</b>

10 Surface Location

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
<b>C</b>	<b>27</b>	<b>25 S</b>	<b>31 E</b>		<b>235</b>	<b>NORTH</b>	<b>1672</b>	<b>WEST</b>	<b>EDDY</b>

11 Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
<b>N</b>	<b>34</b>	<b>25 S</b>	<b>31 E</b>		<b>20</b>	<b>SOUTH</b>	<b>1650</b>	<b>WEST</b>	<b>EDDY</b>

12 Dedicated Acres <b>320</b>	13 Joint or Infill	14 Consolidation Code	15 Order 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.

**17 OPERATOR CERTIFICATION**  
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 owns a working interest or leased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the Division.  
*Linda Good* 9/19/2018  
Signature Date  
Linda Good  
Printed Name  
linda.good@dvn.com  
E-mail Address

**18 SURVEYOR CERTIFICATION**  
I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.  
AUGUST 12 2018  
Date of Survey  
FELIPE JARAMILLO  
Signature and Seal of Professional Surveyor  
Certificate Number: FELIPE JARAMILLO, PLS 12797  
SURVEY NO. 6430

NSP Required per 1-16-19

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1625 N. French Dr., Hobbs, NM 88240  
Phone: (575) 393-6161 Fax: (575) 393-0720  
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811 S. First St., Artesia, NM 88210  
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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 LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number 30-015-4503L		<sup>2</sup> Pool Code 98220	<sup>3</sup> Pool Name PURPLE SAGE; WOLFCAMP
<sup>4</sup> Property Code 319502	<sup>5</sup> Property Name LUSITANO 27-34 FED COM		<sup>6</sup> Well Number 734H
<sup>7</sup> OGRID No. 6137	<sup>8</sup> Operator Name DEVON ENERGY PRODUCTION COMPANY, L.P.		<sup>9</sup> Elevation 3336.5

<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
B	27	25 S	31 E		235	NORTH	1904	EAST	EDDY

<sup>11</sup> Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
O	34	25 S	31 E		793	SOUTH	1668	EAST	EDDY

<sup>12</sup> Dedicated Acres	<sup>13</sup> Joint or Infill	<sup>14</sup> Consolidation Code	<sup>15</sup> Order 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.

<p>NW CORNER SEC. 27 LAT. = 32.1085472°N LONG. = 103.7744766°W NMSP EAST (FT) N = 403674.44 E = 714373.23</p> <p>W/4 CORNER SEC. 27 LAT. = 32.1012701°N LONG. = 103.7745461°W NMSP EAST (FT) N = 401027.04 E = 714365.41</p> <p>SW CORNER SEC. 27 LAT. = 32.0939875°N LONG. = 103.7746005°W NMSP EAST (FT) N = 398377.70 E = 714362.31</p> <p>W/4 CORNER SEC. 34 LAT. = 32.0867157°N LONG. = 103.7746027°W NMSP EAST (FT) N = 395732.35 E = 714375.33</p> <p>SW CORNER SEC. 34 LAT. = 32.0794255°N LONG. = 103.7746047°W NMSP EAST (FT) N = 393080.31 E = 714368.46</p>	<p>N/4 CORNER SEC. 27 LAT. = 32.1085528°N LONG. = 103.765912°W NMSP EAST (FT) N = 403690.32 E = 717024.86</p> <p>AS-DRILLED KOP 128' PNL, 1658' FEL LAT. = 32.1082048°N LONG. = 103.7627003°W NMSP EAST (FT) N = 403568.97 E = 718020.15</p> <p>AS-DRILLED FIRST TAKE POINT 537' PNL, 1650' FEL LAT. = 32.1070792°N LONG. = 103.7626819°W NMSP EAST (FT) N = 403159.54 E = 718028.01</p> <p>NOTE: LATITUDE AND LONGITUDE COORDINATES ARE SHOWN USING THE NORTH AMERICAN DATUM (NAD83) LISTED NEW MEXICO STATE PLANE EAST COORDINATES ARE GRID (NAD83). BASIS OF BEARING AND DISTANCES USED ARE NEW MEXICO STATE PLANE EAST COORDINATES MODIFIED TO THE SURFACE. VERTICAL DATUM NAVD83.</p> <p>AS-DRILLED BOTTOM OF HOLE LAT. = 32.0816301°N LONG. = 103.7628216°W NMSP EAST (FT) N = 393901.40 E = 718033.76</p> <p>AS-DRILLED LAST TAKE POINT 839' PNL, 1669' FEL LAT. = 32.0817565°N LONG. = 103.7628221°W NMSP EAST (FT) N = 393947.38 E = 718033.36</p>	<p>NE CORNER SEC. 27 LAT. = 32.1085597°N LONG. = 103.7573438°W NMSP EAST (FT) N = 403706.92 E = 719678.01</p> <p>E/4 CORNER SEC. 27 LAT. = 32.1012955°N LONG. = 103.7573925°W NMSP EAST (FT) N = 401064.23 E = 719677.04</p> <p>SE CORNER SEC. 27 LAT. = 32.0940174°N LONG. = 103.7574330°W NMSP EAST (FT) N = 398416.53 E = 719678.63</p> <p>E/4 CORNER SEC. 34 LAT. = 32.0867362°N LONG. = 103.7574361°W NMSP EAST (FT) N = 395767.78 E = 719691.82</p> <p>SE CORNER SEC. 34 LAT. = 32.0794666°N LONG. = 103.7574361°W NMSP EAST (FT) N = 393123.21 E = 719705.93</p>	<p><b><sup>17</sup> OPERATOR CERTIFICATION</b></p> <p>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 owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.</p> <p>Jenny Harms 1/3/2020 Signature Date</p> <p>JENNY HARMS Printed Name</p> <p>JENNY.HARMS@DVN.COM E-mail Address</p>		
			<p><b><sup>18</sup> SURVEYOR CERTIFICATION</b></p> <p>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</p> <p>MARCH 28, 2019 Date of Survey</p> <p>Signature and Seal of Professional Surveyor: Certificate Number: FIELDED PROFESSIONAL SURVEYOR NO. 6437A</p>		

See Revised New  
WSP Required  
GAS WELL SPACING

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

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AMENDED REPORT  
DISTRICT II-ARTESIA O.C.D.

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number 30-014-45 652	9780690 96641	Jenny	Pool Name Paduca; Bone Spring
Property Code 319562	Property Name LUSITANO 27-34 FED	Well Number 333H	
OGRID No. 6137	Operator Name DEVON ENERGY PRODUCTION COMPANY, L.P.	Elevation 3335.2	

Surface Location

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
C	27	25 S	31 E		235	NORTH	1732	WEST	EDDY

Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
C	34	25 S	31 E		1300	NORTH	2310	WEST	EDDY

Dedicated Acres 200	Joint or Infill	Consolidation Code	Order 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.

**OPERATOR CERTIFICATION**  
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 owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.  
Signature: Linda Good  
Date: 1/18/2019

**SURVEYOR CERTIFICATION**  
I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.  
Date of Survey: DECEMBER 7, 2018  
Signature and Seal of Professional Surveyor: FILIMON F. JARAMILLO  
Certificate Number: FILIMON F. JARAMILLO, PLS 12797  
SURVEY NO. 6428A

RWP 2-14-19

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) 745-1252 Fax: (575) 748-9729  
District III  
1000 Rio Brazos Road, Aztec, NM 87410  
Phone: (505) 334-6175 Fax: (505) 334-6170  
District IV  
1220 S. St. Francis Dr., Santa Fe, NM 87505  
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District Office  
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FEB 08 2019  
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WELL LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number <b>30-015-45656</b>	<sup>2</sup> Pool Code <b>98220</b>	<sup>3</sup> Pool Name <b>Purple Sage; Wolfcamp</b>
<sup>4</sup> Property Code <b>319562</b>	<sup>5</sup> Property Name <b>LUSITANO 27-34 FED</b>	
<sup>6</sup> OGRID No. <b>6137</b>	<sup>7</sup> Operator Name <b>DEVON ENERGY PRODUCTION COMPANY, L.P.</b>	
		<sup>8</sup> Well Number <b>622H</b>
		<sup>9</sup> Elevation <b>3334.9</b>

\* Surface Location

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
C	27	25 S	31 E		235	NORTH	1702	WEST	EDDY

\*\* Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
C	34	25 S	31 E		1650	NORTH	1650	WEST	EDDY

<sup>10</sup> Dedicated Acres <b>200</b>	<sup>11</sup> Joint or Infill <b>400</b>	<sup>12</sup> Consolidation Code	<sup>13</sup> Order 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.

