

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

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

APPLICATION OF XTO ENERGY INC. FOR
COMPULSORY POOLING, BERNALILLO COUNTY,
NEW MEXICO.

Case No. 13,299

PRE-HEARING STATEMENT

This pre-hearing statement is submitted by applicant as required by
the Oil Conservation Division.

APPEARANCES

APPLICANT

XTO Energy Inc.
Suite 2000
810 Houston Street
Fort Worth, Texas 76102

APPLICANT'S ATTORNEY

James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

*4/15/05
76102*

Attention: George A. Cox
(817) 885-2454

OPPONENT

OPPONENT'S ATTORNEY

STATEMENT OF THE CASE

APPLICANT

Applicant seeks an order pooling all mineral interests from the
surface to the base of the Morrison formation underlying the SE¼ of
Section 27, Township 10 North, Range 1 West, NMPM, to form a
standard 160-acre gas spacing and proration unit. The unit is to
be dedicated to applicant's Armijo Trust 27 Well No. 1, to be
drilled at unorthodox gas well location in the SE¼ of section 27.
Also to be considered will be the cost of drilling and completing
the well and the allocation of the cost thereof, as well as actual
operating costs and charges for supervision, designation of
applicant as operator of the well, and a 200% charge for the risk
involved in drilling and completing the well.

OPPONENT

PROPOSED EVIDENCE

APPLICANT

| <u>WITNESSES</u> | <u>EST. TIME</u> | <u>EXHIBITS</u> |
|---------------------------------|------------------|-----------------|
| John M. Richardson (landman) | 15 min. | Approx. 3 |
| George A. Cox (landman) | 15 min. | Approx. 3 |

OPPONENT

| <u>WITNESSES</u> | <u>EST. TIME</u> | <u>EXHIBITS</u> |
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PROCEDURAL MATTERS

-None-

Respectfully submitted,



James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

Attorney for XTO Energy Inc.