

**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:

CASE NO. 12251

APPLICATION OF MCELVAIN OIL AND GAS PROPERTIES, INC.
FOR COMPULSORY POOLING
RIO ARRIBA COUNTY, NEW MEXICO.

OIL CONSERVATION DIV.
29 SEP 85 AM 2:59

PRE-HEARING STATEMENT

This Prehearing Statement is submitted by Campbell, Carr, Berge & Sheridan, P.A.,
as required by the Oil Conservation Division.

APPEARANCES OF PARTIES

APPLICANT

McElvain Oil & Gas Properties, Inc.
Attn: Steve Jordan
409 St. Michaels Drive
Santa Fe, New Mexico 87504-2148
(405) 982-1935 ext. 115
name, address, phone and
contact person

ATTORNEY

William F. Carr, Esq.
Campbell, Carr, Berge & Sheridan, P.A.
Post Office Box 2208
Santa Fe, New Mexico 87504
(505) 988-4421

OPPOSITION OR OTHER PARTY

NM&O Operating Company
6 East 5th Street, Suite 200
Tulsa, OK 74103

ATTORNEY

James Bruce, Esq.
Post Office Box 1056
Santa Fe, NM 87504

STATEMENT OF CASE

APPLICANT

Applicant seeks an order pooling all mineral interests in all formations developed on 320-acre spacing from the base of the Pictured Cliffs formation to the base of the Mesaverde formation in Lots 1, 2, S/2, N/E4, SE/4, (E/2 equivalent), of Section 4, Township 25 North, Range 2 West. The unit is to be dedicated to its Elk Com 4 Well No. 1 to be drilled to a depth sufficient to test all formations to the base of the Mesaverde formation, Blanco-Mesaverde Gas Pool, at a standard location in the NE/4 of Section 4. Also to be considered will be the cost of drilling and completing the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of applicant as the operator of the well, and a charge for risk involved in drilling and completing the well. The unit is located approximately 9 miles north of Lindrith, New Mexico.

OPPOSITION OR OTHER PARTY

(Please make a concise statement of the basis for opposing this application or otherwise state the position of the party filing this statement.)

PROPOSED EVIDENCE

APPLICANT

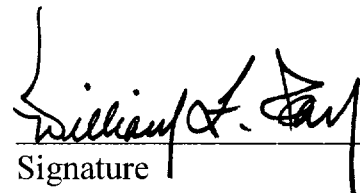
WITNESSES (Name and expertise)	EST. TIME	EXHIBITS
Steve Jordan (Landman)	5 minutes	None

OPPOSITION

WITNESSES (Name and expertise)	EST. TIME	EXHIBITS
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PROCEDURAL MATTERS

Applicant will request that the record in Case No. 12224 be incorporated by reference into the record of this case.



Signature