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March 1, 1996

**VIA FAX #505-827-8177 AND  
REGULAR MAIL**

Energy Minerals and Natural Resources Department  
Oil Conservation Division  
2040 S. Pacheco  
Santa Fe, NM 87505

Re: Case No. 11358 - Opposition to Motion for Continuance of  
Nearburg Exploration Company and Nearburg Producing Company

Gentlemen:

Enclosed for filing is original and one (1) copy of Nearburg Exploration Company and Nearburg Producing Company's Opposition to Motion for Continuance in connection with the above-referenced matter.

Please return a file-stamped copy to the undersigned in the self-addressed stamped envelope enclosed. If you have any questions, please feel free to call.

Very truly yours,

**TURNER & DAVIS**

By: 

J. Randy Turner

JRT/lf  
Enclosures

xc: Mr. James Bruce  
Hinkle, Cox, Eaton, Coffield & Hensley  
P.O. Box 2068  
Santa Fe, NM 87504-2068

STATE OF NEW MEXICO  
ENERGY, MINERALS & NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION COMMISSION

IN THE MATTER OF THE HEARING  
CALLED BY THE OIL CONSERVATION  
COMMISSION FOR THE PURPOSE OF  
CONSIDERING:

CASE NO. 11358 (de novo)  
ORDER NOS. R-7637-A/R-8139-A

OPPOSITION TO MOTION FOR CONTINUANCE

Nearburg Exploration Company and Nearburg Producing Company hereby strenuously object to the Motion for Continuance filed by Titan Resources, L.P. ("Titan") on March 1, 1996, and in support of such opposition, states as follows:

1. This case was originally filed by Nearburg Exploration Company ("Nearburg") in January, 1996, and was originally scheduled for hearing on February 15, 1996.

2. The Application requests a de novo hearing wherein Nearburg asked for the rescission of Division Order No. R-7637 which authorizes the disposal well now operated by Titan in the North Dagger Draw-Upper Pennsylvanian Pool.

3. Titan previously asked for and received a continuance in this case, resulting in a hearing date of March 12, 1996.

4. Titan has known of the March 12 hearing date for more than a month. Therefore, the basis for its Motion for Continuance (that the consulting engineer that it has hired will not be available for a March 12 hearing) should not be acceptable grounds for the Commission to grant the continuance.

5. Notwithstanding Titan's assertion that no harm will result from an additional one (1) month continuance, Nearburg

believes that due to Titan's continued operation of the disposal well, ongoing harm is being suffered on a continuing basis.

WHEREFORE, Nearburg objects to Titan's Motion for Continuance and requests that the hearing in this case be conducted on March 12, 1996, as scheduled.

Respectfully submitted,

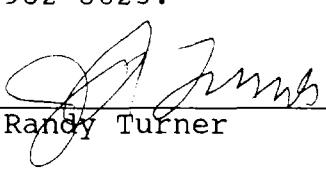
TURNER & DAVIS

By: 

J. Randy Turner  
P. O. Box 2796  
Midland, TX 79702-2796  
(915) 687-0011

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Objection to Motion for Continuance was sent by first class mail and via fax this 1st day of March, 1996, to Mr. James Bruce, Hinkle, Cox, Eaton, Coffield & Hensley, L.L.P., P.O. Box 2068, Santa Fe, New Mexico 87504-2068, Fax No. (505) 982-8623.

  
J. Randy Turner