

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

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

APPLICATION OF BURNETT OIL CO., INC. FOR  
COMPULSORY POOLING, EDDY COUNTY,  
NEW MEXICO.

Case No. 14691

PRE-HEARING STATEMENT

This pre-hearing statement is submitted by applicant as required by the Oil Conservation Division.

APPEARANCES

APPLICANT

Burnett Oil Co., Inc.  
Suite 1500  
Unit 9  
801 Cherry Street  
Fort Worth, Texas 76102

Attention: William D. Pollard, President  
(817) 332-5108

APPLICANT'S ATTORNEY

James Bruce  
P.O. Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

Robert C. Grable  
Kelly Hart & Hallman LLP  
201 Main Street, Suite 2500  
Fort Worth, Texas 76102  
(817) 878-3550 (phone)  
(817) 878-9280 (fax)

OTHER PARTY

Hudson Oil Company of Texas  
c/o Burnett Oil Co., Inc.

OPPONENT

OPPONENT'S ATTORNEY

COG Operating LLC

Ocean Munds-Dry

**STATEMENT OF THE CASE**

APPLICANT

Applicant seeks an order pooling all mineral interests from 4230 feet subsurface to the base of the Glorieta-Yeso formation underlying the SW/4NW/4 of Section 24, Township 17 South, Range 31 East, NMPM, to form a standard 40-acre oil spacing and proration unit for all pools or formations developed on 40-acre spacing within that vertical extent. The unit is to be dedicated to the proposed Partition Fed. Well No. 3, to be drilled in the SW/4NW/4 of Section 24. Also to be considered will be the cost of drilling and completing the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the well, and a 200% charge for the risk involved in drilling and completing the well.

OPPONENT

**PROPOSED EVIDENCE**

APPLICANT

<u>WITNESSES</u>	<u>EST. TIME</u>	<u>EXHIBITS</u>
David S. Rhodes (land manager)	20 min.	Approx. 5
Mark Jacoby (engineering manager)	20 min.	Approx. 4
John Haiduk (geologist)	10 min.	Approx. 4
Randall Hudson (geologist - operator)	10 min.	Approx. 2

OPPONENT

<u>WITNESSES</u>	<u>EST. TIME</u>	<u>EXHIBITS</u>
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**PROCEDURAL MATTERS**

Respectfully submitted,



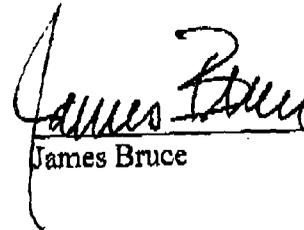
James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

Attorney for Burnett Oil Co., Inc.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 13<sup>th</sup> day of July, 2011 by facsimile transmission:

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