

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

2009 JUL 2 PM 2 41

IN THE MATTER OF THE HEARING CALLED BY THE
OIL CONSERVATION COMMISSION FOR THE
PURPOSE OF CONSIDERING:

CASE NO. 13270

APPLICATION OF YATES PETROLEUM
CORPORATION FOR AN ORDER RESCINDING
APPROVAL OF A CHANGE OF OPERATOR, EDDY
COUNTY, NEW MEXICO.

PRE-HEARING STATEMENT

This Pre-Hearing Statement is submitted by Holland & Hart LLP as required by
the Oil Conservation Division.

WV
7/6/09

APPEARANCES OF PARTIES

APPLICANT

Yates Petroleum Corporation
Attention: Randy Patterson
105 South Fourth Street
Artesia, New Mexico 88210-2118
(505) 748-1471

ATTORNEY

William F. Carr, Esq.
Holland & Hart LLP
Post Office Box 2208
Santa Fe, New Mexico 87504
(505) 988-4421

STATEMENT OF CASE

APPLICANT

Applicant seeks rescission of the approval of a change of operator for C. W. Trainer for the
Vandiver Com State Well No. 1 (API No. 30-015-20783) located 990 feet from the South
line and 660 feet from the West line (Unit M) of Section 18, Township 18 South, Range 26

East, NMPM Eddy County, New Mexico. This well is located approximately 6 miles South of Artesia, New Mexico.

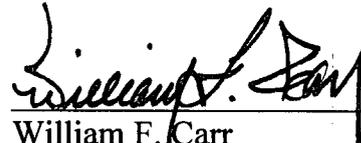
PROPOSED EVIDENCE

APPLICANT

WITNESSES (Name and Expertise)	ESTIMATED TIME	EXHIBITS
Charles Moran (Land)	Approx. 15 Minutes	Approx. 5

PROCEDURAL MATTERS

Yates Petroleum Corporation has none at this time.



William F. Carr

Attorney for Yates Petroleum Corporation

CERTIFICATE OF SERVICE

I certify that on July 2, 2004 I served a copy of the foregoing document to the following by

- U.S. Mail, postage prepaid
- Hand Delivery
- Fax
- Electronic Service by LexisNexis File & Serve

James Bruce, Esq.
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**STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION**

**CASE NO. 13270: APPLICATION OF YATES PETROLEUM CORPORATION FOR AN ORDER
RESCINDING APPROVAL OF A CHANGE OF OPERATOR, EDDY COUNTY, NEW MEXICO.**

**ENTRY OF APPEARANCE
AND
PRE-HEARING STATEMENT**

This entry of appearance and pre-hearing statement is submitted by the Oil Conservation Division.

APPEARANCES

APPLICANT

Yates Petroleum Corporation

APPLICANT'S ATTORNEY

William F. Carr
Holland & Hart, LLP
P.O. Box 2208
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(505) 988-4421

RESPONDENT

C.W. Trainer

RESPONDENT'S ATTORNEY

James G. Bruce
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Oil Conservation Division

Gail MacQuesten
Oil Conservation Division
Energy, Minerals and Natural
Resources Dept.
1220 S. St. Francis Drive
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2009 JUL 2 AM 9 37

WYD
7/2/09

STATEMENT OF THE CASE

OIL CONSERVATION DIVISION:

Yates Petroleum Corporation ("Yates") seeks order rescinding the approval of a change of operator form filed by C.W. Trainer ("Trainer") seeking a change of operator for the Vandiver Com Well No. 1.

The Oil Conservation Division believes it acted correctly in approving the change of operator from Yates to Trainer, based on the information it had before it at the time of that decision. However, the Division takes no position on the current operator dispute between Yates and Trainer. The Division has entered an appearance in this case because Yates has requested that Tim Gum, Supervisor of the Division's District 2 office, be available to testify.

PROPOSED EVIDENCE

OIL CONSERVATION DIVISION:

WITNESS:

ESTIMATED TIME:

EXHIBITS:

Tim Gum, Supervisor, Dist. II

30 min.

Well files; Documents provided by Trainer

PROCEDURAL MATTERS

None.

Respectfully submitted,



Gail MacQuesten

Oil Conservation Division

Energy, Minerals and Natural

Resources Department

1220 S. St. Francis Drive

Santa Fe, NM 87505

(505) 476-3451

Attorney for the Oil Conservation Division

This 2nd day of July, 2004.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following by fax this 2nd day of July, 2004:

William Carr
983-6043

James Bruce
Fax: 982-2151


Gail MacQuesten