

**BEFORE THE OIL CONSERVATION DIVISION
EXAMINER HEARING MAY 06, 2021**

CASE NO. 21873

HEADS CC FEDERAL COM 22H, 26H, 31H, 33H, 36H, 38H WELLS

EDDY COUNTY, NEW MEXICO



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

**APPLICATION OF OXY USA INC. FOR
APPROVAL OF 1,277.08-ACRE NON-
STANDARD SPACING UNITS IN THE
BONE SPRING & WOLFCAMP
FORMATIONS COMPRISED OF
ACREAGE SUBJECT TO A PROPOSED
COMMUNITIZATION AGREEMENT,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 21873

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ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
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CASE NO. 21873

APPLICATION

OXY USA Inc. (“OXY” or “Applicant”) (OGRID No. 16696) is the designated operator under a Joint Operating Agreement covering federal and fee leases in the Bone Spring and Wolfcamp formations and seeks approval of 1,277.08-acre non-standard spacing units to match the corresponding proposed Communitization Agreement for the acreage underlying Sections 4 and 9, Township 24 South, Range 29 East, NMPM, Eddy County, New Mexico. In support of this application, OXY states:

1. The Pierce Crossing; Bone Spring, East Pool (Pool Code 96473) is the only pool within the Bone Spring formation underlying the proposed non-standard spacing unit.

2. Within the proposed non-standard spacing unit, OXY intends to drill or has drilled the following wells within the Pierce Crossing; Bone Spring, East Pool (Pool Code 96473):

- **Heads CC 9_4 Federal Com #22H well (30-015-47335)**
- **Heads CC 9_4 Federal Com #23H well (30-015-47334)**
- **Heads CC 9_4 Federal Com #24H well (30-015-47337)**
- **Heads CC 9_4 Federal Com #25H well (30-015-47338)**
- **Heads CC 9_4 Federal Com #26H well (30-015-47192)**

**BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. A
Submitted by: OXY USA INC.
Hearing Date: May 06, 2021
Case No. 21873**

3. OXY's drilling program for this area will develop the Bone Spring formation underlying each of the 40-acre tracts comprising the proposed non-standard spacing unit.

4. The Purple Sage; Wolfcamp (Gas) Pool (Pool Code 98220) is the only pool within the Wolfcamp formation underlying the proposed non-standard spacing unit.

5. Within the proposed non-standard spacing unit, OXY intends to drill or has drilled the following wells in the Purple Sage; Wolfcamp (Gas) Pool:

- **Heads CC 9_4 Federal Com #31H well (30-015-47189)**
- **Heads CC 9_4 Federal Com #32H well (30-015-47229)**
- **Heads CC 9_4 Federal Com #33H well (30-015-47193)**
- **Heads CC 9_4 Federal Com #36H well (30-015-47231)**
- **Heads CC 9_4 Federal Com #38H well (30-015-47587)**

6. OXY's drilling program for this area will develop the Wolfcamp formation underlying each of the 40-acre tracts comprising the proposed non-standard spacing unit.

7. OXY seeks to minimize surface disturbance by consolidating facilities and commingling production from existing and future wells in the proposed non-standard spacing unit.

8. OXY understands that the Bureau of Land Management will approve a Communitization Agreement for the Bone Spring and Wolfcamp formations underlying the acreage comprising the proposed non-standard spacing units once the Division approves the proposed non-standard spacing units.

9. To allow the existing and permitted wells to be dedicated to the acreage subject to the desired Communitization Agreement, OXY requires approval of corresponding non-standard spacing units in the Bone Spring and Wolfcamp formations.

10. Division Rules contemplate and encourage oil and gas development, where possible, in enlarged areas of common ownership to minimize surface disturbance and to promote efficient well spacing. *See, e.g.,* 19.15.16.7.P NMAC; 19.15.16.15.B(8) NMAC; 19.15.16.15.C(7) NMAC.

11. Approval of this application will allow OXY to efficiently locate surface facilities, reduce surface disturbance, consolidate roads, tanks and pipelines, and promote effective well spacing.

12. Notice of this application will be provided as required by Division rules.

13. Approval of this application is in the best interest of conservation, the prevention of waste and the protection of correlative rights.

WHEREFORE, OXY requests that this application be set for hearing before an Examiner of the Oil Conservation Division on May 6, 2021, and that after notice and hearing as required by law, the Division enter an order granting this application.

Respectfully submitted,

HOLLAND & HART LLP

By: 

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ATTORNEYS FOR OXY USA INC.

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

**APPLICATION OF OXY USA INC. FOR
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CASE NO. 21873

**AFFIDAVIT OF PETER R. VAN LIEW
IN SUPPORT OF CASE NO. 21873**

Peter R. Van Liew, of lawful age and being first duly sworn, declares as follows:

1. My name is Peter R. Van Liew. I work for Occidental Petroleum Corporation (“Oxy”) as a Senior Land Negotiator.

2. I have previously testified before the New Mexico Oil Conservation Division as an expert witness. My credentials in petroleum land matters have been accepted by the Division and made a matter of record.

3. I am familiar with the application filed by Oxy in this case for approval of a nonstandard horizontal spacing unit in the Bone Spring formation, and I am familiar with the status of the lands in the subject area.

4. None of the parties have indicated opposition to this application, and I do not expect any opposition to the presentation of this case by affidavits at the hearing.

5. In this case, Oxy seeks an order approving a 1,277.08-acre non-standard spacing unit to match the corresponding proposed Communitization Agreement for the acreage underlying Sections 4 and 9, Township 24 South, Range 29 East, NMPM, Eddy County, New Mexico (“Proposed Unit”).

**BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. B
Submitted by: OXY USA INC.
Hearing Date: May 06, 2021
Case No. 21873**

6. **Oxy's Exhibit B-1** is a land plat outlining the Proposed Unit and identifying the tracts that include only federal lands.

7. Oxy is the designated operator under a Joint Operating Agreement covering federal leases in the Bone Spring formation in the acreage comprising the Proposed Unit.

8. Oxy seeks approval of the Proposed Unit to conform to the Bureau of Land Management's ("BLM") requested communitization agreement, and to minimize surface disturbance by consolidating facilities and commingling production from existing and future wells in the Proposed Unit.

9. Oxy understands that the BLM requires Division approval of the Proposed Unit and that the BLM only approves communitization agreements that conform to a state-approved spacing unit. Without Division approval of the Proposed Unit, Oxy would be required to construct separate facilities for standard spacing units.

10. **Oxy's Exhibit B-2** is a copy of the proposed communitization agreement for the Bone Spring formations underlying the subject acreage for the Proposed Unit in this case.

11. With this proposed non-standard horizontal spacing unit, Oxy plans to initially develop in the Bone Spring formation, and Oxy intends to drill the following wells within the Pierce Crossing; Bone Spring, East Pool (Pool Code 96473):

- **Heads CC 9_4 Federal Com #22H well (30-015-47335)**
- **Heads CC 9_4 Federal Com #23H well (30-015-47334)**
- **Heads CC 9_4 Federal Com #24H well (30-015-47337)**
- **Heads CC 9_4 Federal Com #25H well (30-015-47338)**
- **Heads CC 9_4 Federal Com #26H well (30-015-47192)**

12. **Oxy Exhibit B-3** includes the Form C-102s for each of the proposed wells, which reflect the first and last take points for each well in the Proposed Unit.

13. **Oxy Exhibit B-4** is a plat identifying the operators or lessees in Proposed Unit and the adjoining tracts that were provided notice of this hearing as required by Division Rules.

14. I provided the law firm of Holland & Hart LLP a list of names and addresses for the each of the interest owners within the Proposed Unit, and the affected parties in the tracts adjoining the Proposed Unit. In compiling these addresses, Oxy conducted a diligent search of all public records in the county where the Proposed Unit is located and of phone directories, including computer searches.

15. Oxy initially requested approval of a Wolfcamp non-standard spacing unit, but no longer seeks that approval due to changes in Oxy's development plans.

16. The BLM was also provided notice since the Proposed Unit contains federal lands.

17. **Oxy Exhibits B-1** through **B-4** were either prepared by me or compiled under my direction and supervision.

FURTHER AFFIANT SAYETH NOT.

The map displays a grid of land parcels. A large orange-shaded area covers the top and middle sections. Within this orange area, a blue-shaded rectangular parcel is labeled 'NMNM 119754'. Below it, a smaller orange-shaded rectangular parcel is labeled 'NMNM 099034'. The bottom section of the map is shaded green and contains a rectangular parcel labeled 'Harroun Fee Lease'. The number '4' is located in the orange area, '9' is in the green area, and '10' is in a white parcel to the right of the green area.

NMNM 119754

NMNM 099034

Harroun Fee Lease

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. B1
Submitted by: OXY USA INC.
Hearing Date: May 06, 2021
Case No. 21873

Federal Communitization Agreement

Contract No. _____

THIS AGREEMENT entered into as of the 1st day of October, 2020, by and between the parties subscribing, ratifying, or consenting hereto, such parties being hereinafter referred to as "parties hereto."

WITNESSETH:

WHEREAS, the Act of February 25, 1920 (41 Stat. 437), as amended and supplemented, authorizes communitization or drilling agreements communitizing or pooling a Federal oil and gas lease, or any portion thereof, with other lands, whether or not owned by the United States, when separate tracts under such Federal lease cannot be independently developed and operated in conformity with an established well-spacing program for the field or area and such communitization or pooling is determined to be in the public interest; and

WHEREAS, the parties hereto own working, royalty or other leasehold interests, or operating rights under the oil and gas leases and lands subject to this agreement which cannot be independently developed and operated in conformity with the well-spacing program established for the field or area in which said lands are located; and

WHEREAS, the parties hereto desire to communitize and pool their respective mineral interests in lands subject to this agreement for the purpose of developing and producing communitized substances in accordance with the terms and conditions of this agreement:

NOW, THEREFORE, in consideration of the premises and the mutual advantages to the parties hereto, it is mutually covenanted and agreed by and between the parties hereto as follows:

1. The lands covered by this agreement (hereinafter referred to as "communitized area") are described as follows:

Township 24 South, Range 29 East, NMPM
Section 4: Lots 1 – 4, S/2N/2 & S/2
Section 9: All

Eddy County, New Mexico

Containing **1,277.08** acres, and this agreement shall include only the Bone Spring Formation underlying said lands and the natural gas and associated liquid hydrocarbons hereafter referred to as "communitized substances," producible from such formation.

