

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: 20952, 20953

APPLICATION OF APPLICATION OF FRANKLIN
MOUNTAIN ENERGY LLC FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO.

REPORTER'S TRANSCRIPT OF PROCEEDINGS
EXAMINER HEARING
December 12, 2019
SANTA FE, NEW MEXICO

This matter came on for hearing before the New Mexico Oil Conservation Division, EXAMINERS LEONARD LOWE, DEAN McCLURE, DYLAN COSS and LEGAL EXAMINER ERIC AMES, on Thursday, December 12, 2019, at the New Mexico Energy, Minerals, and Natural Resources Department, Wendell Chino Building, 1220 South St. Francis Drive, Porter Hall, Room 102, Santa Fe, New Mexico.

Reported by: Irene Delgado, NMCCR 253
PAUL BACA PROFESSIONAL COURT REPORTERS
500 Fourth Street, NW, Suite 105
Albuquerque, NM 87102
505-843-9241

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A P P E A R A N C E S

For the Applicant:

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I N D E X

CASE NO. 20952, 20953 CALLED

SUMMARY OF CASES AND MATERIALS	03
TAKEN UNDER ADVISEMENT	05
REPORTER CERTIFICATE	05

E X H I B I T I N D E X

Admitted

A and B (All attachments)	05
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1 HEARING EXAMINER COSS: So now we will call Cases
2 Number 20952 and 20953, Franklin Mountain Energy for
3 compulsory pooling.

4 MS. BENNETT: Good morning, Mr. Examiners. My
5 name is Deana Bennett from Modrall Sperling on behalf of
6 Franklin Mountain Energy LLC. To my knowledge there are no
7 other entries of appearance in this case -- these cases.

8 HEARING EXAMINER COSS: Is that statement
9 correct? Are there any other other entries of appearance
10 into these cases?

11 (No response.)

12 HEARING EXAMINER COSS: You may proceed.

13 MS. BENNETT: I intend to put these cases on by
14 affidavit as well.

15 HEARING EXAMINER COSS: You may proceed.

16 MS. BENNETT: Thank you. The packet I handed to
17 you is a packet of materials for Case 20952 and 20953 in
18 which Franklin Mountain Energy seeks compulsory pooling.

19 And these cases both involve horizontal spacing
20 units that target the Wolfcamp formation. Again, between
21 these two cases they cover the W/2 of Sections 2 and 11,
22 Township 25 South, Range 35 East, Lea County, New Mexico.

23 I should point out that these three cases that I
24 just discussed are part of a larger development plan that
25 Franklin Mountain Energy is proposing, and the other three

1 cases that will be covering the east half of these sections
2 are set for hearing on January 9, 2020.

3 Behind Tab 8 is my affidavit of notice, and again
4 it includes an affidavit stating that notice was mailed out
5 to the affected parties. It includes the status of those
6 mailings, and it also includes the photocopy from the e-mail
7 from the affidavit of publication. Same situation applies
8 here, here with respect to the publication issue that I
9 discussed earlier.

10 One of the things I would mention in terms of
11 the, as you are considering the notice issue, is that for a
12 number of the folks that we identified or that Franklin
13 Mountain identified, we had sometimes up to five or six
14 different addresses, and you will see that we sent letters
15 to each of those address. And although one letter may not
16 have been delivered to a particular address, the other three
17 or four letters were delivered, so -- and I can assure you,
18 based on my own experience over the last ten days, that my
19 letter were received by various individuals, having been
20 contacted by a number of parties to whom I sent letters.
21 So with that I would ask that Exhibits A and B and their
22 attachments be admitted into the record for Case Number
23 20952 and and Case Number 20953.

24 HEARING EXAMINER COSS: The exhibits will be
25 admitted into the record, and Case Numbers 20952 and 20953

1 will be taken under advisement with the same caveat.

2 (Exhibits A and B admitted.)

3 MS. BENNETT: Thank you very much.

4 (Cases 20952 and 20953 taken under advisement.

5 Adjourned.)

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1 STATE OF NEW MEXICO
2 COUNTY OF BERNALILLO

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4 REPORTER'S CERTIFICATE

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6 I, IRENE DELGADO, New Mexico Certified Court
7 Reporter, CCR 253, do hereby certify that I reported the
8 foregoing proceedings in stenographic shorthand and that the
9 foregoing pages are a true and correct transcript of those
10 proceedings that were reduced to printed form by me to the
11 best of my ability.

12 I FURTHER CERTIFY that the Reporter's Record of
13 the proceedings truly and accurately reflects the exhibits,
14 if any, offered by the respective parties.

15 I FURTHER CERTIFY that I am neither employed by
16 nor related to any of the parties or attorneys in this case
17 and that I have no interest in the final disposition of this
18 case.

19 Dated this 12th day of December 2019.

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Irene Delgado, NMCCR 253
License Expires: 12-31-19

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