

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 Devon Energy  
Production for Compulsory Pooling,  
Lea County, New Mexico

Case No. 22109

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

THURSDAY, SEPTEMBER 9, 2021

SANTA FE, NEW MEXICO

This matter came on for hearing before the  
New Mexico Oil Conservation Division, William  
Brancard, Esq. Hearing Examiner, Kurt Simmons,  
Technical Examiner, on September 9, 2021, via Webex  
Virtual Conferencing Platform hosted by New Mexico  
Department of Energy, Minerals and Natural Resources

Reported by: Mary Therese Macfarlane  
New Mexico CCR #122  
PAUL BACA PROFESSIONAL COURT REPORTERS  
500 Fourth Street NW, Suite 105  
Albuquerque, New Mexico 87102  
(505) 843-9241

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A P P E A R A N C E S

For Devon Energy Production:

Kaitlyn A. Luck, Esq.  
Holland & Hart  
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C O N T E N T S

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TAKEN UNDER ADVISEMENT:	5

INDEX OF EXHIBITS

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A	Compulsory Pooling Checklists	5
B	Application	5
C	Affidavit of Katie Adams, Landman	5
C-1	C-102	5
C-2	Proposed Communitization Agreement	5
D	Affidavit of Joe Dixon, Geologist	5
D-1	Wolfcamp Structure & Location Map	5
D-2	Cross-Section Map	5
D-3	Cross Section	5
E	Affidavit of Notice	5
F	Publication Notice	5

1 (Time noted 9:44 a.m.)

2 EXAMINER BRANCARD: With that we move to Case  
3 22109, Devon Energy Production.

4 MS. LUCK: Good morning again. Kaitlyn Luck of  
5 the Santa Fe office of Holland & Hart on behalf of the  
6 Applicant in this Case, Devon Energy Production.

7 EXAMINER BRANCARD: Thank you. Any other  
8 interested parties in Case 22109? (Note: Pause.)

9 Hearing none, you may proceed, Ms. Luck.

10 MS. LUCK: Thank you. So I had understood there  
11 would be no opposition to this case proceeding today by  
12 affidavit, and Devon filed its standard set of exhibits on  
13 Tuesday. Included in the exhibit packet are: A copy of  
14 the application as Exhibit A;

15 followed by -- excuse me, I might have  
16 misspoke. It's actually a copy of the Pooling Application  
17 Checklist is Exhibit A.;

18 followed by a copy of the Application as  
19 Exhibit B;

20 and then Devon's landman has prepared an  
21 affidavit explaining their request in this case. The  
22 affidavit of Katie Adams is included as Devon's Exhibit C.  
23 You will see that her affidavit explains that Devon is  
24 seeking an Order pooling the Wolfcamp Formation in a  
25 Wildcat Wolfcamp Pool. The Pool Code is 98248.

1                   This request is to pool a standard  
2 479.71-acre spacing unit in the west half of the east half  
3 of Sections 6, 7 and 18. This is all in Township 23  
4 South, Range 32 East in Lea County, New Mexico.

5                   Devon seeks to dedicate this spacing unit  
6 to the Boundary Rider 6-18 Fed Com 712H well, and the  
7 details for that well are provided in Ms. Adams'  
8 affidavit. She also includes with her affidavit a copy of  
9 C-102, as well as a copy of the Proposed Communitization  
10 Agreement, because in this case Devon is only seeking to  
11 pool a single record title owner.

12                   You will see in her affidavit that the  
13 record title owner is Foundation Energy Management, and  
14 Devon has not been able to obtain their (inaudible) to the  
15 communitization agreement.

16                   And then the next exhibit in the packet is  
17 Devon -- (Note: Reporter interruption.)

18                   Sorry about that. I just didn't want my  
19 dogs to be barking on the audio. Hold on just a moment.  
20 (Note: Pause.) The next exhibit in the packet is Devon's  
21 Exhibit D, which is the affidavit of Devon's geologist in  
22 this case Mr. Joe Dixon.

23                   He conducted a study of the Wolfcamp  
24 Formation underlying this subject spacing unit, and he  
25 provides the standard set of geology exhibits, which

1 includes a Structure Map, Cross-Section map, and Cross  
2 Section for the Wolfcamp Formation, and he also provides  
3 his opinion that the Wolfcamp Formation in this area is  
4 prospective for horizontal well development.

5 Finally in the packet I have included  
6 Devon's Exhibits E and F which are the Notice information  
7 for this case that reflects our office provided Notice of  
8 this hearing to the interest owners to be pooled, which is  
9 the record title owner.

10 So with that I move the admission of Devon  
11 Exhibits A through F and ask this case be taken under  
12 advisement.

13 EXAMINER BRANCARD: Thank you. Mr. Simmons, any  
14 questions?

15 EXAMINER SIMMONS: No, I can't see anything off  
16 the top of my head. It all looks fine and in order. We  
17 will contact Ms. Luck if anything comes up while  
18 processing the application.

19 EXAMINER BRANCARD: Thank you. Once again any  
20 other interested persons for Case 22109, Devon Energy  
21 Production? Proceed (Note: Pause.) Hearing none, the  
22 exhibits will be admitted into the record and Case 22109  
23 will be taken under advisement.

24 Thank you.

25 (Time noted 9:49 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,  
8 September 9, 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  
19 \_\_\_\_\_

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