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

APPLICATION OF DEVON ENERGY PRODUCTION
COMPANY, L.P. FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO

CASE NO. 14096

RECEIVED
2008 MAR 25 AM 7 29

Docket No. 7-08
March 6, 2008
1220 South St. Francis
Santa Fe, New Mexico 87505

BEFORE: DAVID K. BROOKS, Hearing Examiner

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A P P E A R A N C E S

FOR THE APPLICANT:

JAMES BRUCE
Attorney at Law
Post Office Box 1056
Santa Fe, New Mexico 87504-1056

I N D E X

PAGE

Court Reporter's Certificate 6

E X H I B I T S

Applicant's Exhibit No.	Admitted
1. Verified Statement of Landman	4
2. Affidavit of Publication	4
3. Affidavit of Publication	4

1 EXAMINER BROOKS: At this time, we will call
2 Case Number 14096, the application of Devon Production
3 Company, LP, for compulsory pooling, Lea County, New Mexico.
4 Call for appearances.

5 MR. BRUCE: Mr. Examiner, Jim Bruce of Santa Fe
6 representing the applicant and submitting this by affidavit.

7 EXAMINER BROOKS: Okay.

8 MR. BRUCE: I think the first thing I noticed
9 is that at the top of Exhibit 1, my dyslexia kicked in, and I
10 put Case 14906 rather than 096, so I think that should be
11 interlineated there.

12 EXAMINER BROOKS: Okay.

13 MR. BRUCE: In this case, Devon Energy --
14 Exhibit 1 is the affidavit, verified statement of the landman,
15 Mr. Examiner. They seek for forced pooling of a 40-acre Bone
16 Spring test, the northwest quarter, northwest quarter of
17 Section 32, 18 South, 32 East.

18 EXAMINER BROOKS: You've got a map in here
19 somewhere?

20 MR. BRUCE: Yes, I do. It's behind the Exhibit
21 A attached to --

22 EXAMINER BROOKS: Okay, I see it.

23 MR. BRUCE: This is in the -- the only pool I
24 could find is the Querecho Plains-Lower Bone Spring Pool,
25 which is under statewide rules, an oil pool case under

1 statewide rules. They seek to force pool one person, a
2 Mr. Richard Rogers, whose address is unknown. He owns a
3 little more than one percent of the well. The other
4 information is also contained in this affidavit, including an
5 AFE and their proposed -- Devon's proposed overhead rates.

6 The affidavit does state the steps taken to try to
7 locate Mr. Rogers. Exhibits 2 and 3 are publication
8 affidavits. The reason there are two of them is the portion
9 of the title opinion that was furnished to me stated
10 Mr. Rogers' name as being spelled R-O-D-G-E-R-S, and my client
11 later informed me that it should be R-O-G-E-R-S, and I had
12 already submitted the affidavit to the -- or the notice to the
13 newspaper, so I republished. There are two publications which
14 state the same thing, but just have a different spelling on
15 the name.

16 That's all there is in this matter. I move the
17 admission of Exhibits 1 through 3, and ask that this matter be
18 taken under advisement.

19 EXAMINER BROOKS: Exhibits 1 through 3 will be
20 admitted.

21 (Applicant's Exhibits 1 through 3 admitted into evidence.)

22 EXAMINER BROOKS: Now, are you -- what are you
23 asking for in terms of pooling? Is this Bone Spring only?

24 MR. BRUCE: It is surface to base of Bone
25 Spring.

1 EXAMINER BROOKS: Since the Bone Springs is 40
2 acres, I would then assume there probably aren't any other
3 unit sizes involved?

4 MR. BRUCE: Correct.

5 EXAMINER BROOKS: And Devon Energy Production
6 Company, LP, will be the operator?

7 MR. BRUCE: That is correct.

8 EXAMINER BROOKS: And what are you asking for
9 as --

10 MR. BRUCE: \$4,500 and \$450 a month.

11 EXAMINER BROOKS: Even though I hadn't finished
12 saying it, you knew what I was asking. Okay. I believe that
13 will cover it. Oh, well -- yeah, Mr. Rogers, is he the only
14 unleased interest?

15 MR. BRUCE: He is the only uncommitted or
16 unleased interest. Actually, he is -- everybody is leased.
17 He is a -- he is the lessee under a lease.

18 EXAMINER BROOKS: Oh, he is a lessee?

19 MR. BRUCE: Yes.

20 EXAMINER BROOKS: And does Devon have the rest
21 of it?

22 MR. BRUCE: Yes.

23 EXAMINER BROOKS: I think that's all. Case
24 Number -- there being nothing further, Case Number 14096 will
25 be taken under advisement.

I do hereby certify that the foregoing is
a complete record of the proceedings in
the Examiner hearing of Case No. _____
heard by me on _____.

_____, Examiner
Oil Conservation Division

REPORTER'S CERTIFICATE

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I, CONNIE JURADO, do hereby certify that I reported the foregoing case in stenographic shorthand and transcribed, or had the same transcribed under my supervision and direction, the foregoing matter and that the same is a true and correct record of the proceedings had at the time and place.

I FURTHER CERTIFY that I am neither employed by nor related to any of the parties or attorneys in this case, and that I have no interest whatsoever in the final disposition of this case in any court.

WITNESS MY HAND this 6th day of March, 2008.

Connie Jurado

Connie Jurado, CCR, RPR
New Mexico CCR No. 254
Expires: December 31, 2008