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1
STATE OF NEW MEXICO

ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION

CONTINUED AND DISMISSED CASES

REPORTER'S TRANSCRIPT OF PROCEEDINGS

BEFORE: MICHAEL E. STOGNER, Hearing Examiner

December 19th, 2002

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, MICHAEL E. STOGNER, Hearing Examiner, on Thursday, December 19th, 2002, 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.

* * *

STEVEN T. BRENNER, CCR
(505) 989-9317

02 DEC 20 PM 1:53

OIL CONSERVATION DIV.

I N D E X

December 19th, 2002
Continued and Dismissed Cases

| | PAGE |
|-----------------------------|------|
| Case No. 12,977 (Continued) | 3 |
| Case No. 12,958 (Dismissed) | 3 |
| Case No. 12,962 (Continued) | 3 |
| Case No. 12,981 (Continued) | 4 |
| Case No. 12,982 (Continued) | 4 |
| Case No. 12,970 (Dismissed) | 4 |
| Case No. 12,971 (Dismissed) | 4 |
| Case No. 12,979 (Continued) | 5 |
| REPORTER'S CERTIFICATE | 6 |

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1 WHEREUPON, the following proceedings were had at
2 8:19 a.m.:

3 EXAMINER STOGNER: Call the hearing to order.
4 Please note today's date, December 19th, 2002, Docket
5 Number 40-02.

6 We will go over the continuances and dismissals
7 on the record. I have a short announcement about today's
8 proceedings.

9 On the first page, Case Number 12,977 -- this is
10 the Application of McElvain Oil and Properties, Inc., for
11 compulsory pooling, San Juan County, New Mexico -- this
12 case will be continued to January 9th, 2003.

13 On the second page, Case Number 12,958 -- this is
14 the Application of Arch Petroleum, Inc., for directional
15 drilling, an unorthodox oil well location and a nonstandard
16 oil spacing and proration unit, Lea County, New Mexico --
17 this case has been dismissed.

18 Case Number 12,962 -- this is the Application of
19 David H. Arrington Oil and Gas, Inc., for compulsory
20 pooling, Eddy County, New Mexico -- this case will be
21 continued to January 9th of 2003.

22 Is there anything that needs to be said on the
23 record, Mr. Scott Hall?

24 MR. HALL: No, sir. Thank you very much.

25 EXAMINER STOGNER: I left a message for you

1 yesterday evening about five o'clock -- I guess you had
2 already left -- to tell you that that had been decided,
3 so...

4 MR. HALL: Appreciate it.

5 EXAMINER STOGNER: The next one, Case Number
6 12,981 -- this is the Application of the Oil Conservation
7 Division on its own motion to plug and abandon 16 certain
8 wells in Roosevelt and Lea Counties, New Mexico -- this
9 case will be continued to January 9th, 2003.

10 On page 3, Case Number 12,982 -- this is another
11 Application of the Oil Conservation Division on its own
12 motion to plug and abandon two certain wells in Eddy
13 County, New Mexico -- this case will also be continued to
14 January 9th, 2003.

15 Also there is a supplemental docket for today's
16 cases involving two Ricks Exploration, Incorporated, cases.
17 At the last hearing on December the 5th, these cases were
18 continued on the record to today's docket. However, there
19 was a written request to be dismissed. So at this time --
20 that's the reason they're appearing on today's docket --
21 Case Number 12,970 and 12,971, both Applications of Ricks
22 Exploration, Inc., for compulsory poolings in Lea County,
23 New Mexico, both of those cases are dismissed.

24 Are there any additional continuances or
25 dismissals at this time?

1 MR. BRUCE: Mr. Examiner, on page 1, the
 2 Application of Nadel and Gussman Permian, L.L.C., for
 3 compulsory pooling, I represent the Applicant. I would
 4 request that the case be continued to the January 9th
 5 hearing. The parties involved are working out a voluntary
 6 agreement, they just haven't signed up anything yet.

7 EXAMINER STOGNER: That is a compulsory pooling
 8 matter. At this time, I'll refer that to Mr. Brooks.

9 EXAMINER BROOKS: Okay, is this the first
 10 continuance on that or --

11 MR. BRUCE: Yes, Mr. Examiner, it has not been
 12 continued before.

13 EXAMINER BROOKS: Okay, and you want to continue
 14 it to January 9?

15 MR. BRUCE: Yes, sir.

16 EXAMINER BROOKS: Very good, Case Number 12,979,
 17 Application of Nadel and Gussman Permian, L.L.C., for
 18 compulsory pooling, Eddy County, New Mexico, will be
 19 continued to January 9.

20 EXAMINER STOGNER: Any others? Okay.

21 (Thereupon, these proceedings were concluded at
 22 8:23 a.m.)

23 * * * I do hereby certify that the foregoing is
 24 a complete record of the proceedings in
 25 the Examiner hearing of Case No. 12977
 heard by me on 19 December 2002 12981
 12982
 12970
 12971
 12979
 Examiner
 Oil Conservation Division

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 December 19th, 2002.



STEVEN T. BRENNER
CCR No. 7

My commission expires: October 16th, 2006

STEVEN T. BRENNER, CCR
(505) 989-9317