

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

**APPLICATIONS OF READ & STEVENS, INC.
FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO**

CASE NOS. 24941-24942

**APPLICATION OF READ & STEVENS, INC.
FOR APPROVAL OF AN OVERLAPPING
HORIZONTAL WELL SPACING UNIT AND
COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 25145

**APPLICATIONS OF READ & STEVENS, INC.
FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO**

CASE NOS. 25146-25148

**APPLICATIONS OF V-F PETROLEUM INC.
FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO**

CASE NOS. 24994-24995 & 25116

**APPLICATIONS OF V-F PETROLEUM INC.
FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO**

CASE NOS. 25115 & 25117

MOTION TO STRIKE

Read & Stevens, Inc. and Permian Resources Operating, LLC (collectively “Permian” or “Applicant”) (OGRID No. 372165) hereby submits this motion to strike from the record Carolyn Beall’s (“Beall”) notice of intervention and opposition in Permian’s Case No. 25146 for the following reasons:

1. At the January 28, 2025 contested hearing, the Division Hearing Examiner ordered Ms. Beall to file a notice of ownership interest in the cases she either owned, or claimed to own an interest. See Tr. 1/28/25, page 252, lines 2-7. On February 6, 2025, Ms. Beall filed a Notice of

Ownership Interest and Objection, which included a number of title instruments. Then, at the February 27, 2025 contested hearing, Ms. Beall late filed exhibits during the hearing, that included an additional instrument related to a claimed interest in Case No. 25146. *See* Ms. Beall's Ex. A (Deed of Distribution). In response to questions from the Division technical examiner about Ms. Beall's claimed interest in Case No. 25146 and the late filed exhibit, Ms. Beall's witness confirmed that the interest could not be substantiated.¹

2. As part of Permian's revised hearing packet requested by the Division technical examiner at the February 27, 2025 contested hearing to clarify the location of the depth severances and affected parties, Permian included a title opinion in response to Ms. Beall's late filed exhibits.² The title opinion also confirms that Ms. Beall does not hold an interest in Permian's Case No. 25146.

WHEREFORE, Permian respectfully requests that Ms. Beall's notice of intervention and opposition to presentation by affidavit be excluded from consideration by the Division. Both V-F Petroleum Inc. and Ms. Beall oppose the motion.

¹ *See* Tr. 2/27/25, page 214, lines 18-24 ("There -- there are title gaps in there that -- that still need to be cured. Keep in mind, I've known about this interest since January 27th, and I've been trying to fill those gaps. But without that federal abstract, I'm unable to do so. So it purports to convey an interest. What interest it's conveying, we don't know. But it -- it is -- sure is a cloud on the title to substantiate that there is, in fact, an interest owned potentially in that -- in those tract."); page 215, lines 19-20 ("There is a cloud as it pertains to other tract and other depths."); page 218, lines 1-4 ("Now, chaining the title, which is the other part of this equation, there are gaps that I have not been able to fill." *Id.*, lines 7-11 (But there is a -- there is a title gap. "Gap" meaning I cannot -- the interest is here and -- and I'm saying, well, this instrument purports to convey an interest here, but I can't connect the two and say 100 percent this vests title)).

² To the extent that V-F and Ms. Beall object to inclusion of the title opinion, Permian submits the title opinion as a rebuttal exhibit and should be accepted into the record by the Hearing Examiner, considering Ms. Beall's late filed exhibits. 19.15.4.17.A and 19.15.4.19 NMAC.

Respectfully submitted,

HOLLAND & HART, LLP

A handwritten signature in blue ink, appearing to read "Michael H. Feldewert", is positioned above a horizontal line.

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CERTIFICATE OF SERVICE

I hereby certify that on March 21, 2025, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

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