

ABOVE THIS LINE FOR DIVISION USE ONLY

**NEW MEXICO OIL CONSERVATION DIVISION**  
 - 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

**Application Acronyms:**

- [NSL-Non-Standard Location] [NSP-Non-Standard Proration Unit] [SD-Simultaneous Dedication]
- [DHC-Downhole Commingling] [CTB-Lease Commingling] [PLC-Pool/Lease Commingling]
- [PC-Pool Commingling] [OLS - Off-Lease Storage] [OLM-Off-Lease Measurement]
- [WFX-Waterflood Expansion] [PMX-Pressure Maintenance Expansion]
- [SWD-Salt Water Disposal] [IPI-Injection Pressure Increase]
- [EOR-Qualified Enhanced Oil Recovery Certification] [PPR-Positive Production Response]

*NSL 73%*

- [1] **TYPE OF APPLICATION** - Check Those Which Apply for [A]
- [A] Location - Spacing Unit - Simultaneous Dedication *Operator: McElvain Energy Inc*  
 NSL  NSP  SD *well: E-K 30 6S2 Federal*  
*Com #1H*
- Check One Only for [B] or [C] *API: 30-025-42701*
- [B] Commingling - Storage - Measurement *Pool: E-K Bone Springs*  
 DHC  CTB  PLC  PC  OLS  OLM
- [C] Injection - Disposal - Pressure Increase - Enhanced Oil Recovery *# 21650*  
 WFX  PMX  SWD  IPI  EOR  PPR
- [D] Other: Specify \_\_\_\_\_
- [2] **NOTIFICATION REQUIRED TO:** - Check Those Which Apply, or Does Not Apply
- [A]  Working, Royalty or Overriding Royalty Interest Owners
- [B]  Offset Operators, Leaseholders or Surface Owner
- [C]  Application is One Which Requires Published Legal Notice
- [D]  Notification and/or Concurrent Approval by BLM or SLO  
U.S. Bureau of Land Management - Commissioner of Public Lands, State Land Office
- [E]  For all of the above, Proof of Notification or Publication is Attached, and/or,
- [F]  Waivers are Attached

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[3] **SUBMIT ACCURATE AND COMPLETE INFORMATION REQUIRED TO PROCESS THE TYPE OF APPLICATION INDICATED ABOVE.**

[4] **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.

Jordan L. Kessler  
 Print or Type Name

*[Handwritten Signature]*  
 Signature

Attorney  
 Title

7/17/15  
 Date

jikessler@hollandhart.com  
 e-mail Address

July 17, 2015

**VIA HAND DELIVERY**

David Catanach  
Oil Conservation Division  
New Mexico Department of Energy,  
Minerals and Natural Resources  
1220 South Saint Francis Drive  
Santa Fe, New Mexico 87505

RECEIVED OGD  
2015 JUL 17 P. 2:32

**Re: Application of McElvain Energy, Inc. for administrative approval of an unorthodox well location for its EK 30 BS2 Federal Com No. 1H Well in the E/2 E/2 of Section 30, Township 18 South, Range 34 East, N.M.P.M., Lea County, New Mexico.**

Dear Mr. Catanach:

McElvain Energy, Inc. (OGRID No. 22044) seeks administrative approval of an unorthodox well location for its **EK 30 BS2 Federal Com No. 1H Well** to be completed within the E-K; Bone Spring Pool (Pool Code 21650) underlying Section 30, Township 18 South, Range 34 East, N.M.P.M., Lea County, New Mexico. This well will be drilled from a surface location 175 feet from the South line and 860 feet from the East line (Unit P) of Section 30. The first perforation will be located 330 feet from South line and 854 feet from the East line (Unit P) and the last perforation will be 330 feet from the North line and 652 feet from the East line of Section 30 (Unit A). The E-K; Bone Spring Pool is governed by the Special Rules as adopted by Division Order R-4981. These Special Rules require 80-acre spacing units and further require that the completed interval for a well be located within 150 feet of the center of the quarter-quarter section. As a result, the completed interval for this proposed well will be unorthodox because it is closer than 510 feet from the northern, southern, and southwestern boundaries of the project area. It is also closer than 510 feet to the boundary of spacing unit in the W/2 SE/4 of Section 30. Approval of the unorthodox completed interval will allow for efficient spacing of horizontal wells and thereby prevent waste.

