

1 STATE OF NEW MEXICO
2 ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
3 OIL CONSERVATION DIVISION

4 IN THE MATTER OF THE HEARING)
5 CALLED BY THE OIL CONSERVATION)
6 DIVISION FOR THE PURPOSE OF)
7 CONSIDERING:) CASE NO. 10313
8 APPLICATION OF BWA OIL AND GAS)
9 FOR COMPULSORY POOLING, LEA)
COUNTY, NEW MEXICO)

10 REPORTER'S TRANSCRIPT OF PROCEEDINGS

11 EXAMINER HEARING

12 BEFORE: DAVID R. CATANACH, Hearing Examiner
13 May 16, 1991
14 12:50 p.m.
Santa Fe, New Mexico

15 This matter came on for hearing before the Oil
16 Conservation Division on May 16, 1991, at 12:50 p.m.
17 at Oil Conservation Division Conference Room, State Land
18 Office Building, 310 Old Santa Fe Trail, Santa Fe, New
19 Mexico, before Paula Wegeforth, Certified Court Reporter
20 No. 264, for the State of New Mexico.

21

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23 FOR: OIL CONSERVATION BY: PAULA WEGEFORTH
24 DIVISION Certified Court Reporter
CSR No. 264

25

I N D E X

May 16, 1991
Examiner Hearing

CASE NO. 10313

APPEARANCES

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3

OPENING STATEMENT
By Mr. Stovall

4

REPORTER'S CERTIFICATE

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A P P E A R A N C E S

FOR THE DIVISION: ROBERT G. STOVALL, ESQ.
General Counsel
Oil Conservation Commission
State Land Office Building
310 Old Santa Fe Trail
Santa Fe, New Mexico 87501

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1 EXAMINER CATANACH: At this time we will call
2 Case 10313.

3 MR. STOVALL: Application of BWA Oil and Gas for
4 compulsory pooling, Lea County, New Mexico.

5 Mr. Examiner, this application was filed by the
6 operator without counsel. Nobody -- apparently nobody is
7 here. I guess we could call for appearances.

8 EXAMINER CATANACH: Well, there's --

9 MR. STOVALL: There's nobody in the room, and since we
10 have had no communication with BWA Oil and Gas whatsoever,
11 it would probably be appropriate to dismiss it. But I
12 think, having had no correspondence, perhaps we should
13 continue it for two weeks to the May 30th hearing and ask
14 BWA -- or send notice to BWA and advise them it will be
15 dismissed if they don't appear or do otherwise.

16 EXAMINER CATANACH: Okay. At that, we will continue
17 Case 10313 to the May 30th hearing, and this hearing is
18 adjourned.

19
20 (The foregoing hearing was concluded at the
21 approximate hour of 12:55 p.m.)

22 * * *
23 I do hereby certify that the foregoing is
24 a complete record of the proceedings in
the Examiner hearing of Case No. 10313,
heard by me on May 16 1991.

25 David Catanach, Examiner
Oil Conservation Division

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


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8 REPORTER'S CERTIFICATE

9 I, PAULA WEGEFORTH, a Certified Court Reporter and
10 Notary Public, DO HEREBY CERTIFY that I stenographically
11 reported these proceedings before the Oil Conservation
12 Division; and that the foregoing is a true, complete and
13 accurate transcript of the proceedings of said hearing as
14 appears from my stenographic notes so taken and transcribed
15 under my personal supervision.

16 I FURTHER CERTIFY that I am not related to nor
17 employed by any of the parties hereto, and have no interest
18 in the outcome hereof.

19 DATED at Santa Fe, New Mexico, this 3rd day of June,
20 1991.

21
22
23 My Commission Expires:
24 September 27, 1993

25

PAULA WEGEFORTH
Certified Court Reporter
CSR No. 264, Notary Public

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

APPLICATION OF BWA OIL)
AND GAS FOR COMPULSORY) CASE NO. 10313
POOLING, LEA COUNTY,)
NEW MEXICO.)
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REPORTER'S TRANSCRIPT OF PROCEEDINGS
EXAMINER HEARING
BEFORE: MICHAEL E. STOGNER, Hearing Examiner
June 13, 1991
Santa Fe, New Mexico

This matter came for hearing before the Oil
Conservation Division on June 13, 1991, at the Oil
Conservation Division Conference Room, State Land office
Building, 310 Old Santa Fe Trail, Santa Fe, New Mexico,
before Linda Bumkens, CCR, Certified Court Reporter No.
3008, for the State of New Mexico.

FOR: OIL CONSERVATION DIVISION
(ORIGINAL)

BY: LINDA BUMKENS CCR
Certified Court Reporter
CCR No. 3008

APPEARANCES

FOR THE DIVISION: ROBERT G. STOVALL, ESQ.
General Counsel
Oil Conservation Division
State Land Office Building
Santa Fe, New Mexico

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1 MR. STOGNER: I'll call next case 10313.

2 MR. STOVALL: Application of BWA Oil and Gas
3 for compulsory pooling, Lea County, New Mexico.

4 Mr. Examiner, this was originally, I
5 believe, on the May 16th -- if that is the correct
6 day, Mr. Examiner -- docket, and quite frankly, we
7 didn't know anything about it. The operator filed an
8 application, was not represented by counsel, did not
9 enter an appearance, did not contact the division,
10 made no provisions.

11 At that time we continued to the May 30,
12 1991, docket. Sometime prior to May 30th, or it was
13 May 29th, I received a call from somebody and I
14 don't even remember that person's name, who he was
15 with -- BWA Oil -- and he was asking me some
16 questions. He didn't quite seem to know what needed
17 be to be done with the case. I recommended he get
18 counsel, and he asked that the case be continued
19 from the May 30th docket to today.

20 Apparently he has not gotten counsel. I've
21 had no contact from that person. I don't believe
22 there's any reason to continue to carry this case on
23 the docket, and I recommend the case be dismissed.

24 MR. STOGNER: Okay. In that case, case 10313
25 is hereby dismissed.

I do hereby certify that the foregoing is
a complete record of the proceedings in
the Examiner hearing of Case No. 10313,
heard by me on 13 July 1991.

 Examiner

1 STATE OF NEW MEXICO)
) ss.
2 COUNTY OF BERNALILLO)


3 REPORTER'S CERTIFICATE

4 BE IT KNOWN that the foregoing transcript of
5 the proceedings were taken by me, that I was then
6 and there a Certified Shorthand Reporter and Notary
7 Public in and for the County of Bernalillo, State
8 of New Mexico, and by virtue thereof, authorized to
9 administer an oath; that the witness before
10 testifying was duly sworn to testify to the
11 whole truth and nothing but the truth; that the
12 questions propounded by counsel and the answers of
13 the witness thereto were taken down by me, and that
14 the foregoing pages of typewritten matter contain a
15 true and accurate transcript as requested by counsel
16 of the proceedings and testimony had and adduced
17 upon the taking of said deposition, all to the best
18 of my skill and ability.

19 I FURTHER CERTIFY that I am not related to
20 nor employed by any of the parties hereto, and have
21 no interest in the outcome hereof.

22 DATED at Bernalillo, New Mexico, this day
23 July 29, 1991.

24 My commission expires
25 April 24, 1994


LINDA BUMKENS
CCR No. 3008
Notary Public