

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

APPLICATION OF OXY USA, INC. FOR APPROVAL OF THE JUNO BONE SPRING UPPER WOLFCAMP CC 23-24 UNIT, TO MODIFY THE INJECTION AUTHORITY APPROVED UNDER ORDER R-21356 AND EXPAND THAT AUTHORITY TO INCLUDE ELEVEN ADDITIONAL WELLS IN THE UNITIZED AREA, AND TO CONTRACT EXISTING BONE SPRING AND WOLFCAMP POOLS IN FAVOR OF A NEW OIL POOL COMPROMISED OF THE BONE SPRING FORMATION AND THE UPPER WOLFCAMP "XY" AND "A" INTERVALS OF THE WOLFCAMP FORMATION, EDDY COUNTY, NEW MEXICO

Case No. 22183

PRE-HEARING STATEMENT OF XTO ENERGY INC.

XTO Energy Inc. ("XTO") submits its Pre-Hearing Statement pursuant to the Rules of the Oil Conservation Division.

APPEARANCE

XTO is a party in interest in the Application of OXY USA, Inc. ("OXY") in this case. XTO's business address is 22777 Springwoods Village Parkway, Spring, Texas 77389-1425. XTO is represented by the undersigned counsel.

SUMMARY OF XTO's POSITION

XTO opposes creation of new pools from the existing Wolfcamp and Bone Springs formations. XTO does not oppose the remainder of the application

PROPOSED EVIDENCE

XTO will not present any witnesses at the hearing of this matter but may exercise its right to examine witnesses presented by any other party.

EXHIBITS

XTO does not intend to introduce any exhibits at the hearing of this matter.

PROCEDURAL MATTERS

XTO is not aware of any procedural matters to be resolved prior to the hearing.

HINKLE SHANOR LLP

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing *Pre-Hearing Statement of XTO Energy Inc.* was e-mailed to the following on this 1st day of October, 2021:

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/s/

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