

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

IN THE MATTER OF THE APPLICATION
OF MEWBOURNE OIL COMPANY FOR
AN UNORTHODOX GAS WELL LOCATION
AND A NON-STANDARD GAS PRORATION UNIT,
EDDY COUNTY, NEW MEXICO.

CASE NO. 11723
(De Novo)

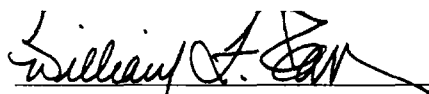
IN THE MATTER OF THE APPLICATION
OF FASKEN OIL AND RANCH, LTD.
FOR A NON-STANDARD GAS PRORATION
AND SPACING UNIT AND TWO ALTERNATE
UNORTHODOX GAS WELL LOCATIONS,
EDDY COUNTY, NEW MEXICO.

CASE NO. 11755
(De Novo)
ORDER NO. R-10872

APPLICATION FOR HEARING DE NOVO

TEXACO EXPLORATION AND PRODUCTION INC., ("Texaco"), a party of
record adversely affected by the decision of the Oil Conservation Division herein, hereby
applies for a hearing De Novo before the full Commission, pursuant to N.M.Stat. Ann. § 70-
2-13 (1987 Repl.).

13


William F. Carr

Respectfully submitted,

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.

By:



WILLIAM F. CARR

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ATTORNEYS FOR TEXACO EXPLORATION
AND PRODUCTION INC.


CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Application for Hearing De Novo was mailed this 24th day of September, 1997 to the following counsel of record:

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JASON KELLAHIN (RETIRED 1991)

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September 24, 1997

VIA FACSIMILE

Mr. William J. LeMay, Director
Oil Conservation Division
2040 South Pacheco
Santa Fe, New Mexico 87504

Re: Request for Commission DeNovo hearing
NMOCD Case 11755 and NMOCD Case 11723
Order R-10872

Dear Mr. LeMay:

Last week I learned that Mr. Bruce, on behalf of Mewbourne Oil Company, had timely filed a denovo application for the October 16, 1997 Commission docket. I advised Mr. Bruce that I and my clients, Fasken Oil and Ranch, Ltd. and Fasken Land and Minerals and their respective witnesses would be available for that docket.

I advised both Mr. Bruce and Ms. Davidson of the Division that due to prior commitments I would not be available for the November 13, 1997 Commission docket and requested the matter be placed on the October 16th docket. I will be unavailable from November 12 through December 1, 1997.

This afternoon I received a copy of the Commission October 16th docket and discover that the Mewbourne-Fasken cases are not included. I am very concerned that if the Commission intends to postpone this case until the November 13th docket that Fasken will be forced to find another attorney. As you know, only Mr. Bruce, Mr. Carr and I have extensive practices before the Commission and Fasken simply will not be able to find adequate counsel for the November 13th docket.

Very truly yours,



W. Thomas Kellahin

cc: James Bruce, Esq.
William F. Carr, Esq.
Fasken Oil and Ranch, Ltd.