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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: 22948

APPLICATION OF EOG RESOURCES, INC.  
FOR COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO.

REPORTER'S TRANSCRIPT OF VIRTUAL PROCEEDINGS  
EXAMINER HEARING  
AUGUST 4, 2022  
SANTA FE, NEW MEXICO

This matter came on for virtual hearing before  
the New Mexico Oil Conservation Division, HEARING OFFICER  
WILLIAM BRANCARD and TECHNICAL EXAMINER JOHN GARCIA on  
Thursday, August 4, 2022, through the Webex Platform.

Reported by: 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:

ADAM RANKIN

HOLLAND & HART

110 North Guadalupe, Suite 1

Santa Fe, NM 87501

505-954-7286

For Cimarex:

DEANA BENNETT

MODRALL SPERLING ROEHL HARRIS & SISK PA

500 4th Street, NW, Suite 1000

Albuquerque, NM 87102

505-848-9710

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1 HEARING EXAMINER BRANCARD: I believe the next  
2 item is number 40, case 22948, EOG Resources.

3 MR. RANKIN: Good morning, Mr. Examiner. Adam  
4 Rankin appearing on behalf of the applicant in this case,  
5 EOG, Santa Fe office of Holland & Hart.

6 HEARING EXAMINER BRANCARD: I think we have an  
7 entry of appearance from Cimarex Energy.

8 MS. BENNETT: Good morning, Mr. Examiner, Deana  
9 Bennett from Modrall Sperling on behalf of Cimarex Energy.

10 HEARING EXAMINER BRANCARD: Thank you. Does  
11 Cimarex have any objection to the case going forward by  
12 affidavit?

13 MS. BENNETT: No, Mr. Examiner, Cimarex does not  
14 have any objection. We have entered our appearance to  
15 preserve our rights.

16 HEARING EXAMINER BRANCARD: Thank you. Any other  
17 interested persons appearing for case 22948?

18 (No audible response.)

19 HEARING EXAMINER BRANCARD: Hearing none, Mr.  
20 Rankin, you may proceed.

21 MR. RANKIN: Thank you. In this case EOG is  
22 seeking an order pooling all uncommitted interest owners in  
23 the Bone Spring formation, from the top of the Second Bone  
24 Spring interval to the top of the Wolfcamp formation  
25 underlying a standard 320 acre horizontal spacing unit which

1 would be comprised of the W/2 of Section 21, and Township 24  
2 South, Range 34 East in Lea County, New Mexico. EOG  
3 dedicates the proposed spacing unit to its Yeah Yeah 21 Fed  
4 501H through 504H wells.

5 A completed interval for the 503H well is  
6 expected to be within 330 feet of the adjoining  
7 quarter-quarter sections for tracts to allow the inclusion  
8 of east proximity tracts into the enlarged proposed  
9 horizontal spacing unit.

10 Exhibits packets were submitted on Tuesday.  
11 Exhibit A is a copy of the compulsory pooling checklist  
12 which identifies the spacing unit of the wells and other  
13 elements required for compulsory pooling of the case.

14 Exhibit B is a copy of the application that was  
15 filed in the case.

16 Exhibit C is a self-affirmed statement of EOG's  
17 landman Laci Stretcher who reviews the requests for pooling,  
18 the proposed spacing unit, the wells that will be dedicated.  
19 Exhibit C-1 are the form C-102s for the proposed wells  
20 reflecting they will be assigned to Redhills Bone Spring  
21 North Pool, which is pool code 96434.

22 Exhibit C-2 is a general location map identifying  
23 the acreage to be pooled, the general location. She reviews  
24 details explaining why it is that EOG is seeking to pool  
25 only from the Second Bone Spring down within the Bone Spring

1 Formation and specifies that the intervals are, the top  
2 interval which they are seeking to pool is the stratigraphic  
3 equivalent of 10,449 feet down to the stratigraphic  
4 equivalent of 12,030 feet within the Baca Ridge 21 Fed Com  
5 Number 1 Well in her statement.

6 Exhibit C-3 is a tract map identifying the tracts  
7 the comprise the spacing unit they are seeking to pool.

8 Exhibit C-4 is a breakdown of the ownership  
9 interest for each tract, and also on a spacing unit basis  
10 that have been identified for working interests and the  
11 overriding royalty interests that EOG seeks to pool in this  
12 case. EOG has been able to locate all the mineral interest  
13 owners that they are seeking to pool.

14 Exhibit C-5 is the well proposal that was sent  
15 out to interest owners along with the AFE. Costs that are  
16 reflected are consistent with operators drilling similar  
17 wells in the area.

