

(Scott)

ORIG. Heard on Special Picket
in OCT 2017
Ex. Presented 1/11/18
all 4 Cases T. U. A. 1/11/18

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

APPLICATION OF XTO ENERGY INC. TO
RE-OPEN CASE NOS. 15832-15835 TO PROVIDE
SUPPLEMENTAL NOTICE,
EDDY COUNTY, NEW MEXICO.

CASE NOS. 15832, 15833, 15834, And 15835

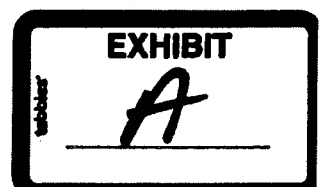
AFFIDAVIT OF ANGIE REPKA

STATE OF TEXAS)
) ss.
COUNTY OF TARRANT)

Angie Repka, being first duly sworn on oath, states as follows:

1. My name is Angie Repka and I am employed by XTO Energy Inc. ("XTO") in Fort Worth, Texas, as a Landman. I previously testified as an expert in petroleum land matters in Case Nos. 15832-15835 on October 26, 2017.
2. Due to XTO's request for non-standard, 160-acre spacing units in the Purple Sage Wolfcamp Gas Pool, the Division required supplemental notice to the mineral estate in areas excluded from the spacing and proration units.
3. I have reviewed ownership in the mineral estate in Sections 24, 25, and 36, Township 23 South, Range 29 East, NMPM, Eddy County, New Mexico. The attached list reflects all overriding royalty owners and royalty owners affected by XTO's request for non-standard spacing units in Case Nos. 15832-15835.
4. All working interest owners in Sections 24, 25, and 36 were previously provided notice of XTO's original applications and hearing.
5. I conducted a diligent search of the county records of Eddy County, as well as conducting searches, phone directory searches, and computer searches.
6. Notice of this application and hearing has been provided to the mineral estate in compliance with the Division rules.
7. Attachment A is an affidavit and letter from my attorney at Holland and Hart providing supplemental notice of this hearing.

FURTHER AFFIANT SAYETH NOT.



HOLLAND & HART LLP



Jordan L. Kessler
Associate
Phone (505) 988-4421
Fax (505) 983-6043
jlkessler@hollandhart.com

December 22, 2017

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

TO: AFFECTED PARTIES

RE: Application of XTO Energy Inc. to Re-Open Case Nos. 15832, 15833, 15834, and 15835 to Provide Supplemental Notice, Eddy County, New Mexico.

This letter is to advise you that XTO Energy Inc. has filed the enclosed amended application with the New Mexico Oil Conservation Division. *Your interests are not being pooled under this application*, but as party in a tract affected by the non-standard spacing unit, you are entitled to notice of this application.

This application has been set for hearing before a Division Examiner at 8:15 AM on January 11, 2018. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Offices located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date.

Parties appearing in cases are required by Division Rule 19.15.4.13.B to file a Pre-Hearing Statement with the Oil Conservation Division's Santa Fe office, four days in advance of a scheduled hearing, but at least on the Thursday preceding the hearing. This statement must include: the names of the parties and their attorneys; a concise statement of the case; the names of all witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that are to be resolved prior to the hearing.

If you have any questions about this matter please contact Angie Repka, at (817) 885-2746 or Angie_Repka@xtoenergy.com.

Sincerely,

Jordan L. Kessler

ATTORNEY FOR XTO ENERGY INC.

