

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

RECEIVED OCC

**APPLICATION OF MATADOR PRODUCTION COMPANY  
FOR A NON-STANDARD SPACING AND PRORATION UNIT  
AND COMPULSORY POOLING, LEA COUNTY, NEW MEXICO**

2016 AUG 24 P 3: 03

**Case No. 15363**

**ENTRY OF APPEARANCE AND NOTICE OF INTERVENTION**

[1] The undersigned counsel hereby enters his appearance in this case on behalf of  
**The New Mexico Oil Conservation Division.**

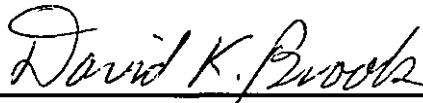
[2] The New Mexico Oil Conservation Division ("the Division") hereby gives Notice  
of Intervention in this case pursuant to Subsection A of 19.15.4.11 NMAC.

[3] In support thereof Intervenor states:

- a. Intervenor's name is The New Mexico Oil Conservation Division.
- b. The address of Intervenor's attorney is stated in the signature block below.
- c. The Division is a proper party because the Division is charged by statute with the duty to prevent waste of hydrocarbons and protect correlative rights, in the public interest. The Division issued its order in this case to protect that public interest, and not merely the rights of particular parties. Thus, the Division's intervention is proper for the same reasons that the Supreme Court held the Commission to be a proper party to a judicial appeal of its decisions. *Continental Oil Co. v. OCC*, 70 N.M. 310, 322-24 (N.M. Sup. 1962).

- d. In addition the Division has substantial experience in administering the provisions of the Oil and Gas Act and rules thereunder concerning spacing of wells and pooling of interests, such that its participation in this case will contribute substantially to the prevention of waste and the protection of correlative rights.
- e. The Division does not oppose the order sought by the original applicant in this Case No. 15363.

Respectfully submitted,



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David K. Brooks  
Assistant General Counsel  
Energy Minerals and Natural Resources Department  
State of New Mexico  
1220 South St. Francis Drive  
Santa Fe, NM 87505

Certificate of Service

I hereby certify that the foregoing pleading was served on counsel of record in the case by electronic mail on this 24<sup>th</sup> day of August, 2016.



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David K. Brooks