**Exhibit A** is the Well Location and Acreage Dedication Plat (Form C-102), which shows that the completed interval of the proposed **EK 30 BS2 Federal Com No. 1H Well** encroaches on the spacing and proration units to the North, South, Southwest, and also the W/2 SE/4 of Section 30.

**Exhibit B** is a land plat for Section 30 and the surrounding sections that shows the proposed **EK 30 BS2 Federal Com No. 1H Well** in relation to adjoining units and existing wells.



**Exhibit C** is a list of the parties affected by the encroachment to the North, South, and Southwest, as well as those parties in the W/2 SE/4. Each of the parties listed on Exhibit C have been provided notice of this application by certified mail, and has been advised that if they have an objection it must be filed in writing with the Division within 20 days from the date the Division receives this application. In addition, a courtesy copy of this application has been provided to the BLM-Carlsbad Office.

Your attention to this matter is appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "Jordan L. Kessler".

Jordan L. Kessler

**ATTORNEY FOR MCELVAIN ENERGY, INC.**

cc:

Bureau of Land Management  
620 E. Green Street  
Carlsbad, NM 88220

DISTRICT I  
1625 N. French Dr., Hobbs, NM 88240  
Phone (575) 353-6161 Fax (575) 353-0783

DISTRICT II  
811 S. First St., Artesia, NM 88210  
Phone (505) 746-1283 Fax (505) 746-0780

DISTRICT III  
1000 Rio Brazos Rd., Aztec, NM 87410  
Phone (505) 334-8176 Fax (505) 334-0170

DISTRICT IV  
1820 S. St. Francis Dr., Santa Fe, NM 87506  
Phone (505) 478-3485 Fax (505) 478-3483

State of New Mexico  
Energy, Minerals and Natural Resources Department

Form C-102  
Revised August 1, 2011

Submit one copy to appropriate  
District Office

OIL CONSERVATION DIVISION  
1220 South St. Francis Dr.  
Santa Fe, New Mexico 87505

WELL LOCATION AND ACREAGE DEDICATION PLAT

AMENDED REPORT

|                                   |                                               |                                      |
|-----------------------------------|-----------------------------------------------|--------------------------------------|
| API Number<br><b>30-025-42701</b> | Pool Code<br><b>21650</b>                     | Pool Name<br><b>E-K; Bone Spring</b> |
| Property Code                     | Property Name<br><b>EK 30 BS2 FEDERAL COM</b> | Well Number<br><b>1H</b>             |
| OGRID No.<br><b>22047</b>         | Operator Name<br><b>McELVAIN ENERGY, INC</b>  | Elevation<br><b>3893</b>             |

