

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

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

**APPLICATION OF BURNETT OIL CO., INC. FOR
COMPULSORY POOLING, EDDY COUNTY,
NEW MEXICO.**

Case No. 14691

PRE-HEARING STATEMENT

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

APPEARANCES

APPLICANT

Burnett Oil Co., Inc.
Suite 1500
Unit 9
801 Cherry Street
Fort Worth, Texas 76102

Attention: William D. Pollard, President
(817) 332-5108

APPLICANT'S ATTORNEY

James Bruce
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Santa Fe, New Mexico 87504
(505) 982-2043

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201 Main Street, Suite 2500
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OTHER PARTY

Hudson Oil Company of Texas
c/o Burnett Oil Co., Inc.

OPPONENT

COG Operating LLC

OPPONENT'S ATTORNEY

Ocean Munds-Dry

STATEMENT OF THE CASEAPPLICANT

Applicant seeks an order pooling all mineral interests from 4230 feet subsurface to the base of the Glorieta-Yeso formation underlying the SW/4NW/4 of Section 24, Township 17 South, Range 31 East, NMPM, to form a standard 40-acre oil spacing and proration unit for all pools or formations developed on 40-acre spacing within that vertical extent. The unit is to be dedicated to the proposed Partition Fed. Well No. 3, to be drilled in the SW/4NW/4 of Section 24. 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>
David S. Rhodes (land manager)	20 min.	Approx. 5
Mark Jacoby (engineering manager)	20 min.	Approx. 4
John Haiduk (geologist)	10 min.	Approx. 4
Randall Hudson (geologist - operator)	10 min.	Approx. 2

OPPONENT

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

Respectfully submitted,



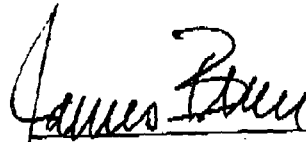
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Attorney for Burnett Oil Co., Inc.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 13th day of July, 2011 by facsimile transmission:

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