

**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:**

2006 SEP 21 PM 2:28  
CASE NO. 13772

**APPLICATION OF OXY USA WTP LIMITED  
PARTNERSHIP FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.**

**PRE-HEARING STATEMENT**

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

**APPEARANCES OF PARTIES**

**APPLICANT**

Occidental Permian Limited Partnership  
Attn: David Evans  
Post Office Box 4294  
Houston, TX 77210-4294  
(713) 366-5303

**ATTORNEY**

William F. Carr, Esq.  
Holland & Hart LLP  
Post Office Box 2297  
Santa Fe, New Mexico 87504-2208  
(505) 988-4421

**OPPOSITION**

Charles D. Ray

**ATTORNEY**

James Bruce, Esq.  
Post Office Box 1056  
Santa Fe, NM 87504-1056  
(505) 982-2043

**STATEMENT OF CASE**

Applicant in the above-styled cause seeks an order pooling all mineral interests from the surface to the base of the Morrow formation in the N/2 of Section 16, Township 24 South, Range 28 East, N.M.P.M., Eddy County, New Mexico for all formations and/or pools developed on 320-acre spacing which includes but is not necessarily limited to the West Malaga-Morrow Gas Pool and the Undesignated West Malaga-Atoka Gas Pool. OXY proposes to dedicate the above-referenced spacing or proration units to its Big Spender State Com Well No. 1 to be drilled at a standard gas well location 660 feet from the North line and 700 feet from the West line (Unit D) of said Section 16. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision, designation of OXY USA WTP Limited Partnership as operator of the well and a charge for risk involved in drilling said well. Said area is located approximately 2 miles West of Malaga, New Mexico.

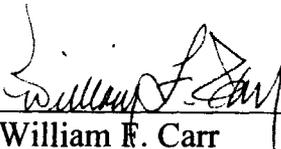
**PROPOSED EVIDENCE**

APPLICANT

WITNESSES (Name and Expertise)	ESTIMATED TIME	EXHIBITS
David Evans (Land)	Approx. 10 Minutes	Approx. 6

**PROCEDURAL MATTERS**

OXY USA WTP Limited Partnership has none at this time.

  
\_\_\_\_\_  
William F. Carr  
Attorney for OXY USA WTP Limited Partnership

**CERTIFICATE OF SERVICE**

I certify that on September 21, 2006, 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.  
P. O. Box 1056  
Santa Fe, NM 87504-1056  
(505) 982-2151 facsimile

