

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 MEWBOURNE OIL COMPANY
FOR COMPULSORY POOLING AND APPROVAL OF
OVERLAPPING WELL UNITS
EDDY COUNTY, NEW MEXICO

Case No. 22731

REPORTER'S TRANSCRIPT OF VIRTUAL PROCEEDINGS
NOTICE OF PUBLICATION HEARING
June 16, 2022
SANTA FE, NEW MEXICO

This matter came on for virtual hearing
before the New Mexico Oil Conservation Division,
HEARING OFFICER WILLIAM BRANCARD and TECHNICAL
HEARING OFFICER DYLAN ROSE-COSS on Thursday, June
16, 2022, through the Webex Platform.

Reported by: PAUL BACA COURT REPORTERS
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Albuquerque, New Mexico 87102
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A P P E A R A N C E S

For Mewbourne Oil Company:

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1 HEARING OFFICER BRANCARD: Number 19 on
2 our list today, Case 22731, Mewbourne Oil Company.

3 MR. BRUCE: Mr. Examiner, Jim Bruce for
4 Mewbourne.

5 HEARING OFFICER BRANCARD: Thank you.

6 Are there any other interested persons,
7 then, for Case 22731?

8 Hearing none, Mr. Bruce, this is continued
9 from June 2nd. What did we need to do?

10 MR. BRUCE: Two things. First of all, the
11 publication notice was published a day late. And
12 that is the primary reason. This is just to hear
13 the publication notice.

14 Also, I committed at the hearing to --
15 there were two parties that just were unresponsive
16 or non-locatable, a company called Carbon Tech and
17 another one called Nu-Energy. And I put together an
18 affidavit for the landman regarding those two
19 companies, but he has not gotten it back to me. But
20 I will get that within the next couple of days and I
21 will ask that the case be taken under advisement and
22 then I will submit this affidavit regarding those
23 two companies plus I will go through -- one of the
24 things I got bogged down over the last week is doing
25 the spreadsheets on notice and I will get that to

1 the Division, too, so that they don't have to waste
2 their time.

3 HEARING OFFICER BRANCARD: Mr. Rose-Coss,
4 any questions?

5 MR. ROSE-COSS: Yes.

6 Good morning, Mr. Bruce.

7 MR. BRUCE: Good morning.

8 MR. ROSE-COSS: It sounds like the package
9 isn't can quite complete yet or what's in the
10 affidavit, is that notice that hasn't been delivered
11 yet?

12 MR. BRUCE: Those two companies I never
13 received certified cards, or actually one of them is
14 a Canadian-based company, registered return receipts
15 from them. So I was -- just for the Division's
16 clarity, I prepared an affidavit for the landman
17 essentially stating that they have dealt with these
18 companies numerous times over the last five, six
19 years, and they've never received any contact from
20 these companies, just so we can be clear on how that
21 is.

22 Now if the case needed to be continued
23 for, well, I guess 30 weeks that will be perfectly
24 fine, but that's about all that's going to be
25 entered besides the notice spreadsheet which --

1 MR. ROSE-COSS: What's the notice
2 spreadsheet?

3 MR. BRUCE: Just the spreadsheet. The
4 notice materials are in the file, but I was just
5 going to do a spreadsheet to show which people
6 received notice and certified notice and when and
7 which did not receive, the ones I never got green
8 cards back from.

9 MR. ROSE-COSS: Okay. Well, I guess
10 I'm clear on what those two items are, then, and
11 I'll pass it to Mr. Brancard on what he wants to do,
12 then.

13 HEARING OFFICER BRANCARD: Yeah,
14 Mr. Rose-Coss, I believe at the last hearing we
15 recommended to the parties, particularly when they
16 have numerous parties they're providing notice to,
17 that they give us a spreadsheet that gives us a
18 sense of when notice was sent so we're not having to
19 like climb our way through green cards and US Postal
20 Service documents.

21 MR. ROSE-COSS: That makes sense. I
22 appreciate that.

23 HEARING OFFICER BRANCARD: So, Mr. Bruce,
24 did you do a newspaper notice in this case? I'm
25 just --

1 MR. BRUCE: What's that now?

2 HEARING OFFICER BRANCARD: You did do
3 newspaper notice, though?

4 MR. BRUCE: Oh, yeah, but it was published
5 a day late because the Memorial Day holiday.

6 HEARING OFFICER BRANCARD: I mean in
7 addition to sending the notice directly, you did do
8 a newspaper notice?

9 MR. BRUCE: Yes. It's in the case file.

10 HEARING OFFICER BRANCARD: Okay. Are
11 there any other interested persons, then, in
12 Case 22731?

13 Hearing none, Case 22731 will be taken
14 under advisement but we will leave the record open
15 for a revised landman's affidavit or additional
16 landman's affidavit and for the notice spreadsheet.

17 I appreciate you trying to explain
18 everything there, Mr. Bruce.

19 MR. BRUCE: Thank you.

20 (Proceedings concluded at 8:47 a.m.)

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REPORTER'S CERTIFICATE

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I certify that the foregoing is a correct transcript from the record of proceedings in the above-entitled matter. I further certify that the transcript fees and format comply with those prescribed by the Court and the Judicial Conference of the United States.

Date: June 16, 2022

/s/ Edwina Castillo

EDWINA CASTILLO, RPR, CCR
Certified Court Reporter #407
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