

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

**APPLICATION OF MARATHON OIL  
PERMIAN LLC. FOR COMPULSORY  
POOLING, EDDY COUNTY, NEW MEXICO.**

**CASE NO. 16414**

**APPLICATIONS OF MEWBOURNE OIL COMPANY  
FOR COMPULSORY POOLING, EDDY COUNTY,  
NEW MEXICO.**

**CASE NOS. 16492-16495**

**MARATHON OIL PERMIAN LLC'S CONSOLIDATED PRE-HEARING STATEMENT**

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

**APPEARANCES**

**APPLICANTS**

Marathon Oil Permian LLC

Mewbourne Oil Company  
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Midland, Texas 79701

**ATTORNEY**

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## STATEMENT OF CASE

In Case No. 16414, Marathon seeks an order from the Division pooling all uncommitted mineral interests within a Wolfcamp horizontal spacing unit underlying Sections 19 and 20, Township 22 South, Range 28 East, NMPM, Eddy County, New Mexico. This spacing unit will be dedicated to the Duda Bides Federal 22-28-19 WXY 5H, Duda Bides Federal 22-28-19 WA 6H, and Duda Bides Federal 22-28-19 WXY 10H wells, to be horizontally drilled.

In Case Nos. 16492, 16493, 16494, and 16495, Mewbourne Oil Company seeks an order pooling all mineral interests in several horizontal spacing units in Section 20 and Section 19.

Marathon's application in Case No. 16414 was filed August 22, 2018 and Mewbourne's applications were filed two months later, on October 22, 2018. Marathon and Mewbourne have been negotiating regarding these competing applications. Marathon has requested that Mewbourne continue these cases until January 23, 2020 to allow the parties to continue to negotiate. If Mewbourne agrees to the continuance, Marathon will also continue its Duda Bides case, case Number 16414. If Mewbourne does not agree to continue its cases, Marathon reserves the right to either move for a continuance or present witnesses at the October 17, 2019 hearing in opposition to Mewbourne's cases and in support of Marathon's case. If Mewbourne's cases are not continued, Marathon reserves the right to object to Mewbourne's cases being put on by affidavit.

## PROPOSED EVIDENCE (IF NECESSARY)

### APPLICANT:

WITNESS	ESTIMATED TIME	EXHIBITS
Landman: TBD	Approx. 30 minutes	Approx. 8
Geologist: TBD	Approx. 30 minutes	Approx. 6

## PROCEDURAL ISSUES

As discussed above, Marathon is currently in discussions with Mewbourne. Depending on the outcome of those discussions, Marathon may move to continue the Mewbourne cases.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS  
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By: Deana M. Bennett

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## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on counsel of record by electronic mail on October 10, 2019:

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