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

APPLICATION OF BLACK MOUNTAIN OPERATING LLC  
FOR A NON-STANDARD OIL SPACING AND  
PRORATION UNIT AND COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO

Case No. 15630

PRE-HEARING STATEMENT

Black Mountain Operating LLC, ("Black Mountain"), provides this Pre-Hearing Statement as required by the rules of the Division.

**APPEARANCES**

APPLICANT

BLACK MOUNTAIN OPERATING LLC

APPLICANT'S ATTORNEY

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OPPONENT

MEWBOURNE OIL COMPANY

OPPONENT'S ATTORNEY

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**STATEMENT OF THE CASE**

Black Mountain Operating LLC applies for an order approving a non-standard oil spacing and proration unit in the Bone Spring formation comprised of the E/2E/2 of Section 15 and the E/2SE/4 of Section 10, Township 23 South, Range 34 East, NMPM, Lea County, New Mexico, and pooling all mineral interests in the Bone Spring formation underlying the non-standard unit.

Mewbourne Oil Company owns certain working interests in the S/2 of Section 15 that would be included in Black Mountain's proposed spacing and proration unit. Mewbourne's development plans are in conflict with Black Mountain's plans.

### PROPOSED EVIDENCE

APPLICANT: BLACK MOUNTAIN OPERATING LLC                      EST. TIME                      EXHIBITS

WITNESSES:

Robbie Zimmerman, Land Manager	30 Min.	5
Dr. Michael McCracken, (COO) Reservoir Engineer	45 Min.	5

OPPONENT: MEWBOURNE OIL COMPANY                      EST. TIME                      EXHIBITS

WITNESSES:

### PROCEDURAL MATTERS

Black Mountain will move at hearing for the consolidation of this case with Mewbourne case nos. 15600, 15601 and 15602, as well as Black Mountain case nos. 15628 and 15629. These six (6) cases concern overlapping lands and interests, and are expected to involve identical witnesses providing similar testimony.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

By: \_\_\_\_\_

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*Attorneys for Black Mountain Operating LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on the following counsel of record by electronic mail on February 23, 2017:

James Bruce  
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\_\_\_\_\_  
Seth C. McMillan