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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:

98 NOV -2 PM 5:06

OIL CONSERVATION DIV.

APPLICATION OF MATADOR PETROLEUM
CORPORATION FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.

CASE NO. 12063

PRE-HEARING STATEMENT

This pre-hearing statement is submitted by MATADOR PETROLEUM CORPORATION, as required by the Oil Conservation Division.

APPEARANCE OF PARTIES

APPLICANT

Matador Petroleum Corporation
8340 Meadow Road Ste 158
Midland, Texas 75231
(214) 987-3650
attn: Barry Osborne

ATTORNEY

W. Thomas Kellahin
KELLAHIN & KELLAHIN
P.O. Box 2265
Santa Fe, NM 87504
(505) 982-4285

STATEMENT OF CASE

Pursuant to Section 70-2-17(c) NMSA (1978) and in order to obtain its just and equitable share of potential production underlying this E/2 of Section 28, T19S, R33E, NMPM, Lea County, New Mexico, Applicant needs an order of the Division pooling the identified and described mineral interests involved in order to protect correlative rights and prevent waste.

Applicant requests an order pooling the mineral interest of described in this spacing unit for the drilling of its Topacio Well No. 1 at a standard gas well location for potential production from the Morrow and other formations upon terms and conditions which include:

- (1) Matador Petroleum Corporation be named operator;
- (2) The order make provisions for applicant and all working interest owners to participate in the costs of drilling, completing, equipping and operating the well;
- (3) In the event a working interest owner fails to elect to participate, then provision be made to recover out of production, the costs of the drilling, completing, equipping and operating the well, including a risk factor penalty of 200%;
- (4) A provision for overhead rates and a method for adjusting those rates in accordance with COPAS accounting procedures;
- (5) For such other and further relief as may be proper.

PROPOSED EVIDENCE

APPLICANT:

WITNESSES	EST. TIME	EXHIBITS
Barry Osborne (land)	20 min.	@ 6 exhibits
Kirk Sparling (geologist)	15 Min.	@ 4 exhibits
Carl Bergman (petroleum engineer)	15 Min.	@ 2 exhibits

PROCEDURAL MATTERS

None anticipated at this time.

KELLAHIN AND KELLAHIN

By: 

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