

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

**APPLICATION OF XTO DELAWARE
BASIN, LLC FOR COMPULSORY
POOLING, EDDY COUNTY, NEW MEXICO.**

CASE NO. 23777

XTO’S PRE-HEARING STATEMENT

XTO Delaware Basin, LLC (“XTO” or “Applicant”), the applicant in the above-referenced matter, submits this Pre-Hearing Statement pursuant to the rules of the Oil Conservation Division.

APPEARANCES

APPLICANT

XTO Delaware Basin, LLC
 (“XTO”)

ATTORNEY

Michael H. Feldewert
Adam G. Rankin
Paula M. Vance
Holland & Hart, LLP
Post Office Box 2208
Santa Fe, New Mexico 87504-2208
(505) 988-4421
(505) 983-6043 Facsimile
mfeldewert@hollandhart.com
agrarkin@hollandhart.com
pmvance@hollandhart.com

APPLICANT’S STATEMENT OF THE CASE

Under **Case No. 23777**, XTO seeks an order pooling all uncommitted interests in the Wolfcamp formation (SAND DUNES; WOLFCAMP [96991]) underlying a 799.90-acre horizontal spacing unit comprised of the W/2 equivalent of irregular Section 5, the W/2 of Section 8, and the NW/4 of Section 17, Township 23 South, Range 31 East, NMPM, Eddy County, New Mexico. The spacing unit will be dedicated to the following proposed initial wells:

- **JRU DI 7 Sawtooth Fed Com 117H** well, to be horizontally drilled from a surface location in the NE/4 NE/4 equivalent (Lot 1) of irregular Section 6, with a first take point in the NW/4 NW/4 equivalent (Lot 4) of irregular Section 5 and a last take point in the SW/4 NW/4 (Unit E) of Section 17; and
- **JRU DI 7 Sawtooth Fed Com 112H** and **JRU DI 7 Sawtooth Fed Com 113H** wells, to be horizontally drilled from surface locations in the NE/4 NE/4 equivalent (Lot 1) of irregular Section 6, with first take points in the NE/4 NW/4 equivalent (Lot 3) of irregular Section 5 and last take points in the SE/4 NW/4 (Unit F) of Section 17.

The completed interval for the **JRU DI 7 Sawtooth Fed Com 112H** is expected to remain within 330 feet of the offsetting quarter-quarter sections or equivalent tracts to allow inclusion of these tracts in a standard horizontal well spacing unit pursuant to NMAC 19.15.16.15.B.

The completed interval for each of the wells will comply with the statewide setbacks for oil wells. XTO has sought and been unable to obtain voluntary agreement for the development of these lands from all working interest owners in the subject acreage.

APPLICANT’S PROPOSED EVIDENCE

WITNESS Name and Expertise	ESTIMATED TIME	EXHIBITS
Joshua Prasatik, Landman	Self-Affirmed Statement	Approx. 7
Aaron Bazzell, Geologist	Self-Affirmed Statement	Approx. 5

PROCEDURAL MATTERS

XTO intends to present this case by self-affirmed statement if there is no opposition at the time of hearing.

Respectfully submitted,

HOLLAND & HART LLP

By: 

Michael H. Feldewert
Adam G. Rankin
Paula M. Vance
Post Office Box 2208
Santa Fe, NM 87504
505-988-4421
505-983-6043 Facsimile
mfeldewert@hollandhart.com
agrarkin@hollandhart.com
pmvance@hollandhart.com

ATTORNEYS FOR XTO DELAWARE BASIN, LLC