

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. 21586, 21587

Application of Spur Energy
Partners, LLC, for, compulsory pooling,
Eddy County, New Mexico.

REPORTER'S TRANSCRIPT OF PROCEEDINGS

THURSDAY, JANUARY 7, 2020

This matter came on for hearing before the
New Mexico Oil Conservation Division, William
Brancard, Hearing Examiner, Dylan Rose-Coss,
Technical Examiner, Dean McClure, Technical
Examiner, via Cisco Webex Virtual Meeting Platform

Reported by: Mary Therese Macfarlane
New Mexico CCR No. 122
PAUL BACA PROFESSIONAL COURT REPORTERS
500 Fourth Street NW, Suite 105
Albuquerque, New Mexico 87102
(505) 843-9241

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For the Applicant:

Julia Broggi, Esq.
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I N D E X

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TAKEN UNDER ADVISEMENT:	6

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

SPUR ENERGY PARTNERS EXHIBITS	ADMITTED
A Compulsory Pooling Application	6
B Applications	6
C Affidavit of Landman Megan Pena's with attachments	6
D Affidavit of Geologist C.J. Lipinisk with attachments	6
E Affidavit re Notice	6
F Notice of Publication	6

1 (Time noted 8:51 a.m.)

2 HEARING EXAMINER BRANCARD: So I believe we are
3 now, for those of you just waking up, we are on Case 11,
4 and this would be Case 21586. I don't know if you are
5 going to combine that with 21587. And we are now on to
6 Smashing Pumpkins?

7 MS. BROGGI: Yes, Mr. Hearing Examiner.

8 Again, Julia Broggi with Holland & Hart on
9 behalf of the Applicant Spur Energy Partners, LLC.

10 We would like to combine both of the cases
11 21586 and 21587, and we would also like to present these
12 cases as consolidated cases by affidavit.

13 HEARING EXAMINER BRANCARD: Thank you. I'll ask
14 for any other appearances or objections to filing by
15 affidavit.

16 Hearing none, you may proceed, Ms. Broggi.

17 MS. BROGGI: Mr. Examiner, these two cases are
18 somewhat similar to the Radiohead cases that we just
19 heard. In both cases we are seeking to pool the
20 uncommitted interest owners in the Yeso Formation in a
21 160-acre horizontal spacing unit comprised of the north
22 half of the south half of Section 18, Township 18 South,
23 Range 27 East, NMPM Eddy County, New Mexico.

24 And then in the first case, Case 21586 --
25 let me meet back up.

1 There is a depth severance in this
2 formation, and in 21585 Spur Energy is seeking to pool all
3 uncommitted interests above that depth severance, and then
4 in Case 21587 Spur Energy is seeking to pool the
5 uncommitted interests below the depth severance.

6 The Division should have received an
7 exhibit packet, one exhibit packet for both these cases,
8 with the Table of Contents up at the front.

9 The Compulsory Pooling Application is
10 Exhibit A.

11 The applications for both cases are found
12 at Exhibit B.

13 The affidavit of Megan Pena, who is the
14 landman who has testified in the prior Spur Energy Cases,
15 can be found at Exhibit C, with her corresponding land
16 exhibits.

17 And then once again just to orient
18 everybody, at paragraphs 5 and paragraphs 11 of Ms. Pina's
19 affidavit you will see where she lays forth the depth
20 severance.

21 So in the first Case, 21586, we are pooling
22 from the top of the Yeso Formation to a depth of 3,000
23 feet, and then in the other case, 21587, Spur Energy is
24 speaking to pool from a depth of 3,001 feet to the base of
25 the Yeso Formation.

1 Then we have the affidavit of the geologist
2 which is found at Exhibit D, and the corresponding geology
3 exhibits.

4 Exhibit E is the Notice affidavit signed by
5 Kaitlyn Luck of my office showing that Notice of this
6 hearing was provided to all parties. Once again my
7 understanding is that all parties were locatable, but out
8 of an abundance of caution we also provided Notice by
9 Publication.

10 And the affidavit for Notice by Publication
11 can be found at Exhibit F.

12 And we would move the admission at this
13 point of Spur Exhibits A through Spur Exhibit F.

14 And I will stand for questions.

15 HEARING EXAMINER BRANCARD: Thank you. Any
16 questions from the examiners?

17 EXAMINER ROSE-COSS: No questions at this time
18 from me. Thank you.

19 EXAMINER McCLURE: I have no questions at this
20 time.

21 HEARING EXAMINER BRANCARD: Okay. Are there any
22 comments? We have two cases in front of us, 21586 and
23 21587.

24 Hearing none, then we will admit the
25 exhibits in these cases, consolidate them, and take cases

1 21585 and 21587 under advisement. Thank you.

2 MS. BROGGI: Thank you, Mr. Examiner.

3 (Time note 9:00 a.m.)

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1 STATE OF NEW MEXICO)

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REPORTER'S CERTIFICATE

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I, MARY THERESE MACFARLANE, New Mexico Reporter

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CCR No. 122, DO HEREBY CERTIFY that on Thursday,

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January 7, 2021, the proceedings in the above-captioned

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matter were taken before me; that I did report in

10

stenographic shorthand the proceedings set forth herein,

11

and the foregoing pages are a true and correct

12

transcription to the best of my ability and control.

13

I FURTHER CERTIFY that I am neither employed by

14

nor related to nor contracted with (unless excepted by the

15

rules) any of the parties or attorneys in this case, and

16

that I have no interest whatsoever in the final

17

disposition of this case in any court.

18

/s/ Mary Macfarlane

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Mary Therese Macfarlane, CCR

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NM Certified Court Reporter No. 122

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License Expires: 12/31/2021

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