

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

**APPLICATION OF AVANT OPERATING, LLC
FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

CASE NO. _____

APPLICATION

Avant Operating, LLC (“Avant”), OGRID Number 330396, through its undersigned attorneys, hereby files this application with the Oil Conservation Division (“Division”) pursuant to the provisions of NMSA 1978, § 70-2-17, for an order pooling all uncommitted interests within a standard 320-acre, more or less, Bone Spring horizontal spacing unit comprising the W/2 of Section 1, Township 22 South, Range 31 East, N.M.P.M., Eddy County, New Mexico. In support of this application, Avant states as follows:

1. Avant has an interest in the subject lands and has a right to drill and operate a well thereon.
2. Avant seeks to dedicate the W/2 of Section 1, Township 22 South, Range 31 East, N.M.P.M., Eddy County, New Mexico to form a standard 320-acre, more or less, Bone Spring horizontal spacing unit.
3. Avant plans to drill the following wells:
 - a. **Wolf Tank 1 Fed Com 201H, Wolf Tank 1 Fed Com 301H, Wolf Tank 1 Fed Com 302H, Wolf Tank 1 Fed Com 501H, Wolf Tank 1 Fed Com 502H, Wolf Tank 1 Fed Com 601H, Wolf Tank 1 Fed Com 602H, and Wolf Tank 1 Fed Com 651** wells with proposed surface hole locations in the SE/4SW/4 (Unit N) of Section 36, Township 21 South, Range 31 East, and proposed last

take points in the SW/4SW/4 (Unit M) of Section 1, Township 22 South, Range 31 East; and

- b. **Wolf Tank 1 Fed Com 202H, Wolf Tank 1 Fed Com 303H, Wolf Tank 1 Fed Com 503H, Wolf Tank 1 Fed Com 603H, and Wolf Tank 1 Fed Com 652H** wells with proposed surface hole locations in the SE/4SW/4 (Unit N) of Section 36, Township 21 South, Range 31 East, and proposed last take points in the SE/4SW/4 (Unit N) of Section 1, Township 22 South, Range 31 East.

4. The wells will be horizontally drilled, and the producing areas for the wells are expected to be orthodox.

5. The completed intervals for the Wolf Tank 1 Fed Com 302H, Wolf Tank 1 Fed Com 502H, and Wolf Tank 1 Fed Com 602H wells are expected to be less than 330 feet from the adjoining tracts, thereby allowing for the inclusion of the proximity tracts within the proposed spacing unit under Rule 19.15.16.15(B)(1)(b) NMAC.

6. Avant sought, but has been unable to obtain, a voluntary agreement from all interest owners in the Bone Spring formation underlying the proposed spacing unit to participate in the drilling of the wells or to otherwise commit their interests to the wells.

7. The pooling of all interests in the Bone Spring formation underlying the proposed unit will prevent the drilling of unnecessary wells, prevent waste and protect correlative rights.

WHEREFORE, Avant requests this application be set for hearing before an Examiner of the Oil Conservation Division on June 13, 2024, and after notice and hearing as required by law, the Division enter its order:

- A. Pooling all uncommitted interests in Bone Spring formation underlying a horizontal spacing unit within the W/2 of Section 1, Township 22 South, Range 31 East, N.M.P.M., Eddy County, New Mexico;
- B. Designating Avant as operator of this unit and the wells to be drilled thereon;
- C. Authorizing Avant to recover its costs of drilling, equipping and completing the wells;
- D. Approving actual operating charges and costs charged for supervision, together with a provision adjusting the rates pursuant to the COPAS accounting procedure; and
- E. Setting a 200% charge for the risk involved in drilling and completing the wells in the event a working interest owner elects not to participate in the wells.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS
& SISK, P.A.

By: /s/ Deana M. Bennett

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CASE NO. _____: Application of Avant Operating, LLC for compulsory pooling, Eddy County, New Mexico. Applicant seeks an order from the Division pooling all uncommitted interests within a standard 320-acre, more or less, Bone Spring horizontal spacing unit comprising the W/2 of Section 1, Township 22 South, Range 31 East, N.M.P.M., Eddy County, New Mexico. This spacing unit will be dedicated to the **Wolf Tank 1 Fed Com 201H, Wolf Tank 1 Fed Com 301H, Wolf Tank 1 Fed Com 302H, Wolf Tank 1 Fed Com 501H, Wolf Tank 1 Fed Com 502H, Wolf Tank 1 Fed Com 601H, Wolf Tank 1 Fed Com 602H, and Wolf Tank 1 Fed Com 651** wells with proposed surface hole locations in the SE/4SW/4 (Unit N) of Section 36, Township 21 South, Range 31 East, and proposed last take points in the SW/4SW/4 (Unit M) of Section 1, Township 22 South, Range 31 East; and the **Wolf Tank 1 Fed Com 202H, Wolf Tank 1 Fed Com 303H, Wolf Tank 1 Fed Com 503H, Wolf Tank 1 Fed Com 603H, and Wolf Tank 1 Fed Com 652H** wells with proposed surface hole locations in the SE/4SW/4 (Unit N) of Section 36, Township 21 South, Range 31 East, and proposed last take points in the SE/4SW/4 (Unit N) of Section 1, Township 22 South, Range 31 East. The wells will be drilled at orthodox locations. The completed intervals for the Wolf Tank 1 Fed Com 302H, Wolf Tank 1 Fed Com 502H, and Wolf Tank 1 Fed Com 602H wells are expected to be less than 330 feet from the adjoining tracts, thereby allowing for the inclusion of the proximity tracts within the proposed spacing unit. Also to be considered will be the cost of drilling and completing said wells, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Avant Operating, LLC as operator of the wells, and a 200% charge for risk involved in drilling said wells. Said area is located approximately 39 miles northwest of Jal, New Mexico.