Surface Location

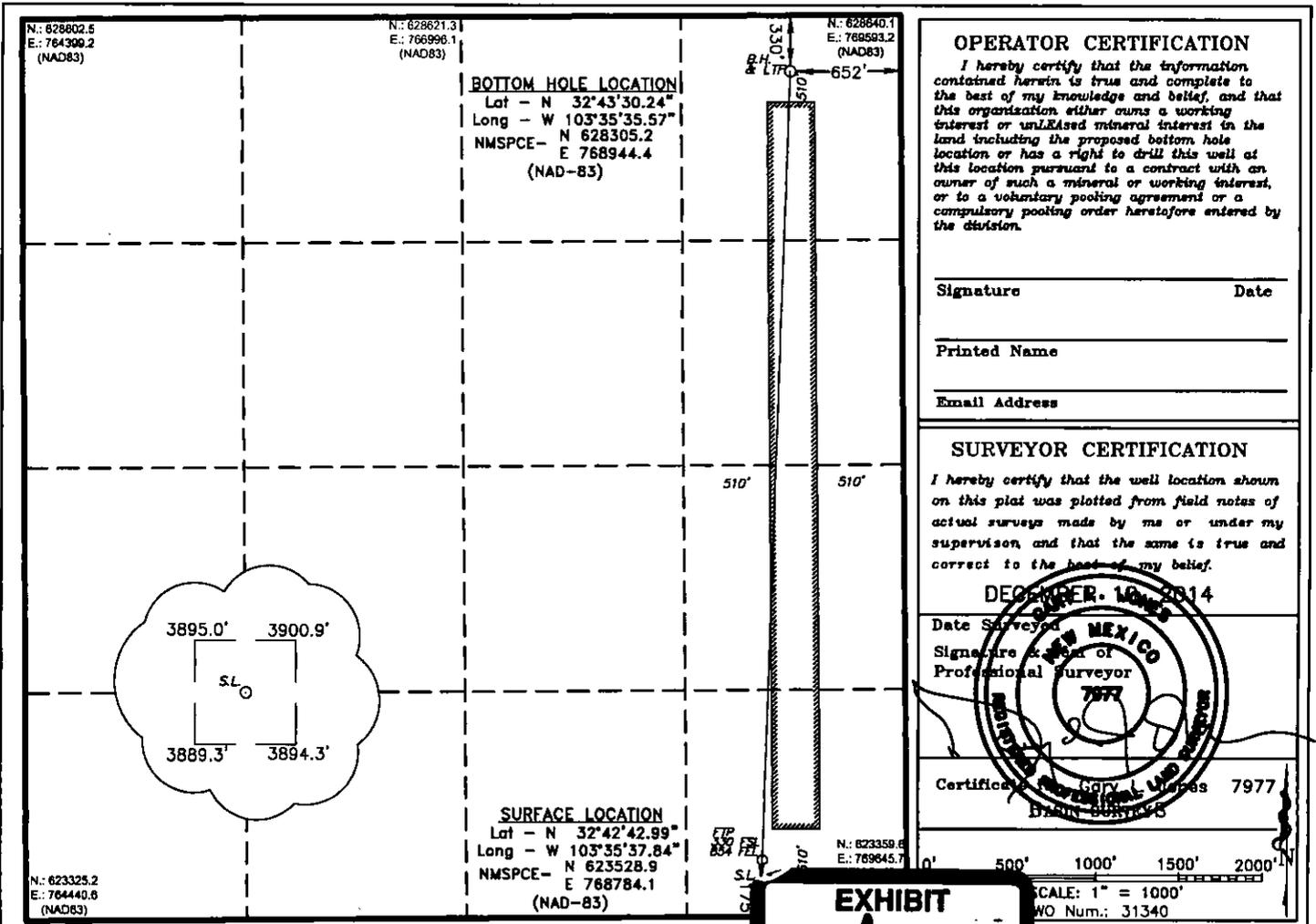
| UL or lot No. | Section | Township | Range | Lot Idn | Feet from the | North/South line | Feet from the | East/West line | County |
|---------------|---------|----------|-------|---------|---------------|------------------|---------------|----------------|--------|
| P             | 30      | 18 S     | 34 E  |         | 175           | SOUTH            | 860           | EAST           | LEA    |