2. Attached hereto, and made a part of this agreement for all purposes is Exhibit "A", a plat designating the communitized area and, Exhibit "B", designating the operator of the communitized area and showing the acreage, percentage and ownership of oil and gas interests in all lands within the communitized area, and the authorization, if any, for communitizing or pooling any patented or fee lands within the communitized area.
3. The Operator of the communitized area shall be OXY USA INC., 5 Greenway Plaza, Suite 110, Houston, Texas 77046. All matters of operations shall be governed by the operator under and pursuant to the terms and provisions of this agreement. A successor operator may be designated by the owners of the working interest in the communitized area and four (4) executed copies of a designation of successor operator shall be filed with the Authorized Officer.
4. Operator shall furnish the Secretary of the Interior, or his authorized representative, with a log and history of any well drilled on the communitized area, monthly reports of operations, statements of oil and gas sales and royalties and such other reports as are deemed necessary to compute monthly the royalty due the United States, as specified in the applicable oil and gas operating regulations.
5. The communitized area shall be developed and operated as an entirety, with the understanding and agreement between the parties hereto that all communitized substances produced there from shall be allocated among the leaseholds comprising said area in the proportion that the acreage interest of each leasehold bears to the entire acreage interest committed to this agreement.

All proceeds, 8/8ths, attributed to unleased Federal or Indian lands included within the CA area are to be paid into the appropriate Unleased Lands Account or Indian Trust Account by the designated operator until the land is leased or ownership is established.

6. The royalties payable on communitized substances allocated to the individual leases comprising the communitized area and the rentals provided for in said leases shall be determined and paid on the basis prescribed in each of the individual leases. Payments of rentals under the terms of leases subject to this agreement shall not be affected by this agreement except as provided for under the terms and provisions of said leases or as may herein be otherwise provided. Except as herein modified and changed, the oil and gas leases subject to this agreement shall remain in full force and effect as originally made and issued. It is agreed that for any Federal lease bearing a sliding- or step-scale rate of royalty, such rate shall be determined separately as to production from each communitization agreement to which such lease may be committed, and separately as to any noncommunitized lease production, provided, however, as to leases where the rate of royalty for gas is based on total lease production per day,

such rate shall be determined by the sum of all communitized production allocated to such a lease plus any noncommunitized lease production.

7. There shall be no obligation on the lessees to offset any well or wells completed in the same formation as covered by this agreement on separate component tracts into which the communitized area is now or may hereafter be divided, nor shall any lessee be required to measure separately communitized substances by reason of the diverse ownership thereof, but the lessees hereto shall not be released from their obligation to protect said communitized area from drainage of communitized substances by a well or wells which may be drilled offsetting said area.
8. The commencement, completion, continued operation, or production of a well or wells for communitized substances on the communitized area shall be construed and considered as the commencement, completion, continued operation, or production on each and all of the lands within and comprising said communitized area, and operations or production pursuant to this agreement shall be deemed to be operations or production as to each lease committed hereto.
9. Production of communitized substances and disposal thereof shall be in conformity with allocation, allotments, and quotas made or fixed by any duly authorized person or regulatory body under applicable Federal or State statutes. This agreement shall be subject to all applicable Federal and State laws or executive orders, rules and regulations, and no party hereto shall suffer a forfeiture or be liable in damages for failure to comply with any of the provisions of this agreement if such compliance is prevented by, or if such failure results from, compliance with any such laws, orders, rules or regulations.
10. The date of this agreement is October 1, 2020, and it shall become effective as of this date or from the onset of production of communitized substances, whichever is earlier upon execution by the necessary parties, notwithstanding the date of execution, and upon approval by the Secretary of the Interior or by his duly authorized representative, and shall remain in force and effect for a period of 2 years and for as long as communitized substances are, or can be, produced from the communitized area in paying quantities: Provided, that prior to production in paying quantities from the communitized area and upon fulfillment of all requirements of the Secretary of the Interior, or his duly authorized representative, with respect to any dry hole or abandoned well, this agreement may be terminated at any time by mutual agreement of the parties hereto. This agreement shall not terminate upon cessation of production if, within 60 days thereafter, reworking or drilling operations on the communitized area are commenced and are thereafter conducted with reasonable diligence during the period of nonproduction. The 2-year term of this agreement will not in itself serve to extend the term of any Federal lease which would otherwise expire during said period.
11. The covenants herein shall be construed to be covenants running with the land with respect to the communitized interests of the parties hereto and their successors in interests until this agreement terminates and any grant, transfer, or

conveyance of any such land or interest subject hereto, whether voluntary or not, shall be and hereby is conditioned upon the assumption of all obligations hereunder by the grantee, transferee, or other successor in interest, and as to Federal land shall be subject to approval by the Secretary of the Interior, or his duly authorized representative.

- 12. It is agreed between the parties hereto that the Secretary of the Interior, or his duly authorized representative, shall have the right of supervision over all Fee and State mineral operations within the communitized area to the extent necessary to monitor production and measurement, and assure that no avoidable loss of hydrocarbons occur in which the United States has an interest pursuant to applicable oil and gas regulations of the Department of the Interior relating to such production and measurement.
- 13. This agreement shall be binding upon the parties hereto and shall extend to and be binding upon their respective heirs, executors, administrators, successors, and assigns.
- 14. This agreement may be executed in any number of counterparts, no one of which needs to be executed by all parties, or may be ratified or consented to by separate instrument, in writing, specifically referring hereto, and shall be binding upon all parties who have executed such a counterpart, ratification or consent hereto with the same force and effect as if all parties had signed the same document.
- 15. Nondiscrimination. In connection with the performance of work under this agreement, the operator agrees to comply with all the provisions of Section 202(1) to (7) inclusive, of Executive Order 11246 (30F.R. 12319), as amended, which are hereby incorporated by reference in this agreement.

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the day and year first above written and have set opposite their respective names the date of execution.

OPERATOR:

OXY USA INC.

DATE: _____

BY: _____

John V. Schneider
Attorney-in-Fact

STATE OF TEXAS)
)
COUNTY OF HARRIS)

This instrument was acknowledged before me on this the _____ day of _____, 20___, by JOHN V. SCHNEIDER, ATTORNEY-IN-FACT of **OXY USA INC.**, a Delaware corporation, on behalf of said corporation.

Notary Public in and for the State of Texas

OPERATING RIGHTS OWNER OF RECORD FOR LEASES NMNM 099034, NMNM 119754, & FEE LEASE

OXY USA INC.

DATE: _____

BY: _____
John V. Schneider
Attorney-in-Fact

STATE OF TEXAS)
)
COUNTY OF HARRIS)

This instrument was acknowledged before me on this the _____ day of _____, 20___, by JOHN V. SCHNEIDER, ATTORNEY-IN-FACT of **OXY USA INC.**, a Delaware corporation, on behalf of said corporation.

Notary Public in and for the State of Texas

LESSEE OF RECORD AND OPERATING RIGHTS OWNER FOR LEASE NMNM 099034
OPERATING RIGHTS OWNER FOR LEASE NMNM 119754

OXY Y-1 COMPANY

DATE: _____

BY: _____
John V. Schneider
Attorney-in-Fact

STATE OF TEXAS)
)
COUNTY OF HARRIS)

This instrument was acknowledged before me on this the ____ day of _____, 20__, by JOHN V. SCHNEIDER, ATTORNEY-IN-FACT of **OXY Y-1 COMPANY.**, a New Mexico corporation, on behalf of said corporation.

Notary Public in and for the State of Texas

OPERATING RIGHTS OWNER FOR LEASE NMNM 119754

OXY USA WTP LIMITED PARTNERSHIP

DATE: _____

BY: _____

John V. Schneider
Attorney-in-Fact

STATE OF TEXAS)
)
COUNTY OF HARRIS)

This instrument was acknowledged before me on this the _____ day of _____, 20____, by **JOHN V. SCHNEIDER, ATTORNEY-IN-FACT** of **OXY USA WTP LIMITED PARTNERSHIP**, a Delaware limited partnership, on behalf of said limited partnership.

Notary Public in and for the State of Texas

OPERATING RIGHTS & LESSEE OF RECORD OWNER FOR LEASE NMNM 099034

EOG RESOURCES INC.

DATE: _____

BY: _____

NAME: _____

TITLE: _____

STATE OF _____)

COUNTY OF _____)

This instrument was acknowledged before me on _____, 20____, by
_____, as _____ of **EOG**
RESOURCES, INC., a _____ corporation, on behalf of said corporation.

Notary Public in and for the State of Texas
Notary's name Printed: _____
Notary's commission expires: _____

LESSEE OF RECORD OWNER FOR LEASE NMNM 119754

CHEVRON USA INC.

DATE: _____

BY: _____

NAME: _____

TITLE: _____

STATE OF _____)

COUNTY OF _____)

This instrument was acknowledged before me on _____, 20____, by
_____, as _____ of **CHEVRON
USA INC.**, a _____ corporation, on behalf of said corporation.

Notary Public in and for the State of Texas
Notary's name Printed: _____
Notary's commission expires: _____

EXHIBIT "A"

Plat of communitized area covering **1,277.08** acres in Township 24 South, Range 29 East, Section 4 & 9, N.M.P.M., Eddy County, New Mexico.

