

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

IN THE MATTER OF THE APPLICATION OF YATES
PETROLEUM CORPORATION FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO

CASE NO. 14058

ENTRY OF APPEARANCE

Comes now Occidental Permian, Ltd. by and through the undersigned attorneys, Miller
Stratvert P.A., (J. Scott Hall) and hereby enters its appearance in the above cause.

MILLER STRATVERT P.A.

By: J. Scott Hall

J. Scott Hall
Attorneys for Occidental Permian, Ltd.
Post Office Box 1986
Santa Fe, New Mexico 87504-1986
(505) 989-9614

Certificate of Service

I hereby certify that a true and correct copy of the foregoing was faxed to counsel of
record on the 3rd day of January, 2008, as follows:

William F. Carr, Esq.
Holland & Hart
P. O. Box 2208
Santa Fe, New Mexico 87501
(505) 983-6043/Facsimile

David K. Brooks, Esq.
NM Energy Minerals & Natural Resources
Dept.
1220 South St. Francis Drive
Santa Fe, NM 87505
(505) 476-3462/Facsimile

J. Scott Hall
J. Scott Hall

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FOR COMPULSORY POOLING
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PRE-HEARING STATEMENT

This Pre-Hearing Statement is submitted by Miller Stratvert P.A. (J. Scott Hall) on behalf of Occidental Permian, Ltd. as required by the Oil Conservation Division.

APPEARANCES

APPLICANT'S ATTORNEY

William F. Carr
Holland & Hart
P.O. Box 2208
Santa Fe, New Mexico 87501
(505) 988-4421/(505) 983-6043(Fax)

APPLICANT

Yates Petroleum Corporation

OPPONENT'S ATTORNEY

J. Scott Hall, Esq.
Miller Stratvert P.A.
150 Washington Ave., Suite 300
Post Office Box 1986
Santa Fe, New Mexico 87504
(505) 989-9614

OPPONENT

Occidental Permian, Ltd.

OTHER PARTY'S ATTORNEY

OTHER PARTY

STATEMENT OF THE CASE

APPLICANT

Applicant seeks an order pooling all mineral interests from the surface to the base of the Mississippian formation in the following described spacing and proration units located in the SE/4 SE/4 of Section 30, Township 22 South, Range 32 East, N.M.P.M., Lea County, New

Mexico: The SE/4 SE/4 for all formations and/or pools developed on 40-acre spacing within this vertical extent including the Undesignated East Livingston Ridge-Delaware Pool and the Undesignated Southeast Livingston Ridge-Delaware Pool. Said unit is dedicated to its Amazing BAZ Federal Well No. 3 to be drilled at a location 330 feet from the South and East lines of Section 30, Township 22 South, Range 32 East, NMPM, Lea County, New Mexico to an approximate depth of 8,600 feet to test any and all formations from the surface to the base of the Bone Spring formation. Also to be considered will be the cost of drilling and completing said well and allocation of the cost thereof as well as actual operating costs and charges for supervision, designation of Yates Petroleum Corporation as operator of the well and a charge for risk involved in drilling said well. Said area is located 25 miles west of Eunice, New Mexico.

OPPOSITION OR OTHER PARTY

Occidental Permian LTD is the owner of certain working interests in the proposed spacing unit for the well that is the subject of the Compulsory Pooling Application in this matter. Occidental Permian LTD does not plan on presenting witness testimony at the January 10, 2008 hearing.

PROPOSED EVIDENCE

APPLICANT

WITNESSES

EST. TIME

NO. OF EXHIBITS

OPPOSITION

WITNESSES

None

EST. TIME

NO. OF EXHIBITS

PROCEDURAL MATTERS

None.

MILLER STRATVERT P.A.

By: J. Scott Hall
J. Scott Hall, Esq.
Post Office Box 1986
Santa Fe, New Mexico 87504
(505) 989-9614
Attorneys for Occidental Permian, Ltd.

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