

GALLEGOS LAW FIRM

A Professional Corporation

460 St. Michael's Drive
Building 300
Santa Fe, New Mexico 87505
Telephone No. 505-983-6686
Telefax No. 505-986-1367
Telefax No. 505-986-0741

June 12, 1997
(Our File No. 97-1.75)

MICHAEL J. CONDON

HAND-DELIVERED

William J. LeMay, Director
Michael E. Stogner, Hearing Officer
Rand Carroll, Counsel
New Mexico Oil Conservation Division
2040 South Pacheco
Santa Fe, NM 87505

JUN 12 1997

Re: Application of Doyle Hartman, Case No. 6987 and 11792

Gentlemen:

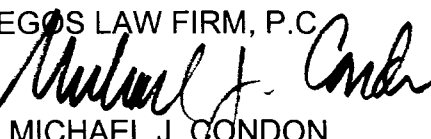
Enclosed please find Subpoenas Duces Tecum for William F. Carr and Oxy USA, Inc. I have utilized a Subpoena form based on Mr. Carr's work in the Application of Gillespie-Crow, Inc., Case No. 11724 in preparing these documents. I would appreciate it if the Division would issue these subpoenas as quickly as possible. By copy of this letter, I am requesting that Messrs. Carr and Kellahin indicate if they are willing to sign the enclosed Acceptance of Service of Subpoena Duces Tecum in this matter.

I have scheduled the production for Monday, June 23, 1997 in light of the current hearing which is scheduled to begin Monday, June 30, 1997. Again, I understand from my review of the file in Case No. 11724 that it is accepted practice before the Division to utilize the Division's subpoena power to secure the production of documents prior to the actual date of the hearing. Oxy has been on notice regarding the requested documents since May 9, 1997. If you need any additional information, or have any questions, please feel free to contact me.

Very truly yours,

GALLEGOS LAW FIRM, P.C.

By


MICHAEL J. CONDON

MJC:sa

Enclosure

fx: Thomas Kellahin
William F. Carr
Doyle Hartman
Linda Land

**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. 6987
CASE NO. 11792**

**AMENDED APPLICATION OF DOYLE HARTMAN
TO GIVE FULL FORCE AND EFFECT TO
COMMISSION ORDER R-6447, TO REVOKE
OR MODIFY ORDER 4-4680-A, TO 2
ALTERNATIVELY TERMINATE THE
MYERS LANGLEIE-MATTIX UNIT,
LEA COUNTY, NEW MEXICO**

SUBPOENA DUCES TECUM

TO: William F. Carr, Esq.
Campbell, Carr, Berge & Sheridan, P.A.
Post Office Box 2208
Santa Fe, New Mexico 87504-2208

Pursuant to Section 70-2-8, NMSA (1978) and Rule 1211 of the New Mexico Oil Conservation Division's Rules of Procedure, you are hereby ORDERED to appear at 9:00 a.m., June 23, 1997, at the offices of the Oil Conservation Division, 2040 South Pacheco, Santa Fe, New Mexico 87505 and to produce the documents and items specified in attached Exhibit A and to make available to Doyle Hartman, Oil Operator and their attorneys, J.E. Gallegos and Michael J. Condon, for copying, all of said documents.

This subpoena is issued on application of Doyle Hartman through their attorneys,
Gallegos Law Firm, 460 St. Michael's Drive, Building 300, Santa Fe, New Mexico 87505.

Dated this ____ day of June, 1997.

NEW MEXICO OIL CONSERVATION DIVISION

By: _____
WILLIAM J. LEMAY, DIRECTOR

EXHIBIT "A"

TO NOTICE TO TAKE DEPOSITION DUCES TECUM

DEFINITIONS

As used in this Exhibit A, certain terms are defined as follows:

1. "Concerning" means referring to, alluding to, responding to, relating to, connected with, in reference of, constituting, or about.

2. "Document(s)" has the meaning for that term as used in Federal Rule of Civil Procedure 34, including but not limited to, all written, printed, typed, recorded or graphic matter, photographs, ledgers, contracts, journals, diaries, calendars, correspondence, notes, studies, reports, analyses, applications, memoranda, sound reproductions, or any other material from which information or data into tangible form. "Document(s)" includes all drafts and nonidentical copies thereof as well as any codes, keys or other information or material necessary to understand such materials or information contained therein. "Non-identical copies" means reproductions, however made, of the original documents and which have notations, markings, comments, alterations, interliniations, or other material not appearing on the original.

3. "Hartman" refers to Doyle and Margaret Hartman in their individual capacity and as Doyle Hartman, Oil Operator, James A. Davidson and any agents, employees, servants or representatives thereof.

4. "MLMU" means the Myers Langlie-Mattix waterflood unit in Lea County, New Mexico.

DOCUMENTS TO BE PRODUCED

1. All documents of any kind concerning in any manner whatsoever, the application filed by Getty Oil Company in 1980, assigned Case No. 6987, for statutory unitization of the MLMU.
2. All documents of any kind concerning in any manner whatsoever the New Mexico Statutory Unitization Act, NMSA 1978, § 70-7-1 et. seq.
3. All documents of any kind concerning in any manner whatsoever Doyle Hartman, Doyle and Margaret Hartman, and Doyle Hartman Oil Operator.

**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. 6987
CASE NO. 11792**

**AMENDED APPLICATION OF DOYLE HARTMAN
TO GIVE FULL FORCE AND EFFECT TO
COMMISSION ORDER R-6447, TO REVOKE
OR MODIFY ORDER 4-4680-A, TO 2
ALTERNATIVELY TERMINATE THE
MYERS LANGLIE-MATTIX UNIT,
LEA COUNTY, NEW MEXICO**

ACCEPTANCE OF SERVICE OF SUBPOENA DUCES TECUM

I, William F. Carr, hereby accept service of the original Subpoena Duces
Tecum dated _____ issued on this matter, on this _____ day of June, 1997.

WILLIAM F. CARR
Campbell, Carr, Berge & Sheridan, P.C.
Post Office Box 2208
Santa Fe, NM 87504-2208