

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION

EXAMINER HEARING

IN THE MATTER OF:

The hearing called by the Case 9844
Oil Conservation Division on
its own motion for an order
extending certain pools in
Rio Arriba, San Juan, and
Sandoval Counties, New Mexico

TRANSCRIPT OF PROCEEDINGS

BEFORE: DAVID R. CATANACH, EXAMINER

STATE LAND OFFICE BUILDING

SANTA FE, NEW MEXICO

December 13, 1989

ORIGINAL

CUMBRE COURT REPORTING
(505) 984-2244

A P P E A R A N C E S

FOR THE DIVISION:

ROBERT G. STOVALL
Attorney at Law
Legal Counsel to the Divison
State Land Office Building
Santa Fe, New Mexico

I N D E X

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Appearances

2

VICTOR T. LYON

Direct Examination by Mr. Stovall

5

Certificate of Reporter

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E X H I B I T S

Exhibit A

6

1 HEARING EXAMINER: At this time we'll call
2 Case 9844. In the matter of the hearing called by the
3 Oil Conservation Division on its own motion for an
4 order extending certain pools in Rio Arriba, San Juan,
5 and Sandoval Counties, New Mexico.

6 Appearances in this case.

7 MR. STOVALL: Robert G. Stovall of Santa Fe
8 on behalf of the Division. I have one witness.

9 HEARING EXAMINER: Any other appearances?
10 Will the witness please stand and be sworn
11 in.

12 MR. STOVALL: Mr. Examiner, this witness
13 was sworn in the allowable case this morning and was
14 qualified.

15 HEARING EXAMINER: We'll just take that
16 into account, and you may proceed, Mr. Stovall.

17 VICTOR T. LYON,
18 the witness herein, after having been previously sworn
19 upon his oath, was examined and testified as follows:

20 DIRECT EXAMINATION

21 BY MR. STOVALL:

22 Q. Mr. Lyon, would you please state your name
23 and occupation.

24 A. I'm Victor T. Lyon, Chief Engineer for the
25 Oil Conservation Division.

1 Q. And you were previously qualified this
2 morning. You understand you're still under oath?

3 A. Yes.

4 Q. Have you got a recommendation to make with
5 respect to nomenclature in Rio Arriba, San Juan and
6 Sandoval Counties, New Mexico?

7 A. Yes, I do.

8 Q. Is that recommendation prepared in the form
9 of an exhibit?

10 A. Yes, it is.

11 Q. How is that exhibit denominated, or how
12 will it be denominated when you so say?

13 A. Let's call it Exhibit A.

14 Q. Have you had the opportunity to examine
15 Exhibit A and determine whether there are any
16 differences between the recommendations in Exhibit A
17 and the case as advertised?

18 A. No.

19 MR. STOVALL: Mr. Examiner, I'm going to
20 offer Exhibit A into evidence in a moment, but I am
21 going to request that the case be kept open until
22 sometime tomorrow to allow the witness to make sure
23 there are no differences in the nomenclature, the
24 recommendations, and in the advertisement.

25 Q. Mr. Lyon, was Exhibit A prepared by the

1 staff of the OCD as part of its official functions?

2 A. Yes, it was.

3 Q. And in you position as Chief Engineer of
4 the OCD, are you responsible for overseeing in general
5 those operations and activities?

6 A. Yes, I am. And I visited with Florene
7 Davidson just prior to the call of this case, and she
8 had advised me that she and Roy Johnson had reviewed
9 it, and that it was consistent, and there were no
10 changes that needed to be made.

11 Q. And that was in the course of their
12 official duties?

13 A. Yes, it was.

14 MR. STOVALL: At this time, Mr. Examiner, I
15 offer Exhibit A into evidence.

16 HEARING EXAMINER: Exhibit A will be
17 admitted as evidence.

18 MR. STOVALL: And would request that this
19 case be left open for 24 hours to allow, make sure
20 there are no variations between the advertisement and
21 the exhibit.

22 HEARING EXAMINER: Mr. Stovall, I'm not
23 quite sure that's necessary in this case. I think the
24 documents have been reviewed by Division personnel,
25 and I think we'll take that into account.

1 MR. STOVALL: That's fine with me. If you
2 want to take it under advisement, I'd be glad to have
3 you do it.

4 HEARING EXAMINER: We'll do so. We'll
5 take Case 9844 under advisement.

6 MR. LYON: Would you like the file back?

7 HEARING EXAMINER: Yes, sir.

8 MR. LYON: Am I excused?

9 MR. STOVALL: Thank you, Mr. Lyon.

10 HEARING OFFICER: You're excused. You can
11 go home.

12 HEARING EXAMINER: And we'll get back to
13 the other case.

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CERTIFICATE OF REPORTER

STATE OF NEW MEXICO)
) ss.
 COUNTY OF SANTA FE)

I, Freda Simmons, Certified Shorthand Reporter and Notary Public, HEREBY CERTIFY that the foregoing transcript of proceedings before the Oil Conservation Division was reported by me; that I caused my notes to be transcribed under my personal supervision; 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 February 18, 1989.

Freda Simmons
 FREDA SIMMONS

I, _____, do hereby certify that the foregoing is a true and accurate record of the proceedings before the Oil Conservation Division of the State of New Mexico, heard by me on December 13, 1988.

David R. Catanzaro, Examiner
 Oil Conservation Division