

**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. 13479**

**APPLICATION OF DOMINION EXPLORATION &  
PRODUCTION, INC. FOR AN EXEMPTION TO THE  
PROVISIONS OF DIVISION RULE 310.A, CHAVES,  
EDDY AND LEA COUNTIES, NEW MEXICO.**

**PRE-HEARING STATEMENT**

This Pre-Hearing Statement is submitted by Holland & Hart LLP as required by the Oil Conservation Division.

**APPEARANCES OF PARTIES**

**APPLICANT**

Dominion Exploration & Production, Inc.  
Attn: David B. Oshel, Sr. Attorney  
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Oklahoma City, OK 73134  
(505) 749-5246

**ATTORNEY**

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**STATEMENT OF CASE**

**APPLICANT**

Applicant in the above-styled cause seeks an exemption to the provisions of Division Rule 310.A which provides that fire walls required by this rule shall form a reservoir having a capacity one-third larger than the capacity of enclosed tank or tanks and instead authorize the firewalls around forty-five facilities to permit each facility to be operated in compliance with the requirements established by the Environmental Protection Agency for such facilities.

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These facilities are located at various sites in Chaves, Eddy and Lea Counties, New Mexico as follows:

Chaves County:

R&S Federal #1 Tank Battery – Unit L, Section 17, Township 15 South, Range 28 East  
R&S State Tank Battery – Unit D, Section 17, Township 15 South, Range 28 East

Eddy County:

Abby Federal #5 – Unit P, Section 28, Township 26 South, Range 30 East  
Aoudad Federal Central Tank Battery – Unit A, Section 33, Township 22 South, Range 26 East  
Artesia 21 State #2 Tank Battery – Unit H, Section 21, Township 18 South, Range 28 East  
Barbados State #1- Unit I, Section 32, Township 22 South, Range 26 East  
Big Eddy #117 SWD – Unit M, Section 25, Township 22 South, Range 28 East  
Dall Federal #1 Tank Battery – Unit K, Section 33, Township 22 South, Range 26 East  
Durango 10 Federal #1- Unit P, Section 10, Township 17 South, Range 29 East  
EV State #1 Tank Battery – Unit A, Section 32, Township 22 South, Range 26 East  
Geronimo 34-1Y – Unit E, Section 34, Township 17 South, Range 28 East  
Geronimo 34-2 – Unit H, Section 34, Township 17 South, Range 28 East  
Geronimo 36 State Com 1- Unit C, Section 36, Township 17 South, Range 28 East  
Happy Valley Federal Com 1 Tank Battery – Unit K, Section 28, Township 22 South, Range 26 East  
J. A. Tamano Federal Com #1 Tank Battery – Unit L, Section 27, Township 22 South, Range 26 East  
Loco Hills 4 Federal Com #1- Unit G, Section 4, Township 18 South, Range 29 East  
Loco Hills 4 Federal Com #4 – Unit A, Section 4, Township 18 South, Range 29 East  
Pinnacle State #1 Tank Battery - Unit L, Section 36, Township 22 South, Range 28 East  
Ram EWE Federal #4 Tank Battery – Unit J, Section 33, Township 22 South, Range 26 East  
Rio Cinco State 1- Unit D, Section 26, Township 17 South, Range 28 East  
Saragosa 16 State Com #1- Unit C, Section 16, Township 23 South, Range 26 East  
Saragosa 16 State Com #2 – Unit C, Section 16, Township 23 South, Range 26 East  
Saragosa 17 State Com #1- Unit D, Section 17, Township 23 South, Range 26 East  
Saragosa 17 State Com #3 – Unit L, Section 17, Township 23 South, Range 26 East  
Sheep Draw #2 Tank Battery – Unit C, Section 33, Township 22 South, Range 26 East  
Sheep Draw Federal 28-1 Tank Battery – Unit N, Section 28, Township 22 South, Range 26 East  
Sheep Draw Federal 28-13 Tank Battery – Unit L, Section 28, Township 22 South, Range 26 East  
Turkey Track 11-4 Tank Battery – Unit F, Section 11, Township 19 South, Range 28 East

Lea County:

Electrolux 21 State Com 1- Unit C, Section 21, Township 17 South, Range 35 East

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Harrod 7 State Com 1- Unit A, Section 7, Township 16 South, Range 35 East  
Gulf State Tank Battery – Unit C, Section 16, Township 22 South, Range 37 East  
Sharp Nose Federal #1 Tank Battery – Unit J, Section 13, Township 20 South, Range 33 East  
State ETA #3 Tank Battery - Unit H, Section 8, Township 16 South, Range 35 East  
State ETA #4 Tank Battery – Unit C, Section 8, Township 16 South, Range 35 East  
Toro State 16-1- Unit M, Section 16, Township 19 South, Range 35 East  
Toto 21 Com 1-Y Tank Battery – Unit H, Section 21, Township 19 South, Range 35 East  
Toro 22 State Com #2 – Unit N, Section 22, Township 19 South, Range 35 East  
Toro 22 State Com #3 – Unit K, Section 22, Township 19 South, Range 35 East  
Toro 22 State Com #4 - Unit F, Section 22 South, Range 19 South, Range 35 East  
Toro 27 State Com #1- Unit K, Section 27, Township 19 South, Range 35 East  
Toro 27 State Com #2 – Unit E, Section 27, Township 19 South, Range 35 East  
Toro 27 State Com #5 – Unit G, Section 27, Township 19 South, Range 35 East  
Toro 27 State Com #6 – Unit D, Section 27, Township 19 South, Range 35 East  
Toro State 33-1 Tank Battery - Unit G, Section 33, Township 19 South, Range 35 East  
Vivian Tank Battery – Unit F, Section 30, Township 22 South, Range 38 East

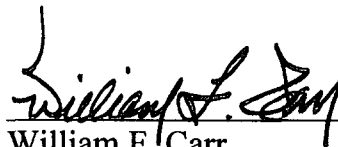
**PROPOSED EVIDENCE**

**APPLICANT**

<b>WITNESSES</b> <b>(Name and Expertise)</b>	<b>ESTIMATED TIME</b>	<b>EXHIBITS</b>
Gene Simer	Approx. 15 Minutes	Approx. 10

**PROCEDURAL MATTERS**

Dominion Exploration & Production, Inc., has none at this time.



William F. Carr

Attorney for Dominion Exploration & Production,  
Inc.