

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: 21025, 21026  
21027, 21028

APPLICATION OF APACHE CORPORATION  
FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

FEBRUARY 6, 2020

SANTA FE, NEW MEXICO

This matter came on for hearing before the New Mexico Oil Conservation Division, EXAMINERS FELICIA ORTH and DYLAN COSS on Thursday, February 6, 2020, 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

1 A P P E A R A N C E S

2 For the Applicant:

3 LANCE HOUGH  
 4 MODRALL SPERLING ROEHL HARRIS & SISK PA  
 5 500 4th Street, NW, Suite 1000  
 6 Albuquerque, NM 87102  
 7 505-848-9710

8 For EOG Resources, Inc.

9 MICHAEL FELDEWERT  
 10 HOLLAND & HART  
 11 110 North Guadalupe, Suite 1  
 12 Santa Fe, NM 87501  
 13 505-954-7286

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15 I N D E X

16 CASE CALLED 03

17 SUMMARY OF CASE AND EXHIBITS 03

18 TAKEN UNDER ADVISEMENT 05

19 REPORTER CERTIFICATE 06

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

21 Admitted

22 Exhibits A through D and Attachments 05

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1                   HEARING EXAMINER ORTH: 21025, and presumably 26,  
2 27 and 28. Call for appearances.

3                   MR. HOUGH: Lance Hough of Modrall Sperling on  
4 behalf of Apache Corporation. I would like to present all  
5 four of these cases you mentioned together.

6                   HEARING EXAMINER ORTH: Thank you.

7                   MR. HOUGH: I do have one singular package  
8 consolidated for purposes of this hearing.

9                   MR. FELDEWERT: May it please the Examiner,  
10 Michael Feldewert of the Santa Fe office of Holland & Hart  
11 appearing on behalf of EOG Resources Inc. We have no  
12 objection to the matter proceeding by affidavit. I have  
13 conferred with counsel, and what I call a special payment  
14 provision that is contained within our prehearing statement  
15 filed in the case, it's my understanding that has been  
16 accepted by the applicant.

17                   MR. HOUGH: Yes. Apache is in full agreement  
18 with that.

19                   MR. FELDEWERT: We would ask that that be  
20 included in the pooling orders that are issued in this  
21 matter.

22                   HEARING EXAMINER ORTH: Thank you. With that,  
23 Mr. Feldewert, Mr. Coss, do you need another copy of that in  
24 this hearing or --

25                   EXAMINER COSS: If it's in the case file, we

1     won't need another copy.

2                   MR. FELDEWERT:  It's in our prehearing statement.

3                   HEARING EXAMINER ORTH:  All right.  Thank you.

4                   MR. HOUGH:  Within the packet there, and this is  
5     obviously an application for compulsory pooling.  Behind Tab  
6     A we have the checklist, behind Tab C -- actually there are  
7     four checklists because there is four case, and behind Tab B  
8     is the affidavit of the landman and corresponding  
9     attachments.  In Exhibit C is the geologist affidavit, the  
10    corresponding attachments.  And Exhibit D is my affidavit  
11    regarding notice.

12                   These applications do comply with the notice  
13    requirements for the application and hearing, of course the  
14    affidavit of publication is behind D-4 there, noting the  
15    same date of publication as previously mentioned, January  
16    22.

17                   And with that, unless the Division has any  
18    questions, I just request the admission of the Exhibit A  
19    checklist, and the affidavits and corresponding attachments  
20    and ask that the cases be taken under advisement -- these  
21    cases be taken under advisement.

22                   HEARING EXAMINER ORTH:  Mr. Coss?

23                   EXAMINER COSS:  No questions.

24                   HEARING EXAMINER ORTH:  All right.  Thank you  
25    very much, Mr. Hough.  The packet is accepted and the

1 matter -- all four matters will be taken under advisement.

2 (Exhibits A through D admitted.)

3 (Cases taken under advisement.)

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1 STATE OF NEW MEXICO )  
 )SS  
2 COUNTY OF SANTA FE )

3 I, IRENE DELGADO, certify that I reported the  
4 proceedings in the above-transcribed pages, that pages  
5 numbered 1 through 5 are a true and correct transcript of my  
6 stenographic notes and were reduced to typewritten  
7 transcript through Computer-Aided Transcription, and that on  
8 the date I reported these proceedings I was a New Mexico  
9 Certified Court Reporter.

10 Dated at Santa Fe, New Mexico, this 6th day of  
11 February 2020.

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Irene Delgado, NMCCR 253  
Expires: 12-31-20

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