

Case No. 13212

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

RECEIVED

MAR 18 2004

CONTINUED AND DISMISSED CASES

Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, NM 87505

REPORTER'S TRANSCRIPT OF PROCEEDINGS

BEFORE: MICHAEL E. STOGNER, Hearing Examiner

March 4th, 2004

Santa Fe, New Mexico

These matters came on for hearing before the New Mexico Oil Conservation Division, MICHAEL E. STOGNER, Hearing Examiner, on Thursday, March 4th, 2004, 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.

* * *

STEVEN T. BRENNER, CCR
(505) 989-9317

I N D E X

March 4th, 2004
Continued and Dismissed Cases

PAGE

REPORTER'S CERTIFICATE

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1 WHEREUPON, the following proceedings were had at
2 8:18 a.m.:

3 EXAMINER STOGNER: This hearing will come to
4 order. Please note today's date, Thursday, March 4th,
5 2004. We're here to consider Docket Number 7-04. I'm
6 Michael Stogner, appointed Hearing Officer for today's
7 cases.

8 I'll go over the dismissals and continuances, and
9 then I'll make a short announcement about the schedule for
10 today, and then we'll proceed.

11 Okay, the first case to be dismissed is Case
12 13,225. This is the Application of Chi Energy, Inc., for
13 compulsory pooling and a nonstandard gas spacing and
14 proration unit, Eddy County, New Mexico. This case is
15 dismissed.

16 Page 2, down at the bottom, Case 13,229, this is
17 the Application of Yates Petroleum Corporation for an
18 unorthodox location and exception to Division Rule
19 104.C.(2).(b) and a retroactive approval date for any order
20 issued in this case, Chaves County, New Mexico. This case
21 will be continued to April 1st.

22 On page 3, the first one, Case 13,230, this is
23 the Application of Yates Petroleum Corporation for approval
24 of a unit agreement in Chaves County, New Mexico. This
25 case will be continued and readvertised to the March 18th

1 hearing.

2 The last two ~~cases~~, 13,211 and 13,212, ~~both of~~
3 ~~these Applications are for compulsory pooling, Eddy County,~~
4 ~~New Mexico. The Applicant in both cases is Nadel and~~
5 ~~Gussman-Permian, L.L.C. Both of these cases will be~~
6 ~~dismissed.~~

7 Are there any other continuances or dismissals?

8 MR. CARR: May please the Examiner, on the first
9 page of the docket --

10 EXAMINER STOGNER: Yes, sir.

11 MR. CARR: -- is the Application of Concho
12 Resources.

13 EXAMINER STOGNER: Yes, that's 13,217. I
14 understand that case was heard by Mr. Catanach on February
15 19th; is that correct?

16 MR. CARR: That is correct, and it was continued
17 because Concho and some other parties in the subject
18 acreage were working on an agreement. They have continued
19 to work. They have a document now that I believe is being
20 reviewed by Concho, but it has not yet been executed, and
21 on behalf of Derrel Melton, who I represent, we're
22 requesting that the case be continued for two additional
23 weeks, and I believe that Concho does not oppose that.

24 MR. BRUCE: Yes, Mr. Examiner, I represent the
25 Applicant, and we would ask that it be continued for two

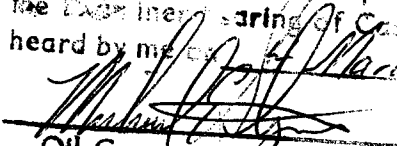
1 weeks to allow the parties to complete their negotiations.

2 EXAMINER STOGNER: Case 13,217 will be continued
3 to the March 18th hearing. Any other continuances or
4 dismissals at this time.

5 We have one contested case that I know of on the
6 docket today, and that is 13,226. That's the Application
7 of OXY for rescission of an APD and compulsory pooling.
8 This case will be put on the docket last, so we can get the
9 uncontested cases out first.

10 (Thereupon, these proceedings were concluded at
11 8:20 a.m.)

12 * * *

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17 I do hereby certify that the foregoing is
18 a complete record of the proceedings in
19 the Examiners' hearing of Case No. 13212.
20 heard by me on March 2004.
21  Examiner
22 Oil Conservation Division
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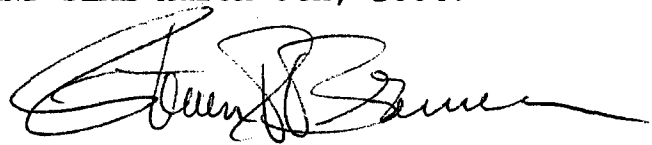
CERTIFICATE OF REPORTER

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 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 March 5th, 2004.



STEVEN T. BRENNER
CCR No. 7

My commission expires: October 16th, 2006