

# GALLEGOS LAW FIRM

A Professional Corporation

460 St. Michael's Drive  
Building 300  
Santa Fe, New Mexico 87505  
Telephone No. 505-983-6686  
Telefax No. 505-986-1367  
Telefax No. 505-986-0741

June 12, 1997  
(Our File No. 97-1.75)

MICHAEL J. CONDON

## HAND-DELIVERED

William J. LeMay, Director  
Michael E. Stogner, Hearing Officer  
Rand Carroll, Counsel  
New Mexico Oil Conservation Division  
2040 South Pacheco  
Santa Fe, NM 87505

JUN 12 1997

Re: Application of Doyle Hartman, Case No. 6987 and 11792

Gentlemen:

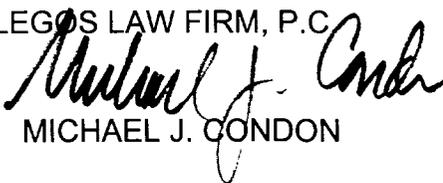
Enclosed please find Subpoenas Duces Tecum for William F. Carr and Oxy USA, Inc. I have utilized a Subpoena form based on Mr. Carr's work in the Application of Gillespie-Crow, Inc., Case No. 11724 in preparing these documents. I would appreciate it if the Division would issue these subpoenas as quickly as possible. By copy of this letter, I am requesting that Messrs. Carr and Kellahin indicate if they are willing to sign the enclosed Acceptance of Service of Subpoena Duces Tecum in this matter.

I have scheduled the production for Monday, June 23, 1997 in light of the current hearing which is scheduled to begin Monday, June 30, 1997. Again, I understand from my review of the file in Case No. 11724 that it is accepted practice before the Division to utilize the Division's subpoena power to secure the production of documents prior to the actual date of the hearing. Oxy has been on notice regarding the requested documents since May 9, 1997. If you need any additional information, or have any questions, please feel free to contact me.

Very truly yours,

GALLEGOS LAW FIRM, P.C.

By

  
MICHAEL J. CONDON

MJC:sa

Enclosure

fxc: Thomas Kellahin  
William F. Carr  
Doyle Hartman  
Linda Land

**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. 6987  
CASE NO. 11792**

**AMENDED APPLICATION OF DOYLE HARTMAN  
TO GIVE FULL FORCE AND EFFECT TO  
COMMISSION ORDER R-6447, TO REVOKE  
OR MODIFY ORDER 4-4680-A, TO 2  
ALTERNATIVELY TERMINATE THE  
MYERS LANGLIE-MATTIX UNIT,  
LEA COUNTY, NEW MEXICO**

**SUBPOENA DUCES TECUM**

TO: William F. Carr, Esq.  
Campbell, Carr, Berge & Sheridan, P.A.  
Post Office Box 2208  
Santa Fe, New Mexico 87504-2208

Pursuant to Section 70-2-8, NMSA (1978) and Rule 1211 of the New Mexico Oil Conservation Division's Rules of Procedure, you are hereby ORDERED to appear at 9:00 a.m., June 23, 1997, at the offices of the Oil Conservation Division, 2040 South Pacheco, Santa Fe, New Mexico 87505 and to produce the documents and items specified in attached Exhibit A and to make available to Doyle Hartman, Oil Operator and their attorneys, J.E. Gallegos and Michael J. Condon, for copying, all of said documents.

This subpoena is issued on application of Doyle Hartman through their attorneys,  
Gallegos Law Firm, 460 St. Michael's Drive, Building 300, Santa Fe, New Mexico 87505.

Dated this \_\_\_\_ day of June, 1997.

NEW MEXICO OIL CONSERVATION DIVISION

By: \_\_\_\_\_  
WILLIAM J. LEMAY, DIRECTOR

**EXHIBIT "A"**

**TO NOTICE TO TAKE DEPOSITION DUCES TECUM**

**DEFINITIONS**

As used in this Exhibit A, certain terms are defined as follows:

1. "Concerning" means referring to, alluding to, responding to, relating to, connected with, in reference of, constituting, or about.

2. "Document(s)" has the meaning for that term as used in Federal Rule of Civil Procedure 34, including but not limited to, all written, printed, typed, recorded or graphic matter, photographs, ledgers, contracts, journals, diaries, calendars, correspondence, notes, studies, reports, analyses, applications, memoranda, sound reproductions, or any other material from which information or data into tangible form. "Document(s)" includes all drafts and nonidentical copies thereof as well as any codes, keys or other information or material necessary to understand such materials or information contained therein. "Non-identical copies" means reproductions, however made, of the original documents and which have notations, markings, comments, alterations, interliniations, or other material not appearing on the original.

3. "Hartman" refers to Doyle and Margaret Hartman in their individual capacity and as Doyle Hartman, Oil Operator, James A. Davidson and any agents, employees, servants or representatives thereof.

4. "MLMU" means the Myers Langlie-Mattix waterflood unit in Lea County, New Mexico.

## **DOCUMENTS TO BE PRODUCED**

1. All documents of any kind concerning in any manner whatsoever, the application filed by Getty Oil Company in 1980, assigned Case No. 6987, for statutory unitization of the MLMU.

2. All documents of any kind concerning in any manner whatsoever the New Mexico Statutory Unitization Act, NMSA 1978, § 70-7-1 et. seq.

3. All documents of any kind concerning in any manner whatsoever Doyle Hartman, Doyle and Margaret Hartman, and Doyle Hartman Oil Operator.

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MYERS LANGLIE-MATTIX UNIT,  
LEA COUNTY, NEW MEXICO**

**ACCEPTANCE OF SERVICE OF SUBPOENA DUCES TECUM**

I, William F. Carr, hereby accept service of the original Subpoena Duces  
Tecum dated \_\_\_\_\_ issued on this matter, on this \_\_\_\_\_ day of June, 1997.

\_\_\_\_\_  
WILLIAM F. CARR  
Campbell, Carr, Berge & Sheridan, P.C.  
Post Office Box 2208  
Santa Fe, NM 87504-2208