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**FAX TRANSMITTAL COVERSHEET**

DATE: June 15, 2007  
TO: Oil Conservation Division  
ATTENTION: Florene  
FAX NO. 476-3462  
FROM: ERNEST L. PADILLA  
RE: *OCD v. Holcomb Oil & Gas, Inc.*  
*Case# 13918*

  4   Pages Transmitted Including Coversheet

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**IF YOU DO NOT RECEIVE ALL THE PAGES INDICATED ABOVE,  
PLEASE CALL US BACK AS SOON AS POSSIBLE AT:**

**(505) 988-7577**

**ASK FOR: Jo Ann**

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MESSAGE: Please see attached Pre-Hearing Statement. Please call this office if you have any questions. Thank You.

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

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

**APPLICATION FOR AN UNORTHODOX WELL FOR  
HOLCOMB OIL AND GAS, INC.**

**Case No. 13918**

**PRE-HEARING STATEMENT**

This Pre-hearing Statement is submitted by Holcomb Oil and Gas, Inc., by and through his undersigned counsel, Ernest L. Padilla, Padilla Law Firm, P.A. as required by the Oil Conservation Division.

**APPEARANCES OF PARTIES**

**ATTORNEY**

**APPLICANT:**

Holcomb Oil & Gas, Inc.

Ernest L. Padilla  
Padilla Law Firm, P.A.  
Post Office Box 2523  
Santa Fe, New Mexico 87504  
(505) 988-7577

**OPPOSITON OR OTHER PARTY:**

XTO Energy, Inc.

W. Thomas Kellahin  
706 Gonzales Rd.  
Santa Fe, New Mexico 87501  
(505) 982-2047

**STATEMENT OF CASE**

**APPLICANT:** Applicant seeks an order for drilling and production of its Mangum Well No. 1Y (API No. 30-045-34266) at an unorthodox well location 1985 FNL and 2470 FWL of Section 27, Township 29 North, Range 11 West, NMPM to be dedicated to a standard 320-acre spacing unit consisting of the W/2 of Section 27 for production from the Basin Fruitland Coal Gas Pool. The unorthodox location is necessitated due to topographical reasons.

**OPPOSITION OR OTHER PARTY:**

**PROPOSED EVIDENCE**

**APPLICANT**

**WITNESSES**

**EST. TIME**

**EXHIBITS**

Jeff Holcomb

30 min.

Various maps and aerial photographs showing the topography of the area, including a sand and gravel operation, City of Bloomfield current and proposed recreational areas, and other commercial facilities in the W/2 of Section 27.

**OPPOSITION**

WITNESSES

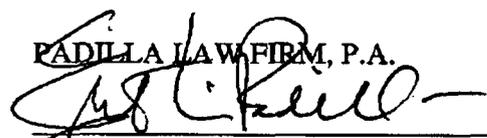
EST. TIME

EXHIBITS

**PROCEDURAL MATTERS**

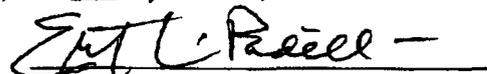
(Please identify any procedural matters which need to be resolved prior to hearing.)

None

PADILLA LAW FIRM, P.A.  
  
 ERNEST L. PADILLA  
 P.O. Box 2523  
 Santa Fe, New Mexico 87504-2523  
 (505) 988-7577

**CERTIFICATE OF SERVICE**

I hereby certify that I caused a copy of this Pre-Hearing Statement to be sent by facsimile to W. Thomas Kellahin, (505) 982-2047) this 15<sup>th</sup> day of June, 2007.

  
 ERNEST L. PADILLA