

11-18

**FILED**  
OCT 17 2019

**BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA**  
COURT CLERK'S OFFICE - OKLAHOMA  
CORPORATION COMMISSION  
OF OKLAHOMA

APPLICANT: 89 ENERGY II, LLC & ENECO, LLC )  
)  
RELIEF SOUGHT: POOLING ) CAUSE CD NO. 201905152  
)  
LEGAL DESCRIPTION: S/2 NW/4 AND SW/4 SECTION 27, )  
TOWNSHIP 1 SOUTH, RANGE 4 WEST, )  
STEPHENS COUNTY, OKLAHOMA )

**APPLICATION**

COMES NOW Applicant and shows the Corporation Commission as follows:

1. **PARTIES:** Applicant is **89 Energy II, LLC & ENECO, LLC, 105 N. Hudson, Suite 650, Oklahoma City, OK 73103**, owner of oil and gas leasehold interests within the lands described in the caption hereof. The name and address of each party entitled to notice of this Application is as shown on Exhibit "A".

2. **ALLEGATION OF FACTS:**

(A) The land described in the caption constitutes a "drilling and spacing unit", as defined by 52 Okla. Stat. § 87.1, and as will be established by the Commission by an order to issue in Cause CD No. 201904935, for the Sycamore common source of supply; within said drilling and spacing unit there are two or more separately owned tracts or there are undivided interests separately owned for which the owners have not agreed to pool their oil and gas interests and to drill and develop the drilling and spacing unit and common sources of supply as a unit.

(B) Applicant has conducted a diligent and meaningful search of the local county assessor's records, county treasurer's records, county deed records regarding the property involved for return addresses on recorded instruments, county probate records and city and county telephone directories and other sources of such information to locate each respondent and has made a bona fide effort to reach an agreement as to the development of the unit with each respondent located by such search.

(C) Applicant has drilled or proposes to drill a well on said drilling and spacing unit to test the common source of supply named below. That to avoid drilling unnecessary wells, prevent waste and protect correlative rights, this Commission should order all owners to pool their interests and drill and develop the drilling and spacing unit and common sources of supply as a unit, all to be upon such terms and conditions as are just and reasonable and which will afford all such owners the opportunity to recover or receive without unnecessary expense their just and fair share of all hydrocarbon substances produced therefrom, and the Commission should make definite provisions for the payment of all actual costs and expenses, not to exceed reasonable costs and expenses of drilling and development, including a reasonable charge for supervision.

3. **LEGAL AUTHORITY:** 52 Okla. Stat. § 87.1.

4. **RELIEF SOUGHT:** Applicant requests that the Commission enter an order pooling the interests and adjudicating the rights and equities of oil and gas owners in the Sycamore common source of supply underlying S/2 NW/4 and SW/4 Section 27, Township 1 South, Range 4 West, Stephens County, Oklahoma, and designating Applicant or some other owner of the right to drill as operator of the unit well.

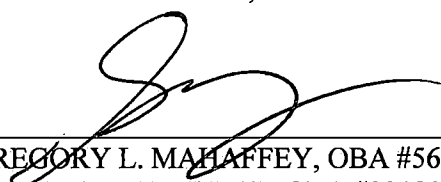
OKLA CORP COMM  
RECEIPT 2003620110  
Date: 10/17/2019 Time: 15:15  
Case: 201905152 CD Cashier: 93A  
Check: 79239  
Payee: 89 ENERGY, LLC  
\$200.00  
DRILLING FEE

Applicant may request at the hearing that the order provide that any owner electing an alternative to participation in the well drilled thereunder shall be deemed to have relinquished all working interest and right to drill in the unit and common sources of supply named herein as to such well and any wells drilled subsequent thereto.

5. **Special Relief:** Applicant may also request that the order to issue in this cause provide to the operator a period of one (1) year from the date of the order in which to commence operations for the drilling of the initial well proposed hereunder. Applicant further requests that the order to be entered in this cause may be made effective prior to the date of issuance of the order.

Respectfully submitted,

MAHAFFEY & GORE, P.C.



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ATTORNEYS FOR APPLICANT

**CERTIFICATE OF MAILING**

This is to certify that true and correct copies of the above and foregoing Application and the Notice of Hearing have been mailed by U.S. Certified Mail, Return Receipt Requested, postage paid on or before October 25, 2019, to the parties named in Paragraph 1 or listed on Exhibit "A".



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Gregory L. Mahaffey  
Caleb A. Hartwell

**EXHIBIT "A"**

89 ENERGY II, LLC & ENECO, LLC, POOLING RESPONDENT LIST  
TOMAHAWK 0104 27-22-1SH S/2 NW/4 & SW/4 OF SECTION 27, TOWNSHIP 1 SOUTH, RANGE 4 WEST,  
STEPHENS COUNTY, OKLAHOMA

- |   |   |
|---|---|
| 1. Ayers Exploration Corporation<br>PO Box 21708<br>Oklahoma City, OK 73156                             | 8. Kelly Hudson<br>103 NW 10th Street<br>Moore, OK 73160  |
| 2. Casillas Petroleum Resource Partners II, Inc.<br>401 S. Boston Avenue, Suite 2400<br>Tulsa, OK 74103 | 9. L.E. Jones Production Company<br>PO Box 1185<br>Duncan, OK 73534                             |
| 3. Cheyenne Petroleum Company<br>14000 Quail Springs Pkwy #2200<br>Oklahoma City, OK 73134              | 10. MGAJA Properties<br>PO Box 1622<br>Abilene, TX 79604  |
| 4. Cody Brassfield<br>1425 Patton Drive<br>Sulphur, OK 73086  | 11. Nichols Energy Services, LP<br>1025 N. Broadway Ave.<br>Oklahoma City, OK 73102             |
| 5. Continental Resources, Inc.<br>20 N. Broadway<br>Oklahoma City, OK 73102                             | 12. Rebecca Brassfield Barnett<br>c/o Cody Brassfield<br>1425 Patton Drive<br>Sulphur, OK 73086 |
| 6. Jack Oil Company<br>PO Box 237<br>Duncan, OK 73534   | 13. Shane A. Smith<br>3804 106th Street<br>Lubbock, TX 79423                                    |
| 7. Jason Richardson<br>1011 Eaglerock Lane<br>Norman, OK 73069  | 14. The MAGMA Trust<br>PO Box 1622<br>Abilene, TX 79604   |

IF ANY NAMED PERSON IS DECEASED, THEN THE KNOWN OR UNKNOWN HEIRS, EXECUTORS, ADMINISTRATORS, TRUSTEES, DEVISEES, AND ASSIGNS, IMMEDIATE AND REMOTE OF SUCH DECEDENT, ARE MADE RESPONDENTS TO THIS APPLICATION. IF ANY NAMED RESPONDENT IS A CORPORATION WHICH DOES NOT CONTINUE TO HAVE LEGAL EXISTENCE, THEN THE KNOWN OR UNKNOWN SUCCESSORS, TRUSTEES OR ASSIGNS, IF ANY OF SUCH ENTITY, ARE MADE RESPONDENTS TO THIS APPLICATION