

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

**APPLICATIONS OF ASCENT ENERGY, LLC  
FOR COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO**

**CASE NO. 21507  
AND 21508**

**PHILIP WHITE'S AMENDED PRE-HEARING STATEMENT**

Philip White submits this Pre-Hearing Statement for the above-referenced cases pursuant to the rules of the Oil Conservation Division.

**APPEARANCES**

**APPLICANT**

Ascent Energy, LLC

**ATTORNEY**

James Bruce  
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**OPPOSING PARTY**

Philip White

**ATTORNEY**

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**OTHER PARTY**

Marathon Oil Permian, LLC

**ATTORNEY**

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## **STATEMENT OF CASES**

### **APPLICANT:**

In Case 21507, Ascent Energy, LLC seeks an order pooling all mineral interest owners in the Bone Spring formation underlying a horizontal spacing unit comprised of Lot 3, SE/4NW/4, and E/2SW/4 (the E/2W/2) of Section 4 and the E/2W/2 of Section 9, Township 20 South, Range 33 East, NMPM. The unit will be dedicated to the Silver Fed. Com. Well Nos. 503H and 602H, with first take points in the SE/4SW/4 of Section 9 and last take points in Lot 3 of Section 4. Also to be considered will be the cost of drilling and completing the wells and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the wells, and a 200% charge for the risk involved in drilling, completing, and equipping the wells.

In Case 21508, Ascent Energy, LLC seeks an order pooling all mineral interest owners in the Wolfcamp formation underlying a horizontal spacing unit comprised of Lot 3, SE/4NW/4, and E/2SW/4 (the E/2W/2) of Section 4 and the E/2W/2 of Section 9, Township 20 South, Range 33 East, NMPM. The unit will be dedicated to the Silver Fed. Com. Well No. 702H, with a first take point in the SE/4SW/4 of Section 9 and a last take point in Lot 3 of Section 4. 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, completing, and equipping the well.

### **OPPOSING PARTY:**

Mr. White owns working interests within the proposed project area. Mr. White has entered his appearance in these cases and opposes these cases because, in his opinion, he does not believe that Ascent has engaged in good faith negotiations with him and to protect his correlative rights. Mr. White will be submitting testimony and exhibits as required by the Division's pre-hearing order in this matter.

## **PROPOSED EVIDENCE**

### **APPLICANT:**

**See Ascent Pre-Hearing Statement**

### **OPPOSING PARTY:**

#### **WITNESS**

#### **EST. TIME**

#### **EXHIBITS**

Philip White (if necessary)

15 minutes

2-5

Respectfully submitted,

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

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 January 14, 2021:

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By: Deana M. Bennett