

**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:**

**APPLICATION OF CONOCOPHILLIPS COMPANY  
FOR COMPULSORY POOLING  
SAN JUAN COUNTY, NEW MEXICO**

**CASE NO. 14248**

**PRE-HEARING STATEMENT**

This pre-hearing statement is submitted by ConocoPhillips Company as required by the New Mexico Oil Conservation Division.

**APPEARANCES OF THE PARTIES**

**APPLICANT**

ConocoPhillips Company  
3535 West 32<sup>nd</sup> Street  
Farmington, NM 87501  
Attn: Alan Alexander  
Phone 505-326-9757

**ATTORNEY**

W. Thomas Kellahin  
706 Gonzales Road  
Santa Fe, New Mexico 87501  
phone 505-982-4285  
Fax 505-982-2047

**OTHER PARTIES**

None of record

**ATTORNEY**

*W. T. Kellahin*

## STATEMENT OF THE CASE

### APPLICANT:

ConocoPhillips is a working interest owner and the proposed operator for the State Com AM 37M well (API # 30-045-32884) to be drilled in Unit L and dedicated to the S/2 Mesaverde and W/2 Dakota formations in Section 2, T30N, R8W, San Juan County, New Mexico.

ConocoPhillips has proposed to drill, complete and operate the State Com AM #37M well to be located in Unit letter L of this section and if productive to downhole commingling Dakota and Mesaverde production.

ConocoPhillips seeks an order pooling all mineral interests in the Dakota and Mesaverde formations underlying the S/2 and W/2 respectively of Section 2, T30N, R8W, NMPM, San Juan County, New Mexico, forming standard 320-acre and 324.10 acre gas spacing and proration units for the Mesaverde and Dakota formation.

All of the interest owners in the Mesaverde formation have agreed to participate in this well, but one owner in the Dakota formation has declined.

The subject 320-acre spacing units are located within the Blanco-Mesaverde Gas Pool and the Basin-Dakota Gas Pool.

ConocoPhillips, despite reasonable effort, has been unable to obtain the voluntary agreement of this interest owner in this spacing unit. Pursuant to Section 70-2-17.C NMSA (1978) and in order to obtain its just and equitable share of potential production underlying this spacing unit, ConocoPhillips needs an order of the Division pooling the identified and described mineral interests involved in order to protect correlative rights and prevent waste.

## PROPOSED EVIDENCE

### APPLICANT

WITNESSES	EST. TIME	EST. EXHIBITS
Bryan Dart (landman)	@ 20 -min.	@ 8

**PROCEDURAL MATTERS**

None

KELLAHIN & KELLAHIN

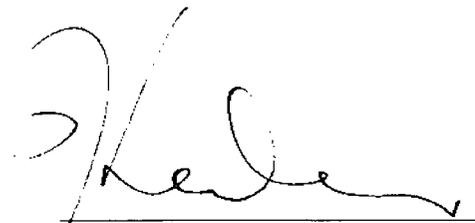


W. Thomas Kellahin

**CERTIFICATION OF SERVICE**

I hereby certify that a copy of this pleading was served upon the following parties and attorneys this 26th day of November 2008, by email

David K. Brooks, Esq.  
Oil Conservation Division  
1220 South St. Francis Drive  
[david.brooks@state.nm.us](mailto:david.brooks@state.nm.us)



W. Thomas Kellahin