

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

**APPLICATION OF MARATHON PERMIAN OIL LLC
FOR COMPULSORY POOLING
EDDY COUNTY
NEW MEXICO**

CASE NO. 20799

**OBJECTION,
ENTRY OF APPEARANCE and
PRE-HEARING STATEMENT**

COMES NOW, Perry Toles, President/Manager of Toles-Com-Ltd, LLC, and hereby enters his appearance on behalf of Toles-Com-Ltd, LLC who was a recipient of the above captioned APPLICATION by certified mail and respectfully enters this pre-hearing statement objecting to the APPLICATION.

WHEREAS, Marathon Oil Permian LLC (“Marathon”), OGRID Number 372098, through its attorneys, have made an APPLICATION to the Oil Conservation Division for an order pooling all uncommitted mineral interests within a Wolfcamp horizontal spacing unit underlying the E/2 of Section 17 and the E/2 of Section 8, Township 24 South, Range 26 East, NMPM, Eddy County, New Mexico.

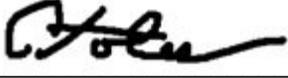
WHEREAS, In its APPLICATION at numbered paragraph #5 Applicant states that “Marathon sought, but has been unable to obtain, a voluntary agreement from all interest owners in the Wolfcamp formation underlying the proposed spacing unit to participate in the drilling of the wells or to otherwise commit their interests to the wells.

WHEREAS, Toles-Com-Ltd, LLC has not received any communication from applicant with regard to any type of proposed agreement for these lands.

THEREFORE, the undersigned requests that this case be dismissed so that applicant can enter into negotiations with the undersigned and other interest owners similarly situated.

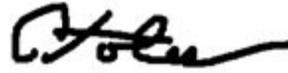
Respectfully Submitted this 18th day of September 2019,

Toles-Com-Ltd, LLC

By: 
Perry Toles, President/Manager
PO Box 1300
Roswell, NM 88202
(575) 622-5863
toles@roswell.net

CERTIFICATE OF SERVICE

I hereby certify that on September 18, 2019, I served a copy of the foregoing document to the following via electronic mail to: Deana M Bennett, Post Office Box 2168 Albuquerque, NM 87103
Phone: (505) 848-1834 Deana.Bennett@modrall.com Attorney for Marathon Oil Permian, LLC.

A handwritten signature in black ink, appearing to read "A. H. Lee", is positioned above a horizontal line.