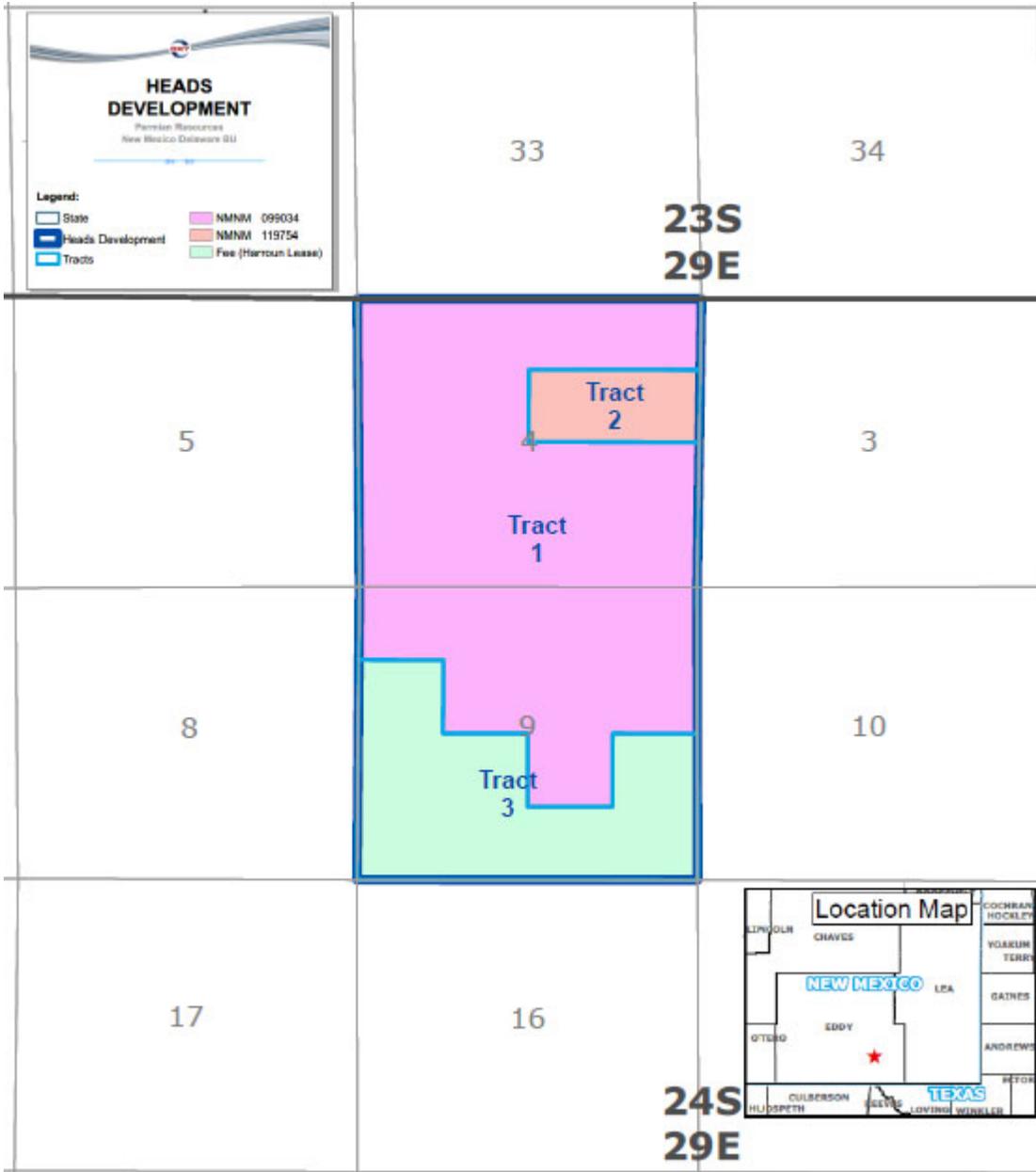


EXHIBIT “B”

To Communitization Agreement dated April 1, 2021 embracing the following described land in Section 4 & Section 9, Township 24 South, Range 29 East, N.M.P.M., Eddy County, New Mexico.

Operator of Communitized Area: OXY USA Inc.

DESCRIPTION OF LEASES COMMITTED

Tract No. 1

Lease Serial Number: NMNM 099034

Description of Land Committed: Township 24 South, Range 29 East,
Section 4: Lots 1 – 4, S/2NW/4, S/2
Section 9: N/2NW/4, SE/4NW/4, NE/4, NW/4SE/4

Number of Acres: 877.08 acres

Current Lessee of Record: EOG Resources Inc.
OXY Y-1 Company

Name of Operating Rights Owners: OXY Y-1 Company. – 20.00%
OXY USA Inc. – 80.00%

Tract No. 2

Lease Serial Number: NMNM 119754

Description of Land Committed: Township 24 South, Range 29 East,
Section 4: S/2NE/4

Number of Gross Acres: 80 acres

Current Lessee of Record: Chevron USA Inc.

Name of Working Interest Owners: OXY USA Inc. – 32.3115042%
OXY Y-1 Company – 66.179258%
OXY USA WTP LP – 1.5092378%

Tract No. 3

Lease Serial No.: Fee
Description of Land Committed: Township 24 South, Range 29 East
Section 9: SW/4, NW/4SW/4, S/2SE/4 & NE/4SE/4
Number of Gross Acres: 320 acres
Authority for Pooling: Lease contains pooling clause
Name and Percent of WI Owners: OXY USA Inc. – 100%

Lease No. 1

Lessor: D.S. Harroun, et al
Lease Owner: OXY USA Inc.
OXY Lease No.: 63021514
Date of Lease: 2/2/1972
Authority for Pooling: Lease contains pooling clause

RECAPITULATION

<u>Tract No.</u>	<u>No. of Acres Committed</u>	<u>Percentage of Interest in Communitized Area</u>
1	877.08	68.6785479%
2	80.00	6.2642904%
<u>3</u>	<u>320.00</u>	<u>25.0571617%</u>
Total	1,277.08	100.0000000%

16661256_v1

DISTRICT I
1625 N. FRENCH DR., HOBBS, NM 88240
Phone: (575) 393-6161 Fax: (575) 393-0720

DISTRICT II
811 S. FIRST ST., ARTESIA, NM 88210
Phone: (575) 748-1283 Fax: (575) 748-9720

DISTRICT III
1000 RIO BRAZOS RD., AZTEC, NM 87410
Phone: (505) 334-6178 Fax: (505) 334-6170

DISTRICT IV
1220 S. ST. FRANCIS DR., SANTA FE, NM 87505
Phone: (505) 476-3460 Fax: (505) 476-3462

State of New Mexico
Energy, Minerals & Natural Resources Department
OIL CONSERVATION DIVISION
1220 SOUTH ST. FRANCIS DR.
Santa Fe, New Mexico 87505

Form C-102

Revised August 1, 2011

Submit one copy to appropriate

District Office

AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number		Pool Code	Pool Name
Property Code	Property Name		Well Number
	HEADS CC 9_4 FEDERAL COM		22H
OGRID No.	Operator Name		Elevation
	OXY USA INC.		2927.4'

Surface Location

UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
D	16	24-S	29-E		760	NORTH	1280	WEST	EDDY

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
4	4	24-S	29-E		20	NORTH	1030	WEST	EDDY

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

PROPOSED BOTTOM HOLE LOCATION NAD 83
Y=456294.8 N
X=646000.0 E
LAT.=32.253976° N
LONG.=103.994764° W

LTP NAD 83
100' FNL & 1030' FWL
Y=456214.8 N
X=646000.3 E
LAT.=32.253756° N
LONG.=103.994763° W

1	Y=456311.0 N X=644969.9 E
2	Y=453660.3 N X=644983.6 E
3	Y=451006.8 N X=644997.4 E
4	Y=448351.8 N X=645008.9 E
5	Y=445695.4 N X=645021.1 E
6	Y=445710.8 N X=647666.6 E
7	Y=451020.7 N X=647641.0 E
8	Y=456320.9 N X=647615.9 E

FTP NAD 83
100' FSL & 1030' FWL
Y=445801.4 N
X=646050.7 E
LAT.=32.225131° N
LONG.=103.994707° W

KOP NAD 83
50' FSL & 1030' FWL
Y=445751.4 N
X=646050.9 E
LAT.=32.224993° N
LONG.=103.994707° W

SURFACE LOCATION NAD 83
Y=444942.7 N
X=646307.1 E
LAT.=32.222768° N
LONG.=103.993886° W

PROPOSED BOTTOM HOLE LOCATION NAD 27
Y=456235.6 N
X=604816.4 E
LAT.=32.253854° N
LONG.=103.994274° W

LTP NAD 27
100' FNL & 1030' FWL
Y=456155.6 N
X=604816.8 E
LAT.=32.253634° N
LONG.=103.994273° W

1	Y=456251.8 N X=603786.3 E
2	Y=453601.2 N X=603800.0 E
3	Y=450947.8 N X=603813.7 E
4	Y=448292.8 N X=603825.1 E
5	Y=445636.4 N X=603837.3 E
6	Y=445651.8 N X=606482.7 E
7	Y=450961.7 N X=606457.3 E
8	Y=456261.7 N X=606432.3 E

FTP NAD 27
100' FSL & 1030' FWL
Y=445742.4 N
X=604866.8 E
LAT.=32.225008° N
LONG.=103.994218° W

KOP NAD 27
50' FSL & 1030' FWL
Y=445692.4 N
X=604867.0 E
LAT.=32.224871° N
LONG.=103.994217° W

SURFACE LOCATION NAD 27
Y=444883.8 N
X=605123.2 E
LAT.=32.222646° N
LONG.=103.993397° W

OPERATOR CERTIFICATION

I hereby certify that the information herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