Holland & Hart LLP

Phone (505) 988-4421 **Fax** (505) 983-6043 **www.hollandhart.com**

110 North Guadalupe Suite 1 Santa Fe, New Mexico 87501 **Mailing Address** P.O. Box 2208 Santa Fe, NM 87504-2208

Aspen Boulder Carson City Colorado Springs Denver Denver Tech Center Billings Boise Cheyenne Jackson Hole Las Vegas Reno Salt Lake City Santa Fe Washington, D.C. ©

HOLLAND & HART^{LLP}



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RE: Amended application of XTO Energy Inc. for a non-standard spacing and proration unit, and compulsory pooling, Eddy County, New Mexico.
Remuda North 25 State No. 101H Well, Remuda North 25 State No. 103H Well,
Remuda North 25 State No. 121H Well, Remuda North 25 State No. 122H Well,
Remuda North 25 State No. 123H Well, Remuda North 25 State No. 124H Well

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Remuda North 25 State No. 125 H Well, Remuda North 25 State No. 126H Well,
Remuda North 25 State No. 127H Well, Remuda North 25 State No. 128H Well

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December 1, 2017

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Remuda North 25 State No. 101H, 103H, 121H, 122H, 123H, 124H CASE NO. 15832
Remuda South 25 State No. 101H, 103H, 121H, 122H, 123H, 124H CASE NO. 15833
Remuda North 25 State No. 105H, 107H, 125H, 126H, 127H, 128H CASE NO. 15834
Remuda South 25 State No. 105H, 107H, 125H, 126H, 127H, 128H CASE NO. 15835
Affected Party (1)
Case Nos 15832-15835

New Mexico State Land Office
Post Office Box 1148
Santa Fe, NM 87504

Remuda North 25 State No. 101H, 103H, 121H, 122H, 123H, 124H CASE NO. 15832
Remuda South 25 State No. 101H, 103H, 121H, 122H, 123H, 124H CASE NO. 15833
Remuda North 25 State No. 105H, 107H, 125H, 126H, 127H, 128H CASE NO. 15834
Remuda South 25 State No. 105H, 107H, 125H, 126H, 127H, 128H CASE NO. 15835
Affected Parties (20)
Case Nos 15832-15835

Smith Exploration, Inc.
4801 Woodway Dr., Ste. 340W
Houston, TX 77056

Smith Exploration, Inc.
2040 N Loop W., Ste 302
Houston, TX 77018

Penroc Oil Corporation
POB 2769
Hobbs, NM 88241-2769

BMT I BPEOR NM LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

BMT II BPEOR NM LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

SRBI I BPEOR NM, LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

SRBI II BPEOR NM, LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

Thru Line BPEOR NM LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

Capital Partnership II (CTAM) NM LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

Keystone (RMB) BPEOR NM LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

Keystone (CTAM) BPEOR NM LLC
202 Main St., Ste. 2700
Fort Worth, TX 76102

LMBI I BPEOR NM, LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

LMBI I BPEOR NM, LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

SSB 1993 A I BPEOR NM LLC
201 Main St., Ste. 2300
Fort Worth, TX 76102

SSB 1993 A II BPEOR NM LLC
202 Main St., Ste. 2300
Fort Worth, TX 76102

RFB 1993 A I BPEOR NM LLC
203 Main St., Ste. 2300
Fort Worth, TX 76102

RFB 1993 A II BPEOR NM LLC
204 Main St., Ste. 2300
Fort Worth, TX 76102

PRB II 1993 A I BPEOR NM LLC
205 Main St., Ste. 2300
Fort Worth, TX 76102

PRB II 1993 A II BPEOR NM LLC
206 Main St., Ste. 2300
Fort Worth, TX 76102

New Mexico State Land Office
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POB 2769
Hobbs, NM 88241-2769

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

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N 105H, S.105H
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201 Main St., Ste. 2700
Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

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- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Penroc Oil Corporation
POB 2769
Hobbs, NM 88241-2769



9590 9402 3164 7166 2827 96

Article Number (Transfer from service label)

7017 1450 0002 1696 9877

PS Form 3811, July 2015 PSN 7530-02-000-9053

A. Signature

☒ Agent

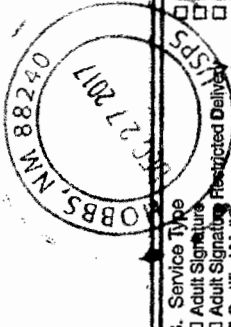
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No



