

DOCKET: EXAMINER HEARING - THURSDAY – FEBRUARY 19, 2009

8:15 A.M. - 1220 South St. Francis
Santa Fe, New Mexico

Docket Nos. 6-09 and 7-09 are tentatively set for March 5, 2009 and March 19, 2009. Applications for hearing must be filed at least 30 days in advance of hearing date. OCD Rule 1211.B requires parties who intend to present evidence at an adjudicatory hearing to file a pre-hearing statement no later than the Thursday before the hearing, and serve a copy on opposing counsel of record. If the OCD does not receive a pre-hearing statement from the applicant by the close of business on the Thursday before the hearing, the hearing may be continued or dismissed by order of the examiner. If a protesting party fails to submit a timely pre-hearing statement, the hearing may be continued at the applicant's request. The following cases will be heard by an Examiner.

<p style="text-align: center;"><i>Locator Key for Cases</i></p> <p><i>Case 14124 – No. 8</i></p> <p><i>Case 14162 – No. 1</i></p> <p><i>Case 14173 – No. 10</i></p> <p><i>Case 14192 – No. 11</i></p> <p><i>Case 14265 – No. 13</i></p> <p><i>Case 14266 – No. 14</i></p> <p><i>Case 14271 – No. 12</i></p> <p><i>Case 14272 – No. 2</i></p> <p><i>Case 14273 – No. 3</i></p> <p><i>Case 14274 – No. 4</i></p> <p><i>Case 14275 – No. 5</i></p> <p><i>Case 14276 – No. 6</i></p> <p><i>Case 14277 – No. 7</i></p> <p><i>Case 14279 – No. 9</i></p>
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1. **CASE 14162:** *(Continued from the January 22, 2009 Examiner Hearing.)*
Application of Merrion Oil and Gas, Corp. for compulsory pooling in San Juan County, New Mexico.
Merrion Oil and Gas, Corp. seeks an order pooling all unleased and uncommitted mineral interest and all uncommitted working interest owners in the Basin Fruitland Coal Pool in the W/2 of Section 9, Township 29N, Range 13W, NMPM, forming a standard 320 acre spacing unit for said Pool. The spacing unit will be dedicated to the drilling of the Glade Park 1 well in the NW/4 and the Glade Park 2 well in the SW/4. Also to be considered will be the cost of drilling and completing both wells and the allocation of cost thereof, as well as the actual operating costs and charges for supervision, designation of applicant as operator of the wells, and a 200% charge for the risk involved in drilling and completing the wells. This spacing unit is located inside the city limits of Farmington, New Mexico.

2. **CASE 14272:** ***Application of Nearburg Exploration Company, L.L.C. for compulsory pooling and an unorthodox gas well location, Eddy County, New Mexico.***
Applicant seeks an order pooling all mineral interests from the top of the Wolfcamp formation to the base of the Atoka formation underlying the W/2 of Section 24, Township 19 South, Range 25 East, NMPM, to form a standard 320-acre gas spacing and proration unit for all pools or formations developed on 320-acre spacing within that vertical extent, including the Undesignated Boyd-Strawn Gas Pool. The unit is to be dedicated to the existing Fairchild 24 Well No. 1, to be reworked or recompleted at an unorthodox gas well location 2100 feet from the north line and 900 feet from the west line of Section 24. Also to be considered will be the cost of reworking and recompleting the well and the allocation of the cost thereof, as well as actual operating costs and charges for supervision, designation of Nearburg Producing Company as operator of the well, and a 200% charge for the risk involved in reworking and recompleting the well. The unit is located approximately 4 miles north-northwest of Seven Rivers, New Mexico.