Signature _____ Date _____

Printed Name _____

E-mail Address _____

SURVEYOR CERTIFICATION

I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

JANUARY 2, 2020

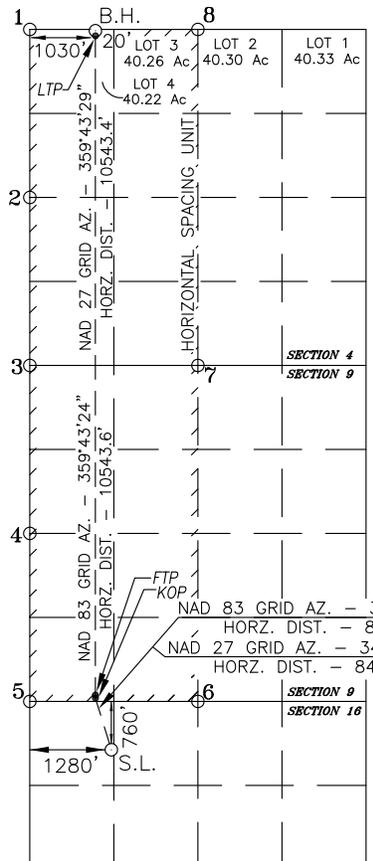
Date of Survey _____

Signature & Seal of Professional Surveyor



Chad Harcrow 1/13/20

Certificate No. CHAD HARCROW 17777
W.O. #19-2377 DRAWN BY: DS



The diagram shows a well location plat with a grid of sections. The well location is marked with a star and labeled 'B.H.' (Bottom Hole) and 'S.L.' (Surface Location). The diagram includes lot numbers (LOT 1, LOT 2, LOT 3, LOT 4), section numbers (SECTION 4, SECTION 9, SECTION 18), and various survey points (FTP, KOP, LTP). Dimensions and bearings are provided for the well location and the surface location. The diagram also shows the horizontal spacing unit and the grid azimuths for NAD 83 and NAD 27.

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DISTRICT IV
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State of New Mexico
Energy, Minerals & Natural Resources Department
OIL CONSERVATION DIVISION
1220 SOUTH ST. FRANCIS DR.
Santa Fe, New Mexico 87505

Form C-102
Revised August 1, 2011
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AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number 30-015-	Pool Code 96473	Pool Name PIERCE CROSSING, BONE SPRING, EAST
Property Code	Property Name HEADS CC 9_4 FEDERAL COM	Well Number 23H
OGRID No. 16696	Operator Name OXY USA INC.	Elevation 2927.4'

Surface Location

UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
D	16	24-S	29-E		762	NORTH	1310	WEST	EDDY

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
3	4	24-S	29-E		20	NORTH	1740	WEST	EDDY

Dedicated Acres	Joint or Infill Y	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

<p><u>PROPOSED BOTTOM HOLE LOCATION NAD 83</u> Y=456297.5 N X=646710.0 E LAT.=32.253977° N LONG.=103.992467° W</p> <p>LTP NAD 83 100' FNL & 1740' FWL Y=456217.5 N X=646710.3 E LAT.=32.253757° N LONG.=103.992467° W</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">NAD 83 POINT LEGEND</th> </tr> </thead> <tbody> <tr><td>1</td><td>Y=456311.0 N X=644969.9 E</td></tr> <tr><td>2</td><td>Y=453660.3 N X=644983.6 E</td></tr> <tr><td>3</td><td>Y=451006.8 N X=644997.4 E</td></tr> <tr><td>4</td><td>Y=448351.8 N X=645008.9 E</td></tr> <tr><td>5</td><td>Y=445695.4 N X=645021.1 E</td></tr> <tr><td>6</td><td>Y=445710.8 N X=647666.6 E</td></tr> <tr><td>7</td><td>Y=451020.7 N X=647641.0 E</td></tr> <tr><td>8</td><td>Y=456320.9 N X=647615.9 E</td></tr> </tbody> </table> <p>FTP NAD 83 100' FSL & 1740' FWL Y=445805.5 N X=646760.6 E LAT.=32.225136° N LONG.=103.992411° W</p> <p>KOP NAD 83 50' FSL & 1740' FWL Y=445755.5 N X=646760.9 E LAT.=32.224998° N LONG.=103.992411° W</p> <p><u>SURFACE LOCATION NAD 83</u> Y=444940.5 N X=646337.2 E LAT.=32.222762° N LONG.=103.993789° W</p>	NAD 83 POINT LEGEND		1	Y=456311.0 N X=644969.9 E	2	Y=453660.3 N X=644983.6 E	3	Y=451006.8 N X=644997.4 E	4	Y=448351.8 N X=645008.9 E	5	Y=445695.4 N X=645021.1 E	6	Y=445710.8 N X=647666.6 E	7	Y=451020.7 N X=647641.0 E	8	Y=456320.9 N X=647615.9 E		<p><u>PROPOSED BOTTOM HOLE LOCATION NAD 27</u> Y=456238.3 N X=605526.4 E LAT.=32.253855° N LONG.=103.991977° W</p> <p>LTP NAD 27 100' FNL & 1740' FWL Y=456158.3 N X=605526.8 E LAT.=32.253635° N LONG.=103.991976° W</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">NAD 27 POINT LEGEND</th> </tr> </thead> <tbody> <tr><td>1</td><td>Y=456251.8 N X=603786.3 E</td></tr> <tr><td>2</td><td>Y=453601.2 N X=603800.0 E</td></tr> <tr><td>3</td><td>Y=450947.8 N X=603813.7 E</td></tr> <tr><td>4</td><td>Y=448292.8 N X=603825.1 E</td></tr> <tr><td>5</td><td>Y=445636.4 N X=603837.3 E</td></tr> <tr><td>6</td><td>Y=445651.8 N X=606482.7 E</td></tr> <tr><td>7</td><td>Y=450961.7 N X=606457.3 E</td></tr> <tr><td>8</td><td>Y=456261.7 N X=606432.3 E</td></tr> </tbody> </table> <p>FTP NAD 27 100' FSL & 1740' FWL Y=445746.5 N X=605576.8 E LAT.=32.225013° N LONG.=103.991922° W</p> <p>KOP NAD 27 50' FSL & 1740' FWL Y=445696.5 N X=605577.0 E LAT.=32.224876° N LONG.=103.991921° W</p> <p><u>SURFACE LOCATION NAD 27</u> Y=444881.6 N X=605153.4 E LAT.=32.222639° N LONG.=103.993300° W</p>	NAD 27 POINT LEGEND		1	Y=456251.8 N X=603786.3 E	2	Y=453601.2 N X=603800.0 E	3	Y=450947.8 N X=603813.7 E	4	Y=448292.8 N X=603825.1 E	5	Y=445636.4 N X=603837.3 E	6	Y=445651.8 N X=606482.7 E	7	Y=450961.7 N X=606457.3 E	8	Y=456261.7 N X=606432.3 E
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<p style="text-align: center;">OPERATOR CERTIFICATION</p> <p style="text-align: center;"><i>I hereby certify that the information herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.</i></p> <p style="text-align: right;"><i>Stephen Janacek</i> 02/24/2020</p> <p>Signature _____ Date _____ Stephen Janacek Printed Name _____ stephen_janacek@oxy.com E-mail Address _____</p> <p style="text-align: center;">SURVEYOR CERTIFICATION</p> <p style="text-align: center;"><i>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</i></p> <p style="text-align: center;">JANUARY 2, 2020</p> <p style="text-align: center;">Date of Survey _____</p> <p>Signature & Seal of Professional Surveyor</p> <div style="text-align: center;"> </div> <p style="text-align: right;"><i>Chad Harcrow</i> 1/13/20</p> <p>Certificate No. CHAD HARCROW 17777 W.O. #19-2378 DRAWN BY: DS</p>																																						

DISTRICT I
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State of New Mexico
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OIL CONSERVATION DIVISION
1220 SOUTH ST. FRANCIS DR.
Santa Fe, New Mexico 87505

Form C-102
Revised August 1, 2011
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AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number 30-015-	Pool Code 96473	Pool Name Pierce Crossing Bare Spring, East
Property Code	Property Name HEADS CC 9_4 FEDERAL COM	Well Number 24H
OGRID No. 16694	Operator Name OXY USA INC.	Elevation 2932.0'

Surface Location

UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
0	9	24-S	29-E		487	SOUTH	1667	EAST	EDDY

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
2	4	24-S	29-E		20	NORTH	2240	EAST	EDDY

Dedicated Acres 640	Joint or Infill Y	Consolidation Code	Order No.
-------------------------------	-----------------------------	--------------------	-----------

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PROPOSED BOTTOM HOLE LOCATION
Y=456302.3 N
X=648022.8 E
LAT.=32.253979° N
LONG.=103.988220° W

FTP
100' FSL & 2240' FEL
Y=445813.1 N
X=648071.6 E
LAT.=32.225145° N
LONG.=103.988171° W

KOP
50' FSL & 2240' FEL
Y=445763.1 N
X=648071.8 E
LAT.=32.225008° N
LONG.=103.988171° W

SURFACE LOCATION
Y=446202.9 N
X=648642.8 E
LAT.=32.226212° N
LONG.=103.986320° W

OPERATOR CERTIFICATION
I hereby certify that the information herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

David Stewart
Signature Date
David Stewart
Printed Name
David.Stewart@oxy.com
E-mail Address

SURVEYOR CERTIFICATION
I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

MAY 30, 2019
Date of Survey

Signature & Seal of Professional Surveyor

Chad Harcrow
6/25/19
Certificate No. CHAD HARCROW 17777
W.O. #19-338 DRAWN BY: AM

POINT LEGEND

1	Y=456330.3 N	X=650262.8 E
2	Y=453888.3 N	X=650273.5 E
3	Y=451034.0 N	X=650284.7 E
4	Y=448382.0 N	X=650298.1 E
5	Y=445726.2 N	X=650312.0 E
6	Y=445710.8 N	X=647866.8 E
7	Y=451020.7 N	X=647841.0 E
8	Y=456320.9 N	X=647615.9 E

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AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number 30-05-	Pool Code 96473	Pool Name Pierce Crossing Bone Spring, East
Property Code	Property Name HEADS CC 9_4 FEDERAL COM	Well Number 25H
OGRID No. 16696	Operator Name OXY USA INC.	Elevation 2932.0'