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- ☐ Adult Signature Restricted Delivery
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- ☐ Collect on Delivery Restricted Delivery
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- ☐ Mail Restricted Delivery
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Extra Services & Fees (check box, add fee as appropriate)

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<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$

Postage \$

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BMT II BPEOR NM, LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

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Certified Mail Fee \$

Extra Services & Fees (check box, add fee as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$
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<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$

Postage \$

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SRBI I BPEOR NM, LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-01-000-9000 See Reverse for Instructions

7017 1450 0002 1696 9697 2000 0547 2102

U.S. Postal Service
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N 105H, S.105H
Case No. 15832-15835(19)

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Certified Mail Fee

Extra Services & Fees (check box, attach fee as appropriate)

☐ Return Receipt (hardcopy) \$

☐ Return Receipt (electronic) \$

☐ Certified Mail Restricted Delivery \$ 22.00

☐ Adult Signature Required \$ 2.00

☐ Adult Signature Restricted Delivery \$

Postage

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SRBI II BPEOR NM, LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-01-000-9000 See Reverse for Instructions

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☐ Return Receipt (hardcopy) \$

☐ Return Receipt (electronic) \$

☐ Certified Mail Restricted Delivery \$ 22.00

☐ Adult Signature Required \$ 2.00

☐ Adult Signature Restricted Delivery \$

Postage

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Here

Thru Line BPEOR NM LLC
201 Main St., Ste. 2700
Fort Worth, TX 76102

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N 105H, S.105H
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☐ Adult Signature Required \$
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Capital Partnership II (CTAM)

NM LLC

201 Main St., Ste. 2700

Fort Worth, TX 76102

PS Form 3800, April 2013 PSN 7530-02-000-9001 See Reverse for Instructions

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N 105H, S.105H
Case No. 15832-15835(19)

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☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postmark
Here

Keystone (RMB) BPEOR NM
LLC

201 Main St., Ste. 2700

Fort Worth, TX 76102

City, State, ZIP+4®

PS Form 3800, April 2013 PSN 7530-02-000-9001 See Reverse for Instructions

U.S. Postal ServiceTM
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit usps.com

OFFICE
 Case No. 15832-15835(19)

Certified Mail Fee \$
 Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postage Here \$

Postmark Here

Keystone (CTAM) BPEOR NM
 LLC
 202 Main St., Ste. 2700
 Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

U.S. Postal ServiceTM
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit usps.com

OFFICE
 Case No. 15832-15835(19)

Certified Mail Fee \$
 Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postage Here \$

Postmark Here

LMBI1 BPEOR NM, LLC
 201 Main St., Ste. 2700
 Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

SENDER COMPLETE THIS SECTION

1. Article Addressed to:
 Complete items 1, 2, and 3.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

Keystone (CTAM) BPEOR NM
 LLC
 202 Main St., Ste. 2700
 Fort Worth, TX 76102

2. Article Number (Transfer from service label)
 7017 1450 0002 1697 4468

3. Service Type
☐ Adult Signature
☐ Adult Signature Restricted Delivery
☒ Certified Mail®
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Insured Mail
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Return Receipt for Merchandise
☐ Signature Confirmation
☐ Signature Confirmation Restricted Delivery

Signature
☒ Agent
☐ Addressee
 Received by (Printed Name) C. Date of Delivery
 Rebecca Brees 12/27

D. Is delivery address different from item 1? ☐ Yes ☐ No
 If YES, enter delivery address below:

Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit **OFFICIAL** **OFFICE**

Case No. 15832-15835(19)

Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy) \$

☐ Return Receipt (electronic) \$

☐ Certified Mail Restricted Delivery \$

☐ Adult Signature Required \$

☐ Adult Signature Restricted Delivery \$

Postmark Here

LMBI I BPEOR NM, LLC
 201 Main St., Ste. 2700
 Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit **OFFICIAL** **OFFICE**