**OPERATOR CERTIFICATION**  
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 owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the district.

*Linda Good* 1/21/2019  
Signature Date

Linda Good  
Printed Name

*linda.good@dvn.com*  
E-mail Address

**SURVEYOR CERTIFICATION**  
I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

DECEMBER 21, 2018  
Date of Survey

**WILLIAM F. JARAMILLO**  
REGISTERED PROFESSIONAL SURVEYOR  
12797

*William F. Jaramillo*  
Signature and Seal of Professional Surveyor

Certificate Number: WILLIAM F. JARAMILLO, PLS 12797  
SURVEY NO. 6429H

*RWS* 3-22-19

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  
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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  
District II-ARTESIA O.C.D.  
Revised August 1, 2011  
Submit one copy to appropriate District Office  
AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

<sup>1</sup> API Number	<sup>2</sup> Pool Code	<sup>3</sup> Pool Name
	98220	Purple Sage; Wolfcamp
<sup>4</sup> Property Code	<sup>5</sup> Property Name	
319562	LUSITANO 27-34 FED	
<sup>7</sup> OGRID No.	<sup>6</sup> Operator Name	<sup>8</sup> Well Number
6137	DEVON ENERGY PRODUCTION COMPANY, L.P.	713H
		<sup>9</sup> Elevation
		3335.0

<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
C	27	25 S	31 E		235	NORTH	1762	WEST	EDDY

<sup>11</sup> Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
C	34	25 S	31 E		990	NORTH	2310	WEST	EDDY

<sup>12</sup> Dedicated Acres	<sup>13</sup> Joint or Infill	<sup>14</sup> Consolidation Code	<sup>15</sup> Order No.
200			

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.

**17 OPERATOR CERTIFICATION**  
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 owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

*Linda Good* 1/18/2019  
Signature Date

Linda Good  
Printed Name

linda.good@dvn.com  
E-mail Address

**18 SURVEYOR CERTIFICATION**  
I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

DECEMBER 11 2018  
Date of Survey

*William F. Jaramillo*  
Signature and Seal of Professional Surveyor

Certificate Number: WILLIAM F. JARAMILLO, PLS 12797  
SURVEY NO. 6427B

**17 OPERATOR CERTIFICATION**

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 owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

*Linda Good* 1/18/2019  
Signature Date

Linda Good  
Printed Name

linda.good@dvn.com  
E-mail Address

**18 SURVEYOR CERTIFICATION**

I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

DECEMBER 11 2018  
Date of Survey

*William F. Jaramillo*  
Signature and Seal of Professional Surveyor

Certificate Number: WILLIAM F. JARAMILLO, PLS 12797  
SURVEY NO. 6427B

RWP 4-30-19



## United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Pecos District  
Carlsbad Field Office  
620 E. Greene  
Carlsbad, New Mexico 88220-6292  
www.blm.gov/nm



IN REPLY REFER TO:  
NMNM137694  
3105.2 (P0220)

03/29/2018

Reference:  
Communitization Agreement  
Lusitano 27/34 Wells  
T. 25 S., R. 31 E., N.M.P.M.  
Section 27: E2  
Section 34: E2  
Eddy County, NM

Devon Energy Production Company LP  
Attn: Ryan Folsom  
333 West Sheridan Avenue  
Oklahoma City, OK 73102-5015

Gentlemen:

Enclosed is an approved copy of Communitization Agreement NMNM137694 involving 160 acres of Federal land in lease NMNM16348, 440 acres of Federal land in lease NMNM 125635, and 40 acres of Federal land in lease NMNM 128360, Eddy County, New Mexico, which comprise a 640 acre well spacing unit.

The agreement communitizes all rights to all producible hydrocarbons from the Wolfcamp formation beneath the E2 of Section 27, and the E2 of Section 34, T. 25 S., R. 31 E., NMPM, Eddy County, NM, and is effective August 1, 2017. Approval of this agreement does not warrant or certify that the operator, thereof, and other working interest owners hold legal or equitable title to the leases which are committed hereto.

Approval of this agreement does not constitute an adjudication of any state, local government, or private interests, and does not constitute a warranty or certification that the information supplied by the party submitting this agreement regarding any private, state, or local government interests is accurate.

Copies of this approval letter are being distributed to the appropriate Federal agencies. You are requested to furnish all interested parties with the appropriate evidence of this approval. Any production royalties that are due must be reported and paid according to regulations set up by the Office of Natural Resources Revenue at 1-800-525-9167 or 303-231-3504.

If you have any questions regarding this approval, please contact Chris Walls, Petroleum Engineer at (575) 234-2234 or Deborah Ham at (575) 234-5965.

Please furnish all interested principals with appropriate evidence of this approval.

Sincerely,



Cody R. Layton  
Assistant Field Manager,  
Lands and Minerals

1 Enclosure:

1 - Communitization Agreement

cc:

ONRR, Denver

NM Taxation & Revenue Dept. (Revenue Processing Div.)

NMOCD

NM (9200)

NM (P0220-CFO, File Room)

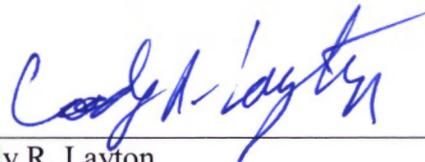
NM State Land Comm. (Only CA with "State" or "Fee" acreage)

Determination - Approval - Certification

Pursuant to the authority vested in the Secretary of the Interior under Section 17(j) of the Mineral Leasing Act of 1920, as amended (74 Stat. 784; 30 U.S.C. 226(j)), and delegated to the authorized officer of the Bureau of Land Management, I do hereby:

- A. Determine that the Federal lease or leases as to the lands committed to the attached agreement cannot be independently developed and operated in conformity with the well-spacing program established for the field or area in which said lands are located, and that consummation and approval of the agreement will be in the public interest. Approval of this agreement does not warrant or certify that the operator thereof and other holders of operating rights hold legal or equitable title to those rights in the subject leases which are committed hereto.
  
- B. Approve the attached Communitization Agreement covering the E2 of Section 27, and the E2 of Section 34, T. 25 S., R. 31 E., NMPPM, as to all producible hydrocarbons from the Wolfcamp formation. This approval will become invalid if the public interest requirements under section 3105.2-3 (c) are not met.
  
- C. Certify and determine that the drilling, producing, rental, minimum royalty and royalty requirements of the Federal lease or leases committed to said agreement are hereby established, altered, changed, or revoked to conform with the terms and conditions of the agreement.

Approved: 03/29/2018



---

Cody R. Layton  
Assistant Field Manager  
Lands and Minerals

Effective: August 1, 2017

Contract No.: Com. Agr. NMNM137694

Federal/Federal

COMMUNITIZATION AGREEMENT

Contract No. NM137694

THIS AGREEMENT, entered into as of the date shown in Section 10 hereof by and between the parties subscribing, ratifying, or consenting hereto, such Parties being hereinafter referred to as "parties hereto."

