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

**APPLICATION OF FORTY ACRES ENERGY, LLC
FOR STATUTORY UNITIZATION, LEA COUNTY,
NEW MEXICO**

CASE NO. 15792

PRE-HEARING STATEMENT

LAUREL SETH and SANDY SETH ("Seth"), provisionally provides this Pre-Hearing Statement as required by the rules of the Division.

APPEARANCES

LAUREL SETH AND SANDY SETH

LAUREL SETH'S AND SANDY SETH'S
ATTORNEY

J. Scott Hall, Esq.
MONTGOMERY & ANDREWS, P.A.
P.O. Box 2307
Santa Fe, NM 87504-2307
Tele (505) 982-3873
shall@montand.com

APPLICANT

FORTY ACRES ENERGY, LLC

APPLICANT'S ATTORNEY

James Bruce
Post Office Box 1056
Santa Fe, NM 87504
jamesbruc@aol.com

STATEMENT OF THE CASE

Applicant Forty Acres Energy, LLC seeks an order statutorily unitizing all mineral interests in the Yates-Seven Rivers-Queen formation in the proposed West Eumont Unit underlying 7977.30 acres of federal, state, and fee lands covering all or parts of Sections 21, 22,

26-29, and 32-35 of Township 20 South, Range 36 East, N.M.P.M., and Sections 1-3, 11, and 12 of Township 21 South, Range 35 East, N.M.P.M.

The Seths are owners or heirs of owners of interests within Applicant's proposed unit. No witness testimony by them or on their behalf is anticipated, but they reserve the right to cross-examine Applicant's witnesses.

PROPOSED EVIDENCE

OPPONENT: LAUREL SETH AND SANDY SETH

EST. TIME

EXHIBITS

WITNESSES: None.

APPLICANT: FORTY ACRES ENERGY, LLC

EST. TIME

EXHIBITS

WITNESSES:

PROCEDURAL MATTERS

None.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

By: J. Scott Hall

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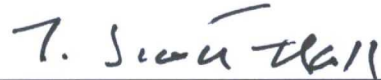
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Attorneys for Laurel Seth and Sandy Seth

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on the following counsel of record by electronic mail on August 9, 2017:

James Bruce
Post Office Box 1056
Santa Fe, NM 87504
jamesbruc@aol.com

A handwritten signature in black ink, appearing to read "J. Scott Hall", written over a horizontal line.

J. Scott Hall