Case No. 15832-15835(19)

Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy) \$

☐ Return Receipt (electronic) \$

☐ Certified Mail Restricted Delivery \$

☐ Adult Signature Required \$

☐ Adult Signature Restricted Delivery \$

Postmark Here

SSB 1993 A I BPEOR NM LLC
 201 Main St., Ste. 2300
 Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit **OFFICIAL** **OFFICE**

Case No. 15832-15835(19)

Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy) \$

☐ Return Receipt (electronic) \$

☐ Certified Mail Restricted Delivery \$

☐ Adult Signature Required \$

☐ Adult Signature Restricted Delivery \$

Postmark Here

SSB 1993 A I BPEOR NM LLC
 201 Main St., Ste. 2300
 Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit **OFFICIAL** **OFFICE**

Case No. 15832-15835(19)

Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy) \$

☐ Return Receipt (electronic) \$

☐ Certified Mail Restricted Delivery \$

☐ Adult Signature Required \$

☐ Adult Signature Restricted Delivery \$

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SSB 1993 A I BPEOR NM LLC
 201 Main St., Ste. 2300
 Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit **OFFICIAL** **OFFICE**

Case No. 15832-15835(19)

Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy) \$

☐ Return Receipt (electronic) \$

☐ Certified Mail Restricted Delivery \$

☐ Adult Signature Required \$

☐ Adult Signature Restricted Delivery \$

Postmark Here

SSB 1993 A I BPEOR NM LLC
 201 Main St., Ste. 2300
 Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

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Case No. 15832-15835(19)

Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy) \$

☐ Return Receipt (electronic) \$

☐ Certified Mail Restricted Delivery \$

☐ Adult Signature Required \$

☐ Adult Signature Restricted Delivery \$

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SSB 1993 A I BPEOR NM LLC
 201 Main St., Ste. 2300
 Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit **OFFICIAL** **OFFICE**

Case No. 15832-15835(19)

Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy) \$

☐ Return Receipt (electronic) \$

☐ Certified Mail Restricted Delivery \$

☐ Adult Signature Required \$

☐ Adult Signature Restricted Delivery \$

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SSB 1993 A I BPEOR NM LLC
 201 Main St., Ste. 2300
 Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

U.S. Postal Service CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit **OFFICIAL** Case No. 15832-15835(19)

Certified Mail Fee

Extra Services & Fees (check box, add fee as appropriate)

- ☐ Return Receipt (hardcopy)
- ☐ Return Receipt (electronic)
- ☐ Certified Mail Restricted Delivery
- ☐ Adult Signature Required
- ☐ Adult Signature Restricted Delivery

Postmark
Here

SSB 1993 A I BPEOR NM LLC

202 Main St., Ste. 2300

Fort Worth, TX 76102

City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

U.S. Postal Service CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit **OFFICIAL** Case No. 15832-15835(19)

Certified Mail Fee

Extra Services & Fees (check box, add fee as appropriate)

- ☐ Return Receipt (hardcopy)
- ☐ Return Receipt (electronic)
- ☐ Certified Mail Restricted Delivery
- ☐ Adult Signature Required
- ☐ Adult Signature Restricted Delivery

Postmark
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RFB 1993 A I BPEOR NM LLC

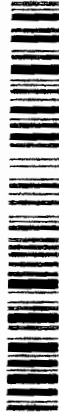
203 Main St., Ste. 2300

Fort Worth, TX 76102

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

SSB 1993 A I BPEOR NM LLC
202 Main St., Ste. 2300
Fort Worth, TX 76102



9590 9402 3164 7166 2826 80

2. Article Number (Transfer from service label)

7017 1450 0002 1697 4420

PS Form 3811, July 2015 PSN 7530-02-000-9053

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

RFB 1993 A I BPEOR NM LLC
203 Main St., Ste. 2300
Fort Worth, TX 76102



9590 9402 3164 7166 2826 73

2. Article Number (Transfer from service label)

7017 1450 0002 1697 4413

PS Form 3811, July 2015 PSN 7530-02-000-9053

A. Signature [Signature] Agent ☐
B. Received by (Printed Name) Rebecca Buser Address ☐
C. Date of Delivery 12/7
D. Is delivery address different from item 1? ☐ Yes ☐ No
If YES, enter delivery address below:

