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

APPLICATIONS OF MARATHON OIL PERMIAN LLC FOR COMPULSORY POOLING, LEA COUNTY, NEW MEXICO

CASE NOS. 20822 AND 20823

MARATHON OIL PERMIAN LLC'S PRE-HEARING STATEMENT

Marathon Oil Permian LLC ("Marathon") submits this Pre-Hearing Statement for the above-referenced cases pursuant to the rules of the Oil Conservation Division.

APPEARANCES

<u>APPLICANT</u> <u>ATTORNEY</u>

MARATHON OIL PERMIAN LLC Deana M. Bennett

MODRALL, SPERLING, ROEHL,

HARRIS & SISK, P.A.

P. O. Box 2168

Albuquerque, New Mexico 87103-

2168

(505) 848-1800

OTHER PARTIES ATTORNEY

EOG RESOURCES INC. Ernest Padilla

PO Box 2523

Santa Fe, New Mexico 87504

505-988-7577

padillalaw@qwestoffice.net

OXY USA INC. Michael Feldewert XTO ENERGY INC. Adam G. Rankin

Julia Broggi Kaitlyn Luck

Holland & Hart, LLP
P.O. Box 2208
Santa Fe, NM 87504
Mfeldewert@hollandhart.com
agrankin@hollandhart.com
jbroggi@hollandhart.com
kaluck@hollandhart.com

STATEMENT OF CASE

APPLICANT:

In Case Number 20822, Marathon seeks an order from the Division pooling all uncommitted mineral interests within a Bone Spring horizontal spacing unit underlying the underlying the E/2 of Sections 15 and 22, Township 22 South, Range 32 East, N.M.P.M., Lea County, New Mexico. This proposed spacing unit will be dedicated to Frizzle Fry 15 TB FC 14H; Frizzle Fry 15 TB FC 17H; Frizzle Fry 15 FB FC 30H; Frizzle Fry 15 SB FC 15H; Frizzle Fry 15 FB FC 31H; 15 Frizzle Fry SB FC 22H; Frizzle Fry 15 AV FC 26H; Frizzle Fry AV FC 27H wells, to be horizontally drilled. The producing area for these wells will be orthodox. Also to be considered will be the cost of drilling and completing said wells, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Marathon as operator of the wells, and a 200% charge for risk involved in drilling said wells, and allowing a one year period between when the wells are drilled and when the wells are completed.

In Case Number 20823, Marathon seeks an order from the Division pooling all uncommitted mineral interests within a Wolfcamp horizontal spacing unit underlying the underlying the E/2 of Sections 15 and 22, Township 22 South, Range 32 East, N.M.P.M., Lea County, New Mexico. This proposed spacing unit will be dedicated to the Frizzle Fry 15 WA FC 11H and the Frizzle Fry 15 WXY FC 18H wells, to be horizontally drilled. The producing area for these wells will be orthodox. Also to be considered will be the cost of drilling and completing said wells, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Marathon as operator of the wells, and a 200% charge for risk involved in drilling said wells, and allowing a one year period between when the wells are drilled and when the wells are completed.

PROPOSED EVIDENCE

APPLICANT:

WITNESS ESTIMATED TIME EXHIBITS

Landman: TBD Approx. 30 minutes Approx. 8

Geologist: TBD Approx. 30 minutes Approx. 6

PROCEDURAL ISSUES

Marathon intends to put these cases on by affidavit and requests that they be consolidated for hearing.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS & SISK, P.A.

Deana M. Bennett

Post Office Box 2168

By: Weena M. Bennett

500 Fourth Street NW, Suite 1000

Albuquerque, New Mexico 87103-2168

Telephone: 505.848.1800

Deana.Bennett@modrall.com

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on counsel of record by electronic mail on October 24, 2019:

Ernest Padilla P.O. Box 2523 Santa Fe, NM 87504-2523 (505) 988-7577 padillalaw@qwestoffice.net

Michael Feldewert
Adam G. Rankin
Julia Broggi
Kaitlyn Luck
Holland & Hart, LLP
P.O. Box 2208
Santa Fe, NM 87504
Mfeldewert@hollandhart.com
agrankin@hollandhart.com
jbroggi@hollandhart.com
kaluck@hollandhart.com

By: Weena M. Bennett

Deana M. Bennett

Post Office Box 2168

500 Fourth Street NW, Suite 1000

Albuquerque, New Mexico 87103-2168

Telephone: 505.848.1800