

STATE OF NEW MEXICO
ENERGY, MINERALS, AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION

IN THE MATTTTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

Application of MATADOR	Case No. 22301
PRODUCTION COMPANY for	Case No. 22302
Compulsory Pooling,	Case No. 22305
Eddy County, New Mexico	Case No. 22306

REPORTER'S TRANSCRIPT OF PROCEEDINGS

THURSDAY, NOVEMBER 4, 2021

EXAMINER HEARING

This matter came on for hearing before the New Mexico Oil Conservation Division, William Brancard, Esq. Hearing Examiner, Dean McClure Technical Examiner, on Thursday, November 4, 2021, via Webex Virtual Conferencing Platform hosted by the New Mexico Department of Energy, Minerals and Natural Resources.

Reported by: Mary Therese Macfarlane.
New Mexico CCR #122
PAUL BACA PROFESSIONAL COURT REPORTERS
500 Fourth Street NW, Suite 105
Albuquerque, New Mexico 87102
(505) 843-9241

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A P P E A R A N C E S

FOR MATADOR PRODUCTION COMPANY:

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C O N T E N T S

CASE NOS.	22301, 22302, 22305, 22306	PAGE
CASE CALLED:		3
PRESENTATION BY MR. BRUCE:		3
INQUIRY BY EXAMINER McCLURE:		4
EXAMINATION BY EXAMINER BRANCARD:		5
CONTINUED TO 12/02/2021:		6

I N D E X O F E X H I B I T S

MATADOR PRODUCTION COMPANY	EXHIBITS	ADMITTED
1	Application and Proposed Notice	6
2	Landman's Affidavit	6
3	Affidavit of Notices	6
4	Affidavit of Publication	6

1 (Time noted 9:29 a.m.)

2 EXAMINER BRANCARD: With that I'm going to call
3 Items 31 through 34 on our worksheet. This would be Cases
4 22301, 22302, 22305, 22306, Matador Production Company.

5 MR. BRUCE: Mr. Examiner, Jim Bruce representing
6 the Applicant.

7 EXAMINER BRANCARD: All right. Are there any
8 other entries of appearances for Cases 22302, -302, -305,
9 -306?

10 Hearing none, you may proceed, Mr. Bruce.

11 MR. BRUCE: Mr. Examiner, in -301 and -302
12 Matador seeks to re-open Case 20904 to pool -- and -005, I
13 believe, to pool additional parties, collectively covering
14 the north half of Sections 21 and 22 of 20 South, 29 East.
15 Three additional parties were originally -- or a number of
16 parties, quite a few parties were originally pooled and
17 three more were located.

18 That's pretty much it.

19 Exhibit 2 is the landman's affidavit
20 explaining the situation. And his -- he lists parties
21 being pooled who are brought in: Welch Kitto and OXY Y1
22 Company.

23 And since geology was previously presented
24 I'm not submitting a geologist's affidavit, and my
25 Affidavit of Notice showed that two of the three parties

1 received actual Certified Notice, but Ms. Kitto did not.
2 Or earlier this morning I was checking. I never did get
3 back anything, but I checked online with the U.S. Postal
4 Service and it says it was never picked up, so it's being
5 returned to my address.

6 Then there's an Affidavit of Publication.
7 And you will see that Affidavit of Publication -- although
8 I should say the first two cases involved the Bone Spring,
9 same thing; the second set of cases, -305 and -306 concern
10 the Wolfcamp Formation. And the Affidavit of Publication
11 you will see it covers additional cases to the ones we are
12 here for today, and those were voluntarily continued by
13 Matador.

14 Since the original Order was entered into,
15 these cases, the original cases had Pooling Checklists or
16 the equivalent, it used to be called Exhibit A, I did not
17 prepare new pooling checklists for these wells.

18 With that I would the move the admission of
19 Exhibits 1 through 4.

20 EXAMINER BRANCARD: Mr. McClure, any questions?

21 EXAMINER McCLURE: Yeah, just a quick one.

22 For Case 22306 it looks like we have two
23 exhibits submitted into the file. It looks like they are
24 identical. Is that the case?

25 MR. BRUCE: Uhm, two identical -- which

1 exhibits?

2 EXAMINER McCLURE: In the Case File 22306, you
3 got your exhibit packet submitted twice. I'm assuming
4 they are the same because they are the same size exactly
5 but I was just confirming that.

6 MR. BRUCE: Yeah, there is only one exhibit
7 package, so I don't know -- I was probably working too
8 late that night.

9 EXAMINER McCLURE: Okay. Sounds good. I was
10 just making sure there wasn't an updated version and one
11 of those is an older version or something like that. Very
12 good.

13 MR. BRUCE: No, there is not.

14 EXAMINER McCLURE: Thank you. I don't have any
15 other questions.

16 EXAMINER BRANCARD: Thank you. Okay.

17 Mr. Bruce, there are three additional
18 interests you're trying to pool here; is that correct.

19 MR. BRUCE: That's correct.

20 EXAMINER BRANCARD: And two of them you were
21 able to contact?

22 MR. BRUCE: Yes.

23 EXAMINER BRANCARD: And one you're relying on
24 the Affidavit of Notice Publication?

25 MR. BRUCE: Yeah.

1 EXAMINER BRANCARD: It appears that the
2 publication is not timely. It's dated here October 23rd.

3 MR. BRUCE: Oh. Well, I can say I'm not the
4 only one today anyway. I sent this in days before that
5 and usually everything is timely.

6 You're right. Could I just have the
7 exhibits admitted and I'll continue the cases to the next
8 available hearing and just will allow the time to lapse,
9 or do you want me to republish Notice?

10 EXAMINER BRANCARD: No, I think it's fine. I
11 think we will just admit the exhibits here and then we can
12 continue this case to December 2nd to see if anybody else
13 jumped in.

14 MR. BRUCE: Okay. Thank you very much.

15 MR. BRANCARD: So again are there any other
16 interested parties for Cases 22301, -302, -305, and -306
17 (Note: Pause.)

18 Hearing none, the exhibits in these cases
19 will be admitted into the record and these cases will be
20 continued to December 2nd to determine if any other
21 parties intervene in the case during that time period so
22 we have correct notice.

23 MR. BRUCE: Thank you.

24 EXAMINER BRANCARD: Thank you.

25 (Time noted 9:36 a.m.)

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STATE OF NEW MEXICO)
 : ss
COUNTY OF TAOS)

REPORTER'S CERTIFICATE

I, MARY THERESE MACFARLANE, New Mexico Reporter
CCR No. 122, DO HEREBY CERTIFY that on Thursday,
November 4, 2021, the proceedings in the above-captioned
matter were taken before me; that I did report in
stenographic shorthand the proceedings set forth herein,
and the foregoing pages are a true and correct
transcription to the best of my ability and control.

I FURTHER CERTIFY that I am neither employed by
nor related to nor contracted with (unless excepted by the
rules) any of the parties or attorneys in this case, and
that I have no interest whatsoever in the final
disposition of this case in any court.

/s/Mary Macfarlane_____

MARY THERESE MACFARLANE, CCR
NM Certified Court Reporter No. 122
License Expires: 12/31/2021