

**BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION**

**APPLICATION OF MEWBOURNE OIL COMPANY  
FOR COMPULSORY POOLING AND AN  
UNOROTHODOX GAS WELL LOCATED  
IN EDDY COUNTY, NEW MEXICO.**

**Case No. 15547**

**APPLICATION OF MEWBOURNE OIL COMPANY  
FOR COMPULSORY POOLING AND AN  
UNOROTHODOX GAS WELL LOCATED  
IN EDDY COUNTY, NEW MEXICO.**

**Case No. 15548**

**APPLICATION OF MEWBOURNE OIL COMPANY  
FOR COMPULSORY POOLING AND AN  
UNOROTHODOX GAS WELL LOCATED  
IN EDDY COUNTY, NEW MEXICO.**

**Case No. 15549**

**APPLICATION OF MEWBOURNE OIL COMPANY  
FOR COMPULSORY POOLING AND AN  
UNOROTHODOX GAS WELL LOCATED  
IN EDDY COUNTY, NEW MEXICO.**

**Case No. 15550**

**APPLICATION OF MEWBOURNE OIL COMPANY  
FOR COMPULSORY POOLING AND AN  
UNOROTHODOX GAS WELL LOCATED  
IN EDDY COUNTY, NEW MEXICO.**

**Case No. 15551**

**APPLICATION OF MEWBOURNE OIL COMPANY  
FOR COMPULSORY POOLING AND AN  
UNOROTHODOX GAS WELL LOCATED  
IN EDDY COUNTY, NEW MEXICO.**

**Case No. 15552**

**APPLICATION OF MEWBOURNE OIL COMPANY  
FOR COMPULSORY POOLING AND AN  
UNOROTHODOX GAS WELL LOCATED  
IN EDDY COUNTY, NEW MEXICO.**

**Case No. 15562**

**PRE-HEARING STATEMENT**

This Pre-hearing Statement is submitted by Premier Oil & Gas, Inc. by and through its undersigned counsel, Ernest L. Padilla, PADILLA LAW FIRM, P.A., as required by the Oil Conservation Division.

### **APPEARANCES OF PARTIES**

APPLICANT:

Mewbourne Oil Company  
500 West Texas, Suite 1020  
Midland, TX 79701

ATTORNEY:

James Bruce  
Attorney at Law  
PO Box 1056  
Santa Fe, NM 87504  
(505) 982-2043

OPPOSITION OR OTHER PARTY:

Premier Oil & Gas, Inc.  
901 Waterfall Way, Suite 201  
Richardson, TX 75080

ATTORNEY:

Ernest L. Padilla  
Padilla Law Firm, P.A.  
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Attorney for Premier Oil & Gas, Inc.  
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### **STATEMENT OF CASE**

APPLICANT:

OPPOSITION OR OTHER PARTY:

Premier Oil & Gas, Inc. (Premier) appears as an interested party in these consolidated cases.

In these consolidated cases, Mewbourne Oil Company seeks to compulsorily-pool mineral interests, the ownership of which, are currently being litigated in the Fifth Judicial District Court, Eddy County, New Mexico in Cause No. D-503-PB-2012-36 WBS, entitled: In the Matter of the Last Will and Testament of Marie G. Welch, Deceased; Premier Oil & Gas Company, et. al v. Samuel G. Alderman et.al. Among other things, Premier contends that it owns title to the fee mineral interests claimed by Blair Seaton Croke, one of the parties being force pooled. Premier contends that Blair Seaton Croke owns nothing.

Premier further holds a valid oil and gas lease covering the interest claimed by Blair Seaton Crooke. The lease is committed to multiple Joint Operating Agreements (JOAs). Portions of Premier's interests are included in all of the proposed spacing units in the cases before the Division under the JOAs.

Because of Premier's ownership discussed above, the force pooling of the interest claimed by Blair Seaton Crooke will have no effect on Premier's interests. Therefore, Premier does not oppose the applications in the consolidated cases, but requests that orders of the Division issued after hearing provide that the interest claimed by Blair Seaton Crooke is subject to litigation, and that any force pooling order issued by the Division is not an adjudication of title or intended to indicate that the Division has made any determinations regarding title which determinations are the province of the Fifth Judicial District Court, Eddy County, New Mexico. Any determination or statements regarding title will invade the province of the Court and further cloud the title issues that currently exist.

### **PROPOSED EVIDENCE**

#### **APPLICANT**

WITNESSES

EST. TIME

EXHIBITS

#### **OPPOSITION**

WITNESSES

EST. TIME

EXHIBITS

(Premier will not present witnesses or introduce exhibits)

### **PROCEDURAL MATTERS**

PADILLA LAW FIRM, P.A.

*/s/ Ernest L. Padilla*

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**CERTIFICATE OF SERVICE**

I hereby certify that I caused a copy of this Pre-Hearing Statement to be served by electronic mail upon:

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on this 18<sup>th</sup> day of May, 2017.

**/s/ ERNEST L. PADILLA**  
ERNEST L. PADILLA