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July 5, 2001

*Via Facsimile to (505) 476-3462*

New Mexico Oil Conservation Division  
Attn: Florence Davidson  
1220 S. Saint Francis Drive  
Santa Fe, New Mexico 87505

Re: Application of Yates Petroleum Corporation for  
Compulsory Pooling, Chaves County, New Mexico  
Case No. 12683

Dear Ms. Davidson:

Please find attached for filing the Prehearing Statement for Yates Petroleum Corporation. If you have any questions, please do not hesitate to call. Thank you for your assistance.

Very truly yours,

LOSEE, CARSON, HAAS & CARROLL, P.A.

*Hannah Palomin*

Hannah Palomin  
Secretary to Ernest L. Carroll

Encl.

cc: Yates Petroleum Corporation  
Attn: Mr. Chuck Moran

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

IN THE MATTER OF THE APPLICATION  
OF YATES PETROLEUM CORPORATION  
FOR COMPULSORY POOLING  
CHAVES COUNTY, NEW MEXICO

CASE NO. 12683

**PREHEARING STATEMENT**

This prehearing statement is submitted by YATES PETROLEUM CORPORATION, as required by the Oil Conservation Division.

**APPEARANCES OF PARTIES**

**APPLICANT**

Yates Petroleum Corporation

ATTORNEY  
Ernest L. Carroll  
Losee, Carson, Haas & Carroll, P.A.  
P. O. Box 1720  
Artesia, NM 88211-1720  
(505)746-3505

**PARTY IN INTEREST**

Ms. Roxy Burkfield  
c/o Robert C. Armijo  
Civerolo, Gralow & Hill, P.A.  
P.O. Box 877  
Albuquerque, NM 87103

Mr. Bryan Solsbery  
Mr. Dean Solsbery, Jr.  
c/o Lynn Slade  
Modrall, Sperling, Roehl, Harris & Sisk, P.A.  
Bank of America Centre, Suite 1000  
Albuquerque, NM 87103-2165

**STATEMENT OF CASE**

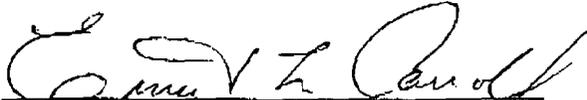
Yates Petroleum Corporation seeks compulsory pooling of certain mineral interests to test the Ordovician Formation and intermediate formations at a location of 1980' FNL and 1980' FEL of Section 3, Township 8 South, Range 26 East, NMPM in Chaves County, New Mexico. The two parties listed above each claim the same interest. There is presently a will contest lawsuit pending. It is unknown to Applicant at this time if there will be any opposition.

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**PROPOSED EVIDENCE**

| WITNESSES             | EST. TIME | APPROX. # EXHIBITS |
|-----------------------|-----------|--------------------|
| Chuck Moran, Landman  | 20 min.   | 7                  |
| Tim Miller, Geologist | 10 min.   | 2                  |
| Dave Boneau, Engineer | 15 min.   | 8                  |

LOSEE, CARSON, HAAS & CARROLL, P.A.

By:   
Ernest L. Carroll  
P.O. Box 1720  
Artesia, NM 88211-1720  
(505)746-3505

Attorneys for Applicant

I hereby certify that I caused a true and correct copy of the foregoing pleading to be faxed to counsel of record this July 5, 2001.

  
Ernest L. Carroll