

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:

APPLICATION OF KAISER-FRANCIS OIL CASE NOS. 15821,
COMPANY FOR POOL CREATION AND SPECIAL 15822
POOL RULES, LEA COUNTY, NEW MEXICO.

and

APPLICATION OF KAISER-FRANCIS OIL CASE NOS. 15823,
COMPANY FOR POOL CREATION AND SPECIAL 15824
POOL RULES, LEA COUNTY, NEW MEXICO.

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

October 26, 2017

Santa Fe, New Mexico

BEFORE: SCOTT DAWSON, CHIEF EXAMINER
DAVID K. BROOKS, LEGAL EXAMINER

This matter came on for hearing before the
New Mexico Oil Conservation Division, Scott Dawson,
Chief Examiner, and David K. Brooks, Legal Examiner, on
Thursday, October 26, 2017, at the New Mexico Energy,
Minerals and Natural Resources Department, Wendell Chino
Building, 1220 South St. Francis Drive, Porter Hall,
Room 102, Santa Fe, New Mexico.

REPORTED BY: Mary C. Hankins, CCR, RPR
New Mexico CCR #20
Paul Baca Professional Court Reporters
500 4th Street, Northwest, Suite 105
Albuquerque, New Mexico 87102
(505) 843-9241

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APPEARANCES

FOR APPLICANT KAISER-FRANCIS OIL COMPANY:

JAMES G. BRUCE, ESQ.
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043
jamesbruc@aol.com

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EXHIBITS OFFERED AND ADMITTED

Case Numbers 15821 and 15822:	
Kaiser-Francis Oil Company's Exhibit Numbers 5 and 8	5
Case Numbers 15823 and 15824:	
Kaiser-Francis Oil Company Exhibit Numbers 5 and 8	6

1 (8:27 a.m.)

2 EXAMINER DAWSON: Okay. Moving down the
3 list, we'll go next to Case Number -- Case Numbers
4 15821, 15822, 15823, 15824.

5 Are those cases all consolidated?

6 MR. BRUCE: The first two are.

7 Mr. Examiner, Jim Bruce of Santa Fe
8 representing Kaiser-Francis.

9 The first two are consolidated for hearing,
10 and the second two are consolidated for hearing. All
11 that's required -- I have notice affidavits and
12 Affidavits of Publication.

13 I would ask that after the first break, I
14 submit those. I have to hire somebody to help me carry
15 them in from the car because they're rather hefty, so
16 they're still sitting in my car. So after the first
17 break. I would ask they be called.

18 EXAMINER DAWSON: Okay. We will hold off
19 on Case Numbers 15821, 15822, 15823 and 15824 for
20 Mr. Bruce to provide us notice after the break.

21 (Case Numbers 15821 through 15824 recess,
22 8:28 a.m.)

23 (9:36 a.m.)

24 EXAMINER DAWSON: We'll go back on record
25 on --

1 And, Mr. Bruce, on Cases 15821, 822, 823
2 and 824, do you have the notices?

3 MR. BRUCE: Yes, I do.

4 EXAMINER DAWSON: So what we're going to go
5 to are numbers 20, 21, 22 and 23 on the list. Case
6 Number 15821 is an application of Kaiser-Francis Oil
7 Company for pool creation and special pool rules in Lea
8 County, New Mexico; Case Numbers 15822, 15823 and 15824
9 are also an application of Kaiser-Francis Oil Company
10 for pool creation and special pool rules in Lea County,
11 New Mexico.

12 And, Mr. Bruce, I understand the only thing
13 lacking on these cases is the notice?

14 MR. BRUCE: Yes.

15 EXAMINER DAWSON: And you have that?

16 MR. BRUCE: I do.

17 First, Mr. Examiner, I would submit to you
18 Exhibits 8 and 9 in Cases 821 and 822 --

19 EXAMINER DAWSON: Okay.

20 MR. BRUCE: -- or excuse me -- Exhibits 5
21 and 8.

22 Exhibit 8 is an Affidavit of Publication
23 against all of the persons who have returned mail or we
24 could not locate.

25 And Exhibit 5 is the Affidavit of Notice

1 with all of the green cards attached.

2 In those two cases, I would move the
3 admission of Exhibits 8 and 5.

4 EXAMINER DAWSON: Okay. So Exhibits 8 and
5 5 for Cases 15821 and 15822 will be admitted to the
6 record.

7 (Kaiser-Francis Oil Company Exhibit Number
8 5 and 8 are offered and admitted into
9 evidence.)

10 EXAMINER DAWSON: And that should conclude
11 everything lacking for those two cases?

12 MR. BRUCE: That is correct. And I'd ask
13 they be taken under advisement.

14 EXAMINER DAWSON: Okay. So at this time
15 Case Number 15821, which is number 20 on the list, and
16 Case Number 15822, which is number 21 on the list, both
17 those cases we have the notice in hand, and they will be
18 taken under advisement.

19 And now we will go forward with Case
20 Numbers 15823 and 15824.

21 MR. BRUCE: And, Mr. Examiner, I have
22 handed you, again, Exhibits 5 and 8. Those two cases
23 were consolidated for hearing.

24 Exhibit 8 is an Affidavit of Publication as
25 against all unlocatable or interest owners or those

1 whose mail was returned.

2 And Exhibit 5 is the Affidavit of Notice
3 with the green cards, et cetera.

4 I move the admission of Exhibits 5 and 8,
5 and that completes the notice. And I'd ask request that
6 these two cases be taken under advisement.

7 EXAMINER DAWSON: Okay. So Exhibits 5 and
8 8 for Cases 15823 and 15824 will be admitted to the
9 record.

10 (Kaiser-Francis Oil Company Exhibit Numbers
11 5 and 8 are offered and admitted into
12 evidence.)

13 EXAMINER DAWSON: And that should conclude
14 Cases 15283 and 824. Notice has been provided, and both
15 those cases will be taken under advisement. So that
16 concludes Cases 15821, 822, 823 and 824.

17 MR. BRUCE: That is correct.

18 EXAMINER DAWSON: Thank you, Mr. Bruce.
19 They'll all be taken under advisement.

20 (Case Numbers 15821, 15822, 15823 and
21 15824 conclude, 9:40 a.m.)

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1 STATE OF NEW MEXICO
2 COUNTY OF BERNALILLO

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4 CERTIFICATE OF COURT REPORTER

5 I, MARY C. HANKINS, Certified Court
6 Reporter, New Mexico Certified Court Reporter No. 20,
7 and Registered Professional Reporter, do hereby certify
8 that I reported the foregoing proceedings in
9 stenographic shorthand and that the foregoing pages are
10 a true and correct transcript of those proceedings that
11 were reduced to printed form by me to the best of my
12 ability.

13 I FURTHER CERTIFY that the Reporter's
14 Record of the proceedings truly and accurately reflects
15 the exhibits, if any, offered by the respective parties.

16 I FURTHER CERTIFY that I am neither
17 employed by nor related to any of the parties or
18 attorneys in this case and that I have no interest in
19 the final disposition of this case.

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MARY C. HANKINS, CCR, RPR
Certified Court Reporter
New Mexico CCR No. 20
Date of CCR Expiration: 12/31/2017
Paul Baca Professional Court Reporters