

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 NO. 12,784  
)  
APPLICATION OF XTO ENERGY, INC., FOR )  
APPROVAL OF SURFACE COMMINGLING, SAN )  
JUAN COUNTY, NEW MEXICO )  
\_\_\_\_\_ )

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

BEFORE: DAVID R. CATANACH, Hearing Examiner

January 10th, 2002

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, DAVID R. CATANACH, Hearing Examiner, on Thursday, January 10th, 2001, at the New Mexico Energy, Minerals and Natural Resources Department, 1220 South Saint Francis Drive, Room 102, Santa Fe, New Mexico, Steven T. Brenner, Certified Court Reporter No. 7 for the State of New Mexico.

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## I N D E X

January 10th, 2002  
Examiner Hearing  
CASE NO. 12,784

## PAGE

REPORTER'S CERTIFICATE

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## A P P E A R A N C E S

## FOR THE DIVISION:

DAVID K. BROOKS  
Attorney at Law  
Energy, Minerals and Natural Resources Department  
Assistant General Counsel  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87505

## FOR THE APPLICANT:

JAMES G. BRUCE, Attorney at Law  
324 McKenzie  
Santa Fe, New Mexico 87501  
P.O. Box 1056  
Santa Fe, New Mexico 87504

\* \* \*

1           WHEREUPON, the following proceedings were had at  
2   8:20 a.m.:

3           EXAMINER CATANACH: At this time we'll call Case  
4   12,784, the Application of XTO Energy, Incorporated, for  
5   approval of surface commingling, San Juan County, New  
6   Mexico.

7           This case is styled such that in the absence of  
8   objection, this matter will be taken under advisement.

9           I'll call for appearances in this case.

10          MR. BRUCE: Mr. Examiner, Jim Bruce of Santa Fe,  
11   representing the Applicant. If necessary, I do have a  
12   witness.

13          EXAMINER CATANACH: Are there any additional  
14   appearances in this case at this time?

15          There appears to be no additional appearances,  
16   Mr. Bruce, would you like to just have this matter taken  
17   under advisement?

18          MR. BRUCE: That would be preferable, Mr.  
19   Examiner.

20          EXAMINER CATANACH: Okay. Just for the record, I  
21   might note that we did receive a letter in this case from a  
22   -- I believe it's an interest owner, Ms. Phyllis Phillippi  
23   of Indianapolis, Indiana, who voiced some concerns and  
24   objections to this Application, and the Division will take  
25   that into consideration when drafting an order in this

1 case.

2 There being nothing further in this case, Case  
3 12,784 will be taken under advisement.

4 (Thereupon, these proceedings were concluded at  
5 8:22 a.m.)

6 \* \* \*

7  
8  
9  
10 I do hereby certify that the foregoing is  
11 a complete record of the proceedings in  
12 the Examiner hearing of Case No. 12784,  
13 heard by me on January 10 1920.  
14 David R. Catant, Examiner  
15 Oil Conservation Division  
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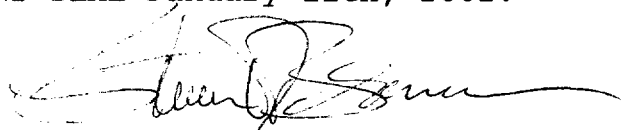
## CERTIFICATE OF REPORTER

STATE OF NEW MEXICO    )  
                              )    ss.  
COUNTY OF SANTA FE    )

I, Steven T. Brenner, Certified Court Reporter and Notary Public, HEREBY CERTIFY that the foregoing transcript of proceedings before the Oil Conservation Division was reported by me; that I transcribed my notes; and that the foregoing is a true and accurate record of the proceedings.

I FURTHER CERTIFY that I am not a relative or employee of any of the parties or attorneys involved in this matter and that I have no personal interest in the final disposition of this matter.

WITNESS MY HAND AND SEAL January 11th, 2002.



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STEVEN T. BRENNER  
CCR No. 7

My commission expires: October 14, 2002