WITNESSETH:

WHEREAS, the Act of February 25, 1920 (41 Stat. 437), as amended and supplemented, authorizes communitization or drilling agreements communitizing or pooling a Federal oil and gas lease, or any portion thereof, with other lands, whether or not owned by the United States, when separate tracts under such Federal lease cannot be independently developed and operated in conformity with an established well-spacing program for the field or area and such communitization or pooling is determined to be in the public interest; and

WHEREAS, the parties hereto own working, royalty or other leasehold interests, or operating rights under the oil and gas leases and lands subject to this agreement which cannot be independently developed and operated in conformity with the well-spacing program established for the field or area in which said lands are located; and

WHEREAS, the parties hereto desire to communitize and pool their respective mineral interests in lands subject to this agreement for the purpose of developing and producing communitized substances in accordance with the terms and conditions of this agreement:

NOW, THEREFORE, in consideration of the premises and the mutual advantages to the parties hereto, it is mutually covenanted and agreed by and between the parties hereto as follows:

1. The lands covered by this agreement (hereinafter referred to as "communitized area") are described as follows:

Township 25 South, Range 31 East, N.M.P.M.

Section 27: E/2

Section 34: E/2

Eddy County, New Mexico

Containing 640.00 acres, and this agreement shall include only the Wolfcamp Formations underlying said lands and the oil, natural gas and associated liquid hydrocarbon substances, hereinafter, referred to as "communitized substances", producible from such formation(s).

2. Attached hereto, and made a part of this agreement for all purposes, is Exhibit B, designating the operator of the communitized area and showing the acreage, percentage and

BUREAU OF LAND MGMT  
COLUMBIAD FIELD OFFICE

2017 OCT 20 AM 10:48

**RECEIVED**

ownership of oil and gas interests in all lands within the communitized area, and the authorization, if any, for communitizing or pooling any patented or fee lands within the communitized area.

3. All matters of operation shall be governed by the operator under and pursuant to the terms and provisions of this agreement. A successor operator may be designated by the owners of the working interest in the communitized area, and four (4) executed copies of a designation of successor operator shall be filed with the Authorized Officer.

4. Operator shall furnish the Secretary of the Interior, or his authorized representative, with a log and history of any well drilled on the communitized area, monthly reports of operations, statements of oil and gas sales and royalties and such other reports as are deemed necessary to compute monthly the royalty due the United States, as specified in the applicable oil and gas regulations.

5. The communitized area shall be developed and operated as an entirety, with the understanding and agreement between the parties hereto that all communitized substances produced therefrom shall be allocated among the leaseholds comprising said area in the proportion that the acreage interest of each leasehold bears to the entire acreage interest committed to this agreement.

All proceeds, 8/8ths, attributed to unleased Federal, State or fee land included within the CA area are to be placed in an interest earning escrow or trust account by the designated operator until the land is leased or ownership is established.

6. The royalties payable on communitized substances allocated to the individual leases comprising the communitized area and the rentals provided for in said leases shall be determined and paid on the basis prescribed in each of the individual leases. Payments of rentals under the terms of leases subject to this agreement shall not be affected by this agreement except as provided for under the terms and provisions of said leases or as may herein be otherwise provided. Except as herein modified and changed, the oil and gas leases subject to this agreement shall remain in full force and effect as originally made and issued. It is agreed that for any Federal lease bearing a sliding- or step-scale rate of royalty, such rate shall be determined separately as to production from each communitization agreement to which such lease may be committed, and separately as to any noncommunitized lease production, provided, however, as to leases where the rate of royalty for gas is based on total lease production per day, such rate shall be determined by the sum of all communitized production allocated to such a lease plus any noncommunitized lease production.

7. There shall be no obligation on the lessees to offset any well or wells completed in the same formation as covered by this agreement on separate component tracts into which the communitized area is now or may hereafter be divided, nor shall any lessee be required to measure separately communitized substances by reason of the diverse ownership thereof, but the lessees hereto shall not be released from their obligation to protect said communitized area from drainage of communitized substances by a well or wells which may be drilled offsetting said area.

8. The commencement, completion, continued operation, or production of a well or wells for communitized substances on the communitized area shall be construed and considered as the commencement, completion, continued operation, or production on each and all of the lands within and comprising said communitized area, and operations or production pursuant to this agreement shall be deemed to be operations or production as to each lease committed hereto.

9. Production of communitized substances and disposal thereof shall be in conformity with allocation, allotments, and quotas made or fixed by any duly authorized person or regulatory body under applicable Federal or State statutes. This agreement shall be subject to all applicable Federal and State laws or executive orders, rules and regulations, and no party hereto shall suffer a forfeiture or be liable in damages for failure to comply with any of the provisions of this agreement if such compliance is prevented by, or if such failure results from, compliance with any such laws, orders rules or regulations.

10. The date of this agreement is August 1, 2017, and it shall become effective as of this date or from the onset of production of communitized substances, whichever is earlier upon execution by the necessary parties, notwithstanding the date of execution, and upon approval by the Secretary of the Interior or by his duly authorized representative, and shall remain in force and effect as to the Wolfcamp formation(s) individually for a period of 2 years and for as long as communitized substances are, or can be, produced from the communitized formation or formations in paying quantities: Provided, that prior to production in paying quantities from the communitized area and upon fulfillment of all requirements of the Secretary of the Interior, or his duly authorized representative, with respect to any dry hole or abandoned well, this agreement may be terminated at any time by mutual agreement of the parties hereto. This agreement shall not terminate upon cessation of production if, within 60 days thereafter, reworking or drilling operations on the communitized area are commenced and are thereafter conducted with reasonable diligence during the period of non-production. The 2-year term of this agreement will not in itself serve to extend the term of any Federal lease, which would otherwise expire during said period.

11. The covenants herein shall be construed to be covenants running with the land with respect to the communitized interests of the parties hereto and their successors in interests until this agreement terminates and any grant, transfer, or conveyance of any such land or interest subject hereto, whether voluntary or not, shall be and hereby is conditioned upon the assumption of all obligations hereunder by the grantee, transferee, or other successor in interest, and as to Federal land shall be subject to approval by the Secretary of the Interior, or his duly authorized representative.

12. It is agreed between the parties hereto that the Secretary of the Interior, or his duly authorized representative, shall have the right of supervision over all fee and State mineral operations within the communitized area to the extent necessary to monitor production and measurement, and assure that no avoidable loss of hydrocarbons occurs in which the United States has an interest pursuant to applicable oil and gas regulations of the Department of the Interior relating to such production and measurement.

13. This agreement shall be binding upon the parties hereto and shall extend to and be binding upon their respective heirs, executors, administrators, successors, and assigns.

14. This agreement may be executed in any number of counterparts, no one of which needs to be executed by all parties, or may be ratified or consented to by separate instrument, in writing, specifically referring hereto, and shall be binding upon all parties who have executed such a counterpart, ratification or consent hereto with the same force and effect as if all parties had signed the same document.

15. Nondiscrimination: In connection with the performance of work under this agreement, the operator agrees to comply with all of the provisions of Section 202(1) to (7) inclusive, of Executive Order 11246 (30 F.R. 12319), as amended, which are hereby incorporated by reference in this agreement.

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the day and year first written and have set opposite their respective names the date of execution.

**Devon Energy Production Company, L.P.**  
(Operator, Record Title and Operating Rights Owner)

Date: 10/12/17

By: Catherine Leboack  
Catherine Leboack, Vice President *JH*  
*22*  
*gh*

**Occidental Permian Limited Partnership**  
**By: Occidental Permian Manager LLC, Its**  
**General Partner**  
(Record Title Owner)

Date: 10/2/17

By: Bradley S. Dusek  
Attorney-in-Fact  
**Bradley S. Dusek**  
Attorney-in-fact

*JTG*  
*JVS*  
*NTS*



EXHIBIT "A"

To Communitization Agreement dated August 1, 2017 embracing the E/2 of Section 27 & E/2 of Section 34, Township 25 South, Range 31 East, N.M.P.M., Eddy County, New Mexico.

