

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

**APPLICATION OF EARTHSTONE OPERATING, LLC,
FOR A HORIZONTAL SPACING UNIT AND
COMPULSORY POOLING, LEA COUNTY, NEW MEXICO**

Case No. 23372

PREHEARING STATEMENT

Earthstone Operating, LLC (“Earthstone”), OGRID No. 331165, through its undersigned attorneys, submits the following Prehearing Statement pursuant to the rules of the Oil Conservation Division (“Division”).

APPEARANCES

APPLICANT

Earthstone Operating, LLC

ATTORNEY

Darin C. Savage
Andrew D. Schill
William E. Zimsky
214 McKenzie Street
Santa Fe, New Mexico 87501
Telephone: 970.385.4401
Facsimile: 970.385.4901
darin@abadieschill.com
andrew@abadieschill.com
bill@abadieschill.com

APPLICANT’S STATEMENT OF THE CASE

In Case No. 23372, Earthstone seeks an order (1) establishing a standard 320-acre, more or less, spacing and proration unit comprised of the N/2 N/2 of Sections 9 and 10, Township 19 South, Range 33 East, NMPM, Lea County, New Mexico, and (2) pooling all uncommitted mineral

interests in the Bone Spring formation, designated as an oil pool, underlying said unit. Earthstone proposes and dedicates to the HSU the **DeLorean 9-10 Fed 1BS Com 1H Well**, and the **DeLorean 9-10 Fed 2BS Com 5H Well**, as initial wells, to be drilled to a sufficient depth to test the Bone Spring formation. The proposed wells will be orthodox in location.

Earthstone proposes the **DeLorean 9-10 Fed 1BS Com 1H Well**, an oil well, to be horizontally drilled from a surface location in the NW/4 NW/4 (Unit D) of Section 9 to a bottom hole location in the NE/4 NE/4 (Unit A) of Section 10.

Earthstone proposes the **DeLorean 9-10 Fed 2BS Com 5H Well**, an oil well, to be horizontally drilled from a surface location in the NW/4 NW/4 (Unit D) of Section 9 to a bottom hole location in the NE/4 NE/4 (Unit A) of Section 10.

APPLICANT’S PROPOSED EVIDENCE

WITNESS	ESTIMATED TIME	EXHIBITS
Landman: Matt Solomon	Approx. 10 min	Approx. 6
Geologist: Jason Asmus	Approx. 10 min	Approx. 5

PROCEDURAL MATTERS

Earthstone requests that, for purposes of the hearings, Case Nos. 23373, 23374 and 23375 be consolidated with Case No. 23372 as they involve units within the same sections. No protests or objections have been filed and Earthstone does not anticipate any at this time; consequently, Earthstone plans to conduct the hearing by affidavit.

Respectfully submitted,

ABADIE & SCHILL, PC

/s/ Darin C. Savage

Darin C. Savage

Andrew D. Schill
William E. Zimsky
214 McKenzie Street
Santa Fe, New Mexico 87501
Telephone: 970.385.4401
Facsimile: 970.385.4901
darin@abadieschill.com
andrew@abadieschill.com
bill@abadieschill.com

Attorneys for Earthstone Operating, LLC

District I
 1625 N. French Dr., Hobbs, NM 88240
 Phone:(575) 393-6161 Fax:(575) 393-0720

District II
 811 S. First St., Artesia, NM 88210
 Phone:(575) 748-1283 Fax:(575) 748-9720

District III
 1000 Rio Brazos Rd., Aztec, NM 87410
 Phone:(505) 334-6178 Fax:(505) 334-6170

District IV
 1220 S. St Francis Dr., Santa Fe, NM 87505
 Phone:(505) 476-3470 Fax:(505) 476-3462

State of New Mexico
Energy, Minerals and Natural Resources
Oil Conservation Division
1220 S. St Francis Dr.
Santa Fe, NM 87505

QUESTIONS

Action 190153

QUESTIONS

Operator: Earthstone Operating, LLC 1400 Woodloch Forest; Ste 300 The Woodlands, TX 77380	OGRID: 331165
	Action Number: 190153
	Action Type: [HEAR] Prehearing Statement (PREHEARING)

QUESTIONS

Testimony	
<i>Please assist us by provide the following information about your testimony.</i>	
Number of witnesses	2
Testimony time (in minutes)	20