

**BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA**

**APPLICANT:** BLACK MESA ENERGY, LLC )  
 ) CAUSE NO. CD 202100878-T  
**RELIEF SOUGHT:** WELL LOCATION )  
EXCEPTION )  
 ) ORDER NO. 719350  
**LAND COVERED:** W/2, SE/4, AND S/2 NE/4 OF )  
SECTION 12, AND N/2 OF SECTION 13, )  
TOWNSHIP 1 SOUTH, RANGE 3 WEST, CARTER )  
COUNTY, OKLAHOMA )

**EMERGENCY ORDER OF THE COMMISSION**  
**WELL LOCATION EXCEPTION**

1. **Hearing Date and Place:** This Cause came on for hearing before Connie Moore, Administrative Law Judge, on June 18, 2021, at 8:30 a.m., regarding the above-styled Cause, at the Kerr Office Bldg., 440 South Houston, Suite 114, Tulsa, Oklahoma.
2. **Appearances:** Benjamin J. Brown, Attorney, appeared for the Applicant, Black Mesa Energy, LLC.

**Findings**

3. **Companion Causes:** None.
4. **Notice and Jurisdiction:** Notice has been given by publication as required by Commission Rules and Affidavits of Publication have been filed. Those Respondents whose names and addresses were attainable have been given actual notice by first-class mail pursuant to Commission rules. An adjudicative inquiry was conducted by the Administrative Law Judge into the sufficiency of the search to ascertain the names and addresses of all owners, and if a diligent effort had been made to locate all affected interest owners. The Commission finds that the Applicant has made a meaningful and diligent search of all reasonably available sources at hand to ascertain those parties that are entitled to notice and the whereabouts of those entitled to notice but who were served only by publication. The Applicant gave notice as required, the Commission approves the notice given by mail and publication, and the Commission has jurisdiction of the subject matter and parties.
5. **Amendments:** None.

6. **Relief Requested:** The Corporation Commission has established the following spacing underlying the W/2, SE/4, and S/2 NE/4 of Section 12, and N/2 of Section 13, Township 1 South, Range 3 West, Carter County, Oklahoma:

Order No.	Formation	Lands Covered	Unit Size	Depth
694306	Sycamore	W/2, SE/4, and S/2 NE/4 of	880-acre	7,250'
	Woodford	Section 12 and	irregular	7,620'
	Hunton	N/2 of Section 13	horizontal	7,975'

The permitted well location under the Order above is at any point closer than 660 feet from the boundary. The relief requested is an Emergency Order authorizing Black Mesa Energy, LLC, to immediately drill, complete and test a horizontal well in the Sycamore, Woodford, and/or Hunton common source(s) of supply for the 880-acre irregular horizontal drilling and spacing unit(s) consisting of the W/2, SE/4, and S/2 NE/4 of Section 12, and N/2 of Section 13, Township 1 South, Range 3 West, Carter County, Oklahoma, with a completion interval as follows:

	North/South Location – ft	East/West Location – ft
First Perforation	NCT 250' FSL	NCT 1,200' FWL of N/2 of Section 13
Last Perforation	NCT 165' FNL	NCT 1,200' FWL of Section 12

The proposed location is not a legal location under the terms of Order No. 694306. In addition, the Applicant requests that such order authorize the drilling and completion of such well, with the completion interval closer than 600 feet from the Newberry 12-1 (API 35019227940000) Well, a proposed horizontal well to be operated by the Applicant. The Order is to grant an exception of the provision of OAC 165:10-3-28(c)(2)(B).

7. **Reason Relief Should Be Granted:** The requested relief for an Emergency Order authorizing Black Mesa Energy, LLC, to immediately drill, complete and test a horizontal well in the Sycamore, Woodford, and/or Hunton common source(s) of supply for the 880-acre irregular horizontal drilling and spacing unit(s) consisting of the W/2, SE/4, and S/2 NE/4 of Section 12, and N/2 of Section 13, Township 1 South, Range 3 West, Carter County, Oklahoma, with completion interval as described above, and the drilling and completion of such well, with the completion interval closer than 600 feet from the Newberry 12-1 (API 35019227940000) Well, a proposed horizontal well to be operated by the Applicant, should be granted. Without an Emergency Order the Applicant may lose its frac date and be forced to use a different frac vendor, resulting in a delay of the frac project at a loss \$400,000.00 and forcing the use of a different frac vendor at an increased cost of \$200,000.00. Further, delaying the frac project will jeopardize the Applicant's funding effort of the next \$10,000,000.00 project scheduled in Oklahoma for 2021. This Emergency Order is requested to allow the Applicant to avoid the financial loss that would arise

without this Emergency Order and avoid the detrimental effects to mineral owners and workers in the oil and gas industry.

8. **Previous Orders:** None.
9. **Special Findings:** The hearing on the Amended Merits is set for July 6, 2021.

**Order**

10. IT IS THE ORDER OF THE COMMISSION that the relief requested in the Application, as modified above, is necessary to ensure the greatest ultimate recovery of hydrocarbons from the above-mentioned common sources of supply, prevent or assist in preventing waste, and protect correlative rights of interested parties.

The relief set forth in the Application, as modified above, is granted. This Order shall be temporary only and subject to an Interim Order entering in this cause. The Applicant shall not produce the well under this Order. This Order shall remain in effect for ninety (90) days after the date of its issuance, unless superseded prior to that time by an Interim Order entered in this cause.

CORPORATION COMMISSION OF OKLAHOMA

  
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DANA L. MURPHY, CHAIRMAN

  
\_\_\_\_\_  
BOB ANTHONY, VICE CHAIRMAN

  
\_\_\_\_\_  
J. TODD HIATT, COMMISSIONER

**CERTIFICATION**

DONE AND PERFORMED by the Commissioners participating in the making of this Order, as shown by their signatures above, this 8th day of July, 2021.

BY ORDER OF THE COMMISSION:




  
\_\_\_\_\_  
PEGGY MITCHELL, Commission Secretary

REPORT OF THE ADMINISTRATIVE LAW JUDGE

The foregoing findings and order are the report and recommendations of the Administrative Law Judge.

APPROVED:


  
\_\_\_\_\_  
Connie Moore  
Administrative Law Judge

6/23/2021  
\_\_\_\_\_  
Date

\_\_\_\_\_  
Reviewer

\_\_\_\_\_  
Date

**The undersigned attorney affirms (1) said attorney has read this order and (2) this order is true, correct and approved as to form and content.**

  
\_\_\_\_\_  
Benjamin J. Brown