

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. 12,608
)
APPLICATION OF DAVID H. ARRINGTON OIL)
AND GAS, INC., FOR AN UNORTHODOX GAS)
WELL LOCATION, LEA COUNTY, NEW MEXICO)
)

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

BEFORE: DAVID R. CATANACH, Hearing Examiner

April 5th, 2001

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, DAVID R. CATANACH, Hearing Examiner, on Thursday, April 5th, 2001, 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.

01 APR 19 AM 7:57
CL CONSERVATION DIV

* * *

I N D E X

April 5th, 2001
 Examiner Hearing
 CASE NO. 12,608

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REPORTER'S CERTIFICATE	5

* * *

E X H I B I T

Applicant's	Identified	Admitted
Exhibit 7	3	-

* * *

A P P E A R A N C E S

FOR THE APPLICANT:

HOLLAND & HART, L.L.P., and CAMPBELL & CARR
 110 N. Guadalupe, Suite 1
 P.O. Box 2208
 Santa Fe, New Mexico 87504-2208
 By: MICHAEL H. FELDEWERT

* * *

1 WHEREUPON, the following proceedings were had at
2 10:02 a.m.:

3 EXAMINER CATANACH: Call the hearing back to
4 order, and at this time I'll call Case 12,608, the
5 Application of David H. Arrington Oil and Gas,
6 Incorporated, for an unorthodox gas well location, Lea
7 County, New Mexico.

8 Call for appearances in this case.

9 MR. FELDEWERT: Mr. Examiner, Michael Feldewert
10 with the Santa Fe office of Holland and Hart and Campbell
11 and Carr, appearing on behalf of the Applicant, David H.
12 Arrington Oil and Gas, Inc.

13 EXAMINER CATANACH: Okay, any additional
14 appearances?

15 Okay, there being none, Mr. Feldewert?

16 MR. FELDEWERT: Mr. Examiner, I have no witnesses
17 today. This case was heard by Examiner Stogner on March
18 the 8th. The Application at that time was not opposed, and
19 the testimony was taken at that hearing.

20 Subsequently Examiner Stogner expressed some
21 concerns in a letter about the adequacy of the original
22 advertisement and therefore readvertised the case for
23 today. I have a copy of that letter which I will mark as
24 Exhibit 7, if I may approach. Arrington Exhibit Number 7
25 is the March 10th, 2001, letter in which Mr. Stogner

1 expressed his concern about the original advertisement and
2 set forth the advertisement that was used here today.

3 I think if you compare the two, what I was able
4 to tell was that there was a slight adjustment to the pool
5 name, there was a one-foot change in the location, and he
6 also noted that in this advertisement there was a deepening
7 of an existing well.

8 David Arrington Oil and Gas, Inc., now believes
9 that the case is ripe for an order, and we ask that given
10 the passage of time since when this case was presented that
11 an order be entered at the Division's earliest convenience.

12 EXAMINER CATANACH: Mr. Feldewert, was there any
13 kind of notice problems?

14 MR. FELDEWERT: No. Apparently, from what I
15 understand, it was just a change in the advertisement, and
16 I guess they had made a slight adjustment to the pool name
17 that was originally advertised and noted a one-foot change
18 in the location.

19 EXAMINER CATANACH: Okay, anything further?

20 MR. FELDEWERT: No.

21 EXAMINER CATANACH: There being nothing further,
22 Case 12,608 will be taken under advisement.

23 (Thereupon, these proceedings were concluded at
24 10:04 a.m.)

25 * * *

heard by me on 4/17/90
David R. Catnach, Examiner

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 April 11th, 2001.



STEVEN T. BRENNER
 CCR No. 7

My commission expires: October 14, 2002



NEW MEXICO ENERGY, MINERALS and
NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON
Governor
Jennifer A. Salisbury
Cabinet Secretary

March 10, 2001

Lori Wrotenbery
Director
Oil Conservation Division

David H. Arrington Oil & Gas, Inc.
c/o Holland & Hart LLP and Campbell & Carr
P. O. Box 2208
Santa Fe, New Mexico 87504-2208

Attention: Michael H. Feldewert

Re: Division Case No. 12608 - Application of David H. Arrington Oil & Gas, Inc. for an unorthodox gas well location, Lea County, New Mexico.

Dear Mr. Feldewert:

While entering data into the Division's automation system concerning my hearing on March 8, 2001, I discovered the advertisement in this case contained an insufficient legal description of the well, dedicated acreage, and proposed provocative intervals. I have therefore prepared the following which will be placed on the April 5, 2001 hearing docket:

"CASE 12608: (REOPENED AND READVERTISED)

Application of David H. Arrington Oil & Gas, Inc. for an unorthodox gas well location, Lea County, New Mexico. Applicant seeks approval to deepen its existing Mayfly "14" State Well No. 4 (API No. 30-025-34865), located at an unorthodox gas well location 1650 feet from the North line and 371 feet from the West line (Unit E) of Section 14, Township 16 South, Range 35 East, NMPM Lea County, New Mexico, from its current depth of 11,550 feet to an approximate depth of 12,100 feet in order to test both the Townsend-Morrow Gas Pool and deeper Undesignated Townsend-Mississippian Gas Pool within a standard 320-acre stand-up gas spacing and proration unit comprising the W/2 of section 14. This well is located approximately five miles west of Lovington, New Mexico".

I apologize for not catching this error earlier.

Sincerely,

Michael E. Stogner
Chief Hearing Officer/Engineer

RECEIVED
MAR 13 2001

CAMPBELL, CARR, et. al

cc: New Mexico Oil Conservation Division - Hobbs
William F. Carr - Santa Fe

BEFORE THE OIL CONSERVATION DIVISION
SANTA FE, NEW MEXICO
Case No. 12608 Exhibit No. 7

Submitted by:
David H. Arrington Oil & Gas, Inc.
Hearing Date: March 8, 2001