Operator of Communitized Area: Devon Energy Production Company, L.P.

DESCRIPTION OF LEASES COMMITTED

Tract No. 1

Lease Serial No.: NMNM-16348

Lease Date: February 1, 1973

Lease Term: 10 Years

Lessor: United States of America

Original Lessee: K.M. Johnston

Present Lessee: Occidental Permian Limited Partnership – 100.00%

Description of Land Committed: Township 25 South, Range 31 East, N.M.P.M.  
Section 27: Insofar and only insofar as said lease covers the  
NE/4

Number of Acres: 160.00

Royalty Rate: 1/8

Name and Percent WI Owners: Devon Energy Production Company, L.P. - 100.00%

Name and Percent ORRI Owners: Numerous

Tract No. 2

Lease Serial No.: NMNM-125635

Lease Date: January 1, 2011

Lease Term: 10 years

Lessor: United States of America  
 Original Lessee: Narenta Oil Company  
 Present Lessee: Devon Energy Production Company, L.P. 100.00%  
 Description of Land Committed: Township 25 South, Range 31 East, N.M.P.M.  
 Section 27: Insofar and only insofar as said lease covers  
 the W/2 SE/4 & NE/4 SE/4  
 Section 34: Insofar and only insofar as said lease covers  
 the E/2  
 Number of Acres: 440.00  
 Royalty Rate: 1/8th  
 Name and Percent WI Owners: Devon Energy Production Company, L.P. - 100.00%  
 Name and Percent ORRI Owners: None

Tract No. 3

Lease Serial No.: NMNM-128360  
 Lease Date: July 1, 2012  
 Lease Term: 10 years  
 Lessor: United States of America  
 Original Lessee: Devon Energy Production Company, L.P.  
 Present Lessee: Devon Energy Production Company, L.P. - 100.00%  
 Description of Land Committed: Township 25 South, Range 31 East, N.M.P.M.  
 Section 27: Insofar and only insofar as said lease covers  
 the SE/4 SE/4  
 Number of Acres: 40.00  
 Royalty Rate: 1/8th  
 Name and Percent WI Owners: Devon Energy Production Company, L.P. - 100.00%

Name and Percent ORRI Owners: None.

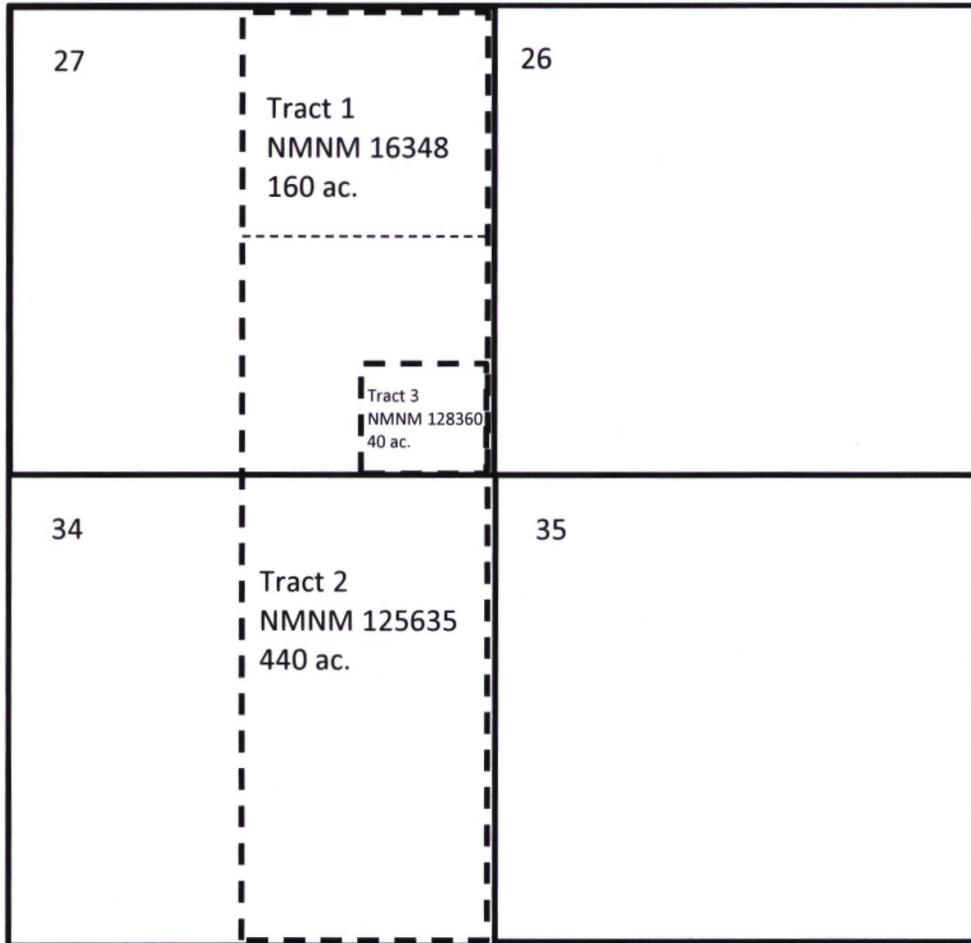
RECAPITULATION

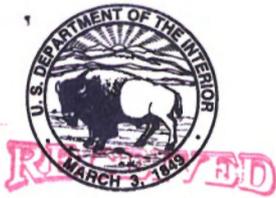
	NO. OF ACRES COMMITTED	PERCENTAGE OF INTEREST IN COMMUNITIZED AREA
Tract No. 1	160.00	25.00%
Tract No. 2	440.00	68.75%
<u>Tract No. 3</u>	<u>40.00</u>	<u>6.25%</u>
	640.00	100.00%

EXHIBIT "B"

To Communitization Agreement dated August 1, 2017 embracing the E/2 of Section 27 & E/2 of Section 34, Township 25 South, Range 31 East, N.M.P.M., Eddy County, New Mexico.

Operator of Communitized Area: Devon Energy Production Company, L.P.





# United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Pecos District  
Carlsbad Field Office  
620 E. Greene  
Carlsbad, New Mexico 88220-6292  
www.blm.gov/nm



APR 02 2018

LAND DEPARTMENT  
IN REPLY REFER TO:  
NMNM137693  
3105.2 (P0220)

03/29/2018

Reference:  
Communitization Agreement  
Lusitano 27-34 Wells  
Section 27: E2  
Section 34: E2  
T. 25 S., R. 31 E., N.M.P.M.  
Eddy County, NM

Devon Energy Production Company LP  
Attn: Ryan Folsom  
333 West Sheridan Avenue  
Oklahoma City, OK 73102-5015

Gentlemen:

Enclosed is an approved copy of Communitization Agreement NMNM137693 involving 160 acres of Federal land in lease NMNM16348, 440 acres of Federal land in lease NMNM 125635, and 40 acres of Federal land in lease NMNM128360, Eddy County, New Mexico, which comprise a 640 acre well spacing unit.

The agreement communitizes all rights to all producible hydrocarbons from the Bone Spring formation beneath the E2 of Section 27, and E2 of Section 34, T. 25 S., R. 31 E, NMPM, Eddy County, NM, and is effective August 1, 2017. Approval of this agreement does not warrant or certify that the operator, thereof, and other working interest owners hold legal or equitable title to the leases which are committed hereto.

Approval of this agreement does not constitute an adjudication of any state, local government, or private interests, and does not constitute a warranty or certification that the information supplied by the party submitting this agreement regarding any private, state, or local government interests is accurate.

Copies of this approval letter are being distributed to the appropriate Federal agencies. You are requested to furnish all interested parties with the appropriate evidence of this approval. Any production royalties that are due must be reported and paid according to regulations set up by the Office of Natural Resources Revenue at 1-800-525-9167 or 303-231-3504.

