

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:)
APPLICATION OF OXY USA WTP LIMITED)
PARTNERSHIP FOR COMPULSORY POOLING,)
EDDY COUNTY, NEW MEXICO)

CASE NO. 13,813

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

BEFORE: DAVID R. CATANACH, Hearing Examiner

January 4th, 2007

Santa Fe, New Mexico

2007 JAN 18 AM 9 10

This matter came on for hearing before the New Mexico Oil Conservation Division, DAVID R. CATANACH, Hearing Examiner, on Thursday, January 4th, 2007, 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

January 4th, 2007
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Applicant's	Identified	Admitted
Affidavit	3	4

* * *

A P P E A R A N C E S

FOR THE DIVISION:

DAVID K. BROOKS, JR.
 Assistant General Counsel
 Energy, Minerals and Natural Resources Department
 1220 South St. Francis Drive
 Santa Fe, New Mexico 87505

FOR THE APPLICANT:

HOLLAND & HART, L.L.P., and CAMPBELL & CARR
 110 N. Guadalupe, Suite 1
 P.O. Box 2208
 Santa Fe, New Mexico 87504-2208
 By: OCEAN MUNDS-DRY

* * *

1 WHEREUPON, the following proceedings were had at
2 8:43 a.m.:

3 EXAMINER CATANACH: At this time I'll call Case
4 13,813, which is the reopened and readvertised case of --
5 Application of OXY USA WTP Limited Partnership for
6 compulsory pooling, Eddy County, New Mexico.

7 And at this time I'll call for appearances.

8 MS. MUNDS-DRY: Good morning, Mr. Examiner. My
9 name is Ocean Munds-Dry with the law firm of Holland and
10 Hart, here representing OXY USA WTP Limited Partnership
11 this morning, and I have no witnesses.

12 EXAMINER CATANACH: Okay. Are there any
13 additional appearances in this case?

14 Okay, there are none so you may proceed.

15 MS. MUNDS-DRY: Mr. Examiner, this case was
16 originally heard on November 9th, and before that hearing
17 the BLM had requested of OXY that they move the well
18 location. So after the hearing was concluded we reopened
19 and readvertised to amend the Application, renotify and
20 readvertise, to include that the BLM that was requested to
21 a point 1650 feet from the south line and 1880 feet from
22 the west line or any other standard location in the
23 southwest quarter of this section.

24 And this exhibit that I have handed you, Mr.
25 Examiner, shows that the amended Application was filed and

1 sent to ConocoPhillips. It also includes a copy of the
2 affidavit of publication showing the revised location for
3 the well.

4 And for Mr. Brooks' benefit, you'll notice we
5 added the time of the hearing. I hope that you appreciate
6 that, we did as you requested.

7 (Laughter)

8 MR. BROOKS: I appreciate that.

9 MS. MUNDS-DRY: And so we simply wanted to submit
10 this exhibit and ask it be included in the record in this
11 case.

12 MR. BROOKS: I'm getting a reputation for a nit-
13 picking worthy of a theologian.

14 MS. MUNDS-DRY: No comment.

15 EXAMINER CATANACH: Okay, your affidavit will be
16 entered as evidence in this case, Ms. Munds-Dry.

17 And do you have anything further?

18 MS. MUNDS-DRY: Nothing further.

19 EXAMINER CATANACH: Okay, there being nothing
20 further, Case 13,813 will be taken under advisement.

21 MS. MUNDS-DRY: Thank you, Mr. Examiner.

22 EXAMINER CATANACH: Thank you.

23 (Thereupon, these proceedings were concluded at
24 8:45 a.m.)

25 I do hereby certify that the foregoing is
a complete record of the proceedings in
the Examiner hearing of Case No. 13813.
heard by me on January 4, 2007

STEVEN T. BRENNER, CCR, Steven T. Brenner, Examiner
(505) 989-9317
Oil and Natural Gas Division

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 Division 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 January 8th, 2007.



STEVEN T. BRENNER
 CCR No. 7

My commission expires: October 16th, 2010