



IDAHO OIL AND GAS CONSERVATION COMMISSION

Chris Beck, Chairman
Margaret Chipman, Vice Chairman
Sid Cellan, Commissioner
Jim Classen, Commissioner
Ken Smith, Commissioner

Tom Schultz, Secretary to the Commission

Final Minutes
Idaho Oil and Gas Conservation Commission Special Meeting
September 4, 2014

The special meeting of the Idaho Oil and Gas Conservation Commission was held on Thursday, September 4, 2014 in the State Capitol, Hearing Room WW55, 700 W Jefferson, Boise, Idaho. The meeting began at 1:00 p.m. Chairman Chris Beck presided. The following members were present:

Vice Chairman Margaret Chipman
Commissioner Sid Cellan
Commissioner Jim Classen
Commissioner Ken Smith

For the record, Chairman Beck recognized the presence of all Commission members.

Also for the record, Vice Chairman Chipman disclosed a potential conflict of interest regarding the Commission's consideration of Alta Mesa's application to omit federal land (agenda item 2). Alta Mesa is developing oil and gas resources in Idaho under a joint operating agreement with Snake River Oil and Gas. Vice Chairman Chipman owns mineral rights and has leased minerals to Snake River. Vice Chairman Chipman acknowledged the potential conflict of interest in the pending matter and affirmed her ability to impartially evaluate Alta Mesa's application, based on the record before the Commission.

At 1:01 p.m. a motion was made by Vice Chairman Chipman to resolve into Executive Session pursuant to Idaho Code § 67-2345(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. Commissioner Classen seconded the motion. Chairman Beck requested a roll call vote. Roll Call Vote: *Aye*: Chipman, Cellan, Classen, Smith, Beck; *Nay*: None; *Absent*: None.

• **EXECUTIVE SESSION**

The Commission may enter executive session before and after the regular agenda items.

- A. Idaho Code 67-2345(1)(f) - to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. [TOPIC: Alta Mesa Services L.P.'s Application to Omit Federal Land from a Drilling Unit; Motion for Pro Hac Vice Admission and Recommended Order]

At 1:42 p.m. the Commission resolved out of Executive Session by unanimous consent. No action was taken by the Commission during the Executive Session.

- **REGULAR**

- 1. Alta Mesa Services L.P.'s Motion for Pro Hac Vice Admission**

COMMISSION ACTION: A motion was made by Commissioner Classen to support the admission of Mr. John Peiserich. Vice Chairman Chipman seconded the motion. The motion carried on a vote of 5-0.

A motion was made by Commissioner Classen to allow testimony by Mr. David Murphy on behalf of the Bureau of Land Management. Commissioner Cellan seconded the motion. The motion carried on a vote of 5-0.

- 2. Hearing Officer's Recommended Order on Alta Mesa Services L.P.'s Application to Omit Federal Land from Drilling Unit; Oral Argument on the Exceptions to the Recommended Order**

Oral argument was presented by Alta Mesa Services, L.P. and Bureau of Land Management.

A verbatim transcript is available by request to the Department of Lands, Attn: Oil and Gas Commission Recording Secretary, PO Box 83720, Boise, Idaho 83720-0050 or by email to public_records_request@idl.idaho.gov.

At 3:13 p.m. a motion was made by Vice Chairman Chipman to resolve into Executive Session pursuant to Idaho Code § 67-2345(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. Commissioner Smith seconded the motion. Chairman Beck requested a roll call vote. Roll Call Vote: *Aye:* Chipman, Cellan, Smith, Beck; *Nay:* Classen; *Absent:* None.

At 3:41 p.m. the Commission resolved out of Executive Session by unanimous consent. No action was taken by the Commission during the Executive Session.

COMMISSION ACTION: A motion was made by Vice Chairman Chipman to adopt the Recommended Order. Commissioner Smith seconded the motion. Chairman Beck requested a roll call vote. Roll Call Vote: *Aye:* Chipman, Cellan, Smith; *Nay:* Classen, Beck; *Absent:* None. The motion carried on a vote of 3-2.

There being no further business before the Commission, at 4:26 p.m. a motion to adjourn was made by Commissioner Classen. Commissioner Cellan seconded the motion. The motion carried on a vote of 5-0. Meeting adjourned.

