

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

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

APPLICATION OF MEWBOURNE OIL COMPANY  
TO RE-OPEN CASE 21496 FOR COMPULSORY  
POOLING, TO POOL ADDITIONAL PARTIES,  
EDDY COUNTY, NEW MEXICO

Case No. 21960

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

THURSDAY, JUNE 17, 2021

This matter came on for hearing before the  
New Mexico Oil Conservation Division, Legal  
Examiner William Brancard, Technical Examiner  
Leonard Lowe, on Thursday, June 17, 2021, via  
the Webex virtual Conferencing platform.

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

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

A P P E A R A N C E S

For Mewbourne Oil Company:

James Bruce, Esq.  
Post Office Box 1056  
Santa Fe, NM 87504  
(505) 982-2043  
jamesbruc@aol.com

C O N T E N T S

CASE No. 21960	PAGE
CASE CALLED:	3
INQUIRY BY EXAMINER LOWE:	5
TAKEN UNDER ADVISEMENT:	6

E X H I B I T I N D E X

EXHIBITS:	PAGE
1 Application and Proposed Order	6
2 Landman's Affidavit	6
3 Geologist's Affidavit	6
4 Notice Affidavit	6
5 Affidavit of Publication	6
6 Pooling Checklist	6

1 (Time noted 9:13 a.m.)

2 EXAMINER BRANCARD: With that I call Case 21960,  
3 Mewbourne Oil, City Slickers well.

4 MR. BRUCE: I'm here on behalf of Mewbourne.

5 EXAMINER BRANCARD: Thank you.

6 MRC Permian.

7 MS. LUCK: Kaitlyn Luck with the Holland & Hart  
8 office of Holland & Hart for MRC Permian in these cases.  
9 MRC doesn't have any objection to the cases proceeding  
10 today.

11 EXAMINER BRANCARD: Thank you.

12 Are there any other interested parties in  
13 Case 21960? (Note: Pause.) Hearing none, Mr. Bruce you  
14 may proceed.

15 MR. BRUCE: Mr. Examiner this matter was first  
16 heard in Case 21496, which resulted in Order R-21537.  
17 There were some subsequently -- they're all...

18 This application seeks to pool additional  
19 parties so it's really not a new Order, just pooling  
20 additional parties under that existing order.

21 These are for the City Slickers, two City  
22 Slickers wells in the north half of Section 28 and the  
23 north half of Section 29, 22 south, 27 east.

24 Exhibit 1 one is the Application and  
25 Proposed ad.

1                   Exhibit 2 is the landman's affidavit with  
2     the usual attachments, and it does identify the additional  
3     parties being pooled. And there are two categories. Some  
4     of these are subsequently discovered interests, and some  
5     of them are unlocatable.

6                   MRC Permian was known at the time but MRC  
7     and Mewbourne agreed to continue negotiating so they were  
8     not pooled under the original Order. Again, Mewbourne  
9     would like to keep discussing settlement with them.

10                  There is an outline of the summary of the  
11     contacts with each of the parties.

12                  Exhibit 3 is the geologist's affidavit with  
13     the pertinent information on the Wolfcamp Formation. And  
14     this is actually the geologist's affidavit from Case  
15     21496. The geology doesn't seem to have changed much in  
16     the last few months.

17                  Exhibit 4 is my Affidavit of Notice.

18                  There's several parties that I did not get  
19     green cards back from, although I did pick up one late  
20     yesterday, but I haven't put that in the exhibit packet.  
21     But all of the parties did receive Publication Notice.  
22     And that's Exhibit 5.

23                  And then Exhibit 6 is the pool checklist  
24     for the case, and it is complete.

25                  And with that I would move the admission of

1 Exhibits 1 through 6 and ask that the matter be taken  
2 under advisement.

3 EXAMINER BRANCARD: Thank you.

4 Any questions or comments from MRC Permian?

5 MS. LUCK: No questions and no objections to the  
6 exhibits.

7 EXAMINER BRANCARD: Thank you.

8 Mr. Lowe, any questions.

9 EXAMINER LOWE: I have a question for you, Mr.  
10 Bruce.

11 MR. BRUCE: Yes.

12 EXAMINER LOWE: I see that these cases have --  
13 you submitted two exhibits. Are they about the same?  
14 It's taken a long time to open the second one, so are they  
15 the same or are they different exhibits? They're both  
16 submitted on the 16TH.

17 MR. BRUCE: Two separate exhibits, you mean?

18 EXAMINER LOWE: Yes.

19 MR. BRUCE: Mr. Lowe, I had severe difficulty  
20 getting anything filed by the Division's new system where  
21 you had to go through the e-permitting site to file  
22 exhibits. So I did file them originally through the OCD  
23 Hearings site, and then I filed -- I finally got the knack  
24 of slowly getting them filed under the e-permitting  
25 system, and that's why there are two sets of exhibits.

1                   So they are identical.

2                   EXAMINER LOWE: Okay. I just want to get an  
3 understanding of why there were two. I will get with  
4 probably Marlene on this and see if we can resolve that on  
5 our side, just to clarify the cases up.

6                   Thank you. That's all I have.

7                   EXAMINER BRANCARD: So, Mr. Bruce, let's clarify  
8 this. You filed this as a compulsory pooling case but in  
9 reality it's an amendment to an existing Order? Is that  
10 what you're requesting?

11                  MR. BRUCE: Yes.

12                  EXAMINER BRANCARD: And that's really all you  
13 want here is an amendment to the Order.

14                  EXAMINER BRANCARD: That's all I really want,  
15 yes. Hold on just a second. Yeah. The application  
16 itself, if you look at Exhibit 1, the application itself  
17 does state that it seeks to re-open Case 21496 to pool  
18 additional parties.

19                  EXAMINER BRANCARD: Okay. All right. This will  
20 be -- okay, that's fine. Thank you.

21                         Are there any other persons interested in  
22 Case 21960? (Note: Pause.) Hearing none, the exhibits  
23 will be admitted into the record and Case 21960 will be  
24 taken under advisement.

25                         (Time noted 9:19 a.m.)

1 STATE OF NEW MEXICO )  
2 : SS  
3 COUNTY OF TAOS )

4  
5 REPORTER'S CERTIFICATE

6 I, MARY THERESE MACFARLANE, New Mexico Reporter  
7 CCR No. 122, DO HEREBY CERTIFY that on Thursday, June 17,  
8 2021, the proceedings in the above-captioned matter were  
9 taken before me; that I did report in stenographic  
10 shorthand the proceedings set forth herein, and the  
11 foregoing pages are a true and correct transcription to  
12 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  
19 \_\_\_\_\_

20 MARY THERESE MACFARLANE, CCR  
21 NM Certified Court Reporter No. 122  
License Expires: 12/31/2021

22  
23  
24  
25