Surface Location

UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
0	9	24-S	29-E		482	SOUTH	1632	EAST	EDDY

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
2	4	24-S	29-E		20	NORTH	1340	EAST	EDDY

Dedicated Acres 640	Joint or Infill Y	Consolidation Code	Order No.
-------------------------------	-----------------------------	--------------------	-----------

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PROPOSED BOTTOM HOLE LOCATION
Y=456305.5 N
X=648922.8 E
LAT.=32.253980° N
LONG.=103.985309° W

POINT LEGEND	
1	Y=456330.3 N X=650282.8 E
2	Y=453688.3 N X=650273.5 E
3	Y=451034.0 N X=650284.7 E
4	Y=448382.0 N X=650298.1 E
5	Y=445726.2 N X=650312.0 E
6	Y=445710.8 N X=647866.6 E
7	Y=451020.7 N X=647641.0 E
8	Y=456320.9 N X=647615.9 E

SURFACE LOCATION
Y=446198.6 N
X=648677.5 E
LAT.=32.226200° N
LONG.=103.986208° W

LOT 4 40.22 Ac, LOT 3 40.26 Ac, LOT 2 40.30 Ac, LOT 1 40.33 Ac

SECTION 4, SECTION 9

GRID AZ. - 359°44'02"
HORZ. DIST. - 10537.3'

GRID AZ. - 145°37'43"
HORZ. DIST. - 521.2'

20' B.H., 1340'

100' FNL & 1340' FEL
Y=456225.5 N
X=648923.2 E
LAT.=32.253760° N
LONG.=103.985308° W

* ALL COORDINATES ARE NAD 83 VALUES

50' FSL & 1340' FEL
Y=445768.4 N
X=648971.8 E
LAT.=32.225014° N
LONG.=103.985261° W

OPERATOR CERTIFICATION

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David Stewart 9/4/19
Signature Date

David Stewart
Printed Name

dstewart@oxy.com
E-mail Address

SURVEYOR CERTIFICATION

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MAY 30, 2019
Date of Survey

Signature & Seal of Professional Surveyor

Chad L. HARCROW
NEW MEXICO
LICENSED PROFESSIONAL SURVEYOR
17777

6/25/19
Certificate No. CHAD HARCROW 17777
W.O. #19-339 DRAWN BY: AM

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AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number 30-015-	Pool Code 96473	Pool Name Pierce Crossing Bone Springs East
Property Code	Property Name HEADS CC 9_4 FEDERAL COM	Well Number 26H
OGRID No. 16696	Operator Name OXY USA INC.	Elevation 2932.1'

Surface Location

UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
6	9	24-S	29-E		478	SOUTH	1597	EAST	EDDY

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
1	4	24-S	29-E		20	NORTH	440	EAST	EDDY

Dedicated Acres	Joint or Infill	Consolidation Code	Order No.
640	Y		

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PROPOSED BOTTOM HOLE LOCATION
Y=456308.7 N
X=649822.8 E
LAT.=32.253981° N
LONG.=103.982397° W

POINT LEGEND	
1	Y=456330.3 N X=850262.8 E
2	Y=453688.3 N X=850273.5 E
3	Y=451034.0 N X=850284.7 E
4	Y=448382.0 N X=850298.1 E
5	Y=445726.2 N X=850312.0 E
6	Y=445710.8 N X=647666.6 E
7	Y=451020.7 N X=647641.0 E
8	Y=456320.9 N X=647615.9 E

SURFACE LOCATION
Y=446194.3 N
X=648712.4 E
LAT.=32.226188° N
LONG.=103.986095° W

* ALL COORDINATES ARE NAD 83 VALUES

OPERATOR CERTIFICATION

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David Stewart
Signature Date
David Stewart
Printed Name
david_stewart@oxy.com
E-mail Address

SURVEYOR CERTIFICATION

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MAY 30, 2019
Date of Survey

Signature & Seal of Professional Surveyor

Chad Hargrow 6/25/19
Certificate No. CHAD HARCROW 17777
W.O. #19-340 DRAWN BY: AM

29

28

27

Map Key:
 Purple cross hatch: Federal Lands
 Blue cross hatch: State Lands
 No cross hatch: Fee Lands

32

Chevron USA Inc.

Tap Rock Resources, LLC

34

Tap Rock Resources, LLC

33

Chevron USA Inc.

3

OXY USA Inc.
 Devon Energy Prod. Co.
 Enerstar Resources O&G LLC
 Bob Blundell Jr.
 Vision Energy Inc.

5

4

OXY USA Inc.
 Devon Energy Prod. Co.
 Enerstar Resources O&G LLC
 Bob Blundell Jr.
 Vision Energy Inc.

8

OXY USA Inc.
 Concho Oil & Gas LLC
 COG Operating LLC
 EOG Resources Inc.
 Heidi Barton
 Roy G. Barton
 NMLC-065970-C Owners
 (see attached list)

9

10

OXY USA Inc.
 Siete Oil & Gas Corp.
 Phillips 66 Nat Gas
 SM Energy Co
 Riverhill Energy Co.

16

OXY USA Inc.

BEFORE THE OIL CONSERVATION DIVISION
 Santa Fe, New Mexico
 Exhibit No. B4
 Submitted by: OXY USA INC.
 Hearing Date: May 06, 2021
 Case No. 21873

OXY USA Inc.
 XTO Holdings LLC
 Rutter & Wilbanks Corporation
 OXY USA WTP LP
 Penwell Energy Inc.
 McNic O&G Properties
 PXP Producing Co. LLC
 Collins & Ware Inc.

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

**APPLICATION OF OXY USA INC. FOR
APPROVAL OF 1,277.08-ACRE NON-
STANDARD SPACING UNITS IN THE
BONE SPRING & WOLFCAMP
FORMATIONS COMPRISED OF
ACREAGE SUBJECT TO A PROPOSED
COMMUNITIZATION AGREEMENT,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 21873

**AFFIDAVIT OF TONY TROUTMAN
IN SUPPORT OF CASE NO. 21873**

Tony J. Troutman, of lawful age and being first duly sworn, declares as follows:

1. My name is Tony J. Troutman. I work for Occidental Petroleum Company (“Oxy”) as a geologist.
2. I have previously testified before the New Mexico Oil Conservation Division as an expert witness in petroleum geology. My credentials as a petroleum geologist have been accepted by the Division and made a matter of record.
3. I am familiar with the application filed by Oxy in this case for approval of a non-standard horizontal spacing unit in the Bone Spring formation, and I have conducted a geologic study of the lands in the subject area.
4. Oxy is targeting the Bone Spring formation with this proposed non-standard unit.
5. **Oxy Exhibit C-1** is a locator map that outlines the proposed non-standard spacing unit in the Bone Spring formation. It shows the path of the wellbores for the **Heads CC 9_4 Federal Com #22H, #23H, #24H, #25H, and #26H wells.**
6. **Oxy Exhibit C-2** depicts a subsea structure map that I prepared off the top of the Bone Spring formation with a contour interval of 25 feet. The **Heads CC 9_4 Federal Com #22H,**

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. C
Submitted by: OXY USA INC.
Hearing Date: May 06, 2021
Case No. 21873

#23H, #24H, #25H, and #26H wells are depicted with red lines, and I have identified the surface and bottom hole locations for the wells. The structure map shows the top of the Bone Spring is gently dipping to the east. The structure appears consistent across the intended wellbore paths. I do not observe any faulting, pinchouts, or other geologic impediments to horizontal drilling these proposed wells within this non-standard spacing unit in the Bone Spring formation.

7. **Oxy Exhibit C-2** also shows the location of the wells used to create the stratigraphic cross-section from A to A' on **Oxy Exhibit C-3**. These three wells are representative of the geology in the Bone Spring formation underlying the proposed non-standard horizontal spacing unit.

8. **Oxy Exhibit C-3** is a stratigraphic cross-section that I prepared displaying open-hole logs run over the lower Bone Spring formation from the three representative wells denoted from A to A' on Oxy Exhibit C-2. For each well in the cross-section, the exhibit shows the following logs: gamma ray, resistivity, and porosity. The targeted interval is labeled and marked. The logs in the cross-section demonstrate that the targeted interval, within the Bone Spring formation, is consistent in thickness, across the proposed nonstandard horizontal spacing unit.

9. In my opinion, the standup orientation of the wells is the preferred orientation for horizontal well development of the targeted interval in the Bone Spring formation in this area. This standup orientation will efficiently and effectively develop the subject acreage, and the proposed non-standard unit will result in significant efficiencies due to the ability of Oxy to consolidate surface facilities.

10. In my opinion, each tract comprising the proposed non-standard horizontal spacing unit will be productive and contribute more-or-less equally to production from the wellbore.

11. In my opinion, the granting of Oxy's applications in these cases is in the best interest of conservation, the prevention of waste, and protection of correlative rights.

12. **Oxy Exhibits C-1 through C-3** were either prepared by me or compiled under my direction and supervision.

