

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. 11,360
)
APPLICATION OF NEARBURG)
EXPLORATION COMPANY)
_____)

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING
ORIGINAL

BEFORE: MICHAEL E. STOGNER, Hearing Examiner

September 7th, 1995
Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, MICHAEL E. STOGNER, Hearing Examiner, on Thursday, September 7th, 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 7th, 1995
Examiner Hearing
CASE NO. 11,360

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| REPORTER'S CERTIFICATE | 5 |

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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

FOR THE APPLICANT:

KELLAHIN & KELLAHIN
117 N. Guadalupe
P.O. Box 2265
Santa Fe, New Mexico 87504-2265
By: W. THOMAS KELLAHIN

* * *

1 WHEREUPON, the following proceedings were had at
2 9:09 a.m.:

3 EXAMINER STOGNER: At this time I'll call Case
4 Number 11,360.

5 MR. CARROLL: Application of Nearburg Exploration
6 Company for compulsory pooling, Eddy County, New Mexico.

7 (Off the record)

8 EXAMINER STOGNER: At this time I'll call for any
9 appearances in Case 11,360.

10 MR. KELLAHIN: Mr. Examiner, that's my case. I'm
11 Tom Kellahin of the Santa Fe law firm of Kellahin and
12 Kellahin, appearing on behalf of the Applicant.

13 We'd like permission to continue this case,
14 because I believe that we may have caused you to
15 misadvertise the well being in the southwest quarter as to
16 the 160 spacing.

17 It's my understanding that the well is to be
18 located in the northwest quarter in the event there is
19 shallow gas production.

20 The west-half dedication for the deeper gas
21 production is still correct, but subject to verification
22 here later today we may require you to -- or ask you to
23 readvertise this.

24 So at this point we would like to have this case
25 continued to the October 5th docket.

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EXAMINER STOGNER: Mr. Kellahin, then you will provided an amended Application for readvertisement next week?

MR. KELLAHIN: Yes, sir.

EXAMINER STOGNER: In that case, Case Number 11,360 will be continued to the Examiner Hearing scheduled for October 5th, 1995.

(Thereupon, these proceedings were concluded at 9:11 a.m.)

* * *

I do hereby certify that the foregoing is a complete record of the proceedings in the Examiner hearing of Case No. 11360, heard by me on 7 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 9th, 1995.



STEVEN T. BRENNER
CCR No. 7

My commission expires: October 14, 1998