- 3. Service Type
 - ☐ Priority Mail Express®
 - ☐ Adult Signature
 - ☐ Registered Mail
 - ☐ Certified Mail®
 - ☐ Return Receipt for Merchandise
 - ☐ Signature Confirmation®
 - ☐ Restricted Delivery

Domestic Return Receipt

A. Signature [Signature] Agent ☐
B. Received by (Printed Name) Rebecca Buser Address ☐
C. Date of Delivery 12/7
D. Is delivery address different from item 1? ☐ Yes ☐ No
If YES, enter delivery address below:

- 3. Service Type
 - ☐ Priority Mail Express®
 - ☐ Adult Signature
 - ☐ Registered Mail
 - ☐ Certified Mail®
 - ☐ Return Receipt for Merchandise
 - ☐ Signature Confirmation®
 - ☐ Restricted Delivery

Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit usps.com

OFFICIAL Case No. 15832-15835(19)

Certified Mail Fee \$
 Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postmark Here

RFB 1993 A II BPEOR NM LLC
 204 Main St., Ste. 2300
 Fort Worth, TX 76102

City, State, ZIP+4®

PS Form 3800, April 2015 See usps.com for instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit usps.com

OFFICIAL Case No. 15832-15835(19)

Certified Mail Fee \$
 Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postmark Here

PRB II 1993 A II BPEOR NM LLC
 205 Main St., Ste. 2300
 Fort Worth, TX 76102

City, State, ZIP+4®

PS Form 3800, April 2015 See usps.com for instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit usps.com

OFFICIAL Case No. 15832-15835(19)

Certified Mail Fee \$
 Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postmark Here

RFB 1993 A II BPEOR NM LLC
 204 Main St., Ste. 2300
 Fort Worth, TX 76102

City, State, ZIP+4®

PS Form 3800, April 2015 See usps.com for instructions

U.S. Postal Service
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For delivery information, visit usps.com

OFFICIAL Case No. 15832-15835(19)

Certified Mail Fee \$
 Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postmark Here

PRB II 1993 A II BPEOR NM LLC
 205 Main St., Ste. 2300
 Fort Worth, TX 76102

City, State, ZIP+4®

PS Form 3800, April 2015 See usps.com for instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit usps.com

OFFICIAL Case No. 15832-15835(19)

Certified Mail Fee \$
 Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
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☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postmark Here

RFB 1993 A II BPEOR NM LLC
 204 Main St., Ste. 2300
 Fort Worth, TX 76102

City, State, ZIP+4®

PS Form 3800, April 2015 See usps.com for instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit usps.com

OFFICIAL Case No. 15832-15835(19)

Certified Mail Fee \$
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☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postmark Here

PRB II 1993 A II BPEOR NM LLC
 205 Main St., Ste. 2300
 Fort Worth, TX 76102

City, State, ZIP+4®

PS Form 3800, April 2015 See usps.com for instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit usps.com

OFFICIAL Case No. 15832-15835(19)

Certified Mail Fee \$
 Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postmark Here

RFB 1993 A II BPEOR NM LLC
 204 Main St., Ste. 2300
 Fort Worth, TX 76102

City, State, ZIP+4®

PS Form 3800, April 2015 See usps.com for instructions

U.S. Postal Service
CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee \$
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postmark
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PRB II 1993 A I BPEOR NM LLC
206 Main St., Ste. 2300
Fort Worth, TX 76102

PS Form 3800, April 2013 PSN 7530-02-000-9053 See Reverse for instructions

70127 1450 0002 1697 4383

U.S. Postal Service
CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee \$
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postmark
Here

New Mexico State Land Office
Post Office Box 1148
Santa Fe, NM 87504

PS Form 3800, April 2013 PSN 7530-02-000-9053 See Reverse for instructions

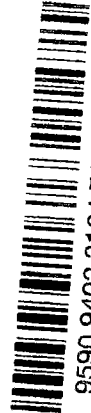
70127 1450 0002 1697 4383

Complete items 1, 2, and 3.

- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1 Article Addressed to:

New Mexico State Land Office
Post Office Box 1148
Santa Fe, NM 87504



9590 9402 3164 7166 2826 42

2. Article Number (Transfer from service label)

70127 1450 0002 1697 4383

PS Form 3811, July 2015 PSN 7530-02-000-9053

A. Signature

X

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? If YES, enter delivery address below:

Yes No

USPS SANTA FE, NM 87501

JAN - 7 2018

3. Service Type
☐ Adult Signature Restricted Mail®
☐ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Insured Mail
☐ Mail Restricted Delivery
☐ Return Receipt for Merchandise
☐ Signature Confirmation®
☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

HOLLAND & HART^{LLP}



Jordan L. Kessler

Associate

Phone (505) 988-4421

Fax (505) 983-6043

jlkessler@hollandhart.com

December 1, 2017

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

TO: AFFECTED PARTIES

RE: Amended application of XTO Energy Inc. for a non-standard spacing and proration unit, and compulsory pooling, Eddy County, New Mexico.
Remuda North 25 State No. 101H Well, Remuda North 25 State No. 103H Well,
Remuda North 25 State No. 121H Well, Remuda North 25 State No. 122H Well,
Remuda North 25 State No. 123H Well, Remuda North 25 State No. 124H Well

This letter is to advise you that XTO Energy Inc. has filed the enclosed amended application with the New Mexico Oil Conservation Division. *Your interests are not being pooled under this application*, but as a lessee or operator in an offsetting tract or a tract affected by the non-standard spacing unit, you are entitled to notice of this application.

This application has been set for hearing before a Division Examiner at 8:15 AM on December 21, 2017. The hearing will be held in Porter Hall in the Oil Conservation Division's Santa Fe Offices located at 1220 South Saint Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date.

Parties appearing in cases are required by Division Rule 19.15.4.13.B to file a Pre-Hearing Statement with the Oil Conservation Division's Santa Fe office, four days in advance of a scheduled hearing, but at least on the Thursday preceding the hearing. This statement must include: the names of the parties and their attorneys; a concise statement of the case; the names of all witnesses the party will call to testify at the hearing; the approximate time the party will need to present its case; and identification of any procedural matters that are to be resolved prior to the hearing.

If you have any questions about this matter please contact Angie Repka, at (817) 885-2746 or Angie_Repka@xtoenergy.com.

Sincerely,

Jordan L. Kessler

ATTORNEY FOR XTO ENERGY INC.



Jordan L. Kessler
Associate
Phone (505) 988-4421
Fax (505) 983-6043
jlkessler@hollandhart.com

December 1, 2017

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

TO: AFFECTED PARTIES

RE: Amended application of XTO Energy Inc. for a non-standard spacing and proration unit, and compulsory pooling, Eddy County, New Mexico.
Remuda South 25 State No. 101H Well, Remuda South 25 State No. 103H Well,
Remuda South 25 State No. 121H Well, Remuda South 25 State No. 122H Well,
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If you have any questions about this matter please contact Angie Repka, at (817) 885-2746 or Angie_Repka@xtoenergy.com.

Sincerely,



Jordan L. Kessler

ATTORNEY FOR XTO ENERGY INC.

