

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

RECEIVED

FEB 16 2004

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

Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, NM 87505

APPLICATION OF ELK OIL COMPANY FOR
APPROVAL OF A UNIT AGREEMENT,
CHAVES COUNTY, NEW MEXICO.

CASE NO. 13219

PRE-HEARING STATEMENT

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

APPEARANCES OF PARTIES

APPLICANT

Mr. Joseph Kelly, President
Elk Oil Company
Post Office Box 310
Roswell, New Mexico 88202
(505) 623-3190

ATTORNEY

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

STATEMENT OF CASE

APPLICANT

Applicant seeks approval of the Z-28 State Exploratory Unit for an area comprising 2240.00 acres of State of New Mexico lands in Sections 11, 12, 13 and 24, Township 10 South, Range 26 East, NMPM which is located approximately 25 miles northeast of Roswell, New Mexico.

PROPOSED EVIDENCE

APPLICANT

WITNESSES
(Name and Expertise)

ESTIMATED TIME

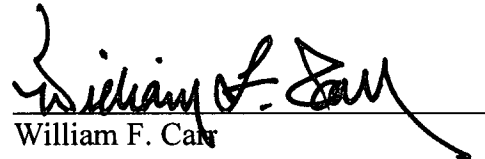
EXHIBITS

BY AFFIDAVIT

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PROCEDURAL MATTERS

Elk Oil Company has none at this time.



William F. Carr
Attorney for Elk Oil Company