

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

**APPLICATION OF MARATHON OIL PERMIAN  
LLC FOR COMPULSORY POOLING AND,  
TO THE EXTENT NECESSARY, APPROVAL OF AN  
OVERLAPPING SPACING UNIT,  
EDDY COUNTY, NEW MEXICO**

**CASE NO. 24085**

**MARATHON OIL PERMIAN LLC'S AMENDED<sup>1</sup> PRE-HEARING STATEMENT**

Marathon Oil Permian LLC ("Marathon") submits this Amended Pre-Hearing Statement for the above-referenced case pursuant to the rules of the Oil Conservation Division.

**APPEARANCES**

**APPLICANT**

Marathon Oil Permian LLC

**ATTORNEY**

Deana M. Bennett  
Earl E. DeBrine  
Yarithza Peña  
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**OTHER PARTIES**

Coterra Energy Inc. and its subsidiaries,  
including Cimarex Energy Co.

**ATTORNEY**

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<sup>1</sup> Amended only to identify Coterra Energy Inc. and its subsidiaries, including Cimarex Energy Co. as "Other Party" because Coterra Energy entered its appearance after Marathon filed its original prehearing statement.

## STATEMENT OF CASE

### **APPLICANT:**

In Case No. 24085, Marathon seeks an order from the Division pooling all uncommitted mineral interests within a standard 800-acre, more or less, Bone Spring horizontal spacing unit underlying the SE/4 of Section 25, the E/2 of Section 36, Township 24 South, Range 28 East, and the E/2 of Section 1, Township 25 South, Range 28 East, NMPM, Eddy County, New Mexico. This spacing unit will be dedicated to the Cobra Cobretti BS Federal Com 301H, Cobra Cobretti BS Federal Com 302H, Cobra Cobretti BS Federal Com 551H, Cobra Cobretti BS Federal Com 552H, Cobra Cobretti BS Federal Com 553H, and Cobra Cobretti BS Federal Com 554H wells, to be horizontally drilled. The wells will be drilled at orthodox locations. The completed intervals for Cobra Cobretti BS Federal Com 302H and the Cobra Cobretti BS Federal Com 552H are each expected to be less than 330 feet from the adjoining tracts thereby allowing for the inclusion of the proximity tracts within the proposed spacing unit. Applicant seeks, to the extent necessary, approval of an overlapping spacing unit. The proposed spacing unit will partially overlap the following existing Bone Spring spacing units:

- A 240-acre horizontal well spacing unit comprised of the E/2SE/4 of Section 25 and the E/2E/2 of Section 36, Township 24 South, Range 28 East, dedicated to Marathon's Southern Comfort 36 SB State #007H well (API 30-015-46201)
- A 240-acre horizontal well spacing unit comprised of the W/2SE/4 of Section 25 and the W/2E/2 of Section 36, Township 24 South, Range 28 East, dedicated to Marathon's Southern Comfort 36 SB State #004H well (API 30-015-46200)
- A 320-acre horizontal well spacing unit comprised of the E/2 of Section 1, Township 25 South, Range 28 East, dedicated to Marathon's Whistle Pig 1 SB Federal Com #005H well (API 30-015-45174).

Also to be considered will be the cost of drilling and completing said wells, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Marathon as operator of the wells, and a 200% charge for risk involved in drilling said wells. Said area is located approximately 5 miles southeast of Malaga, New Mexico.

## PROPOSED EVIDENCE

### **APPLICANT:**

WITNESS	ESTIMATED TIME	EXHIBITS
Landman: Farley Duvall	Approx. 10 minutes	Approx. 8
Geologist: Greg Buratowski	Approx. 10 minutes	Approx. 8

### PROCEDURAL ISSUES

If there are no objections, Marathon intends to present this matter by affidavit.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS  
& SISK, P.A.

By: 

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 25, 2024, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

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**State of New Mexico**  
**Energy, Minerals and Natural Resources**  
**Oil Conservation Division**  
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QUESTIONS  
  
Action 307826

QUESTIONS

Operator: MARATHON OIL PERMIAN LLC 990 Town & Country Blvd. Houston, TX 77024	OGRID: 372098
	Action Number: 307826
	Action Type: [HEAR] Prehearing Statement (PREHEARING)

QUESTIONS

Testimony	
Please assist us by provide the following information about your testimony.	
Number of witnesses	Not answered.
Testimony time (in minutes)	Not answered.