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8-10.00

**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. 12470

**APPLICATION OF NEARBURG EXPLORATION COMPANY, L.L.C.
FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.**

OIL CONSERVATION DIV.
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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

Nearburg Exploration Company, L.L.C.
c/o Mark Wheeler
3300 North "A" St., Bldg. 2, Ste. 120
Midland, TX 79705
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ATTORNEY

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STATEMENT OF CASE

APPLICANT

Applicant in the above-styled cause seeks an order pooling all mineral interests in all formations developed on 40-acre spacing in the NE/4 SE/4 of Section 13, Township 19 South, Range 33 East, NMPM, which includes but is not necessarily limited to the Undesignated Tonto (Seven Rivers) Pool, the Undesignated Tonto Wolfcamp Pool, the Undesignated East Gem-Bone Spring Pool and the Undesignated East Gem-Delaware Pool. Said unit is to be dedicated to the Panama "13" Well No. 2 to be drilled at a standard location 1650 feet from the South line and 990 feet from the East line of said Section 13 to a depth sufficient to test all formations from the surface to the base of the Bone Spring formation. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision, designation of Nearburg Producing Company as operator of the well and a charge for risk involved in drilling said well. Said area is located approximately 11 miles northeast of Halfway, New Mexico.

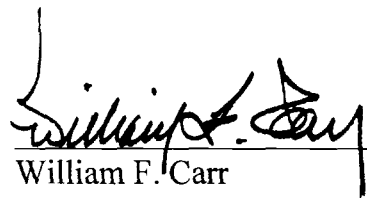
PROPOSED EVIDENCE

APPLICANT

WITNESSES	EST. TIME	EXHIBITS
Mark Wheeler (Landman)	15 Min.	Approx. 6
Ted Gawloski (Geology)	10 Min.	Approx. 3

PROCEDURAL MATTERS

Nearburg Exploration has none at this time.



William F. Carr
Attorney for Nearburg Producing, Inc.