If you have any questions regarding this approval, please contact Chris Walls, Petroleum Engineer at (575) 234-2234 or Deborah Ham at (575) 234-5965.

Please furnish all interested principals with appropriate evidence of this approval.

Sincerely,



Cody R. Layton  
Assistant Field Manager,  
Lands and Minerals

1 Enclosure:  
1 - Communitization Agreement

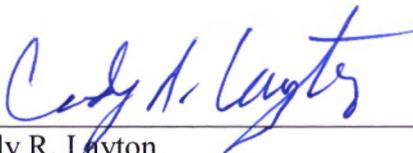
cc:  
ONRR, Denver  
NM Taxation & Revenue Dept. (Revenue Processing Div.)  
NMOCD  
NM (9200)  
NM (P0220-CFO, File Room)  
NM State Land Comm. (Only CA with "State" or "Fee" acreage)

Determination - Approval - Certification

Pursuant to the authority vested in the Secretary of the Interior under Section 17(j) of the Mineral Leasing Act of 1920, as amended (74 Stat. 784; 30 U.S.C. 226(j)), and delegated to the authorized officer of the Bureau of Land Management, I do hereby:

- A. Determine that the Federal lease or leases as to the lands committed to the attached agreement cannot be independently developed and operated in conformity with the well-spacing program established for the field or area in which said lands are located, and that consummation and approval of the agreement will be in the public interest. Approval of this agreement does not warrant or certify that the operator thereof and other holders of operating rights hold legal or equitable title to those rights in the subject leases which are committed hereto.
  
- B. Approve the attached Communitization Agreement covering the E2 of Section 27, and the E2 of Section 34, T. 25 S., R. 31 E., NMPM, as to all producible hydrocarbons from the Bone Spring formation. This approval will become invalid if the public interest requirements under section 3105.2-3 (c) are not met.
  
- C. Certify and determine that the drilling, producing, rental, minimum royalty and royalty requirements of the Federal lease or leases committed to said agreement are hereby established, altered, changed, or revoked to conform with the terms and conditions of the agreement.

Approved: 03/29/2018

  
\_\_\_\_\_  
Cody R. Layton  
Assistant Field Manager  
Lands and Minerals

Effective: August 1, 2017

Contract No.: Com. Agr. NMNM137693

Federal/Federal

COMMUNITIZATION AGREEMENT

Contract No. NM137693

THIS AGREEMENT, entered into as of the date shown in Section 10 hereof by and between the parties subscribing, ratifying, or consenting hereto, such Parties being hereinafter referred to as "parties hereto."

WITNESSETH:

WHEREAS, the Act of February 25, 1920 (41 Stat. 437), as amended and supplemented, authorizes communitization or drilling agreements communitizing or pooling a Federal oil and gas lease, or any portion thereof, with other lands, whether or not owned by the United States, when separate tracts under such Federal lease cannot be independently developed and operated in conformity with an established well-spacing program for the field or area and such communitization or pooling is determined to be in the public interest; and

WHEREAS, the parties hereto own working, royalty or other leasehold interests, or operating rights under the oil and gas leases and lands subject to this agreement which cannot be independently developed and operated in conformity with the well-spacing program established for the field or area in which said lands are located; and

WHEREAS, the parties hereto desire to communitize and pool their respective mineral interests in lands subject to this agreement for the purpose of developing and producing communitized substances in accordance with the terms and conditions of this agreement:

NOW, THEREFORE, in consideration of the premises and the mutual advantages to the parties hereto, it is mutually covenanted and agreed by and between the parties hereto as follows:

- 1. The lands covered by this agreement (hereinafter referred to as "communitized area") are described as follows:

Township 25 South, Range 31 East, N.M.P.M.

Section 27: E/2

Section 34: E/2

Eddy County, New Mexico

Containing 640.00 acres, and this agreement shall include only the Bone Spring Formations underlying said lands and the oil, natural gas and associated liquid hydrocarbon substances, hereinafter, referred to as "communitized substances", producible from such formation(s).

- 2. Attached hereto, and made a part of this agreement for all purposes, is Exhibit B, designating the operator of the communitized area and showing the acreage, percentage and

BUREAU OF LAND MGMT  
SHERIDAN FIELD OFFICE

2017 OCT 20 AM 10:47

**RECEIVED**

ownership of oil and gas interests in all lands within the communitized area, and the authorization, if any, for communitizing or pooling any patented or fee lands within the communitized area.

3. All matters of operation shall be governed by the operator under and pursuant to the terms and provisions of this agreement. A successor operator may be designated by the owners of the working interest in the communitized area, and four (4) executed copies of a designation of successor operator shall be filed with the Authorized Officer.

4. Operator shall furnish the Secretary of the Interior, or his authorized representative, with a log and history of any well drilled on the communitized area, monthly reports of operations, statements of oil and gas sales and royalties and such other reports as are deemed necessary to compute monthly the royalty due the United States, as specified in the applicable oil and gas regulations.

5. The communitized area shall be developed and operated as an entirety, with the understanding and agreement between the parties hereto that all communitized substances produced therefrom shall be allocated among the leaseholds comprising said area in the proportion that the acreage interest of each leasehold bears to the entire acreage interest committed to this agreement.

All proceeds, 8/8ths, attributed to unleased Federal, State or fee land included within the CA area are to be placed in an interest earning escrow or trust account by the designated operator until the land is leased or ownership is established.

6. The royalties payable on communitized substances allocated to the individual leases comprising the communitized area and the rentals provided for in said leases shall be determined and paid on the basis prescribed in each of the individual leases. Payments of rentals under the terms of leases subject to this agreement shall not be affected by this agreement except as provided for under the terms and provisions of said leases or as may herein be otherwise provided. Except as herein modified and changed, the oil and gas leases subject to this agreement shall remain in full force and effect as originally made and issued. It is agreed that for any Federal lease bearing a sliding- or step-scale rate of royalty, such rate shall be determined separately as to production from each communitization agreement to which such lease may be committed, and separately as to any noncommunitized lease production, provided, however, as to leases where the rate of royalty for gas is based on total lease production per day, such rate shall be determined by the sum of all communitized production allocated to such a lease plus any noncommunitized lease production.

7. There shall be no obligation on the lessees to offset any well or wells completed in the same formation as covered by this agreement on separate component tracts into which the communitized area is now or may hereafter be divided, nor shall any lessee be required to measure separately communitized substances by reason of the diverse ownership thereof, but the lessees hereto shall not be released from their obligation to protect said communitized area from drainage of communitized substances by a well or wells which may be drilled offsetting said area.

8. The commencement, completion, continued operation, or production of a well or wells for communitized substances on the communitized area shall be construed and considered as the commencement, completion, continued operation, or production on each and all of the lands within and comprising said communitized area, and operations or production pursuant to this agreement shall be deemed to be operations or production as to each lease committed hereto.

9. Production of communitized substances and disposal thereof shall be in conformity with allocation, allotments, and quotas made or fixed by any duly authorized person or regulatory body under applicable Federal or State statutes. This agreement shall be subject to all applicable Federal and State laws or executive orders, rules and regulations, and no party hereto shall suffer a forfeiture or be liable in damages for failure to comply with any of the provisions of this agreement if such compliance is prevented by, or if such failure results from, compliance with any such laws, orders rules or regulations.

