

BEFORE THE OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION OF :
YATES PETROLEUM CORPORATION FOR : CASE NO. 10905
COMPULSORY POOLING, EDDY COUNTY, :
NEW MEXICO :

JAN 31 1994

and

IN THE MATTER OF THE APPLICATION OF :
NEARBURG EXPLORATION COMPANY FOR : CASE NO. 10906
COMPULSORY POOLING, EDDY COUNTY, :
NEW MEXICO :

**CONSOLIDATED
PREHEARING STATEMENT**

This prehearing statement is submitted by YATES PETROLEUM CORPORATION, as required by the Oil Conservation Division in both of the above cases. Because the two applications are in direct competition, Yates will move to consolidate at hearing.

APPEARANCES OF PARTIES

APPLICANT

Yates Petroleum Corporation

ATTORNEY

Ernest L. Carroll
Losee, Carson, Haas
& Carroll, P.A.
P. O. Drawer 239
Artesia, NM 88211-0239
(505) 746-3505

OPPOSITION

Nearburg Exploration Company

W. Thomas Kellahin
Kellahin & Kellahin
P. O. Box 2265
Santa Fe, NM 87504-2265
(505) 982-4285

STATEMENT OF CASE

APPLICANT

Yates seeks an order pooling all mineral interests from the surface down through and including the Canyon formation underlying the SE/4 of said Section 29, Township 19 South, Range 25 East, N.M.P.M., Eddy County, to form a 160-acre spacing unit dedicated to its Boyd "X" State No. 3 Well, naming Yates as operator.

OPPOSITION

Nearburg has filed a competing application for an equivalent order, naming it as operator.

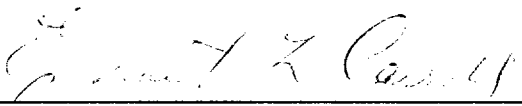
PROPOSED EVIDENCE

APPLICANT

WITNESSES (Name and expertise)	EST. TIME	EXHIBITS
Janet Richardson	20	4
Pinson McWhorter, Engineer	15	3
D'nese Fly, Geologist	15	3
Randy Patterson, Land Manager	15	

Respectfully submitted,

LOSEE, CARSON, HAAS & CARROLL, P.A.

By: 
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