

**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 ASCENT ENERGY, LLC  
FOR COMPULSORY POOLING, LEA COUNTY,  
NEW MEXICO.**

**Case No. 21507**

**APPLICATION OF ASCENT ENERGY, LLC  
FOR COMPULSORY POOLING, LEA COUNTY,  
NEW MEXICO.**

**Case No. 21508**

**AMENDED PRE-HEARING STATEMENT**

This pre-hearing statement is submitted by Ascent Energy, LLC as required by the Oil Conservation Division.

**APPEARANCES**

**APPLICANT**

Ascent Energy, LLC  
Attention: Lee Zink

**APPLICANT'S ATTORNEY**

James Bruce  
P.O. Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

**OPPONENT**

Phillip White  
Marathon Oil Permian LLC

**OPPONENT'S ATTORNEY**

Deana Bennett

**STATEMENT OF THE CASES**

**APPLICANT**

**Case No. 21507:** Ascent Energy, LLC seeks an order pooling all mineral interest owners in the Bone Spring formation underlying a horizontal spacing unit comprised of Lot 3, SE/4NW/4, and E/2SW/4 (the E/2W/2) of Section 4 and the E/2W/2 of Section 9, Township 20 South, Range 33 East, NMPM. The unit will be dedicated to the Silver Fed. Com. Well Nos. 503H and 602H, with first take points in the SE/4SW/4 of Section 9 and last take points in Lot 3 of Section 4.

**Case No. 21508:** Ascent Energy, LLC seeks an order pooling all mineral interest owners in the Wolfcamp formation underlying a horizontal spacing unit comprised of Lot 3, SE/4NW/4, and E/2SW/4 (the E/2W/2) of Section 4 and the E/2W/2 of Section 9, Township 20 South, Range 33 East, NMPM. The unit will be dedicated to the Silver Fed. Com. Well No. 702H, with a first take point in the SE/4SW/4 of Section 9 and a last take point in Lot 3 of Section 4.

Also to be considered will be the cost of drilling and completing the wells and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as operator of the wells, and a 200% charge for the risk involved in drilling, completing, and equipping the wells.

These cases were originally set for November 5, 2020. Phillip White, a working interest owner in the proposed wells, desired additional time for discussions between the parties and he obtained continuances to the January 21, 2021 docket. Negotiations have been conducted, but the parties cannot agree on terms.

OPPONENT

**PROPOSED EVIDENCE**

APPLICANT

WITNESSES

EST. TIME

EXHIBITS

Lee Zink  
(landman)

15 min.

Approx. 10

William Metz  
(geologist)

15 min.

Approx. 10

OPPONENT

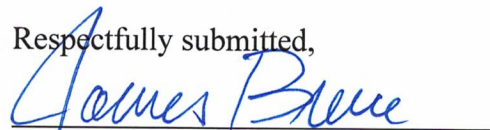
WITNESSES

EST. TIME

EXHIBITS

**PROCEDURAL MATTERS**

Respectfully submitted,



James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

Attorney for Ascent Energy, LLC

### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 14<sup>th</sup> day of January, 2021 by e-mail:

Deanna Bennett  
[dmb@modrall.com](mailto:dmb@modrall.com)

  
James Bruce