

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

**APPLICATION OF RKI EXPLORATION AND PRODUCTION  
FOR A NON-STANDARD SPACING AND PRORATION UNIT  
AND COMPULSORY POOLING, EDDY COUNTY, NEW  
MEXICO.**

RECEIVED  
2016 SEP 27 10:37  
CASE NO. 16576

**APPLICATION**

RKI Exploration and Production, ("RKI") through its undersigned attorneys, hereby files this application with the Oil Conservation Division pursuant to the provisions of N.M. Stat. Ann. § 70-2-17, for an order (1) creating a 320-acre, more or less, non-standard spacing and proration unit comprised of the W/2 W/2 of Section 9 and the W/2 W/2 of Section 16, Township 26 South, Range 30 East, NMPM, Eddy County, New Mexico; and (2) pooling all mineral interests in the Wolfcamp formation (Brushy Draw; Wolfcamp (Oil) Pool (97136)). In support of its application, RKI states:

1. RKI Exploration and Production (OGRID No. 246289) is a working interest owner in the proposed non-standard spacing unit and has the right to drill thereon.

2. RKI proposes to dedicate the above-referenced non-standard spacing and proration unit as the project area for its **RDX Federal Com 9-16 1H Well**, which will be horizontally drilled from a surface location in the NW/4 NW/4 (Unit D) of Section 9 to a standard bottom hole location in in the SW/4 SW/4 (Unit M) of Section 16.

3. The completed interval for this well will remain within the 330-foot standard offset required by the Statewide Rules set forth in 19.15.15 NMAC.

5. RKI has sought and been unable to obtain voluntary agreement for the development of these lands from all of the working interest owners in the subject spacing unit.

6. The pooling of interests will avoid the drilling of unnecessary wells, will prevent waste and will protect correlative rights.

7. In order to permit RKI to obtain it's just and fair share of the oil and gas underlying the subject lands, all mineral interests in this non-standard spacing unit should be pooled and RKI Exploration and Production should be designated the operator of this non-standard spacing and proration unit.

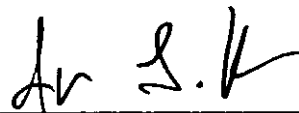
WHEREFORE, RKI requests that this application be set for hearing before an Examiner of the Oil Conservation Division on October 27, 2016, and, after notice and hearing as required by law, the Division enter an order:

- A. Creating a 320-acre non-standard spacing and proration unit in the Wolfcamp formation (Brushy Draw; Wolfcamp (Oil) Pool (97136)) comprised of the W/2 W/2 of Section 9 and the W/2 W/2 of Section 16, Township 26 South, Range 30 East, NMPM, Eddy County, New Mexico;
- B. Pooling all mineral interests in this non-standard spacing and proration unit;
- C. Designating RKI Exploration and Production operator of this non-standard spacing unit and the horizontal well to be drilled thereon;
- D. Authorizing RKI to recover its costs of drilling, equipping and completing the well;

- E. Approving the actual operating charges and costs of supervision while drilling and after completion, together with a provision adjusting the rates pursuant to the COPAS accounting procedures; and
- F. Imposing a 200% penalty for the risk assumed by RKI in drilling and completing the well against any working interest owner who does not voluntarily participate in the drilling of the well.

Respectfully submitted,

HOLLAND & HART LLP

By: 

Michael H. Feldewert  
Jordan L. Kessler  
Post Office Box 2208  
Santa Fe, New Mexico 87504-2208  
(505) 988-4421  
(505) 983-6043 Facsimile  
mfeldewert@hollandhart.com  
jlkessler@hollandhart.com

**ATTORNEYS FOR  
RKI EXPLORATION AND PRODUCTION**

CASE 15576:

**Application of RKI Exploration and Production for a non-standard spacing and proration unit and compulsory pooling, Eddy County, New Mexico.** Applicant in the above-styled cause seeks an order (1) creating a non-standard, 320-acre, more or less, spacing and proration unit comprised of the W/2 W/2 of Section 9 and the W/2 W/2 of Section 16, Township 26 South, Range 30 East, NMPM, Eddy County, New Mexico; and (2) pooling all mineral interests in the Wolfcamp formation (Brushy Draw; Wolfcamp (Oil) Pool (97136)) underlying this acreage. Said non-standard unit is to be dedicated to the applicant's proposed **RDX Federal Com 9-16 1H Well**, which will be horizontally drilled from a surface location in the NW/4 NW/4 (Unit D) of Section 9 to a standard bottom hole location in in the SW/4 SW/4 (Unit M) of Section 16. The completed interval for this well will remain within the 330-foot standard offset required by the rules. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision, designation of RKI Exploration and Production as operator of the well and a 200% charge for risk involved in drilling said well. Said area is located approximately 16 miles southeast of Malaga, New Mexico.