

**STATE OF NEW MEXICO  
DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES  
OIL CONSERVATION DIVISION**

**APPLICATION OF MEWBOURNE OIL  
COMPANY FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO**

**Case No. 21362**

**MEWBOURNE OIL COMPANY'S  
PRE-HEARING STATEMENT**

Mewbourne Oil Company ("Mewbourne") submits its Pre-Hearing Statement pursuant to the rules of the Oil Conservation Division.

**APPEARANCES**

**APPLICANT**

Mewbourne Oil Company

**APPLICANT'S ATTORNEYS**

Dana S. Hardy  
Dioscorro "Andy" Blanco  
P.O. Box 2068  
Santa Fe, NM 87504-2068  
Phone: (505) 982-4554  
Facsimile: (505) 982-8623  
dhardy@hinklelawfirm.com  
dblanco@hinklelawfirm.com

**PARTIES**

Ascent Energy, LLC

**PARTIES' ATTORNEYS**

Darin C. Savage  
Andrew D. Schill  
William E. Zimsky  
Abadie & Schill, P.C.  
214 McKenzie St.  
Santa Fe, NM 87501  
Phone: (970) 385-4401  
darin@abadieschill.com  
andrew@abadieschill.com  
bill@abadieschill.com

Apache Corporation

Earl E. DeBrine, Jr.  
Deana M. Bennett  
Lance D. Hough  
Modrall, Sperling, Roehl, Harris & Sisk, P.A.  
Post Office Box 2168  
500 Fourth Street NW, Suite 1000  
Albuquerque, New Mexico 87103-2168  
Phone: (505) 848-1800  
edebrine@modrall.com  
dmb@modrall.com  
ldh@modrall.com

EOG Resources, Inc.

Ernest L. Padilla  
Padilla Law Firm, P.A.  
Post Office Box 2523  
Santa Fe, NM 87504  
Phone: (505) 988-7577  
padillalaw@qwestoffice.net

### **STATEMENT OF THE CASE**

Mewbourne seeks an order pooling all uncommitted mineral interests in the Bone Spring formation in a 320-acre, more or less, standard horizontal spacing unit comprised of the W/2 W/2 of Section 33 and the W/2 W/2 of Section 28, Township 20 South, Range 30 East in Eddy County, New Mexico. The horizontal spacing unit will be dedicated to the Sidecar 33/28 B3MD Fed Com #1H well, which will be horizontally drilled from a surface location in Lot 1 in Section 4, Township 21 South, Range 29 East to a bottom hole location in Unit D in Section 28, Township 20 South, Range 30 East in Eddy County. The completed interval for the well will be orthodox. Also to be considered will be the costs of drilling and completing the well and the allocation of the costs, the designation of Mewbourne as the operator of the well, and a 200% charge for the risk involved in drilling and completing the well. The granting of Mewbourne's application will serve the interests of conservation, the protection of correlative rights, and the prevention of waste.

### **PROPOSED EVIDENCE**

<u>WITNESS</u>	<u>ESTIMATED TIME</u>	<u>EXHIBITS</u>
Tyler Jolly (Landman)	30 minutes	Approx. 10
Nate Cless (Geologist)	30 minutes	Approx. 6
Travis Cude (Engineer)	20 minutes	Approx. 6

Mewbourne reserves the right to call a rebuttal witness(es) if appropriate.

### **PROCEDURAL MATTERS**

Mewbourne has filed a motion requesting that this matter be referred to the New Mexico Oil Conservation Commission ("Commission") for hearing in conjunction with the *de novo* hearing in Commission Case Nos. 21277 through 21280.

Respectfully submitted,

HINKLE SHANOR, LLP

/s/ Dana S. Hardy

Dana S. Hardy

Dioscorro "Andy" Blanco

P.O. Box 2068

Santa Fe, NM 87504-2068

Phone: (505) 982-4554

Facsimile: (505) 982-8623

dhardy@hinklelawfirm.com

dblanco@hinklelawfirm.com

*Counsel for Mewbourne Oil Company*

### CERTIFICATE OF SERVICE

I hereby certify that on this 30<sup>th</sup> day of July, 2020, I served a true and correct copy of the foregoing pleading on the following counsel of record by electronic mail:

Earl E. DeBrine, Jr.  
Modrall, Sperling, Roehl, Harris & Sisk, P.A.  
Post Office Box 2168  
500 Fourth Street NW, Suite 1000  
Albuquerque, New Mexico 87103-2168  
Phone: (505) 848-1800  
[edebrine@modrall.com](mailto:edebrine@modrall.com)  
*Counsel for Apache Corporation*

Darin C. Savage  
Andrew D. Schill  
William E. Zimsky  
Abadie & Schill, P.C.  
214 McKenzie St.  
Santa Fe, NM 87501  
Phone: (970) 385-4401  
[darin@abadieschill.com](mailto:darin@abadieschill.com)  
[andrew@abadieschill.com](mailto:andrew@abadieschill.com)  
[bill@abadieschill.com](mailto:bill@abadieschill.com)  
*Counsel for Ascent Energy LLC*

Ernest L. Padilla  
Padilla Law Firm, P.A.  
Post Office Box 2523  
Santa Fe, NM 87504  
Phone: (505) 988-7577  
[padillalaw@qwestoffice.net](mailto:padillalaw@qwestoffice.net)  
*Counsel for EOG Resources, Inc.*

/s/ Dana S. Hardy  
Dana S. Hardy