

**BEFORE THE  
NEW MEXICO ENERGY, MINERALS AND  
NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION**

2008 DEC 6 PM 3 01

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

**CASE NO. 013832**

**APPLICATION OF BEPCO, L.P. TO RESCIND  
ADMINISTRATIVE ORDER SWD-1044, EDDY  
COUNTY, NEW MEXICO.**

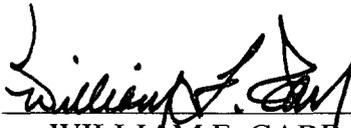
**ENTRY OF APPEARANCE**

COMES NOW HOLLAND & HART, LLP and hereby enters its appearance in the  
above referenced case on behalf of Yates Petroleum Corporation.

Respectfully submitted,

HOLLAND & HART, LLP

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



WILLIAM F. CARR  
Post Office Box 2208  
Santa Fe, New Mexico 87504  
Telephone: (505) 988-4421

ATTORNEYS FOR YATES PETROLEUM  
CORPORATION

## CERTIFICATE OF SERVICE

I certify that on December 6, 2006, I served a copy of the foregoing document to the following by

- U.S. Mail, postage prepaid
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\_\_\_\_\_  
William F. Carr

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**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:**

**CASE NO. 13832**

**APPLICATION OF BEPCO, L.P., TO RESCIND  
ADMINISTRATIVE ORDER SWD-1044, 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**

| <u>APPLICANT</u> | <u>ATTORNEY</u>  |
|------------------|--|
| BEPCO, L.P.      | James Bruce, Esq.<br>Post Office Box 1056<br>Santa Fe, NM 87504-1056<br>(505) 982-2043 |

2006 DEC 6 PM 3 01

| <u>OPPOSITION</u>  | <u>ATTORNEY</u>   |
|--|---|
| Yates Petroleum Corporation<br>Attention: David Boneau<br>105 South Fourth Street<br>Artesia, NM 88210<br>(505) 748-4357 | William F. Carr, Esq.<br>Holland & Hart LLP<br>Post Office Box 2208<br>Santa Fe, New Mexico 87504<br>(505) 988-4421 |

**STATEMENT OF CASE**

**APPLICANT**

Applicant seeks an order rescinding Administrative Order SWD-1044, which approved salt-water disposal into the Delaware formation for Yates Petroleum Corporation's

Jester Well No. 4, to be located 990 feet from the North line and 1650 feet from the West line of Section 12, Township 24 South, Range 29 East, NMPM.

OPPOSITION

Yates Petroleum Corporation opposes the application and states there is substantial development in this area but no production from the proposed injection intervals. Other operators are injecting into this Delaware interval and there is no evidence that the injection proposed by Yates will impair the rights of any other operator in the area.

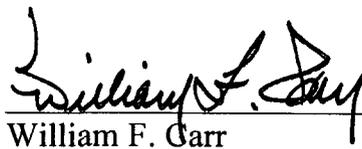
**PROPOSED EVIDENCE**

OPPOSITION

| WITNESSES<br>(Name and Expertise)    | ESTIMATED TIME  | EXHIBITS   |
|--------------------------------------|-----------------|------------|
| David Boneau<br>(Reservoir Engineer) | Approx. 45 min. | Approx. 12 |

**PROCEDURAL MATTERS**

Yates Petroleum Corporation has none at this time.

  
\_\_\_\_\_  
William F. Garr

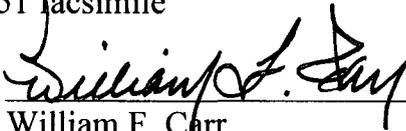
Attorney for Yates Petroleum Corporation

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