

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

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

APPLICATION OF RSC RESOURCES LIMITED
PARTNERSHIP FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.

Case No. 15,022

VERIFIED STATEMENT OF DIANE K. MAGEE

Diane K. Magee, being duly sworn upon his oath, deposes and states:

1. I am a Contract Landman for RSC Resources Limited Partnership, and have personal knowledge of the matters stated herein.
2. Pursuant to Division Rule NMAC 19.15.4.12.A(1), the following information is submitted in support of the application filed herein:
 - (a) No opposition is expected because the working interest owners and unleased mineral owners being pooled have (i) been contacted regarding the proposed well, but have not yet decided whether to join in the well or farm out their interests, or (2) are not locatable.
 - (b) Applicant seeks an order pooling all mineral interests from the surface to the base of the Wolfcamp formation underlying the following described acreage in Section 15, Township 24 South, Range 28 East, NMPM, and in the following manner: The N/2 to form a standard 320-acre gas spacing and proration unit for any and all formations or pools developed on 320-acre spacing within that vertical extent; the NE/4 to form a standard 160-acre gas spacing and proration unit for any and all formations or pools developed on 160-acre spacing within that vertical extent; and the SW/4NE/4 to form a standard 40-acre oil spacing and proration unit for any and all formations or pools developed on 40-acre spacing within that vertical extent. The units are to be dedicated to the Ana Com. Well No. 1, to be re-entered at an orthodox location in the SW/4NE/4 of Section 15.
 - (c) Applicant requests that Guardian Operating Corp. be designated as operator of the well, and a 200% risk charge be assessed against non-consenting interest owners for the risk involved in re-entering and completing the well.

Oil Conservation Division

Case No. 15022

Exhibit No. 5