Bottom Hole Location If Different From Surface

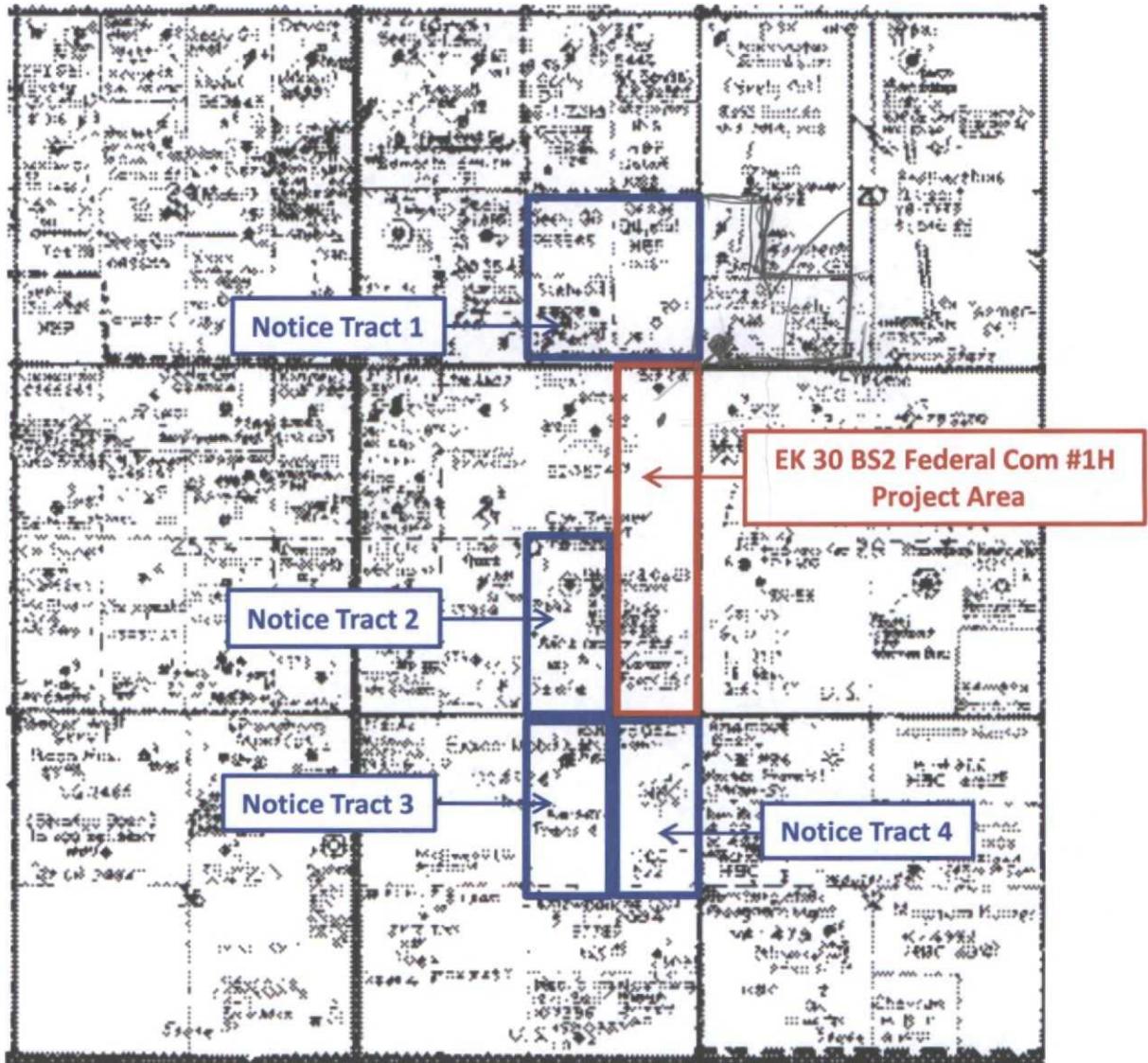
| UL or lot No. | Section | Township | Range | Lot Idn | Feet from the | North/South line | Feet from the | East/West line | County |
|---------------|---------|----------|-------|---------|---------------|------------------|---------------|----------------|--------|
| A             | 30      | 18 S     | 34 E  |         | 330           | NORTH            | 652           | EAST           | LEA    |

| Dedicated Acres | 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



McElvain Energy, Inc.  
EK 30 BS2 Federal Com #1H  
NSL Notice Plat  
Sec. 30, T18S, R34E  
Lea County, NM



