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OF COUNSEL
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25 October 2001

FACSIMILE AND MAIL

505/476-3462

New Mexico Oil Conservation Division
1220 S. Saint Francis Drive
Santa Fe, New Mexico 87505

Attention: Florene Davidson

Re: Case No. 12758

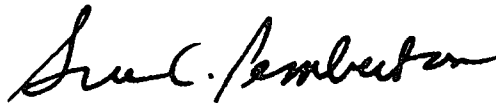
Gentlemen:

Attached for filing is an Entry of Appearance, Response by C. W. Stumhoffer to Application for Compliance Orders and Civil Penalties and a Motion for Continuance. The originals and an extra copy will be in today's mail.

If you have any questions, please let us know. Thank you.

Respectfully yours,

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



Sue C. Pemberton
Secretary to James E. Haas

Enclosures

xc: Mr. David K. Brooks (w/enc.)
Mr. C. W. Stumhoffer (w/enc.)

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

APPLICATION OF THE NEW MEXICO OIL CONSERVATION
DIVISION, THROUGH THE SUPERVISOR OF DISTRICT II,
FOR AN ORDER REQUIRING OPERATORS TO BRING ONE
HUNDRED FORTY-SEVEN (147) WELLS INTO COMPLIANCE
WITH RULE 201.B, AND ASSESSING APPROPRIATE CIVIL
PENALTIES; LEA, ROOSEVELT AND CHAVES COUNTIES,
NEW MEXICO

CASE NO. 12758

ENTRY OF APPEARANCE

COMES NOW James E. Haas, of Losee, Carson, Haas & Carroll, P. A. and hereby
enters his appearance on behalf of C. W. STUMHOFFER.

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

By: _____

James E. Haas
P.O. Box 1720
Artesia, NM 88211-1720
(505)746-3505

Attorneys for C. W. Stumhoffer

I hereby certify that I caused a true and
correct copy of the foregoing pleading to be
mailed to counsel of record this October 25, 2001.

James E. Haas

01 OCT 29 PM 2:54

OIL CONSERVATION DIV.

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

APPLICATION OF THE NEW MEXICO OIL CONSERVATION
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PENALTIES; LEA, ROOSEVELT AND CHAVES COUNTIES,
NEW MEXICO

CASE NO. 12758

RESPONSE BY C. W. STUMHOFFER TO
APPLICATION FOR COMPLIANCE ORDERS AND CIVIL PENALTIES

COMES NOW C. W. Stumhoffer ("Stumhoffer"), by and through its attorneys of
record, Losee, Carson, Haas & Carroll, P. A. (James E. Haas) and for their response states
as follows:

1. Stumhoffer plugged the well in question, being the Shipman No. 1 well ("Well")
in May 1983, pursuant to Sundry Notice and Report (copy attached) approved by the Hobbs
District Office of the OCD on May 9, 1983. Due to an oversight, Stumhoffer failed to file
a final C-103 with the Hobbs District Office of the OCD. However, notations in the well file
of the OCD for the Well indicate that OCD personnel examined the wellsite and found the
location to be in satisfactory condition, as is indicated in the notation affixed to letter dated
November 7, 1991 (copy is attached). This is further confirmed by memo of February 21,
1993 from the Supervisor of the Hobbs District Office (copy attached), indicating that the
well has been plugged was found to be in satisfactory condition. Stumhoffer will file Form C-

103 with the Hobbs District Office by the date of hearing and will provide a copy of same to the Hearing Officer as soon as an approved copy is received from the Hobbs District Office.

WHEREFORE, Stumhoffer, having fully responded to the allegations contained in the Application, and ask that this Application be dismissed and further that Stumhoffer be provided such further and other relief as deemed just in the premises.

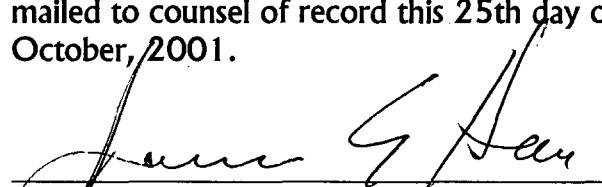
LOSEE, CARSON, HAAS & CARROLL P. A.

By: 

James E. Haas
P.O. Box 1720
Artesia, NM 88211-1720
(505)746-3505

Attorneys for C. W. Stumhoffer

I hereby certify that I caused a true and correct copy of the foregoing pleading to be mailed to counsel of record this 25th day of October, 2001.


James E. Haas

OIL CONSERVATION DIV.

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

APPLICATION OF THE NEW MEXICO OIL CONSERVATION
DIVISION, THROUGH THE SUPERVISOR OF DISTRICT II,
FOR AN ORDER REQUIRING OPERATORS TO BRING ONE
HUNDRED FORTY-SEVEN (147) WELLS INTO COMPLIANCE
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PENALTIES; LEA, ROOSEVELT AND CHAVES COUNTIES,
NEW MEXICO

CASE NO. 12758

MOTION FOR CONTINUANCE

COMES NOW C. W. STUMHOFFER ("Stumhoffer"), by his attorneys, Losee, Carson,
Haas & Carroll, P. A. (James E. Haas), and in support hereof respectfully state:

1. On October 15, 2001, Stumhoffer received the notice dated October 11, 2001,
from David K. Brooks, Chief Hearing Officer/Engineer setting the referenced case for a hearing
on Thursday, November 1, 2001, at 8:15 a.m.

2. A review of the filings in the Hobbs office of the Oil Conservation Division
indicates that the only action required to bring the well in question into compliance is for
Stumhoffer to file Form C-103 with the Hobbs District Office of the Oil Conservation Division,
which will should be accomplished by the date of the hearing.

WHEREFORE, Applicant prays that Case No. 12758 and the hearing scheduled therefor
as to Stumhoffer be continued to such other time as is convenient for both the examiner and
opposing counsel, and for such other and further relief as may be just in the premises.

Respectfully submitted,

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

By: 

James E. Haas
P. O. Box 1720
Artesia, New Mexico 88211-1720
(505)746-3505

Attorneys for C. W. Stumhoffer

I hereby certify that I caused to be
mailed a true and correct copy of
the foregoing to all counsel of
record this 25th day of October, 2001.


James E. Haas