

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 NOS: 21213

APPLICATION OF MARAGHON OIL PERMIAN LLC  
TO REOPEN ORDER NO R-209976 IN CASE 16381  
GRANTING MARATHON OIL PERMIAN LLC'S  
APPLICATION FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO.

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

April 30, 2020

SANTA FE, NEW MEXICO

This matter came on for hearing before the New Mexico Oil Conservation Division, EXAMINERS FELICIA ORTH, LEONARD LOWE, KATHLEEN MURPHY, DYLAN COSS and SCOTT COX on Thursday, April 30, 2020 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: Irene Delgado, NMCCR 253  
PAUL BACA PROFESSIONAL COURT REPORTERS  
500 Fourth Street, NW, Suite 105  
Albuquerque, NM 87102  
505-843-9241

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A P P E A R A N C E S

For the Applicant:

DEANA BENNETT  
MODRALL SPERLING ROEHL HARRIS & SISK PA  
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I N D E X

CASE CALLED	
SUMMARY OF CASE AND EXHIBITS	03
TAKEN UNDER ADVISEMENT	05
REPORTER CERTIFICATE	06

E X H I B I T I N D E X

	Admitted
All Exhibits and Attachments	05

1 HEARING EXAMINER ORTH: We'll move now to the  
2 fifth matter. This is Case Number 21213. Applicant is  
3 Marathon Oil, appears to be a compulsory pooling matter.  
4 The well name is Crossbow.

5 Is someone from Modrall Sperling here for the  
6 applicant?

7 MS. BENNETT: Good morning, Madam Examiner. This  
8 is Deana Bennett from Modrall Sperling on behalf of the  
9 applicant, Marathon Oil Permian LLC.

10 HEARING EXAMINER ORTH: Thank you. Let me pause  
11 a moment to ask if there are any other appearances.

12 (No response.)

13 HEARING EXAMINER ORTH: Hearing none, please go  
14 ahead.

15 MS. BENNETT: Thank you. Yes, no other parties  
16 have entered an appearance in this case, and I intend to put  
17 it on by affidavit. And I submitted the affidavit for the  
18 exhibits to the Division on Tuesday. And in the exhibit  
19 packet I included the compulsory pooling checklist,  
20 affidavit of the landman, as well as our application in this  
21 matter and proof of notice of the hearing.

22 This is a reopen -- Marathon is seeking to  
23 reopen Case Number 16381 and Order Number R-20996 to add  
24 additional pooled parties, and that's the only purpose for  
25 this application, and so when the technical examiners are

1 reviewing the materials, you will see there aren't any  
2 geology materials because there has been no change to the  
3 geology.

4           The materials are all the same as what we put on  
5 in Case Number 16381. So in the compulsory pooling  
6 checklist, I either put NA or referred the Examiners to the  
7 Exhibit A that's attached to Order Number R-20996 or to the  
8 hearing exhibit packet from Case Number 16381.

9           The affidavit that was attached from Clayton Wolf  
10 who previously testified before the Division, and he  
11 explained there are additional parties that need to be  
12 pooled. Exhibit 1 to the affidavit is the application in  
13 this matter.

14           Exhibit 2 of his affidavit is a list of the  
15 parties that Marathon is seeking to pool and status or the  
16 ownership of the parties.

17           Exhibit 3 is the notice affidavit which shows  
18 that notice of the hearing of this hearing, including -- of  
19 this hearing including a copy of the application was timely  
20 filed or timely mailed. And we also published that out of  
21 an abundance of caution, and the affidavit of publication is  
22 included in the materials, and it was published on March 17,  
23 which is more than ten days before the hearing, so the  
24 Division's notice provisions were complied with.

25           With that, I move the admission of the exhibits

1 in Case Number 21213, and I am available for questions if  
2 any one of the Examiners have any questions.

3 HEARING EXAMINER ORTH: Thank you, Ms. Bennett.  
4 So the exhibits are accepted.

5 (Exhibits admitted.)

6 HEARING EXAMINER ORTH: Let me ask Mr. Coss. Do  
7 you have questions of Ms. Bennett?

8 EXAMINER COSS: No, Madam Hearing Examiner, I  
9 don't have any questions for Ms. Bennett. Thank you.

10 HEARING EXAMINER ORTH: All right. Mr. Cox?

11 EXAMINER COX: No, ma'am, I have no questions at  
12 this time.

13 HEARING EXAMINER ORTH: All right. Thank you,  
14 Ms. Bennett. The packet is accepted and the case will be  
15 taken under advisement.

16 (Taken under advisement.)

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1 STATE OF NEW MEXICO  
2 COUNTY OF BERNALILLO

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4 REPORTER'S CERTIFICATE

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6 I, IRENE DELGADO, New Mexico Certified Court  
7 Reporter, CCR 253, do hereby certify that I reported the  
8 foregoing proceedings in stenographic shorthand and that the  
9 foregoing pages are a true and correct transcript of those  
10 proceedings that were reduced to printed form by me to the  
11 best of my ability.

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

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

19 Dated this 30th day of April 2020.

20

/s/ Irene Delgado

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Irene Delgado, NMCCR 253  
License Expires: 12-31-20

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