

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:

Application of MATADOR PRODUCTION
COMPANY to Extend the Well Commencement
Deadline Under Order R-20965,
Eddy County, New Mexico

Case No. 22383

REPORTER'S TRANSCRIPT OF PROCEEDINGS

THURSDAY, JANUARY 6, 2022

EXAMINER HEARING

This matter came on for hearing before the New Mexico Oil Conservation Division, William Brancard, Esq. Hearing Examiner, John Garcia Technical Examiner, on Thursday, January 6, 2022, via Webex Virtual Conferencing Platform hosted by the New Mexico Energy, Minerals and Natural Resources Department

Reported by: Mary Therese Macfarlane
New Mexico CCR #122
PAUL BACA COURT REPORTERS
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A P P E A R A N C E S

FOR MATADOR PRODUCTION COMPANY:

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C O N T E N T S

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I N D E X O F E X H I B I T S

MATADOR PRODUCTION COMPANY EXHIBITS	ADMITTED
1 Application and Proposed Notice	5
2 Order No. R-20965	5
3 Landman's Affidavits	5
4 Affidavit of Notice	5
5 Affidavit of Publication	5

1 (Time noted 9:08 a.m.)

2 EXAMINER BRANCARD: All right. Well I guess it's
3 time for a real, live hearing now.

4 No. 36 on the worksheet, Case 22383,
5 Matador Production Company.

6 MR. BRUCE: Mr. Examiner, Jim Bruce for Matador.

7 EXAMINER BRANCARD: Are there any other
8 interested persons for case 22383?

9 Hearing none, Mr. Bruce you may proceed.

10 MR. BRUCE: Mr. Examiner, this case concerns
11 pooling of the east half/east half of Section 36 and east
12 half/east half of Section 25 of 23 South, 28 East.

13 The original case, 20735, resulted in an
14 order being entered in late 2019, just when everything was
15 starting to head downhill. And Matador did get a one-year
16 extension but it still has not been able to get the well
17 drilled, and so it's asking for another year to drill,
18 which would take it up to early December of 2022.

19 Just so -- the usual reasons are stated:
20 the epidemic, and all the other cause situations that
21 plagued the industry in 2021 and 2022. So Matador hasn't
22 seemed too dilatory, I would put that there were three
23 other -- I believe three other cases heard when this
24 original case was heard, and those wells have been
25 drilled, but there were certain drilling issues with this

1 well and so they are requesting an additional extension.

2 There is a Landman's Affidavit by Sara
3 Hartsfield explaining why they would like the extension.

4 So I have enclosed the Application and
5 Proposed Notice as Exhibit 1, the existing Pooling Order
6 as 2, the Landman's Affidavit as Exhibit 3, my Affidavit
7 of Notice as Exhibit 4, and then a Publication Notice as
8 Exhibit 5, I believe.

9 And there is an issue with Exhibit 5, which
10 I still have not received the actual Affidavit of
11 Publication from the newspaper. And the second problem is
12 that I've been trying to get my Notice Publications --
13 usually the newspaper says, "Get us a Notice and we'll
14 publish it within two days." Well, in this instance I got
15 the Notice to them about eight days before the date I
16 needed it published and they published it a couple of days
17 later than it should have been published.

18 So I would ask that Exhibits 1 through 5 be
19 admitted into the evidence and that I can request
20 permission to file a Motion to Continue this case to allow
21 the Publication Notice to have the time period expire and
22 to get the actual Affidavit of Publication to you.

23 EXAMINER BRANCARD: Thank you.

24 Mr. Garcia, any questions.

25 EXAMINER GARCIA: I guess was the newspaper

1 Notice needed or were all parties notified?

2 MR. BRUCE: It is needed. They are -- in the
3 exhibit package, I did receive, I think, two or three of
4 the letters returned as unclaimed, and there could well be
5 others. I remember doing this case originally and I got
6 back maybe a half a dozen letters, and though my client
7 did look for better addresses, there were still a few bad
8 addresses.

9 EXAMINER GARCIA: I have no further questions.

10 EXAMINER BRANCARD: From what you've submitted,
11 Mr. Bruce, it looks like it was published on December
12 26th.

13 MR. BRUCE: -6?

14 EXAMINER BRANCARD: Okay. We will admit your
15 exhibits into the record.

16 Are there any other persons here on Case
17 22383?

18 Hearing none, this case will be continued
19 to January 20th for the purpose of fulfilling Notice
20 requirements, and hopefully you will provide us with a
21 full and correct Affidavit of Publication at that point.

22 MR. BRUCE: Will do. Thank you.

23 (Time noted 9:14 a.m.)

24 Note: Another case was heard.)

25 EXAMINER BRANCARD: Mr. Bruce, just to clarify,

1 back at 22383, since I'm continuing it at the hearing you
2 don't need to file a continuance.

3 MR. BRUCE: Okay. Thank you very much.

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1 STATE OF NEW MEXICO)

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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 6, 2022, the proceedings in the above-captioned

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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

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