

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. 10031

APPLICATION OF NEARBURG PRODUCING
COMPANY FOR A NON-STANDARD
OIL PRORATION UNIT,
EDDY COUNTY, NEW MEXICO.

PRE-HEARING STATEMENT

This prehearing statement is submitted by William F. Carr, as required by the Oil Conservation Division.

APPEARANCES OF PARTIES

APPLICANT

Nearburg Producing Company_____
401 E. Illinois, Suite 300_____
Midland, Texas 79701_____
Attn: Mark Nearburg_____

(915) 686-8235_____
name, address, phone and
contact person

OPPOSITION OR OTHER PARTY

Conoco, Inc._____

Yates Petroleum Corporation_____

name, address, phone and
contact person

ATTORNEY

William F. Carr_____
Campbell & Black, P.A._____
Post Office Box 2208_____
Santa Fe, New Mexico 87504_____

(505) 988-4421_____

ATTORNEY

W. Thomas Kellahin_____

Ernest L. Carroll_____

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OIL CONSERVATION DIV.
SANTA FE

STATEMENT OF CASE

APPLICANT

Nearburg Producing Company seeks approval of an 80-acre non-standard oil spacing and proration unit comprising the W/2 NE/4 of Section 31, Township 19 South, Range 25 East, Undesignated North Dagger Draw-Upper Pennsylvanian Pool.

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

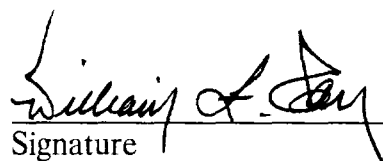
| WITNESSES (Name and expertise) | EST. TIME | EXHIBITS |
|-----------------------------------|-----------|-----------------|
| Bob Shelton (Landman) | 15 Min. | Approximately 2 |
| Jerry Elger (Geologist) | 10 Min. | Approximately 3 |
| Tim McDonald (Engineer) | 10 Min. | Approximately 2 |

OPPOSITION

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

None


Signature