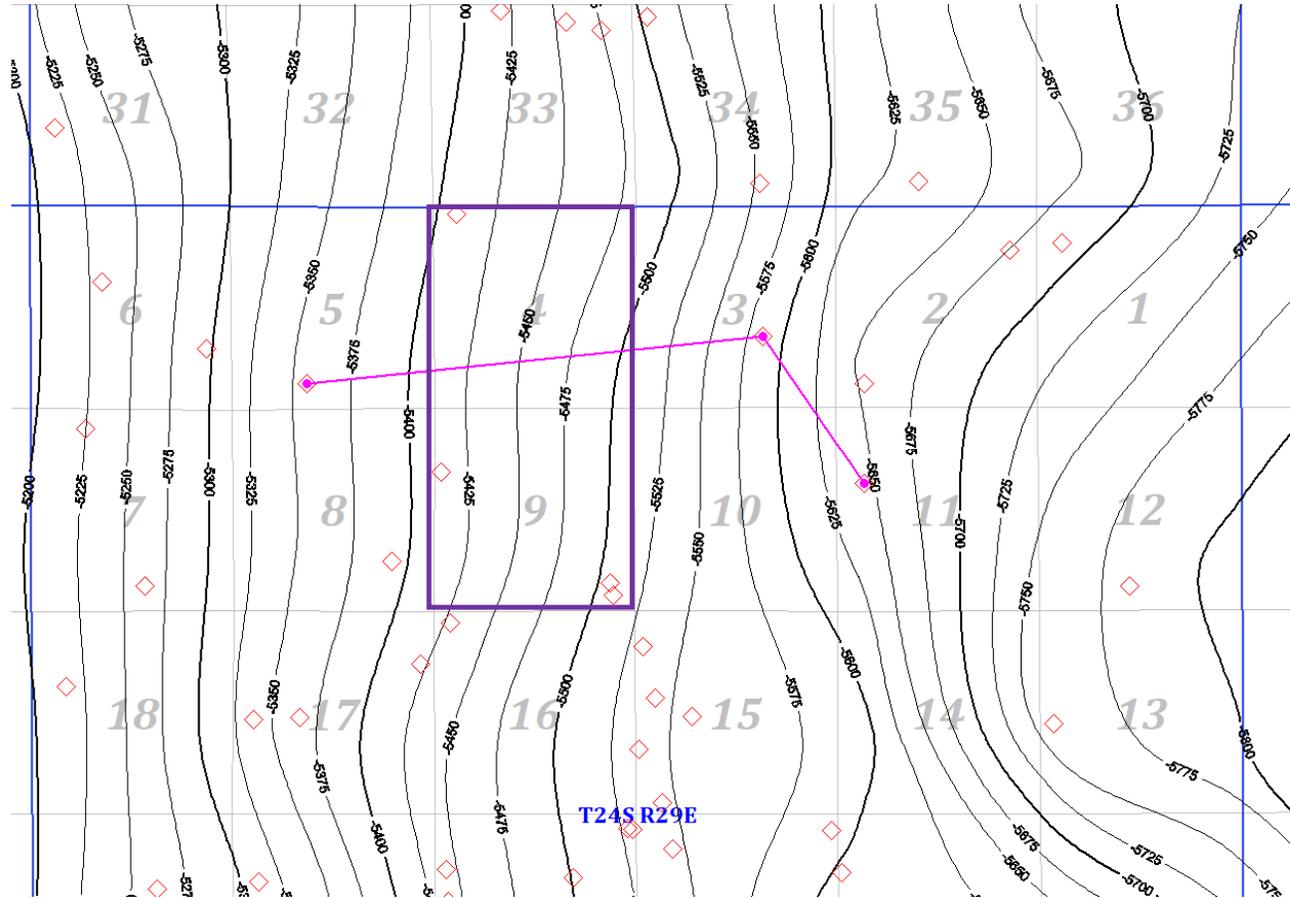
FURTHER AFFIANT SAYETH NOT.

Heads: Subsea Structure Map 2nd Bone Spring

 Project area

 Control points

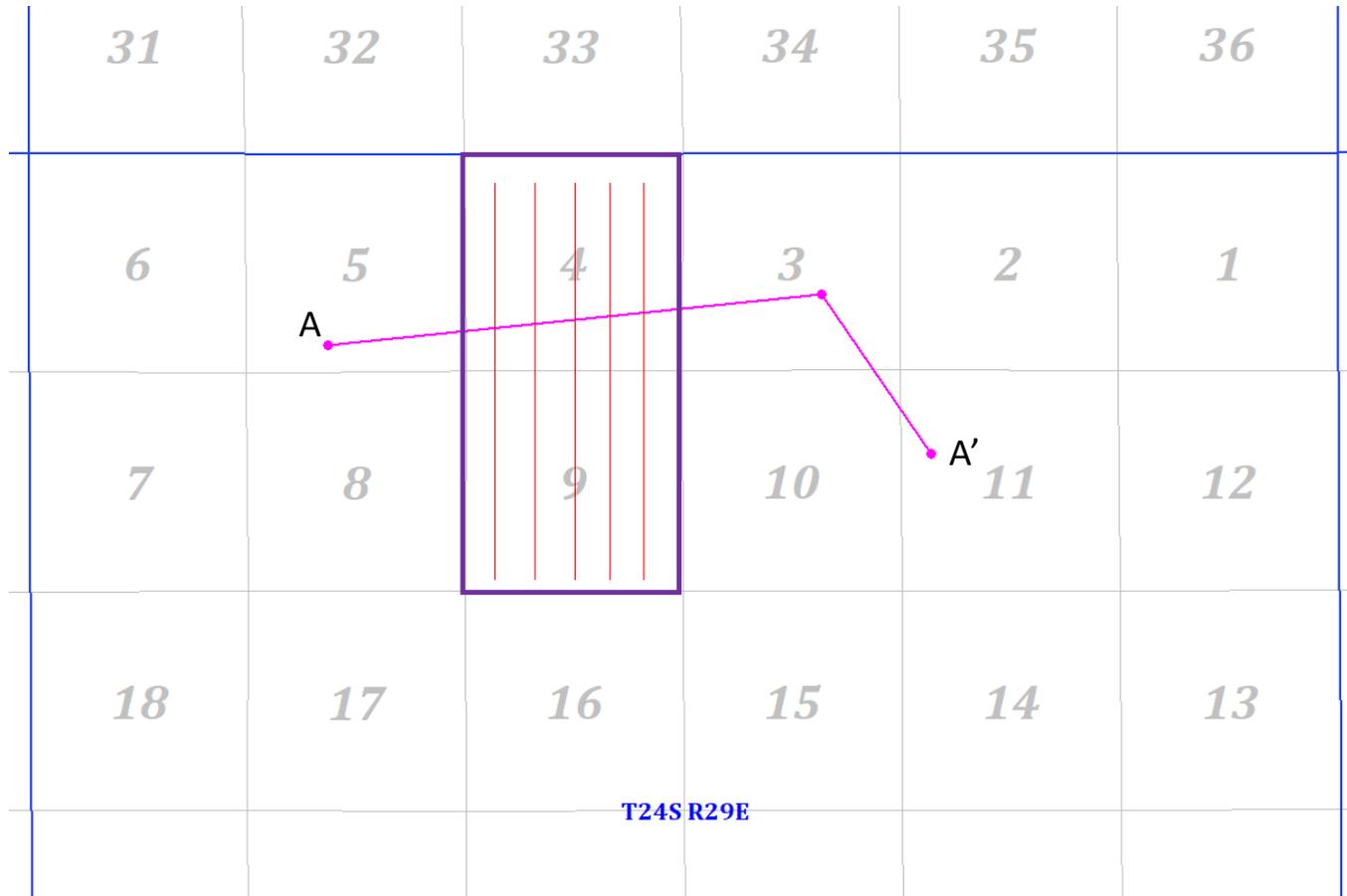
Contour Interval 25 ft.



Author: Tony Troutman, Geological Advisor, Oxy USA, Inc., 5/4/2021

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. C1
Submitted by: OXY USA INC.
Hearing Date: May 06, 2021
Case No. 21873

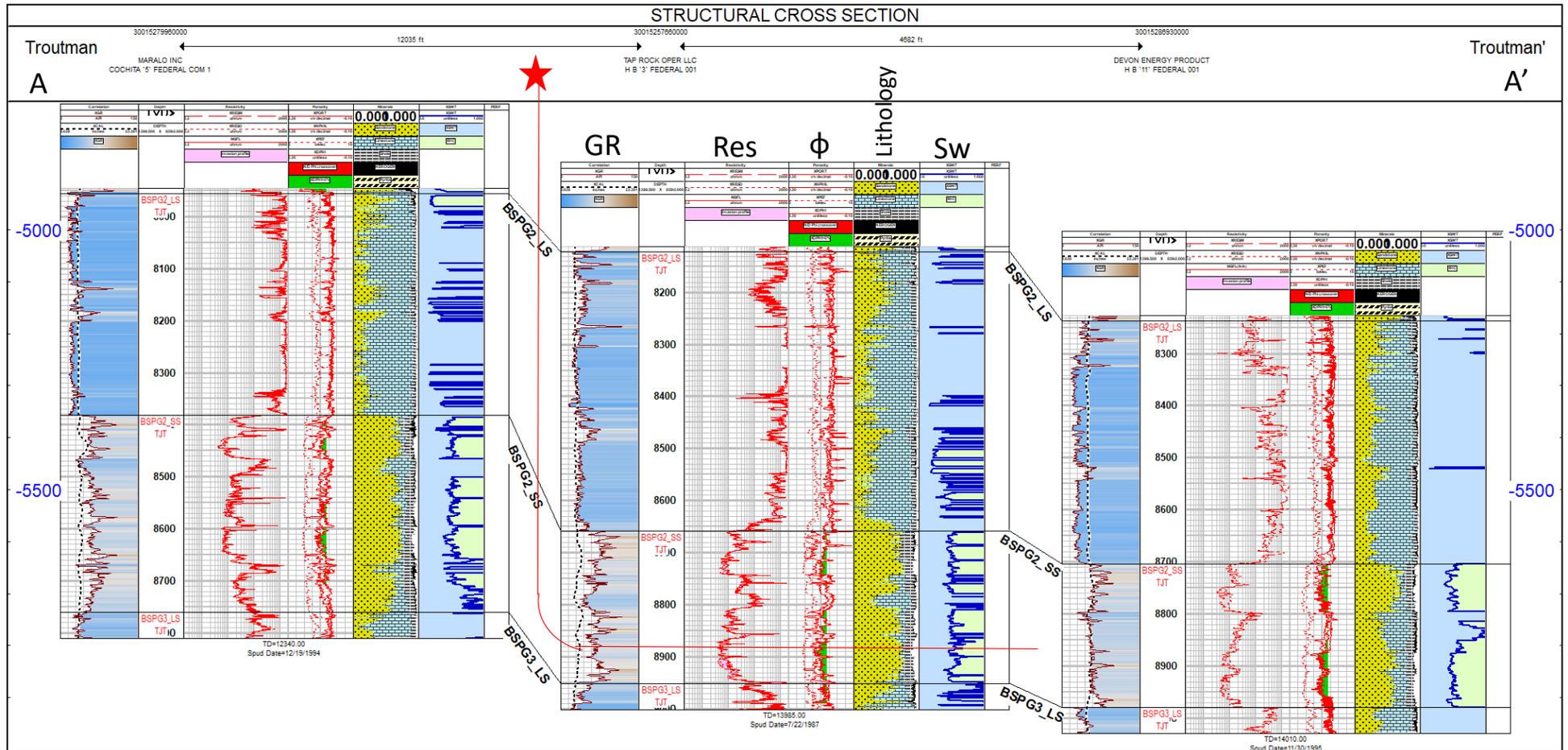
Tails: Cross section location map



Author: Tony Troutman, Geological Advisor, Oxy USA, Inc., 5/4/2021

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. C2
Submitted by: OXY USA INC.
Hearing Date: May 06, 2021
Case No. 21873

