

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. 12,874
)
APPLICATION OF CONCHO OIL & GAS CORP.)
AND NEARBURG PRODUCING COMPANY FOR)
APPROVAL OF SURFACE COMMINGLING OF)
PRODUCTION FROM WELLS OPERATED BY TWO)
DIFFERENT OPERATORS, EDDY COUNTY, NEW)
MEXICO)
_____)

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

BEFORE: DAVID R. CATANACH, Hearing Examiner

June 27th, 2002

Santa Fe, New Mexico

FILED
JUL 19 AM 8:23
CLERK OF COURTS
SANTA FE, N.M.

This matter came on for hearing before the New Mexico Oil Conservation Division, DAVID R. CATANACH, Hearing Examiner, on Thursday, June 27th, 2002, 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.

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I N D E X

June 27th, 2002
Examiner Hearing
CASE NO. 12,874

PAGE

REPORTER'S CERTIFICATE

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* * *

A P P E A R A N C E S

FOR THE DIVISION:

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

FOR THE APPLICANT:

JAMES G. BRUCE, Attorney at Law
324 McKenzie
Santa Fe, New Mexico 87501
P.O. Box 1056
Santa Fe, New Mexico 87504

ALSO PRESENT:

WILL JONES
Engineer
New Mexico Oil Conservation Division
1220 South Saint Francis Drive
Santa Fe, NM 87501

* * *

1 WHEREUPON, the following proceedings were had at
2 8:15 a.m.:

3 EXAMINER CATANACH: Call the hearing to order
4 this morning for Docket Number 19-02. I'll go ahead and
5 call the continuances and dismissals at this point.

6 (Off the record)

7 EXAMINER CATANACH: Okay, at this time we'll call
8 Case 12,874, the Application of Concho Oil and Gas
9 Corporation and Nearburg Producing Company for approval of
10 surface commingling of production from wells operated by
11 two different operators, Eddy County, New Mexico.

12 Call for appearances in this case.

13 MR. BRUCE: Mr. Examiner, Jim Bruce of Santa Fe,
14 representing the Applicant. I just have a short statement.

15 EXAMINER CATANACH: Okay, any additional
16 appearances?

17 There being none, Mr. Bruce, you may proceed.

18 MR. BRUCE: Mr. Examiner, this case was heard two
19 weeks ago and all the evidence was presented. It was
20 determined at that time that there was an error in the
21 notice. The Commissioner of Public Lands had not been
22 notified of the Application.

23 Subsequent to that hearing, the Applicants
24 obtained the approval of the Commissioner of Public Lands
25 for the surface commingling, and that has been submitted to

1 the Division, so we'd ask that the case be taken under
2 advisement.

3 EXAMINER CATANACH: And just for the record, let
4 the record show that I did receive this approval from the
5 Commissioner of Public Lands, from Mr. Bruce, and that will
6 become part of the record in this case.

7 All right, there being nothing further in this
8 case, Case 12,874 will be taken under advisement.

9 (Thereupon, these proceedings were concluded at
10 8:18 a.m.)

11 * * *

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16 I do hereby certify that the above is a
17 complete record of the proceedings of
the Examiner hearing of Case 12874
heard by me on June 27 2002
18 David R. Catnach, Examiner
19 Oil Conservation Division
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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 June 28th, 2002.



STEVEN T. BRENNER
 CCR No. 7

My commission expires: October 14, 2002