

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 NOS. 21563, 21564

Applications Devon Energy Production  
Company, LP, to amend Order R-21460,  
Eddy County, New Mexico

REPORTER'S TRANSCRIPT OF PROCEEDINGS

THURSDAY, JANUARY 7, 2020

This matter came on for hearing before the  
New Mexico Oil Conservation Division, William  
Brancard, Hearing Examiner, Dylan Rose-Coss,  
Technical Examiner, Dean McClure, Technical  
Examiner, via Cisco Webex Virtual Meeting Platform

Reported by: Mary Therese Macfarlane  
New Mexico CCR No. 122  
PAUL BACA PROFESSIONAL COURT REPORTERS  
500 Fourth Street NW, Suite 105  
Albuquerque, New Mexico 87102  
(505) 843-9241

1 A P P E A R A N C E S.

2 For the Applicant Devon Energy:

3 Julia Broggi, Esq.  
 4 Holland & Hart  
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13 E X H I B I T I N D E X

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1 (Time noted 8:27 a.m.)

2 HEARING EXAMINER BRANCARD: And I now call Case  
3 21563. This is an application of Devon Energy Production  
4 Company to amend an Order. I'm not sure whether you want  
5 to combine this case with Case 21564. We will find out.

6 Holland & Hart, I believe, is representing  
7 Devon.

8 MS. BROGGI: Good morning, Mr. Hearing Examiner.  
9 Julia Broggi of the Santa office of Holland & Hart on  
10 behalf of the Applicant Devon Energy Production Company.

11 And we are planning to present these by  
12 affidavit.

13 HEARING EXAMINER BRANCARD: Are you planning to  
14 do the two cases together?

15 MS. BROGGI: Oh, yes, Mr. Examiner. Yes, Case  
16 Nos. 21563 and 21564.

17 HEARING EXAMINER BRANCARD: Okay. Are there any  
18 other appearances in this matter?

19 MS. BROGGI: I don't believe so.

20 HEARING EXAMINER BRANCARD: Hearing none, you  
21 may proceed, Ms. Broggi.

22 MS. BROGGI: Thank you. With these applications  
23 Devon is seeking to amend an existing Order, and that  
24 Order is R-21560, which created a comprehensive 640-acre  
25 spacing unit with proximity tracts. And with these two

1 cases Devon is seeking to create two 320-acre horizontal  
2 spacing units in the west half of Sections 13 and 24,  
3 Township 23 South, Range 31 East, NMPM, Eddy County, New  
4 Mexico.

5           You should have an exhibit packet that we  
6 submitted on behalf of Devon and at the front of that  
7 exhibit packet is a Table of Contents. So you'll see that  
8 the Compulsory Pooling Application Checklists are included  
9 as Exhibit A; the applications of Devon Energy in both of  
10 these cases are attached as Exhibit B. And then there is  
11 an affidavit from the landman Katie Dean as Exhibit C,  
12 with her accompanying land exhibits, which are C1 through  
13 C4. And then finally Exhibit D is an affidavit from my  
14 office signed by Kaitlyn Luck showing that Notice of this  
15 hearing in both cases was provided to all parties. All  
16 parties were locatable but we did provide Notice by  
17 Publication out of an abundance of caution, and that  
18 notice of publication is found at Exhibit E.

19           And with that I move the admission of  
20 exhibits, Devon Exhibits A through E.

21           HEARING EXAMINER BRANCARD: Okay. Are these the  
22 same exhibits for both cases or how are we doing this?

23           MS. BROGGI: Yes. It was one comprehensive  
24 exhibit packet for both of the cases.

25           HEARING EXAMINER BRANCARD: Any questions from

1 the examiners?

2 MS. BROGGI: And if there are no --

3 HEARING EXAMINER BRANCARD: I'm sorry. I cut  
4 you off, Ms. Broggi.

5 MS. BROGGI: No, I was just going to say if  
6 there are any questions, I'll stand for questions. If  
7 there are not, we would ask that these two cases be taken  
8 under advisement.

9 EXAMINER ROSE-COSS: I do not have any  
10 questions, Mr. Brancard. Thank you, Ms. Broggi.

11 EXAMINER McCLURE: I don't have any questions  
12 either.

13 HEARING EXAMINER BRANCARD: Is there any other  
14 party out there wishing to make comment?

15 (Note: no response.)

16 MS. BROGGI: Then we would ask that Case 21563  
17 and 21564 be taken under advisement.

18 HEARING EXAMINER BRANCARD: So you would like to  
19 consolidate those cases.

20 MS. BROGGI: Yes. Yes, please.

21 HEARING EXAMINER BRANCARD: So we will treat  
22 these as Consolidated Cases 21563 and 21564.

23 Again I assume you submitted all your  
24 exhibits in our system.

25 MS. BROGGI: Yes, Mr. Examiner.

1 HEARING EXAMINER BRANCARD: And the exhibits  
2 are admitted and the cases will be taken under advisement

3 Thank you.

4 MS. BROGGI: Thank you very much.

5 (Time noted 8:31 a.m.)

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1 STATE OF NEW MEXICO )

2 : SS

3 COUNTY OF TAOS )

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REPORTER'S CERTIFICATE

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I, MARY THERESE MACFARLANE, New Mexico Reporter

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CCR No. 122, DO HEREBY CERTIFY that on Thursday,

8

January 7, 2021, the proceedings in the above-captioned

9

matter were taken before me; that I did report in

10

stenographic shorthand the proceedings set forth herein,

11

and the foregoing pages are a true and correct

12

transcription to the best of my ability and control.

13

I FURTHER CERTIFY that I am neither employed by

14

nor related to nor contracted with (unless excepted by the

15

rules) any of the parties or attorneys in this case, and

16

that I have no interest whatsoever in the final

17

disposition of this case in any court.

18

/s/ Mary Macfarlane

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Mary Therese Macfarlane, CCR

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NM Certified Court Reporter No. 122

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License Expires: 12/31/2021

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