

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 ENRON OIL AND GAS COMPANY )  
FOR COMPULSORY POOLING AND UNORTHODOX )  
WELL LOCATION, LEA COUNTY, NEW MEXICO )

CASE NO. 11,795

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

BEFORE: MICHAEL E. STOGNER, Hearing Examiner

June 26th, 1997

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, MICHAEL E. STOGNER, Hearing Examiner, on Thursday, June 26th, 1997, 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

June 26th, 1997  
Examiner Hearing  
CASE NO. 11,795

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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 BURLINGTON RESOURCES OIL AND GAS COMPANY:

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 8:37 a.m.:

3           EXAMINER STOGNER: At this time I'll call Case  
4 Number 11,795.

5           MR. CARROLL: Application of Enron Oil and Gas  
6 Company for compulsory pooling and unorthodox well  
7 location, Lea County, New Mexico.

8           EXAMINER STOGNER: Call for appearances.

9           MR. KELLAHIN: Mr. Examiner, I'm Tom Kellahin of  
10 the Santa Fe law firm of Kellahin and Kellahin, appearing  
11 on behalf of Burlington Resources Oil and Gas Company.

12           EXAMINER STOGNER: Okay, you're here on behalf  
13 of --

14           MR. KELLAHIN: -- Burlington.

15           EXAMINER STOGNER: -- Burlington, and it is my  
16 understanding that this case was heard by Mr. Catanach at  
17 the June 12th hearing; is that correct?

18           MR. KELLAHIN: Yes, Mr. Examiner.

19           EXAMINER STOGNER: And there again, since I was  
20 on vacation, would you please bring me up to date on this?

21           MR. KELLAHIN: Be happy to do so.

22           On June 12th, Mr. Carr of the Campbell Carr firm  
23 presented Enron Oil and Gas Company's Application for  
24 compulsory pooling. That Application included an attempt  
25 to pool some interests of Burlington Resources.

1           The parties had agreed that as a result of the  
2 June 12th hearing, Enron would present its technical case  
3 and its evidentiary witnesses but would agree to continue  
4 the matter to today's docket.

5           The reason for the continuance was the  
6 expectation by Enron and Burlington that their appropriate  
7 personnel would agree to a stipulated solution concerning  
8 the compulsory pooling case.

9           It appears as of today that while my  
10 understanding is that stipulation is being circulated, it  
11 has not yet been delivered to Enron, and so I cannot  
12 represent to you that it has been settled.

13           Accordingly, Mr. Carr has requested that you now  
14 take this case under advisement, advise Mr. Catanach it is  
15 ready for him to issue an order, and I am not in a position  
16 to object to that.

17           They have provided us time for reaching a  
18 stipulation. I understand from Mr. Pat Tower that Enron,  
19 notwithstanding the issuance of a pooling order, will  
20 afford Burlington the opportunity to continue to negotiate  
21 towards a stipulated settlement.

22           There apparently is a rig-availability issue  
23 involved in this case, and accordingly Mr. Carr, in the  
24 absence of any objection by me, for which I have no  
25 objection, asks the case be taken under advisement.

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EXAMINER STOGNER: Thank you, Mr. Kellahin.

If there's nothing further in Case Number 11,795,  
then this matter will now be taken under advisement.

And with that, hearing adjourned.

(Thereupon, these proceedings were concluded at  
8:40 a.m.)

\* \* \*

I do hereby certify that the foregoing is  
a complete record of the proceedings in  
the examiner hearing of Case No. 11795,  
heard by me on 26 June 1997.

Michael E. Stogner, 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 June 27th, 1997.

\_\_\_\_\_  
STEVEN T. BRENNER  
CCR No. 7

My commission expires: October 14, 1998