10. The date of this agreement is August 1, 2017, and it shall become effective as of this date or from the onset of production of communitized substances, whichever is earlier upon execution by the necessary parties, notwithstanding the date of execution, and upon approval by the Secretary of the Interior or by his duly authorized representative, and shall remain in force and effect as to the Bone Spring formation(s) individually for a period of 2 years and for as long as communitized substances are, or can be, produced from the communitized formation or formations in paying quantities: Provided, that prior to production in paying quantities from the communitized area and upon fulfillment of all requirements of the Secretary of the Interior, or his duly authorized representative, with respect to any dry hole or abandoned well, this agreement may be terminated at any time by mutual agreement of the parties hereto. This agreement shall not terminate upon cessation of production if, within 60 days thereafter, reworking or drilling operations on the communitized area are commenced and are thereafter conducted with reasonable diligence during the period of non-production. The 2-year term of this agreement will not in itself serve to extend the term of any Federal lease, which would otherwise expire during said period.

11. The covenants herein shall be construed to be covenants running with the land with respect to the communitized interests of the parties hereto and their successors in interests until this agreement terminates and any grant, transfer, or conveyance of any such land or interest subject hereto, whether voluntary or not, shall be and hereby is conditioned upon the assumption of all obligations hereunder by the grantee, transferee, or other successor in interest, and as to Federal land shall be subject to approval by the Secretary of the Interior, or his duly authorized representative.

12. It is agreed between the parties hereto that the Secretary of the Interior, or his duly authorized representative, shall have the right of supervision over all fee and State mineral operations within the communitized area to the extent necessary to monitor production and measurement, and assure that no avoidable loss of hydrocarbons occurs in which the United States has an interest pursuant to applicable oil and gas regulations of the Department of the Interior relating to such production and measurement.

13. This agreement shall be binding upon the parties hereto and shall extend to and be binding upon their respective heirs, executors, administrators, successors, and assigns.

14. This agreement may be executed in any number of counterparts, no one of which needs to be executed by all parties, or may be ratified or consented to by separate instrument, in writing, specifically referring hereto, and shall be binding upon all parties who have executed such a counterpart, ratification or consent hereto with the same force and effect as if all parties had signed the same document.

15. Nondiscrimination: In connection with the performance of work under this agreement, the operator agrees to comply with all of the provisions of Section 202(1) to (7) inclusive, of Executive Order 11246 (30 F.R. 12319), as amended, which are hereby incorporated by reference in this agreement.

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the day and year first written and have set opposite their respective names the date of execution.

**Devon Energy Production Company, L.P.**  
(Operator, Record Title and Operating Rights Owner)

Date: 10/12/17

By: Catherine Lebsack  
Catherine Lebsack, Vice President

JLP  
CLP

**Occidental Permian Limited Partnership**  
**By: Occidental Permian Manager LLC, Its**  
**General Partner**  
(Record Title Owner)

Date: 10/2/17

By: Bradley S. Dusek  
Attorney-in-Fact  
**Attorney-in-fact**

JIG  
NTS  
JVS

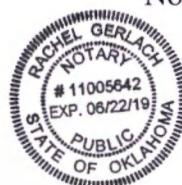
**ACKNOWLEDGMENTS**

STATE OF OKLAHOMA           §  
  §  
COUNTY OF OKLAHOMA       §

The foregoing instrument was acknowledged before me on this 12<sup>th</sup> day of October, 2017 by Catherine Lebsack, Vice President of Devon Energy Production Company, L.P., an Oklahoma limited partnership, on behalf of said limited partnership.

My Commission Expires: 6.22.19

Rachel Gerlach  
Notary Public



STATE OF Texas                   §  
  §  
COUNTY OF Harris               §

The foregoing instrument was acknowledged before me this 2<sup>nd</sup> day of October, 2017, by Bradley S. Dusek, Attorney-in-Fact of OCCIDENTAL PERMIAN MANAGER LLC, a Delaware limited liability company, on behalf of OCCIDENTAL PERMIAN LIMITED PARTNERSHIP, a Texas limited partnership.

My Commission Expires:  
4/7/19

[Signature]  
Notary Public

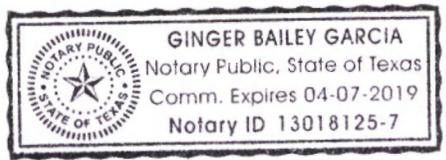


EXHIBIT "A"

To Communitization Agreement dated August 1, 2017 embracing the E/2 of Section 27 & E/2 of Section 34, Township 25 South, Range 31 East, N.M.P.M., Eddy County, New Mexico.

Operator of Communitized Area: Devon Energy Production Company, L.P.

DESCRIPTION OF LEASES COMMITTED

Tract No. 1

Lease Serial No.: NMNM-16348

Lease Date: February 1, 1973

Lease Term: 10 Years

Lessor: United States of America

Original Lessee: K.M. Johnston

Present Lessee: Occidental Permian Limited Partnership – 100.00%

Description of Land Committed: Township 25 South, Range 31 East, N.M.P.M.  
Section 27: Insofar and only insofar as said lease covers the  
NE/4

Number of Acres: 160.00

Royalty Rate: 1/8

Name and Percent WI Owners: Devon Energy Production Company, L.P. - 100.00%

Name and Percent ORRI Owners: Numerous

Tract No. 2

Lease Serial No.: NMNM-125635

Lease Date: January 1, 2011

Lease Term: 10 years

Lessor: United States of America  
 Original Lessee: Narenta Oil Company  
 Present Lessee: Devon Energy Production Company, L.P. 100.00%  
 Description of Land Committed: Township 25 South, Range 31 East, N.M.P.M.  
 Section 27: Insofar and only insofar as said lease covers  
 the W/2 SE/4 & NE/4 SE/4  
 Section 34: Insofar and only insofar as said lease covers  
 the E/2  
 Number of Acres: 440.00  
 Royalty Rate: 1/8th  
 Name and Percent WI Owners: Devon Energy Production Company, L.P. - 100.00%  
 Name and Percent ORRI Owners: None

Tract No. 3

Lease Serial No.: NMNM-128360  
 Lease Date: July 1, 2012  
 Lease Term: 10 years  
 Lessor: United States of America  
 Original Lessee: Devon Energy Production Company, L.P.  
 Present Lessee: Devon Energy Production Company, L.P. - 100.00%  
 Description of Land Committed: Township 25 South, Range 31 East, N.M.P.M.  
 Section 27: Insofar and only insofar as said lease covers  
 the SE/4 SE/4  
 Number of Acres: 40.00  
 Royalty Rate: 1/8th  
 Name and Percent WI Owners: Devon Energy Production Company, L.P. - 100.00%

Name and Percent ORRI Owners: None.