U.S. Postal Service[™]
CERTIFIED MAIL[®] RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee \$ 4.50

Extra Services & Fees (Add fee as appropriate)

☐ Return Receipt (hard copy) \$ 2.80

☐ Return Receipt (electronic) \$ 0.00

☐ Certified Mail Restricted Delivery \$ 0.00

☐ Adult Signature Required \$ 0.00

☐ Adult Signature Restricted Delivery \$ 0.00

Postmark Here

Post Office Post Office Box 1148

City, State, ZIP+4[®] New Mexico 87504

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

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Complete items 1, 2, and 3.

- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

New Mexico State Land Office
 Post Office Box 1148
 Santa Fe, New Mexico 87504



9590 9402 2949 7094 5853 92

2. Article Number (Transfer from service label)

7017 1450 0002 1697 3997

PS Form 3811, July 2015 PSN 7530-02-000-9053

A. Signature

☒ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?
 If YES, enter delivery address below

☐ Yes

☐ No

DEC - 6 2017

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail[®]
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Mail Restricted Delivery
- ☐ Registered Mail[™]
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation[™]
- ☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

Affidavit of Publication

State of New Mexico,
County of Eddy, ss.

Danny Fletcher, being first duly
sworn, on oath says:

That he is the Publisher of the
Carlsbad Current-Argus, a
newspaper published daily at the
City of Carlsbad, in said county of
Eddy, state of New Mexico and of
general paid circulation in said
county; that the same is a duly
qualified newspaper under the laws
of the State wherein legal notices
and advertisements may be
published; that the printed notice
attached hereto was published in the
regular and entire edition of said
newspaper and not in supplement
thereof on the date as follows, to wit:

December 22 2017

That the cost of publication is
\$148.84 and that payment thereof
has been made and will be
assessed as court costs.

Subscribed and sworn to before me
this 2 day of January, 2018

Cynthia Arredondo

My commission Expires 2/13/21

Notary Public



Legal Notices 152

December 22, 2017

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

The State of New Mexico through its Oil Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on January 11, 2018 in the Oil Conservation Division Hearing Room at 1220 South St. Francis, Santa Fe, New Mexico, before an examiner duly appoint for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact: Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-659-1779 by December 31, 2017. Public documents, including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

STATE OF NEW MEXICO TO:

All named parties and persons having any right, title, interest or claim in the following cases and notice to the public.

(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.)

To: All offset owners and pooled parties, including: Smith Exploration, Inc.; Penroc Oil Corporation; BMT I BPEOR NM LLC; BMT II BPEOR NM LLC; SRBI I BPEOR NM, LLC; SRBI II BPEOR NM, LLC; Thru Line BPEOR NM LLC; Capital Partnership II (CTAM) NM LLC; Keystone (RMB) BPEOR NM LLC; Keystone (CTAM) BPEOR NM LLC; LMBI I BPEOR NM, LLC; LMBI II BPEOR NM, LLC; SSB 1993 A I BPEOR NM LLC; SSB 1993 A II BPEOR NM LLC; RFB 1993 A I BPEOR NM LLC; RFB 1993 A II BPEOR NM LLC; PRB II 1993 A I BPEOR NM LLC; PRB II 1993 A II BPEOR NM LLC; New Mexico State Land Office.

Case Nos. 15832, 15833, 15834, 15835 (re-opened): Application of XTO Energy Inc. to Re-Open Case Nos. 15832, 15833, 15834, and 15835 to Provide Supplemental Notice, Eddy County, New Mexico. Applicant in the above-styled cause seeks to re-open Case Nos. 15832-15835 to provide supplemental notice pursuant to Division instruction. Each case originally sought 1) formation of a non-standard 160-acre spacing unit in the Purple Sage Pool; 2) formation of a 480-acre non-standard spacing unit for compulsory pooling; and 3) compulsory pooling. All acreage is located in Sections 24, 25, and 36, Township 23 South, Range 29 East, NMPM, Eddy County, New Mexico. Said area is located approximately 19 miles southeast of Carlsbad, New Mexico.