

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

RECEIVED OGD
2011 NOV -2 P 3: 34

IN THE MATTER OF THE APPLICATION OF
NEARBURG PRODUCING COMPANY FOR
DESIGNATION OF A NON-STANDARD OIL
SPACING AND PRORATION UNIT, AN
UNORTHODOX SURFACE LOCATION AND
COMPULSORY POOLING, EDDY COUNTY, NEW
MEXICO

CASE NO. 14745

AMENDED PRE-HEARING STATEMENT

Nearburg Producing Company ("Nearburg") provides this Amended Pre-Hearing Statement as required by the rules of the Division.

APPEARANCES

APPLICANT

Nearburg Producing Company
3300 North "A" Street
Building 2, Suite 120
Midland, TX 79705

APPLICANT'S ATTORNEY

J. Scott Hall
Montgomery & Andrews
P.O. Box 2307
Santa Fe, NM 87504-2307
(505) 982-3873

OPPOSING PARTY

Mewbourne Oil Company

OPPOSING PARTY'S ATTORNEY

Adam Rankin, Esq.
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P.O. Box 2208
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STATEMENT OF THE CASE

APPLICANT

Nearburg seeks an order consolidated each of the 40-acre spacing units within the S/2 SW/4 & the SW/4 SE/4 of Section 34, Township 19 South, Range 25 East, NMPM and designating the consolidated units as a 120-acre± non-standard oil spacing and proration unit in the Glorieta-Yeso formation, North Seven Rivers-Yeso Pool (97565), for Nearburg's horizontal drilling project area; and Pooling all interests in the Glorieta-Yeso formation underlying the S/2 SW/4 & the SW/4 SE/4 of Section 34.

The proposed non-standard unit will be dedicated to its Irami 34 MO Fed Com No. 1-H Well to be drilled horizontally from an unorthodox surface location 330' from the South line and 10' from the West line, to a standard bottom hole location 330' from the South line and 1650' from the East line of Section 34, Township 19 South, Range 25 East to a depth sufficient to test the Glorieta-Yeso formation underlying the proposed project area.

PROPOSED EVIDENCE

APPLICANT

<u>WITNESSES</u>	<u>EST. TIME</u>	<u>EXHIBITS</u>
Russell Wickman, Landman	20 min.	6
Tim Speer, Petroleum Engineer	20 min.	6
Bill Elton, Geologist	20 min.	6

OPPONENT

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

None.

MONTGOMERY & ANDREWS, P.A.

By: J. Scott Hall

J. Scott Hall, Esq.

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Santa Fe, New Mexico 87504

(505) 982-3873

Attorneys for Nearburg Producing Company

Certificate of Service

I hereby certify that on November 2, 2011, a true and correct copy of the foregoing was delivered to the following parties by electronic mail:

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