

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 NO. 11,202  
)  
HEARING CALLED BY THE OIL )  
CONSERVATION DIVISION ON )  
OWN MOTION )  
\_\_\_\_\_)

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

ORIGINAL

BEFORE: MICHAEL E. STOGNER, Hearing Examiner

September 8th, 1995

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, MICHAEL E. STOGNER, Hearing Examiner, on Friday, September 8th, 1995, at the New Mexico Energy, Minerals and Natural Resources Department, Porter Hall, 2040 South Pacheco, 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

September 8th, 1995  
 Examiner Hearing  
 CASE NO. 11,202

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\* \* \*

## E X H I B I T S

Applicant's	Identified	Admitted
Exhibit 7	4	4

\* \* \*

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

FOR THE DIVISION:

RAND L. CARROLL  
 Attorney at Law  
 Legal Counsel to the Division  
 2040 South Pacheco  
 Santa Fe, New Mexico 87505

\* \* \*

1           WHEREUPON, the following proceedings were had at  
2 8:46 a.m.:

3           EXAMINER STOGNER: Hearing will come to order.

4           At this time I'll call Case Number 11,202, which  
5 is in the matter of the hearing called by the Oil  
6 Conservation Division on its own motion to permit Billy R.  
7 Wilson - Robinson Brothers Drilling Company, Inc.,  
8 operator, The Travelers Indemnity Company, surety, G.A.  
9 Baber, Jr., interest owner, and all other interested  
10 parties to appear and show cause why a certain well in Eddy  
11 County, New Mexico, should not be properly plugged and  
12 abandoned in accordance with a Division-approved plugging  
13 program.

14           At this time I'll call for any appearances.

15           MR. CARROLL: Yes, Mr. Examiner, my name is Rand  
16 Carroll. I'm here on behalf of the Oil Conservation  
17 Division, and I have no witnesses.

18           This case was heard four weeks ago, on August  
19 10th, I believe -- April 20th, it was heard on April 20th.  
20 And it has been continued a number of times because the  
21 Division has been working with the interest owners in this  
22 well to get this well plugged.

23           Our efforts have been unsuccessful to date, and  
24 the Examiner brought up the issue of notice to Robinson  
25 Brothers Drilling Company, so this case was readvertised

1 and notice was sent out, and I am going to ask that the  
2 record be supplemented with OCD Exhibit Number 7, which is  
3 the certificate of mailing and return receipts for Billy  
4 Wilson; Guy Baber, Jr.; the insurance company and Robinson  
5 Brothers Drilling Company.

6 I will inform the Examiner that Mr. G.A. Baber,  
7 Jr., which is Guy Baber, did call me two days ago, and he  
8 is working with a Mr. Gene Lee to try to get this well put  
9 back onto production. He was to let me know of the time  
10 period he thought he needed to get this well back onto  
11 production, but no time period is left.

12 During my conversation with him we discussed 60  
13 or 75 days. But I anticipate Mr. Baber will ask for a  
14 certain amount of time, and I ask that the record be kept  
15 open until we receive that correspondence from him.

16 EXAMINER STOGNER: Do you have anything else?

17 MR. CARROLL: I offer Exhibit Number -- OCD  
18 Exhibit Number 7 into the record.

19 EXAMINER STOGNER: OCD Exhibit Number 7, which is  
20 the certificate of mailing, will be admitted into evidence  
21 at this time.

22 Do you have anything further?

23 MR. CARROLL: Well, even though this is hearsay,  
24 I will relay this to the Examiner.

25 Mr. Ray Smith, the OCD field rep down in the

1 Artesia office, did -- he has received a call from -- or  
2 regarding Mr. Guy Baber's efforts to bring this well back  
3 onto production, and Mr. Smith is hopeful that something  
4 can be worked out.

5 EXAMINER STOGNER: And if I remember right, Mr.  
6 Smith was the witness that appeared before the Oil  
7 Conservation Division at the April 20th hearing?

8 EXAMINER STOGNER: That is correct.

9 And that's all I have in this case.

10 EXAMINER STOGNER: But you're recommending that  
11 we keep this case open for an indeterminate amount of time?

12 MR. CARROLL: No, actually I recommend that an  
13 order be issued with a time period of 60 days in order for  
14 Baber and Gene Lee to do something.

15 EXAMINER STOGNER: And if nothing is done by that  
16 60-day period, then the Division --

17 MR. CARROLL: -- will plug the well and foreclose  
18 on any bond and proceed to plug it and go after the  
19 interest owners for the difference.

20 EXAMINER STOGNER: Okay. With that, then, Case  
21 Number 11,202 will be taken under advisement at this time.

22 (Thereupon, these proceedings were concluded at  
23 8:50 a.m.)

24 \* \* \*

I do hereby certify that the foregoing is  
a complete record of the proceedings in  
the Examiner hearing of Case No. 11202  
heard by me on 8<sup>th</sup> September 1995.

  
\_\_\_\_\_, Examiner  
Oil Conservation 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 September 16th, 1995.



STEVEN T. BRENNER  
 CCR No. 7

My commission expires: October 14, 1998

5-12-95

Note to file: Case 11202

A potential operator has indicated  
an interest in this well.

Will hold up on an order  
until such time as the  
paper forms are filed.

MS.

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