18 Exhibit C-6 is a chronology of contacts with  
19 the -- which is Cimarex and EOG's efforts to reach agreement  
20 with Cimarex in this case. EOG requests overhead  
21 administrative rates of 85 hundred per month and 850 while  
22 producing.

23 Exhibit D is a copy of the self-affirmed  
24 statement of Terra George who is the geologist in this case.  
25 She has previously testified and had her expert credentials

1 accepted.

2 D-1 is a general location map showing the area.

3 D-2 is a subsea structure map reflecting the  
4 acreage, and there's no impediments to drilling horizontal  
5 wells in the acreage.

6 D-2 is a line cross section map showing the well  
7 that (unclear audio) across the section.

8 D-3 is that cross section identifying the target  
9 intervals for the proposed well and acreage, and she  
10 confirms that she didn't identify any impediments or issues  
11 with drilling horizontal wells on the acreage. She confirms  
12 she did not identify any impediments or issues with drilling  
13 horizontal wells in this acreage.

14 Exhibit E is a copy of an affidavit prepared by  
15 me in our office reflecting that we provided notice to each  
16 of the owners we seek to pool by certified mail on the date  
17 of the letters provided in Exhibit E, as well as an  
18 updated -- a fact sheet showing the status each of those  
19 letters that were sent out to those owners.

20 Out of an abundance of caution, we did file --  
21 prepared a notice of publication with the newspaper in the  
22 county, and we just got it back, the affidavit of  
23 publication back late last night, so we were not able to  
24 include that with our, with our exhibit packet, but we will  
25 file supplemental exhibits reflecting that we did provide

1 that affidavit notice of publication.

2 You will notice that some of the notices still  
3 reflect they have not yet been received by the parties, so  
4 for that reason we will go ahead and submit that affidavit  
5 of publication.

6 With that, Mr. Examiner, unless there any  
7 questions, we would ask that Exhibit A through E and  
8 attachments be accepted into the record and this case be  
9 taken under advisement.

10 HEARING EXAMINER BRANCARD: Thank you. Ms.  
11 Bennett, any questions or concerns?

12 MS. BENNETT: None. Thank you, Mr. Examiner.

13 HEARING EXAMINER BRANCARD: Mr. Garcia?

14 TECHNICAL EXAMINER GARCIA: No questions.

15 HEARING EXAMINER BRANCARD: Thank you. Okay, so  
16 Mr. Rankin, you are going to submit an affidavit of  
17 publication?

18 MR. RANKIN: We will. It just came in late last  
19 night.

20 HEARING EXAMINER BRANCARD: Which newspaper was  
21 it.

22 MR. RANKIN: I believe it's Hobbs Sun in Lea  
23 County.

24 HEARING EXAMINER BRANCARD: And do you know what  
25 day it was published?

1 MR. RANKIN: I don't have that in front of me,  
2 but I am confident that we -- I'm confident it was published  
3 timely.

4 HEARING EXAMINER BRANCARD: All right. We will  
5 leave the record open for the affidavit of publication, but  
6 I just wondered if we need to continue the case. That's  
7 all.

8 MR. RANKIN: I don't have that, I will endeavor  
9 to get it in before the end of the day date. I believe it  
10 was (inaudible).

11 HEARING EXAMINER BRANCARD: Okay. Are there any  
12 other questions, Mr. Garcia?

13 TECHNICAL EXAMINER GARCIA: I have no questions.

14 HEARING EXAMINER BRANCARD: Any other interested  
15 persons for case 22948?

16 (No audible response.)

17 HEARING EXAMINER BRANCARD: The exhibits will be  
18 admitted into the record, and we will take the case under  
19 advisement on the assumption that -- and I believe the  
20 deadline is July 21 for publication for today's case. If  
21 that is not true, please notify us right away and we will  
22 continue the case to the next docket.

23 MR. RANKIN: I appreciate that, Mr. Examiner.  
24 We'll let you know if that's necessary.

25 HEARING EXAMINER BRANCARD: Thank you.

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(Exhibits admitted.)

(Taken under advisement.)

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STATE OF NEW MEXICO  
COUNTY OF BERNALILLO

REPORTER'S CERTIFICATE

I do hereby certify that I reported the foregoing virtual proceedings in stenographic shorthand and that the foregoing pages are a true and correct transcript of those proceedings to the best of my ability.

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

I FURTHER CERTIFY that the Virtual Proceeding was of poor to good quality.

Dated this 4th day of August 2022.

Irene Delgado  
Court Reporter  
License Expires: 12-31-22

[& - code]

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[know - roehl]

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