

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 NO. 13,831

APPLICATION OF PRIDE ENERGY COMPANY )  
 FOR COMPULSORY POOLING, LEA COUNTY, )  
 NEW MEXICO )

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

BEFORE: DAVID R. CATANACH, Hearing Examiner

January 4th, 2007

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, DAVID R. CATANACH, Hearing Examiner, on Thursday, January 4th, 2007, at the New Mexico Energy, Minerals and Natural Resources Department, 1220 South Saint Francis Drive, Room 102, Santa Fe, New Mexico, Steven T. Brenner, Certified Court Reporter No. 7 for the State of New Mexico.

\* \* \*

STEVEN T. BRENNER, CCR  
 (505) 989-9317

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## I N D E X

January 4th, 2007  
Examiner Hearing  
CASE NO. 13,831

PAGE

REPORTER'S CERTIFICATE

6

\* \* \*

## E X H I B I T S

Applicant's	Identified	Admitted
Exhibit 1	3	-
Exhibit A	4	-
Exhibit B	4	-
Exhibit C	4	-
Exhibit 2	4	-

\* \* \*

## A P P E A R A N C E S

## FOR THE DIVISION:

DAVID K. BROOKS, JR.  
Assistant General Counsel  
Energy, Minerals and Natural Resources Department  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87505

## FOR THE APPLICANT:

JAMES G. BRUCE  
Attorney at Law  
P.O. Box 1056  
Santa Fe, New Mexico 87504

\* \* \*

STEVEN T. BRENNER, CCR  
(505) 989-9317

1 WHEREUPON, the following proceedings were had at  
2 9:18 a.m.:

3 EXAMINER CATANACH: At this time I'll call Case  
4 13,831, the Application of Pride Energy Company for  
5 compulsory pooling, Lea County, New Mexico.

6 Call for appearances in this case.

7 MR. BRUCE: Mr. Examiner, Jim Bruce of Santa Fe,  
8 representing the Applicant. I'm again submitting this by  
9 affidavit.

10 Mr. Examiner, submitted as Exhibit 1 is an  
11 affidavit of the landman in this case.

12 This is another -- This is similar to the last  
13 case, it's a Mississippian test seeking to force pool the  
14 east half of Section 25, 11 South, 33 East, just to the  
15 south of the prior case. Again, Pride seeks to pool 40-,  
16 80-, 160- and 320-acre units. The Mississippian and the  
17 Permo-Penn are the primary zones of interest.

18 On page 2 of Exhibit 1 is the list of the parties  
19 being pooled, and again Pride has reached agreement with  
20 Yates Petroleum, Yates Drilling, Abo Petroleum and MYCO  
21 Industries, and so those parties are not being pooled by  
22 this case.

23 The other parties being pooled, again, are the  
24 two similar -- same as the last case, Dorothy Mae Fann and  
25 Doris Fleming, who did not have good addresses. And the

1 Barton group.

2 If you'll look at Exhibit A, again, this is a  
3 single fee tract, and all of the interest owners have  
4 uniform mineral interest throughout the half section.

5 Exhibit B is the correspondence to the parties  
6 asking them -- or proposing the well.

7 The final page of Exhibit B, attached to this  
8 exhibit, is a letter from Roy Barton stating that they do  
9 not wish to join in the well. They have made a lease  
10 offer, and I don't know if that has been accepted yet. I  
11 will determine that, and I will let the Division know if  
12 the Barton interests have leased rather than join in the  
13 well.

14 And attached as Exhibit C is the AFE for the  
15 well.

16 Exhibit 2 is my affidavit of notice, and all  
17 parties did receive actual written notice except, again,  
18 for the two, Dorothy Mae Fann and Doris Fleming. And this  
19 notice was published at the same time as the one for  
20 Section 24, and I did not receive that in the mail, so I'd  
21 ask that this case also be continued for two weeks so I can  
22 submit the affidavit of notice.

23 EXAMINER CATANACH: These are the same two  
24 parties that you couldn't find in the other one?

25 MR. BRUCE: That is correct.

1 EXAMINER CATANACH: Okay. So you want to leave  
2 the record open for two weeks to let you submit that?

3 MR. BRUCE: (Nods)

4 EXAMINER CATANACH: Okay. Anything?

5 MR. BROOKS: This also is a Mississippian test?

6 MR. BRUCE: Yes, sir.

7 MR. BROOKS: That's all.

8 EXAMINER CATANACH: Are Yates and Pride getting  
9 along better these days?

10 MR. BRUCE: Well, they started spitting in those  
11 things, but they came to terms. That's why I brought these  
12 to you.

13 EXAMINER CATANACH: Thank you. Okay, there being  
14 nothing further, Case 13,831 will be taken under  
15 advisement.

16 (Thereupon, these proceedings were concluded at  
17 9:22 a.m.)

18 \* \* \*

19  
20  
21 I do hereby certify that the foregoing is  
22 a complete and correct transcript of the  
23 proceedings in Case No. 13831  
24 heard by January 4, 2007  
25 David R. Catanach, Examiner  
Oil Conservation Division

## CERTIFICATE OF REPORTER

STATE OF NEW MEXICO    )  
                              )    ss.  
COUNTY OF SANTA FE    )

I, Steven T. Brenner, Certified Court Reporter and Notary Public, HEREBY CERTIFY that the foregoing transcript of proceedings before the Oil Conservation Division was reported by me; that I transcribed my notes; and that the foregoing is a true and accurate record of the proceedings.

I FURTHER CERTIFY that I am not a relative or employee of any of the parties or attorneys involved in this matter and that I have no personal interest in the final disposition of this matter.

WITNESS MY HAND AND SEAL January 8th, 2007.



STEVEN T. BRENNER  
CCR No. 7

My commission expires: October 16th, 2010