Heads: Cross-section



Author: Tony Troutman, Geological Advisor, Oxy USA, Inc., 11/30/2020

BEFORE THE OIL CONSERVATION DIVISION
 Santa Fe, New Mexico
 Exhibit No. C3
 Submitted by: OXY USA INC.
 Hearing Date: May 06, 2021
 Case No. 21873



Michael H. Feldewert
Phone (505) 988-4421
Fax (505) 983-6043
mfeldewert@hollanhart.com

April 16, 2021

VIA CERTIFIED MAIL
CERTIFIED RECEIPT REQUESTED

TO: ALL AFFECTED PARTIES

Re: Application of OXY USA Inc. for approval of 1,277.08-acre non-standard spacing units in the Bone Spring & Wolfcamp formations comprised of acreage subject to a proposed communitization agreement, Eddy County, New Mexico.
Heads CC 9 4 Federal Com #22H-#26H, #31H-#33H, #36H, #38H wells

Ladies & Gentlemen:

This letter is to advise you that OXY USA Inc. has filed the enclosed application with the New Mexico Oil Conservation Division.

During the COVID-19 Public Health Emergency, state buildings are closed to the public and hearings will be conducted remotely. The hearing will be conducted on May 6, 2021 beginning at 8:15 a.m., until it is concluded. To participate in the electronic hearing, see the instructions posted on the OCD Hearings website: <http://www.emnrd.state.nm.us/OCD/announcements.html>.

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 four business days in advance of a scheduled hearing. This statement must be filed online or in person at the Division's Santa Fe office and should 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 Peter Van Liew, at (713) 627-6880, or Peter_VanLiew@OXY.com.

Sincerely,

Michael H. Feldewert
ATTORNEY FOR OXY USA INC.

Oxy - Heads NSU
Case No. 21873 Postal Delivery Report

TrackingNo	ToName	DeliveryAddress	City	State	Zip	USPS_Status
9414811898765896737119	Tap Rock Resources, LLC	523 Park Point Dr Ste 200	Golden	CO	80401-9387	Your item has been delivered to an agent for final delivery in GOLDEN, CO 80401 on April 19, 2021 at 1:11 pm.
9414811898765896737317	Devon Energy Production Co, LP	333 W Sheridan Ave	Oklahoma City	OK	73102-5010	Your item was delivered at 8:17 am on April 20, 2021 in OKLAHOMA CITY, OK 73102.
9414811898765896737355	Enerstar Resources O&G LLC	PO Box 606	Carlsbad	NM	88221-0606	Your item was delivered at 3:05 pm on April 28, 2021 in CARLSBAD, NM 88220.
9414811898765896737362	Bob Blundell Jr.	2924 Colfax Ave	Pueblo	CO	81008-1207	Your item arrived at the PUEBLO, CO 81008 post office at 10:13 am on April 28, 2021 and is ready for pickup.
9414811898765896737324	Vision Energy Inc.	PO Box 2459	Carlsbad	NM	88221-2459	Your item was delivered at 12:21 pm on April 26, 2021 in CARLSBAD, NM 88220.
9414811898765896737300	XTO Holdings LLC	22777 Springwoods Village Pkwy	Spring	TX	77389-1425	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765896737393	Rutter & Wilbanks Corporation	PO Box 3186	Midland	TX	79702-3186	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765896737348	Penwell Energy Inc	600 N Marienfeld St unit 1100	Midland	TX	79701-4395	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896737386	McNic O&G Properties	1360 Post Oak Blvd	Houston	TX	77056-3030	Your item was delivered to the front desk, reception area, or mail room at 12:23 pm on April 19, 2021 in HOUSTON, TX 77056.
9414811898765896737331	PXP Producing Co. LLC & Collins & Ware Inc.	PO Box 2504	Houston	TX	77252-2504	Your item departed our USPS facility in ALBUQUERQUE, NM 87101 on May 2, 2021 at 2:20 am. The item is currently in transit to the destination.
9414811898765896737058	Siete Oil & Gas Corp	PO Box 2523	Roswell	NM	88202-2523	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765896737157	Chevron U.S.A. Inc., Attn Land Department	6301 Deauville	Midland	TX	79706-2964	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765896737065	Phillips 66 Nat Gas	4001 Penbrook St Ste 324	Odessa	TX	79762-5977	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896737027	SM Energy Co	1775 N Sherman St Ste 1200	Denver	CO	80203-4339	Your item has been delivered to an agent for final delivery in DENVER, CO 80203 on April 19, 2021 at 4:10 pm.
9414811898765896737003	Riverhill Energy Co	PO Box 2726	Midland	TX	79702-2726	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896737096	Calvin Tennison	2401 Martin Ln	Carlsbad	NM	88220-3681	Your item was delivered at 8:27 am on April 21, 2021 in CARLSBAD, NM 88220.
9414811898765896737041	UTI Energy Corp	500 N Loraine St Ste 1070	Midland	TX	79701-4761	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896737089	Kaiser-Francis Oil Co	PO Box 21468	Tulsa	OK	74121-1468	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765896737034	WK Land Co	911 Kimbark St	Longmont	CO	80501-4510	Your item was delivered to an individual at the address at 12:50 pm on April 19, 2021 in LONGMONT, CO 80501.
9414811898765896737072	Robert L Austin	PO Box 159	Stafford	KS	67578-0159	Your item was delivered at 8:45 am on April 19, 2021 in STAFFORD, KS 67578.
9414811898765896737416	Richard K Barr	4307 Valley Dr	Midland	TX	79707-3643	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.

Oxy - Heads NSU
Case No. 21873 POstal Delivery Report

9414811898765896737454	Apache Corp	2000 Post Oak Blvd Ste 100	Houston	TX	77056-4497	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765896737164	Bureau of Land Management	301 Dinosaur Trl	Santa Fe	NM	87508-1560	Your item was delivered to an individual at the address at 2:06 pm on April 19, 2021 in SANTA FE, NM 87508.
9414811898765896737461	Bonnie Pulliam	1712 Frank Marion Ln	Durham	CA	95938-9788	Your item was delivered at 3:37 pm on April 20, 2021 in DURHAM, CA 95938.
9414811898765896737409	Robert L Austin Trust	PO Box 159	Stafford	KS	67578-0159	Your item was delivered at 8:45 am on April 19, 2021 in STAFFORD, KS 67578.
9414811898765896737492	Susan M Roberts	RR 4 Box 9	Hastings	NE	68901	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896737447	Dominion OK TX Expl & Prod inc	14000 Quail Springs Pkwy Ste 600	Oklahoma City	OK	73134-2658	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765896737485	Chevron USA Holdings Inc.	6301 Deauville	Midland	TX	79706-2964	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765896737430	Magnum Hunter Production Inc	202 S Cheyenne Ave Ste 1000	Tulsa	OK	74103-3001	Your item was delivered to an individual at the address at 9:57 am on April 19, 2021 in TULSA, OK 74103.
9414811898765896737478	Morrison Foundation	PO Box 737	Salina	KS	67402-0737	Your item was delivered at 8:47 am on April 20, 2021 in SALINA, KS 67401.
9414811898765896737515	Richard Morrison	3265 E Country Club Rd	Salina	KS	67401-9528	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896737553	Roger Morrison	210 Greenway Rd	Salina	KS	67401-3534	Your item was delivered to an individual at the address at 10:28 am on April 19, 2021 in SALINA, KS 67401.
9414811898765896737560	Jack May	PO Box 3000	Tulsa	OK	74101	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896737126	New Mexico State Land Office	310 Old Santa Fe Trl	Santa Fe	NM	87501-2708	Your item was picked up at a postal facility at 7:13 am on April 19, 2021 in SANTA FE, NM 87501.
9414811898765896737522	Fred Newcomb	5452 W 96th St	Los Angeles	CA	90045	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896737508	NEG Operating LLC	4925 Greenville Ave Ste 1400	Dallas	TX	75206-4085	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765896737591	Edge Petroleum Expl Co	1301 Travis St Ste 2000	Houston	TX	77002-7430	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896737546	Chisos Ltd	1331 Lamar St Ste 1077	Houston	TX	77010-3135	Your item was delivered to the front desk, reception area, or mail room at 6:20 pm on April 19, 2021 in HOUSTON, TX 77010.
9414811898765896737584	Glenna V Anderson	2329 E Live Oak Dr	Los Angeles	CA	90068-2525	The delivery status of your item has not been updated as of April 21, 2021, 12:26 am. We apologize that it may arrive later than expected.
9414811898765896737539	William J French	PO Box 3000	Tulsa	OK	74101	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896737577	Judy J Flick	36 Bryan Court	Danville	CA	94526	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896736211	RF Fort	PO Box 2044	Midland	TX	79702-2044	Your item was delivered at 3:43 pm on April 27, 2021 in MIDLAND, TX 79701.
9414811898765896736259	Norman B Frost	PO Box 3000	Tulsa	OK	74101	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.