**Exhibit C**

Kaiser Francis Oil Company  
PO Box 21468  
Tulsa, OK 74121-1468

T. H. McElvain Oil & Gas LLLP  
1050 17th Street, Suite 2500  
Denver, CO 80265

Jacquelin M. Withers, Trustee of the  
Jacquelin M. Withers Trust under  
agreement dated December 10, 1992  
3429 Devonshire way  
Palm Beach Gardens, FL 33418

McGary Living Trust  
Brian McGary, Trustee  
Bank of America, N.A., Agent  
P.O. Box 830308  
Dallas, TX 75283

McGary Family Trust  
Kelly McGary, Trustee  
Bank of America, N.A., Agent  
P.O. Box 830308  
Dallas, TX 75283

Mary Jane McGary  
Bank of America, N.A., Agent  
P.O. Box 830308  
Dallas, TX 75283

McElvain Energy Fund 2011, LLC  
1050 17th Street, Suite 2500  
Denver, CO 80265

Nearburg Exploration Company  
P.O. Box 823085  
Dallas, TX 75382

McElvain Oil Company  
P.O. Box 801888  
Dallas, TX 75380

The Gross Family LP  
P.O. Box 358  
Roswell, NM 88202

Mexco Energy Corporation  
P.O. Box 10502  
Midland, TX 79702

Mika Petroleum LLC  
P.O. Box 600490  
Dallas, TX 75360

MBOE, Inc  
4925 Greenville Avenue  
Suite 915  
Dallas, TX 75206

PetroVest Group Inc  
2409 Kirby Road  
Rowlett, TX 75088

Health Asset Management  
Lea County, NM

Brady M. Lowe  
308 Comet  
Austin, TX 78734

Larry K. Lowe  
2313 Broadway  
Lubbock, TX 79401

Loretta D. Lowe  
7235 Villa Maria Lane  
Austin, TX 78759

HOG Partnership LP (Verdad Oil &  
Gas, General Partner)  
5950 Cedar Springs Road  
Suite 242  
Dallas, TX 75235

Kaiser-Francis Oil Company  
P.O. Box 21468  
Tulsa, OK 74121

Santa Fe Exploration Co  
P.O. Box 9368  
El Paso, TX 79845

Santa Fe Exploration Co.  
P.O. Box 1136  
Roswell, NM 88202

Cimarron Exploration Company  
4401 North Mesa, Suite 201  
El Paso, TX 79913

Cimarron Exploration Company  
500 North Main Street #101  
Roswell, NM 88201

Seely Oil Company  
815 West 10th Street  
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325 North St. Paul, Suite 4300  
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P.O. Box 3739  
Abilene, TX 79604

SSV&H Associates  
815 West 10th Street  
Fort Worth, TX 76102

Linda Sheryl Seely Van Sickle  
901 North Craig Street  
Victoria, TX 77901

Michael J Havel and Kathleen A  
Havel  
7607 Chalkstone  
Dallas, TX 75248

David L Henderson and Dawn  
Henderson  
815 West 10th Street  
Fort Worth, TX 76102

Santa Fe Operating partners  
550 West Texas, Suite 1300  
Midland. TX 79701

Santa Fe Operating partners  
840 Gessner #1400  
Houston, TX 77024

TOC- Gulf  
P.O. Box 2159  
Dallas, TX 75221

Bellwether Exploration Company  
1221 Lamar, Suite 1600  
Houston, TX 77010

Pure Energy Group Inc  
153 Treeline Park, Suite 220  
San Antonio, TX 78209

Apache Corporation  
2000 Post Oak Boulevard, Suite 100  
Houston, TX 77056

Manix Royalty Ltd.,  
f/k/a Fenix Royalty LLC  
P.O. Box 2818  
Midland, TX 79702

The Ibcx Company, a partnership composed  
of Lester Clark, H. B. Street, E. Bruce Street  
and M. Boyd Street  
300 North Breckenridge Avenue  
Breckenridge, TX 76424

