

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 FASKEN LAND AND  
MINERALS, LTD. FOR COMPULSORY  
POOLING AND AN UNORTHODOX GAS WELL  
LOCATION, EDDY COUNTY, NEW MEXICO.

Case No. 11,877

PRE-HEARING STATEMENT

This pre-hearing statement is submitted by Redstone Oil & Gas Company ("Redstone") as required by the Oil Conservation Division.

**APPEARANCES**

APPLICANT

Fasken Land and Minerals, Ltd.

OPPONENT

Redstone Oil & Gas Company  
Suite 1050  
8235 Douglas Avenue  
Dallas, Texas 75225  
Attention: Joe E. Small  
(214) 368-0202

APPLICANT'S ATTORNEY

W. Thomas Kellahin

OPPONENT'S ATTORNEY

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

**STATEMENT OF THE CASE**

APPLICANT

OPPONENT

Applicant requests compulsory pooling of all of Section 12, Township 23 South, Range 24 East (Rock Tank-Upper Morrow Gas Pool and Rock Tank-Lower Morrow Gas Pool), for a well to be located at an unorthodox gas well location 500 feet FNL and 2265 feet FWL. Redstone owns an interest in the proposed well, and is also an offset operator. There is an operating agreement covering the proposed well, and thus compulsory pooling is unnecessary. Redstone requests that the case be dismissed for the reasons stated in its Motion to Dismiss filed herein on December 10, 1997.

**PROPOSED EVIDENCE**

APPLICANT

WITNESSES

EST. TIME

EXHIBITS

OPPONENT

WITNESSES

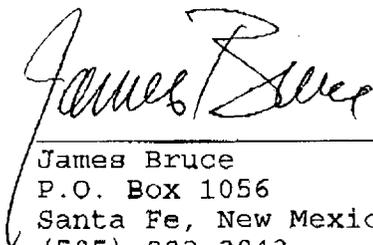
EST. TIME

EXHIBITS

**PROCEDURAL MATTERS**

Redstone requests that its Motion to Dismiss be argued at the January 8, 1998 hearing. Until that issue is decided, Redstone cannot prepare for the case, and it does not intend to present witnesses on January 8th.

Respectfully submitted,



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

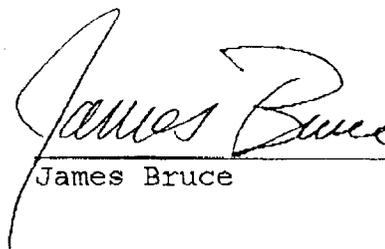
Attorney for Redstone Oil & Gas  
Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Pre-Hearing Statement was served upon the following counsel of record via facsimile transmission this 5<sup>th</sup> day of January, 1998:

W. Thomas Kellahin  
Kellahin & Kellahin  
P.O. Box 2265  
Santa Fe, New Mexico 87504  
(505) 982-2047

Rand Carroll  
Oil Conservation Division  
2040 South Pacheco Street  
Santa Fe, New Mexico 87505  
(505) 827-8177

  
James Bruce