Oxy - Heads NSU
Case No. 21873 POstal Delivery Report

9414811898765896736266	Barbara M Hart	2730 Miradero Dr	Santa Barbara	CA	93105-3022	Your item was delivered to an individual at the address at 3:30 pm on April 19, 2021 in SANTA BARBARA, CA 93105.
9414811898765896737102	Concho Oil & Gas LLC	600 W Illinois Ave	Midland	TX	79701-4882	Your item was picked up at a postal facility at 8:43 am on April 19, 2021 in MIDLAND, TX 79701.
9414811898765896736228	Carol Day	1007 Sylvan Meadows Dr	Modesto	CA	95356-2002	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896736297	Grace M Eads	4367 Deerpark Ct	Westlake Vlg	CA	91361-4512	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896736242	Alma Tennison	2401 Martin Ln	Carlsbad	NM	88220-3681	Your item was delivered at 8:27 am on April 21, 2021 in CARLSBAD, NM 88220.
9414811898765896736235	Cross Border Resources Inc	14282 Gillis Rd	Farmers Branch	TX	75244-3715	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896736273	Mewbourne Oil Co	500 W Texas Ave Ste 1020	Midland	TX	79701-4279	Your item was delivered to an individual at the address at 12:25 pm on April 19, 2021 in MIDLAND, TX 79701.
9414811898765896736815	Scott E Wilson	4306 Crestgate Ave	Midland	TX	79707-2721	Your item was delivered to an individual at the address at 10:42 am on April 19, 2021 in MIDLAND, TX 79707.
9414811898765896736860	Manix Energy	PO Box 2818	Midland	TX	79702-2818	Your item was delivered at 9:29 am on April 27, 2021 in MIDLAND, TX 79701.
9414811898765896736822	Petrohawk Energy Corp	1100 Louisiana St unit 5600	Houston	TX	77002-5227	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765896736808	Rutter and Wilbanks Corporation	PO Box 3186	Midland	TX	79702-3186	Your item was delivered at 10:34 am on April 23, 2021 in MIDLAND, TX 79701.
9414811898765896736891	BK Exploration Corporation	PO Box 52098	Tulsa	OK	74152-0098	Your item was delivered at 5:40 pm on April 20, 2021 in TULSA, OK 74114.
9414811898765896737140	COG Operating LLC	600 W Illinois Ave	Midland	TX	79701-4882	Your item was picked up at a postal facility at 8:43 am on April 19, 2021 in MIDLAND, TX 79701.
9414811898765896736846	Lawrence W. & Sally H. Robinette	8023 South 88th Avenue	Tulsa	OK	74133	This is a reminder to arrange for redelivery of your item or your item will be returned to sender.
9414811898765896736884	Curtis A. and Edna I. Anderson	3807 S County Road 1135	Midland	TX	79706-5441	Your item was delivered to the front desk, reception area, or mail room at 11:31 am on April 19, 2021 in MIDLAND, TX 79706.
9414811898765896736839	Mobil Producing Texas & New Mexico Inc.	22777 Springwoods Village Pkwy	Spring	TX	77389-1425	Your package will arrive later than expected, but is still on its way. It is currently in transit to the next facility.
9414811898765896736877	Collins & Ware, Inc.	508 W Wall St	Midland	TX	79701-5068	Your item was delivered to an individual at the address at 1:15 pm on April 19, 2021 in MIDLAND, TX 79701.
9414811898765896737188	EOG Resources Inc	5509 Champions Dr	Midland	TX	79706-2843	Your item was picked up at a postal facility at 8:00 am on April 21, 2021 in MIDLAND, TX 79701.
9414811898765896737133	Heidi Barton	2008 N Vega Ct	Hobbs	NM	88240-3446	Your item was delivered to an individual at the address at 3:41 pm on April 19, 2021 in HOBBS, NM 88240.
9414811898765896737171	Roy G. Barton III	1919 N Turner St	Hobbs	NM	88240-2712	Your item was delivered to an individual at the address at 11:50 am on April 19, 2021 in HOBBS, NM 88240.

Affidavit of Publication

Ad # 0004693456

This is not an invoice

HOLLAND AND HART
POBOX 2208

SANTA FE, NM 87504

I, a legal clerk 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:

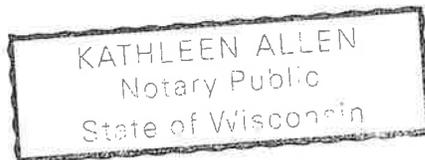
04/17/2021


Legal Clerk

Subscribed and sworn before me this April 17, 2021:


State of WI, County of Brown
NOTARY PUBLIC

1-7-25
My commission expires



Ad # 0004693456
PO #: NOP - Oxy 21873
of Affidavits 1

This is not an invoice

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. E
Submitted by: OXY USA INC.
Hearing Date: May 06, 2021
Case No. 21873

STATE OF NEW MEXICO
ENERGY, MINERALS AND
NATURAL RESOURCES DE-
PARTMENT
OIL CONSERVATION DIVI-
SION
SANTA FE, NEW MEXICO

The State of New Mexico, Energy Minerals and Natural Resources Department, Oil Conservation Division ("Division") hereby gives notice that the Division will hold public hearings before a hearing examiner on the following case. During the COVID-19 Public Health Emergency, state buildings are closed to the public and Division hearings will be conducted remotely. The public hearing for the following case will be electronic and conducted remotely. The hearing will be conducted on **Thursday, May 6, 2021, beginning at 8:15 a.m.** To participate in the electronic hearing, see the instructions posted below. The docket may be viewed at <http://www.emnrd.state.nm.us/OCD/hearings.html> or obtained from Marlene Salvidrez, at Marlene.Salvidrez@state.nm.us. Documents filed in the case may be viewed at <http://ocdimage.emnrd.state.nm.us/imaging/CaseFileCriteria.aspx>. If you are an individual with a disability who needs a reader, amplifier, qualified sign language interpreter, or other form of auxiliary aid or service to attend or participate in a hearing, contact Marlene Salvidrez at Marlene.Salvidrez@state.nm.us, or the New Mexico Relay Network at 1-800-659-1779, no later than **April 26, 2021**.

Persons may view and participate in the hearings through the following link:

<https://nmemnrd.webex.com/nmemnrd/onstage/g.php?MTID=e92a16b2c34c026a71d22f452bb8f9278>
Event number: 187 792 1228
Event password:
YGgP3c7Umy7

Join by video: 1877921228@nmemnrd.webex.com
Numeric Password: 164747
You can also dial 173.243.2.68 and enter your meeting number

Join by audio: 1-844-992-4726 United States Toll Free
Access code: 187 792 1228

STATE OF NEW MEXICO TO:

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

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

To: All affected persons and overriding royalty interest owners, including: Tap Rock Resources, LLC; Chevron U.S.A. Inc.; Bureau of Land Management; New Mexico State Land Office; Concho Oil & Gas LLC; COG Operating LLC; EOG Resources Inc.; Heidi Barton, her heirs and devisees; Roy G. Barton III, his heirs and devisees; Devon Energy Production Co, LP; Enerstar Resources O&G LLC; Bob Blundell Jr., his heirs and devisees; Vision Energy Inc.; XTO Holdings LLC; Rutter & Wilbanks Corporation; Penwell Energy Inc; McNic O&G Properties; PXP Producing Co. LLC & Collins & Ware Inc.; Siete Oil & Gas Corp; Phillips 66 Nat Gas; SM Energy Co; Riverhill Energy Co; Calvin Tennison, his heirs and devisees; UTI Energy Corp; Kaiser-Francis Oil Co; WK Land Co; Robert L. Austin, his heirs and devisees; Richard K. Barr, his heirs and devisees; Apache Corp; Bonnie Pulliam, her heirs and devisees; Robert L. Austin Trust; Susan M. Roberts, her heirs and devisees; Dominion OK TX Expl & Prod Inc; Chevron USA Holdings Inc.; Magnum Hunter Production Inc; Morrison Foundation; Richard Morrison, his heirs and devisees; Roger Morrison, his heirs and devisees; Jack May, his heirs and devisees; Fred Newcomb, his heirs and devisees; NEG Operating LLC; Edge Petroleum Expl Co; Chisos Ltd; Glenna V. Anderson, her heirs and devisees; William J. French, his heirs and devisees; Judy J. Flick, her heirs and devisees; RF Fort, his or her heirs and devisees; Norman B Frost,

his heirs and devisees; Barbara M. Hart, her heirs and devisees; Carol Day, her heirs and devisees; Grace M. Eads, her heirs and devisees; Alma Tennison, her heirs and devisees; Cross Border Resources Inc.; Mewbourne Oil Co.; Scott E. Wilson, his heirs and devisees; Manix Energy; Petrohawk Energy Corp.; Rutter and Wilbanks Corporation; BK Exploration Corporation; Lawrence W. & Sally H. Robinette, their heirs and devisees; Curtis A. and Edna I. Anderson, their heirs and devisees; Mobil Producing Texas & New Mexico Inc.; and Collins & Ware, Inc.

Case No. 21873:
Application of OXY USA Inc. for approval of 1,277.08-acre non-standard spacing units in the Bone Spring & Wolfcamp formations comprised of acreage subject to a proposed communitization agreement, Eddy County, New Mexico. Applicant in the above-styled cause seeks an order approving 1,277.08-acre non-standard spacing units in the Bone Spring and Wolfcamp formations comprised of acreage subject to a proposed Communitization Agreement underlying Sections 4 and 9, Township 24 South, Range 29 East, NMPM, Eddy County, New Mexico. The acreage underlying the proposed non-standard spacing units are subject to the following Division designated pools:

- Pierce Crossing; Bone Spring, East Pool (Pool Code 96473)
 - Purple Sage; Wolfcamp (Gas) Pool (Pool Code 98220)
- The subject area is located approximately 4 miles east of Malaga, New Mexico.
#4693456, Current Argus,
April 17, 2021