

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

**CASE NO. 11909**

**APPLICATION OF MARATHON OIL  
COMPANY FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.**

**PRE-HEARING STATEMENT**

This pre-hearing statement is submitted by Marathon Oil Company, as required by the Oil Conservation Division.

**APPEARANCE OF PARTIES**

**APPLICANT**

Marathon Oil Company  
P. O. Box 552  
Midland, Texas 79702  
(915) 687-8144  
attn: Thomas C. Lowry, Esq.

**ATTORNEY**

W. Thomas Kellahin  
KELLAHIN AND KELLAHIN  
P.O. Box 2265  
Santa Fe, New Mexico 87504  
(505) 982-4285

**STATEMENT OF CASE**

Marathon has a working interest ownership in the oil and gas minerals from 3500 feet (the approximate base of the San Andres formation) to 11,152 feet (the approximate base of the Morrow formation) underlying the S/2 Section 22, T18S, R28E, NMPM, Eddy County, New Mexico.

The subject tract is located within one-mile of the current boundaries of the North Turkey Track-Morrow Gas Pool.

Marathon proposes to drill its Garvin "22" State Well No. 1 at a standard gas well location in Unit B of Section 22 to test any and all formations in the pooled interval from 3500 feet (the approximate base of the San Andres formation) to 11,152 feet (the approximate base of the Morrow formation) and to be dedicated to the appropriate sized spacing unit for the appropriate pool.

Despite its good faith efforts, Marathon has been unable to obtain a written voluntary agreement from all of the parties.

Pursuant to Section 70-2-17(c) NMSA (1978) and in order to obtain its just and equitable share of potential production underlying this spacing unit, the applicant needs an order of the Division pooling the identified and described mineral interests involved in order to protect correlative rights and prevent waste.

#### **PROPOSED EVIDENCE**

##### APPLICANT:

##### WITNESSES

##### EST. TIME EXHIBITS

Tim Robertson (landman)

15 Min. @ 6 exhibits

Bill DeMis (geologist)

15 Min. @ 2 exhibits

#### **PROCEDURAL MATTERS**

None anticipated at this time

KELLAHIN AND KELLAHIN



By: \_\_\_\_\_

W. Thomas Kellahin

P.O. Box 2265

Santa Fe, New Mexico 87504

(505) 982-4285