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1050 17th Street, Suite 2500  
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Conoco Phillips Company,  
f/k/a Continental Oil Company  
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100 West 10th Street  
Wilmington, DE 19801

Tuco Inc.  
6900 West Interstate 40  
Amarillo, TX 79106

Patsy B. Carr  
3004 Speedway Avenue  
Wichita Falls, TX 76308

C. W. Stumhoffer  
3108 Overton Parks Drive  
Fort Worth, TX 76109

Rorkes Drift LLC  
207 South Fourth Street  
Artesia, NM 88210

HOLLAND & HART 

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

July 17, 2015

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

**TO AFFECTED PARTIES**

**Re: Application of McElvain Energy, Inc. for administrative approval of an unorthodox well location for its EK 30 BS2 Federal Com No. 1H Well in the E/2 E/2 of Section 30, Township 18 South, Range 34 East, N.M.P.M., Lea County, New Mexico.**

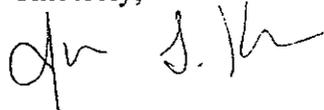
Ladies and Gentlemen:

Enclosed is a copy of the above-referenced application which was filed with the New Mexico Oil Conservation Division on this date. Any objection to this application must be filed in writing within twenty days from this date with the applicant and the New Mexico Oil Conservation Division, 1220 South St. Francis Drive, Santa Fe, New Mexico, 87505. If no objection is received within this twenty-day period, this application may be approved administratively by the Division.

If you have any questions about this application, please contact the following:

Rick Harris  
McElvain Energy, Inc.  
(303) 962-6487  
Rick.Harris@McElvain.com

Sincerely,



Jordan L. Kessler  
**ATTORNEY FOR MCELVAIN ENERGY, INC.**

**Holland & Hart** 

Phone [505] 988-4421 Fax [505] 983-6043 [www.hollandhart.com](http://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 <sup>LLP</sup>



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

August 12, 2015

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

**TO AFFECTED PARTIES**

**Re: Application of McElvain Energy, Inc. for administrative approval of an unorthodox well location for its EK 29 BS2 Federal Com No. 3H Well in the E/2 W/2 of Section 29, Township 18 South, Range 34 East, N.M.P.M., Lea County, New Mexico.**

Ladies and Gentlemen:

Enclosed is a copy of the above-referenced application which was filed with the New Mexico Oil Conservation Division on July 17, 2015. You are receiving this letter pursuant to Division instructions to supplement notice. Any objection to this application must be filed in writing within twenty days from this date with the applicant and the New Mexico Oil Conservation Division, 1220 South St. Francis Drive, Santa Fe, New Mexico, 87505. If no objection is received within this twenty-day period, this application may be approved administratively by the Division.

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Rick.Harris@McElvain.com

Sincerely,

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**Holland & Hart** <sup>LLP</sup>

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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. ☉

**EK 30 BS2 Fed Com No. 1H:**

COG Operating, LLC  
One Concho Center  
600 W. Illinois Avenue  
Midland, Texas 79701

**EK 29 BS2 Fed Com No. 3H:**

Matador Production Company  
One Lincoln Centre  
5400 LBJ Freeway, Suite 1500  
Dallas, Texas 75240

**EK 29 BS2 Fed Com No. 4H:**

Santa Fe Exploration Co  
P.O. Box 9368  
El Paso, TX 79845

Santa Fe Exploration Co  
P.O. Box 1136  
Roswell, NM 88202

Cimarron Exploration Company  
4401 North Mesa, Suite 201  
El Paso, TX 79913

Cimarron Exploration Company  
500 North Main Street #101  
Roswell, NM 88201

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f/k/a Fenix Royalty LLC  
P.O. Box 2818

Midland, TX 79702

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Denver, CO 80265

The Ibox Company, a partnership composed of Lester Clark, H. B. Street, E. Bruce Street and M.  
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August 12, 2015

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Midland, TX 79702

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