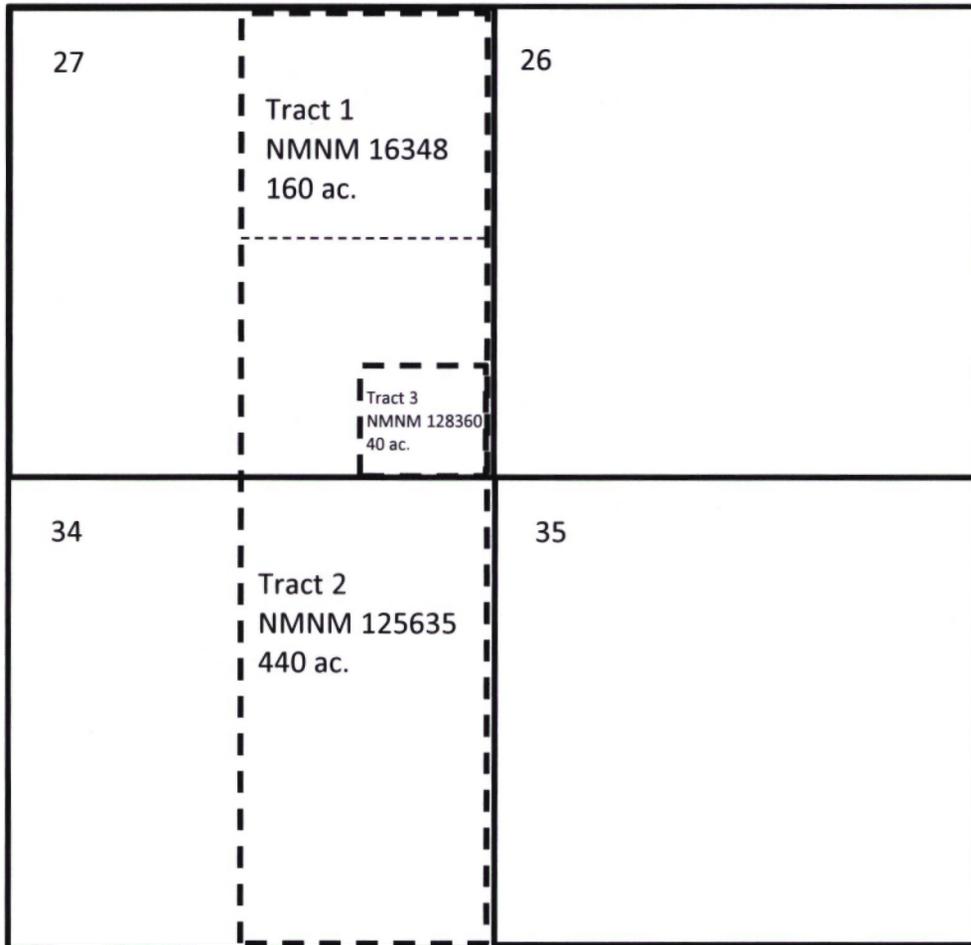
RECAPITULATION

	NO. OF ACRES COMMITTED	PERCENTAGE OF INTEREST IN COMMUNITIZED AREA
Tract No. 1	160.00	25.00%
Tract No. 2	440.00	68.75%
<u>Tract No. 3</u>	<u>40.00</u>	<u>6.25%</u>
	640.00	100.00%

EXHIBIT "B"

To Communitization Agreement dated August 1, 2017 embracing the E/2 of Section 27 & E/2 of Section 34, Township 25 South, Range 31 East, N.M.P.M., Eddy County, New Mexico.

Operator of Communitized Area: Devon Energy Production Company, L.P.



**From:** [Harms, Jenny](#)  
**To:** [McClure, Dean, EMNRD](#)  
**Subject:** [EXT] FW: [EXTERNAL] surface commingling application PLC-746  
**Date:** Friday, April 9, 2021 5:08:06 AM

---

Good morning Mr. McClure,

The USPS tracking for Pride Energy's 2nd attempt to notice is : 9405 5098 9864 2049 1950 03, the status of the delivery is "Delivered as of 4/8/2021".

Thank you,

*Jenny Harms*

Regulatory Compliance Professional  
Work Phone: (405)552-6560  
[Jennifer.harms@dyn.com](mailto:Jennifer.harms@dyn.com)  
Devon Energy Center-Tower  
333 West Sheridan Avenue Oklahoma City OK 73102-5015

---

Devon - General

**From:** Harms, Jenny  
**Sent:** Tuesday, April 6, 2021 2:37 PM  
**To:** McClure, Dean, EMNRD <[Dean.McClure@state.nm.us](mailto:Dean.McClure@state.nm.us)>  
**Subject:** RE: [EXTERNAL] surface commingling application PLC-746

Hi Mr. Dean,

Lusitano 733H was mentioned on the letter, as an error. It is not part of the application. I have sent another letter this afternoon to Pride by priority mail with tracking and can provide that number as soon as I have it. I will try tracking it in a few days to stay on top of it as well.

Thank you,

*Jenny Harms*

Regulatory Compliance Professional  
Work Phone: (405)552-6560  
[Jennifer.harms@dyn.com](mailto:Jennifer.harms@dyn.com)  
Devon Energy Center-Tower  
333 West Sheridan Avenue Oklahoma City OK 73102-5015

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**From:** McClure, Dean, EMNRD <[Dean.McClure@state.nm.us](mailto:Dean.McClure@state.nm.us)>  
**Sent:** Tuesday, April 6, 2021 2:19 PM



**From:** [McClure, Dean, EMNRD](#)  
**To:** [Harms, Jenny](#)  
**Cc:** [McClure, Dean, EMNRD](#); [Simmons, Kurt, EMNRD](#); [Bratcher, Mike, EMNRD](#); [Powell, Brandon, EMNRD](#); [lisa@rwbyram.com](mailto:lisa@rwbyram.com); [Glover, James](#); [Paradis, Kyle O](#); [Walls, Christopher](#)  
**Subject:** Approved Administrative Order PLC-746  
**Date:** Tuesday, April 27, 2021 3:29:00 PM  
**Attachments:** [PLC746 Order.pdf](#)

NMOCD has issued Administrative Order PLC-746 which authorizes Devon Energy Production Company, LP (6137) to surface commingle or off-lease measure, as applicable, the following wells:

Well API	Well Name	Location (NMPM)	Pool Code
30-015-45652	Lusitano 27 34 Fed Com #333H	C-27-25S-31E	97860
30-015-45656	Lusitano 27 34 Fed Com #622H	C-27-25S-31E	98220
30-015-45632	Lusitano 27 34 Fed Com #624H	B-27-25S-31E	98220
30-015-45658	Lusitano 27 34 Fed Com #713H	C-27-25S-31E	98220
30-015-45636	Lusitano 27 34 Fed Com #734H	B-27-25S-31E	98220

The administrative order is attached to this email and can also be found online at OCD Imaging.

Please review the content of the order to ensure you are familiar with the authorities granted and any conditions of approval.

Dean McClure  
 Petroleum Engineer, Oil Conservation Division  
 New Mexico Energy, Minerals and Natural Resources Department  
 (505) 469-8211

State of New Mexico  
Energy, Minerals and Natural Resources Department

**Notice**

Order: PLC-746

Operator: Devon Energy Production Company, LP (6137)

Publication Date:

Date Sent:

**Noticed Persons**

Date	Person	Certified Tracking Number	Status
2/16/2021	EUGENE H PERRY &	9414 8149 0152 7181 9099 46	Delivered
2/6/2021	ONRR	9414 8149 0152 7181 9099 53	Delivered
2/8/2021	FIDELITY EXPLORATION & PROD CO	9414 8149 0152 7181 9099 60	Delivered
2/5/2021	JENNINGS-LEE TRUST	9414 8149 0152 7181 9099 77	Delivered
2/5/2021	DRAGOON CREEK MINERALS LLC	9414 8149 0152 7181 9099 84	Delivered
2/6/2021	OCEAN ENERGY INC	9414 8149 0152 7181 9099 91	Delivered
2/5/2021	SUSAN JENNINGS CROFT	9414 8149 0152 7181 9100 03	Delivered
2/22/2021	WESTWAY PETRO A TX JT VENTURE	9479 2335 7429	Delivered
	PRIDE ENERGY COMPANY	9414 8149 0152 7181 9100 27	Returned
2/6/2021	PEGASUS RESOURCES NM LLC	9414 8149 0152 7181 9100 34	Delivered
2/8/2021	STATE OF NEW MEXICO	9414 8149 0152 7181 9100 41	Delivered
2/5/2021	MORRIS E SCHERTZ	9414 8149 0152 7181 9100 58	Delivered
2/5/2021	ALLEN FAMILY REV TR	9414 8149 0152 7181 9100 65	Delivered
2/11/2021	CAMP COLORADO INVESTMENTS LP	9414 8149 0152 7181 9100 72	Delivered
2/5/2021	BALLARD E SPENCER TRUST INC	9414 8149 0152 7181 9100 89	Delivered
	BLM	Online	
Notice sent on 4/6/21			
4/8/2021	PRIDE ENERGY COMPANY	9405 5098 9864 2049 1950 03	Delivered

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

**APPLICATION FOR SURFACE COMMINGLING  
SUBMITTED BY DEVON ENERGY PRODUCTION  
COMPANY, LP**

**ORDER NO. PLC-746**

**ORDER**

The Director of the New Mexico Oil Conservation Division (“OCD”), having considered the application and the recommendation of the OCD Engineering Bureau, issues the following Order.

