

STATE OF NEW MEXICO

OIL CONSERVATION DIVISION

ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT AN 6:3

OIL CONSERVATION DIVISION

IN THE MATTER OF THE HEARING CALLED BY)
 THE OIL CONSERVATION DIVISION FOR THE)
 PURPOSE OF CONSIDERING:)

CASE NO. 12,132

APPLICATION OF NEARBURG EXPLORATION)
 COMPANY, L.L.C., FOR POOL CREATION)
 AND SPECIAL POOL RULES, LEA COUNTY,)
 NEW MEXICO)

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGSEXAMINER HEARING

BEFORE: MARK ASHLEY, Hearing Examiner

April 29th, 1999

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, MARK ASHLEY, Hearing Examiner, on Thursday, April 29th, 1999, 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

April 29th, 1999
Examiner Hearing
CASE NO. 12,132

PAGE

STATEMENT BY MR. CARR

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REPORTER'S CERTIFICATE

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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:

CAMPBELL, CARR, BERGE and SHERIDAN, P.A.
Suite 1 - 110 N. Guadalupe
P.O. Box 2208
Santa Fe, New Mexico 87504-2208
By: WILLIAM F. CARR

* * *

1 WHEREUPON, the following proceedings were had at
2 12:03 p.m.:

3 EXAMINER ASHLEY: The Division calls Case 12,132.

4 MR. CARROLL: Application of Nearburg Exploration
5 Company, L.L.C., for pool creation and special pool rules,
6 Lea County, New Mexico.

7 EXAMINER ASHLEY: Call for appearances.

8 MR. CARR: May it please the Examiner, my name is
9 William F. Carr with the Santa Fe law firm Campbell, Carr,
10 Berge and Sheridan. We represent Nearburg Exploration
11 Company in this matter.

12 As the Examiner will recall, this case came
13 before you and was heard on April the 1st, 1999. In this
14 case, Nearburg is seeking the creation of a new Strawn Pool
15 and the adoption of temporary -- or special pool rules,
16 including provisions for 80-acre spacing and proration
17 units.

18 On the date of the hearing we learned that this
19 portion of the Strawn interval was included within the
20 vertical limits of the Anderson Ranch-Pennsylvanian Pool,
21 and at the hearing you advised Nearburg that the Oil
22 Conservation Division was in the process of contracting the
23 Anderson Ranch-Penn Pool's vertical limits to exclude the
24 Strawn in this area.

25 Nearburg was directed to meet with Mr. Paul Kautz

1 in the Hobbs District Office to discuss this matter, and
2 that has been done.

3 The contraction of the Anderson Ranch-Penn Pool
4 will be docketed as Case 12,184. It is Paragraph F in that
5 particular docket, and the case is scheduled for hearing on
6 May the 13th.

7 When the pool is contracted, the Nearburg
8 Application will then be correct, and the notice that has
9 been provided will be proper. And so we would request the
10 case be taken under advisement based on the April 1, 1999,
11 record, and that an order entered in this matter, following
12 the entry of an order by the Division in Case 12,184.

13 EXAMINER ASHLEY: We'll take this case under
14 advisement, Bill.

15 MR. CARR: Thank you very much.

16 (Thereupon, these proceedings were concluded at
17 12:06 p.m.)

18 * * *

19
20 I do hereby certify that the foregoing is
21 a true and correct record of the proceedings
22 heard by me on 4/29/99 at 12:32
23 Hank Ashley, Examiner
24 Oil Conservation Division
25


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 May 2nd, 1999.



STEVEN T. BRENNER
CCR No. 7

My commission expires: October 14, 2002