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:

CASE NO. 13893

APPLICATION OF YATES PETROLEUM CORPORATION FOR APPROVAL OF A PILOT PROJECT IN THE NORTH DAGGER DRAW-UPPER PENNSYLVANIAN UNIT FOR PURPOSES OF ESTABLISHING PROPER WATERFLOOD INJECTION PATTERNS AND FOR A TEMPORARY EXEMPTION FROM THE PROVISIONS OF DIVISION RULES 203 CONCERNING APPROVED TEMPORARY ABANDONMENT OF WELLS, EDDY COUNTY, NEW MEXICO.

NOT ITER

PRE-HEARING STATEMENT

77

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

APPEARANCES OF PARTIES

APPLICANT

ATTORNEY

Mr. David Boneau Yates Petroleum Corporation 105 South Fourth Street Artesia, New Mexico 88210-2118 (505) 748.1471 William F. Carr, Esq. Holland & Hart LLP and Campbell & Carr Post Office Box 2208 Santa Fe, New Mexico 87504 (505) 988.4421

STATEMENT OF CASE

APPLICANT

Applicant in the above-styled cause seeks an order authorizing a pilot program the S/2 of Section 20 and all of Section 29, Township 19 South, Range 25 East, N.M.P.M., within the North

Pre-Hearing Statement NMOCD Case No. 13893 Page 2

Dagger Draw-Upper Pennsylvanian Unit, for purposes of establishing a program to determine proper injection patterns in the Unit Area, Eddy County, New Mexico. Applicant also seeks an exemption from the Approved Temporary Abandonment provisions of Division Rule 203 during the time pilot project operations are being conducted. Said wells are located approximately 12 miles south southwest of Artesia, New Mexico.

PROPOSED EVIDENCE

APPLICANT

WITNESSES

ESTIMATED TIME

EXHIBITS

(Name and Expertise)

David Boneau (Petroleum Engineer)

Approx. 45 Minutes

Approx. 15

PROCEDURAL MATTERS

Yates Petroleum Corporation has none at this time.

William F. Carr

Attorney for Yates Petroleum Corporation

3677501_1.DOC