

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

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

2008 SEP 21 PM 2 27
CASE NO. 13773

**APPLICATION OF OXY USA WTP LIMITED
PARTNERSHIP FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.**

PRE-HEARING STATEMENT

This Pre-Hearing Statement is submitted by Holland & Hart LLP as required by the Oil Conservation Division.

APPEARANCES OF PARTIES

APPLICANT

Occidental Permian Limited Partnership
Attn: David Evans
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ATTORNEY

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OPPOSITION

Latigo Petroleum, Inc.

ATTORNEY

James Bruce, Esq.
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STATEMENT OF CASE

Applicant in the above-styled cause seeks an order pooling all mineral interests from the surface to the base of the Morrow formation in the following described spacing and proration units located in the S/2 of Section 29, Township 16 South, Range 32 East, N.M.P.M., Lea County, New Mexico: the S/2 for all formations and/or pools developed on 320-acre spacing; the SW/4 for all formations and/or pools developed on 160-acre spacing, and the E/2 SW/4 for all formations and/pools developed on 80-acre spacing. OXY proposes to dedicate the above-referenced spacing or proration units to its Oxy Miss Kite State Com Well No. 1 to be drilled at a standard gas well location 1980 feet from the South and West lines (Unit K) of said Section 29. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision, designation of OXY USA WTP Limited Partnership as operator of the well and a charge for risk involved in drilling said well. Said area is located approximately 3 miles NW of Maljamar, New Mexico.

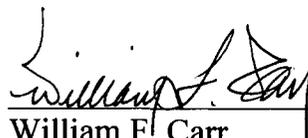
PROPOSED EVIDENCE

APPLICANT

| WITNESSES (Name and Expertise) | ESTIMATED TIME | EXHIBITS |
|-----------------------------------|--------------------|-----------|
| David Evans (Land) | Approx. 10 Minutes | Approx. 6 |

PROCEDURAL MATTERS

OXY USA WTP Limited Partnership has none at this time.



William F. Carr

Attorney for OXY USA WTP Limited Partnership

CERTIFICATE OF SERVICE

I certify that on September 21, 2006, I served a copy of the foregoing document to the following by

- U.S. Mail, postage prepaid
- Hand Delivery
- Fax
- Electronic Service by LexisNexis File & Serve

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