**FINDINGS OF FACT**

1. Devon Energy Production Company, LP (“Applicant”) submitted a complete application to surface commingle and off-lease measure the oil and gas production ("Application") from the pools, leases, and wells identified in Exhibit A.
2. Applicant proposed a method to allocate the oil and gas production to the pools, leases, and wells to be commingled.
3. To the extent that ownership is identical, Applicant submitted a certification by a licensed attorney or qualified petroleum landman that the ownership in the pools, leases, and wells to be commingled is identical as defined in 19.15.12.7(B) NMAC.
4. To the extent that ownership is diverse, Applicant provided notice of the Application to all persons owning an interest in the oil and gas production to be commingled, including the owners of royalty and overriding royalty interests, regardless of whether they have a right or option to take their interests in kind, and those persons either submitted a written waiver or did not file an objection to the Application.
5. Applicant provided notice of the Application to the Bureau of Land Management (“BLM”) or New Mexico State Land Office (“NMSLO”), as applicable.
6. Applicant certified the commingling of oil and gas production from the pools, leases, and wells will not in reasonable probability reduce the value of the oil and gas production to less than if it had remained segregated.
7. Applicant stated that it sought authorization to surface commingle and off-lease measure, as applicable, oil and gas production from wells which have not yet been approved to be drilled, but will produce from a pool and lease identified in Exhibit A.

**CONCLUSIONS OF LAW**

8. OCD has jurisdiction to issue this Order pursuant to the Oil and Gas Act, NMSA 1978, §§ 70-2-6, 70-2-11, 70-2-12, 70-2-16, and 70-2-17, and 19.15.12 NMAC.

9. Applicant satisfied the notice requirements for the Application in accordance with 19.15.12.10(A)(2), (C)(4)(c), and (C)(4)(e) NMAC, as applicable.
10. Applicant's proposed method of allocation, as modified herein, complies with 19.15.12.10(B)(1) or (C)(1) NMAC, as applicable.
11. Commingling of oil and gas production from state, federal, or tribal leases shall not commence until approved by the BLM or NMSLO, as applicable, in accordance with 19.15.12.10(B)(3) and (C)(4)(h) NMAC.
12. By granting the Application with the conditions specified below, this Order prevents waste and protects correlative rights, public health, and the environment.

### **ORDER**

1. Applicant is authorized to surface commingle and off-lease measure oil and gas production from the pools, leases, and wells identified in Exhibit A.

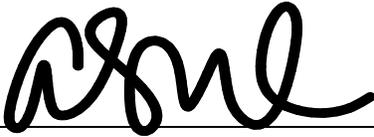
Applicant is authorized to surface commingle and off-lease measure, as applicable, oil and gas production from wells not included in Exhibit A but that produce from a pool and lease identified in Exhibit A.

2. The allocation of oil and gas production to wells not included in Exhibit A but that produce from a pool and lease identified in Exhibit A shall be determined in the same manner as to wells identified in Exhibit A that produce from that pool and lease, provided that if more than one allocation method is being used or if there are no wells identified in Exhibit A that produce from the pool and lease, then allocation of oil and gas production to each well not included in Exhibit A shall be determined by OCD prior to commingling production from it with the production from another well.
3. The oil and gas production for each well identified in Exhibit A shall be separated and metered prior to commingling.
4. Applicant shall measure the commingled oil at a central tank battery described in Exhibit A in accordance with 19.15.18.15 NMAC or 19.15.23.8 NMAC.
5. Applicant shall measure the commingled gas at a central delivery point or central tank battery described in Exhibit A in accordance with 19.15.19.9 NMAC, provided however that if the gas is flared, and regardless of whether OCD has granted an exception pursuant to 19.15.18.12(B) NMAC, Applicant shall report the gas in accordance with 19.15.18.12(F) NMAC.
6. Applicant shall calibrate the meters used to measure or allocate oil and gas production in accordance with 19.15.12.10(C)(2) NMAC.
7. If the commingling of oil and gas production from any pool, lease, or well reduces the value of the commingled oil and gas production to less than if it had remained segregated, no later than sixty (60) days after the decrease in value has occurred Applicant shall submit a new surface commingling application to OCD to amend this Order to remove the pool, lease, or

well whose oil and gas production caused the decrease in value. If Applicant fails to submit a new application, this Order shall terminate on the following day, and if OCD denies the application, this Order shall terminate on the date of such action.

8. If a well is not included in Exhibit A but produces from a pool or lease identified in Exhibit A, then Applicant shall submit Forms C-102 and C-103 to the OCD Engineering Bureau after the well has been approved to be drilled and prior to off-lease measuring or commingling oil or gas production from it with the production from another well. The Form C-103 shall reference this Order and identify the well and proposed method to determine the allocation of oil and gas production to it.
9. Applicant shall not commence commingling oil or gas production from state, federal, or tribal leases until approved by the BLM or NMSLO, as applicable.
10. OCD retains jurisdiction and reserves the right to modify or revoke this Order as it deems necessary to prevent waste or protect correlative rights, public health, or the environment.

**STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION**



**ADRIENNE SANDOVAL  
DIRECTOR**

AS/dm

**DATE:** 4/27/2021

State of New Mexico  
Energy, Minerals and Natural Resources Department

## Exhibit A

Order: PLC-746

Operator: Devon Energy Production Company, LP (6137)

Central Tank Battery: Lusitano 27 Central Tank Battery 3

Central Tank Battery Location (NMPM): Unit C, Section 27, Township 25 South, Range 31 East

Gas Custody Transfer Meter Location (NMPM): Unit C, Section 27, Township 25 South, Range 31 East

### Pools

Pool Name	Pool Code
JENNINGS; BONE SPRING, WEST	97860
PURPLE SAGE; WOLFCAMP (GAS)	98220

### Leases as defined in 19.15.12.7(C) NMAC

Lease	Location (NMPM)	
CA WC NMNM 137694	E/2	Sec 27-T25S-R31E
	E/2	Sec 34-T25S-R31E
CA BS NMNM 137693	E/2	Sec 27-T25S-R31E
	E/2	Sec 34-T25S-R31E
NMNM 125635	E/2 W/2	Sec 27-T25S-R31E
	NE/4 NW/4	Sec 34-T25S-R31E

### Wells

Well API	Well Name	Location (NMPM)	Pool Code	Train
30-015-45652	Lusitano 27 34 Fed Com #333H	C-27-25S-31E	97860	
30-015-45656	Lusitano 27 34 Fed Com #622H	C-27-25S-31E	98220	
30-015-45632	Lusitano 27 34 Fed Com #624H	B-27-25S-31E	98220	
30-015-45658	Lusitano 27 34 Fed Com #713H	C-27-25S-31E	98220	
30-015-45636	Lusitano 27 34 Fed Com #734H	B-27-25S-31E	98220	

**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 Rd., Aztec, NM 87410  
 Phone:(505) 334-6178 Fax:(505) 334-6170

**District IV**  
 1220 S. St Francis Dr., Santa Fe, NM 87505  
 Phone:(505) 476-3470 Fax:(505) 476-3462

**State of New Mexico**  
**Energy, Minerals and Natural Resources**  
**Oil Conservation Division**  
**1220 S. St Francis Dr.**  
**Santa Fe, NM 87505**

CONDITIONS

Action 19965

**CONDITIONS OF APPROVAL**

Operator:	DEVON ENERGY PRODUCTION COMPAN	333 West Sheridan Ave.	Oklahoma City, OK73102	OGRID:	6137	Action Number:	19965	Action Type:	C-107B
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OCD Reviewer	Condition
dmcclure	Please review the content of the order to ensure you are familiar with the authorities granted and any conditions of approval.