

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. 12,559
)
APPLICATION OF TRILOGY OPERATING, INC.,)
FOR COMPULSORY POOLING, LEA COUNTY,)
NEW MEXICO)
)

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

BEFORE: MICHAEL E. STOGNER, Hearing Examiner

January 25th, 2001

Santa Fe, New Mexico

01 FEB - 7 PM 3:05

OIL CONSERVATION DIV

This matter came on for hearing before the New Mexico Oil Conservation Division, MICHAEL E. STOGNER, Hearing Examiner, on Thursday, January 25th, 2001, at the New Mexico Energy, Minerals and Natural Resources Department, 1220 South Pacheco, Room 102, Santa Fe, New Mexico, Steven T. Brenner, Certified Court Reporter No. 7 for the State of New Mexico.

* * *

I N D E X

January 25th, 2001
Examiner Hearing
CASE NO. 12,559

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* * *

A P P E A R A N C E S

FOR THE APPLICANT:

KELLAHIN & KELLAHIN
117 N. Guadalupe
P.O. Box 2265
Santa Fe, New Mexico 87504-2265
By: W. THOMAS KELLAHIN

* * *

1 WHEREUPON, the following proceedings were had at
2 9:31 a.m.:

3 EXAMINER STOGNER: At this time I'll call Case
4 Number 12,559, which is the Application of Trilogy
5 Operating, Inc., for compulsory pooling, Lea County, New
6 Mexico.

7 This particular case was called on December the
8 21st, evidence was submitted at that time pursuant to Rule
9 1207.A.(1)(b) and made a part of the record at that time.

10 At this time I will call for appearances nor the
11 submission of any additional evidence. Again, we are at
12 Case Number 12,559, which is the Application of Trilogy
13 Operating, Inc., for compulsory pooling.

14 And at this time I'll call for appearances.

15 MR. KELLAHIN: Mr. Examiner, I'm Tom Kellahin of
16 the Santa Fe law firm of Kellahin and Kellahin, appearing
17 on behalf of the Applicant.

18 At the last hearing we had before you of this
19 case, Mr. Examiner, we presented this pooling case pursuant
20 to the Division rules, where in certain circumstances you
21 can apply for a pooling order and submit your testimony by
22 affidavit. It was presented to you at that time.

23 In reviewing that matter, the information on the
24 advertised docket indicated a wellbore and a 40-acre tract
25 that was different from the Application and the exhibits.

1 We asked that the matter be continued to today's hearing.

2 In the meantime, I determined that the
3 advertisement was incorrect, that all the exhibits
4 submitted were correct, and I had the advertisement for the
5 hearing, then, corrected and readvertised for today's date.
6 And so it's ready for you to take under advisement. We
7 have now corrected the notifications.

8 EXAMINER STOGNER: Okay, so at this time there
9 will be no additions or changes to the information
10 provided, and it's still intact for this particular case
11 today?

12 MR. KELLAHIN: Yes, sir.

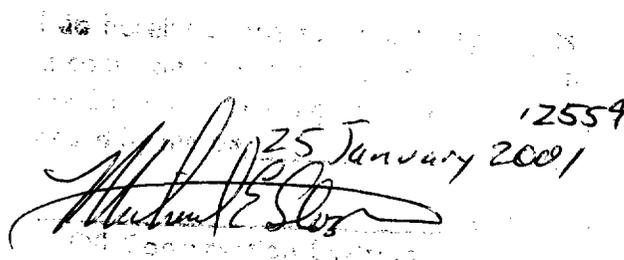
13 EXAMINER STOGNER: Then if there's nothing
14 further in Case Number 12,559, then this matter will be
15 taken under advisement at this time.

16 MR. KELLAHIN: Thank you sir.

17 EXAMINER STOGNER: Mr. Kellahin.

18 (Thereupon, these proceedings were concluded at
19 9:33 a.m.)

20 * * *

21
22
23
24
25
A handwritten signature in cursive, likely of the examiner, is written over a date stamp that reads "25 January 2001". To the right of the date is the handwritten number "12559". The signature and date are written in dark ink on a light-colored background.

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 26th, 2001.



STEVEN T. BRENNER
 CCR No. 7

My commission expires: October 14, 2002