

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

CASE NO. 12852

APPLICATION OF MATADOR E & P COMPANY  
FOR COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO.

**PRE-HEARING STATEMENT**

This pre-hearing statement is submitted by Matador E & P Company, as required by the Oil Conservation Division.

**APPEARANCE OF PARTIES**

**APPLICANT**

Matador E & P Company  
8340 Meadow Road #150  
Dallas, Texas 79231  
(214) 987-3650  
Attn: Mark Virant

**ATTORNEY**

W. Thomas Kellahin  
KELLAHIN AND KELLAHIN  
P.O. Box 2265  
Santa Fe, New Mexico 87504  
(505) 982-4285

**OPPONENT**

**ATTORNEY**

**STATEMENT OF CASE**

Matador E & P Company has 100% of the working interest ownership in the oil and gas minerals from the Monument Tubb Pool and has dedicated this Laughlin Well No 6. to a standard 80-acre spacing and proration unit consisting of S/2NW/4 of Section 4, T20S, R37E, NMPM, Lea County, New Mexico.

**NMOCD CASE 12852**

**Matador E & P Company**

**Page 2**

Matador has certain leases in this spacing unit which do not contain pooling clauses. There are 107 royalty and overriding royalty owners and Matador has obtained written approval from 41 owner agreeing to pool their respective interest in this spacing unit. Despite its good faith efforts, Matador has not be able to obtain the consent of all royalty and overriding royalty owners.

Matador drilled and completed this well for first production on January 21, 2002. Matador request that the pooling of the royalty and overriding owners be made effect retroactive to the date of first production.

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, the applicant 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**

Jay Beavers (landman)

**EST. TIME EXHIBITS**

15-20 Min. @ 6 exhibits

**PROCEDURAL MATTERS**

None anticipated at this time

**KELLAHIN AND KELLAHIN**

By: 

W. Thomas Kellahin

P.O. Box 2265

Santa Fe, New Mexico 87504

(505) 982-4285