

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

RECEIVED

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

AUG 04 2003

OIL CONSERVATION
DIVISION

APPLICATION OF NADEL AND GUSSMAN PERMIAN,
L.L.C. FOR COMPULSORY POOLING, EDDY
COUNTY, NEW MEXICO.

Case No. 13115

PRE-HEARING STATEMENT

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

APPEARANCES

APPLICANT

Nadel and Gussman Permian, L.L.C.
Suite 508
601 North Marienfeld
Midland, Texas 79701

APPLICANT'S ATTORNEY

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

Attention: Sam H. Jolliffe IV
(915) 682-4429

OPPONENT

Snow Oil & Gas, Inc.

OPPONENT'S ATTORNEY

Paul R. Owen

5/5/02

STATEMENT OF THE CASE

APPLICANT

Applicant seeks an order approving a non-standard gas spacing and
proration unit in the Delaware formation comprised of the W $\frac{1}{2}$ SE $\frac{1}{4}$ of
Section 28, Township 21 South, Range 27 East, N.M.P.M. The unit
will be dedicated to applicant's existing Tucker Fee Well No. 1Y,
located at an unorthodox gas well location 1600 feet from the south
line and 2300 feet from the east line of Section 28. In the
alternative, applicant requests that the Division declare (i) the
well is an oil well because it is within the boundaries of the
North Esperanza-Delaware (Oil) Pool, (ii) the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 28
is properly dedicated to the well, and (iii) the well's location is
orthodox.

OPPONENT

PROPOSED EVIDENCE

APPLICANT

<u>WITNESSES</u>	<u>EST. TIME</u>	<u>EXHIBITS</u>
Sam Jolliffe (landman)	5 min.	Approx. 2
Keith Logan (geologist)	10 min.	Approx. 3
Kem McCready (engineer)	15 min.	Approx. 4

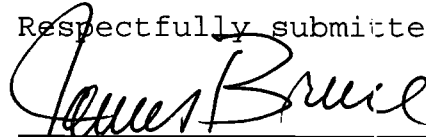
OPPONENT

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

-None-

Respectfully submitted,



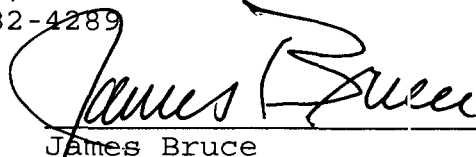
James Bruce
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Attorney for Nadel and Gussman
Permian, L.L.C.

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing pleading was served by
facsimile transmission upon the following counsel of record this
2nd day of August, 2003:

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James Bruce