

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION
CASE 9931

EXAMINER HEARING

IN THE MATTER OF:

Application of Arco Oil & Gas Company for
Pressure Maintenance Expansion, Eddy
County, New Mexico.

TRANSCRIPT OF PROCEEDINGS

BEFORE: MICHAEL E. STOGNER, EXAMINER

STATE LAND OFFICE BUILDING

SANTA FE, NEW MEXICO

May ~~21~~, 1990
/6

ORIGINAL

CUMBRE COURT REPORTING
(505) 984-2244

A P P E A R A N C E S

FOR THE DIVISION:

ROBERT G. STOVALL
Attorney at Law
Legal Counsel to the Division
State Land Office Building
Santa Fe, New Mexico

FOR THE APPLICANT:

WILLIAM F. CARR, ESQ.
CAMPBELL & BLACK, P.A.
Post Office Box 2208
Santa Fe, NM 87504-2208

1 HEARING EXAMINER: At this time we'll call
2 Case 9931.

3 MR. STOVALL: Application of Arco Oil and
4 Gas Company for pressure maintenance expansion, Eddy
5 County, New Mexico.

6 MR. CARR: May it please the Examiner, my
7 name is William F. Carr, with the law firm of Campbell
8 & Black, P.A., of Santa Fe. I represent Arco Oil and
9 Gas Company.

10 Arco requests that this case be continued
11 to the Examiner Hearing scheduled for June 13, 1990.
12 In the meantime, we intend to file an amended
13 application, which we'll seek in addition to the
14 expansion of the pressure maintenance project,
15 amendment of certain rules which govern the
16 development of the Empire-Abo Unit.

17 MR. STOVALL: Mr. Examiner, we received
18 previously from the law firm of Kellahin, Kellahin &
19 Aubrey representing Oxy U.S.A., a motion to dismiss
20 this application. I believe the motion was based upon
21 the failure of the advertisement to reference
22 amendments to Order R-4549. And I believe that's the
23 reason you're requesting the continuance?

24 MR. CARR: That is the reason, although the
25 locations of the wells have correctly been reflected

1 in the notice provided and in the legal
2 advertisement.

3 Time is not such a factor that we are not
4 willing to go ahead and amend the application to
5 provide an exception to Rule 7 of the rules governing
6 the Empire-Abo Unit to approve these particular well
7 locations.

8 Instead of fighting that--we've also
9 recently, within the last week, provided to Oxy a
10 substantial volume of information that they've
11 requested and they have also requested additional time
12 to review that information.

13 So, all of these factors combined result in
14 our requesting a continuance.

15 MR. STOVALL: Mr. Examiner, in view of the
16 fact that if we were to grant Mr. Kellahin's motion,
17 Arco could simply refile the application corrected,
18 and what Mr. Carr is seeking seeks to accomplish the
19 same result, I recommend that we deny Mr. Kellahin's
20 motion to dismiss, and grant Mr. Carr's motion for
21 continuance.

22 HEARING EXAMINER: Thank you, Mr. Carr.
23 Mr. Stovall, thank you.

24 At this time I will deny the request of
25 Mr. Kellahin to dismiss this case. And in that fact,

1 Case No. 9931 will be continued and readvertised for
2 the June 13, 1990 hearing.

3 Does anybody else have anything further in
4 Case 9931, or did I miss anything?

5 (And the proceedings concluded.)
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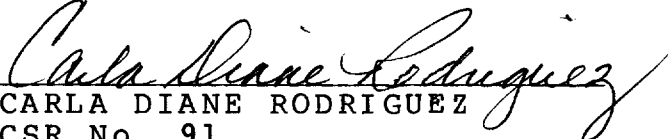
1 CERTIFICATE OF REPORTER

2
3 STATE OF NEW MEXICO)
4) ss.
5 COUNTY OF SANTA FE)

6 I, Carla Diane Rodriguez, Certified
7 Shorthand Reporter and Notary Public, HEREBY CERTIFY
8 that the foregoing transcript of proceedings before
9 the Oil Conservation Division was reported by me; that
10 I caused my notes to be transcribed under my personal
11 supervision; and that the foregoing is a true and
12 accurate record of the proceedings.

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

17 WITNESS MY HAND AND SEAL May 29, 1990.

18 
19 CARLA DIANE RODRIGUEZ
20 CSR No. 91

21 My commission expires: May 25, 1991

22 I do hereby certify that the foregoing is
23 a complete record of the proceedings in
24 the Examiner hearing of Case No. 9931,
25 heard by me on 16 May 1990.


Examiner
Oil Conservation Division