

**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 NOS. 10927, 10928 and
10929 (Consolidated)

APPLICATION OF BRECK OPERATING
CORPORATION FOR SURFACE COMMINGLING,
SAN JUAN COUNTY, NEW MEXICO.

FEB 25 1991

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

Breck Operating Corporation_____
c/o Walsh Engineering_____
204 N. Auburn_____
Farmington, NM 87401_____
Attn: Paul Thompson
(505) 327-4892_____
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

name, address, phone and
contact person

ATTORNEY

Pre-hearing Statement

NMOCD Case Nos. 10927, 10928 and 10929 (Consolidated)

Page 2

STATEMENT OF CASE

APPLICANT

(Please make a concise statement of what is being sought with this application and the reasons therefore.)

Breck Operating Corporation, applicant in the above-captioned cause, seeks an exception to Division General Rule 303A for the surface commingling of production from the Basin-Fruitland Coal Gas Pool in its Kutz Government Well No. 8J located 930 feet from the South line and 1720 feet from the West line (Unit N) of Section 21, Township 28 North, Range 10 West, and production from the Fulcher Kutz-Pictured Cliffs Gas Pool in its Kutz Government Well No. 8 located 990 feet from the South and West lines (Unit M) of said Section 21. Applicant also seeks an exception to Division General Rule 303A for the surface commingling of production from the Basin-Fruitland Coal Gas Pool in its Kutz Government Well No. 7 located 790 feet from the South line and 1650 feet from the West line (Unit N) of Section 3, Township 27 North, Range 10 West, and production from the Fulcher Kutz-Pictured Cliffs Gas Pool in its Kutz Government Well No. 7J located 1840 feet from the South line and 1050 feet from the West line (Unit L) of said Section 3. Applicant further seeks an exception to Division General Rule 303A for the surface commingling of production from the Basin-Fruitland Coal Gas Pool in its Kutz Government Well No. 6 located 990 feet from the North line and 1650 feet from the East line (Unit B) of Section 3, Township 27 North, Range 10 West, and production from the Fulcher Kutz-Pictured Cliffs Gas Pool in its Kutz Government Well No. 6J located 1640 feet from the North line and 1190 feet from the East line (Unit H) of said Section 3.

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.)

Pre-hearing Statement

NMOCD Case Nos. 10927, 10928 and 10929 (Consolidated)

Page 3

PROPOSED EVIDENCE

APPLICANT

WITNESSES (Name and expertise)	EST. TIME	EXHIBITS
Paul Thompson, Petroleum Engineer	20 Min.	Approximately 6

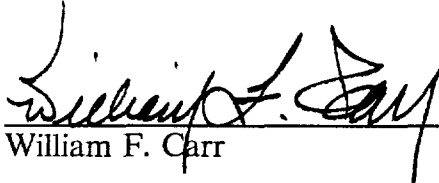
OPPOSITION

WITNESSES (Name and expertise)	EST. TIME	EXHIBITS
--	------------------	-----------------

PROCEDURAL MATTERS

(Please identify any procedural matters which need to be resolved prior to hearing)

Breck Operating Corporation will request that Cases 10927, 10928 and 10929 be consolidated for purposes of testimony.



William F. Carr