

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

CASE NOS. 13,482 and 13,437 de novo (Continued)

CASE NO. 13,402 (Dismissed)

CONTINUED AND DISMISSED CASES

TRANSCRIPT OF PROCEEDINGS

BEFORE: MARK E. FESMIRE, CHAIRMAN  
JAMI BAILEY, COMMISSIONER

July 7th, 2005

Santa Fe, New Mexico

2005 JUL 11 PM 1 04

These matters came on for hearing before the Oil Conservation Commission, MARK E. FESMIRE, Chairman, on Thursday, July 7th, 2005, at the New Mexico Energy, Minerals and Natural Resources Department, 1220 South Saint Francis Drive, Room 102, Santa Fe, New Mexico, Steven T. Brenner, Certified Court Reporter No. 7 for the State of New Mexico.

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## I N D E X

July 7th, 2005  
 Commission Hearing  
 CASE NOS. 13,482 and 13,437 *de novo* (Continued)  
 CASE NO. 13,402 (Dismissed)

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## A P P E A R A N C E S

## FOR THE COMMISSION:

CAROL LEACH  
 General Counsel  
 Energy, Minerals and Natural Resources Department  
 1220 South Saint Francis Drive  
 Santa Fe, New Mexico 87505

\* \* \*

1           WHEREUPON, the following proceedings were had at  
2 9:00 a.m.:

3  
4           CHAIRMAN FESMIRE: We're going to go on the  
5 record for the Thursday, July 7th, 2005, meeting of the New  
6 Mexico Oil Conservation Commission. At this time I'll call  
7 the meeting to order.

8           Let the record reflect that it is nine o'clock,  
9 a.m. on Thursday, July 7th. The location of the meeting is  
10 Porter Hall, in the Oil Conservation Division office, 1200  
11 [sic] South St. Francis, Santa Fe, New Mexico.

12           My name is Mark Fesmire, I'm the Chairman of the  
13 Commission.

14           To my right is Commissioner Jami Bailey.  
15 Commissioner Bailey is the designee to the Commission of  
16 State Land Commissioner Frank [sic] Lyons.

17           The third member of the Commission today, Mr.  
18 Frank Chavez, is not present. However, two out of the  
19 three Commissioners does make up a quorum, so let the  
20 record reflect that there is a quorum present.

21           Also present today are acting Commission Counsel  
22 Carol Leach, Commission Secretary Florene Davidson, and the  
23 court reporter is Mr. Steve Brenner.

24                           \* \* \*

25



1 own motion to amend Oil Conservation Division Rules 1201,  
2 1203 through 1205, 1207, 1208, 1211, 1212, 1214 and 1220.

3 Let the record reflect that the notice for this  
4 meeting was published, however it was one day short of the  
5 20 days required, and therefore the Commission will put off  
6 considering this matter until the next meeting, and that  
7 that will -- that that cause will be continued until the  
8 next meeting.

9 MS. LEACH: Let me just clarify that the -- there  
10 were a couple of published notices and the one we're  
11 talking about that was a day late was in the *Albuquerque*  
12 *Journal*, but we also are required to publish in the *New*  
13 *Mexico Register*, and that was done in a timely manner.  
14 However, in continuing that to a later date, we've posted  
15 that on the door of this meeting room, and it's also on the  
16 website and will be on the next docket.

17 CHAIRMAN FESMIRE: Any further comment from the  
18 Commission?

19 COMMISSIONER BAILEY: No.

20 \* \* \*

21  
22 CHAIRMAN FESMIRE: The next cause before the  
23 Commission today is Case Number 13,437, it's the *de novo*  
24 Application of Lance Oil and Gas Company for compulsory  
25 pooling in San Juan County, New Mexico.

1           At the request of the Applicant's attorney, this  
2 cause will be continued to August 18th, 2005. And let the  
3 record reflect that the parties have been notified of this  
4 continuance and that there are no parties present today.

5                           \* \* \*

6  
7           CHAIRMAN FESMIRE: And lastly, the last cause  
8 before the Commission today is Case Number 13,402. It's a  
9 continuation from the June 9th, 2005, Commission meeting.  
10 It's the consolidated Application of Loco Hills gas storage  
11 facility for an exemption to the liner and leak detection  
12 requirements of 19.15.2.50.C NMAC and approval of the Stage  
13 1 and 2 abatement plan, with proposed alternative abatement  
14 standards. The facility is located in Eddy County, New  
15 Mexico.

16           At the request of the Applicant's attorney, this  
17 case will be dismissed.

18           Is there any further business before the  
19 Commission today?

20           COMMISSIONER BAILEY: No.

21           MS. LEACH: No.

22           CHAIRMAN FESMIRE: With that, the Chair would  
23 entertain a motion for adjournment.

24           COMMISSIONER BAILEY: I move we adjourn.

25           CHAIRMAN FESMIRE: I will second that.

1 All those in favor?

2 COMMISSIONER BAILEY: Aye.

3 CHAIRMAN FESMIRE: There's no -- All those  
4 opposed?

5 Let the record reflect there was no opposition to  
6 the motion for adjournment.

7 (Thereupon, these proceedings were concluded at  
8 9:07 a.m.)

9 \* \* \*

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CERTIFICATE OF REPORTER

STATE OF NEW MEXICO )  
 ) ss.  
COUNTY OF SANTA FE )

I, Steven T. Brenner, Certified Court Reporter and Notary Public, HEREBY CERTIFY that the foregoing transcript of proceedings before the Oil Conservation Commission was reported by me; that I transcribed my notes; and that the foregoing is a true and accurate record of the proceedings.

I FURTHER CERTIFY that I am not a relative or employee of any of the parties or attorneys involved in this matter and that I have no personal interest in the final disposition of this matter.

WITNESS MY HAND AND SEAL July 7th, 2005.



STEVEN T. BRENNER  
CCR No. 7

My commission expires: October 16th, 2006