

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

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2016 APR -6 P 3: 16
CASE NO. 15487

**APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION
THROUGH THE SUPERVISOR OF DISTRICT II FOR AN EMERGENCY ORDER
SUSPENDING CERTAIN APPROVED APPLICATIONS FOR PERMITS TO DRILL,
AND FOR ADOPTION OF SPECIAL RULES FOR DRILLING IN CERTAIN AREAS
FOR THE PROTECTIONS OF FRESH WATER, CHAVES AND EDDY COUNTIES,
NEW MEXICO**

AMENDED APPLICATION

The acting Supervisor of Oil Conservation Division (OCD) District II ("Applicant") hereby applies to the Director (1) for an emergency order suspending all heretofore approved Applications for Permits to Drill (APDs) within the area in Chaves and Eddy Counties, New Mexico, described below (the Designated Area), and (2), for adoption, after notice and hearing, of such special orders as may be required in parts of the above-named counties for the protection of sources of fresh water designated by the State Engineer. In support of this Application, Applicant would show the following:

- [1] An emergency exists because applications for permits to drill have been issued and are now in force the conditions of which may not adequately protect certain fresh water aquifers.
- [2] The designated area in which a restrictive order is urgently needed consists of the lands in Chaves and Eddy Counties, New Mexico described in Exhibit A, attached hereto:
- [3] The State Engineer has designated the threatened aquifer(s) as a source of fresh water to be protected.

[4] Accordingly, Applicant requests the Director to issue an emergency order pursuant to NMSA 1978 Section 70-2-23, effective for fifteen days, suspending all existing APDs for wells not yet drilled within the Designated Area, and authorizing the acting District Supervisor to approve exceptions to such suspension for particular wells upon demonstration that fresh water sources will be adequately protected.

[5] Applicant further requests that, after notice and hearing, the Director issue such special orders as may be necessary for the protection of sources of fresh water designated by the State Engineer, in, and in the vicinity of, the Pecos valley in Chaves and Eddy Counties, New Mexico.

A handwritten signature in black ink, appearing to read "David K. Brooks", is written over a horizontal line.

David K. Brooks
Assistant General Counsel
Energy, Minerals and Natural Resources Department
1220 S. St. Francis Drive
Santa Fe, NM 87505
Attorney for Oil Conservation Division
District II acting Supervisor

EXHIBIT A

T 7S R21E - All, T 7S R22E - All, T7S R23E - All, T7S R24E - Sec 4-9, 16-21, 27-34

T 8S R21E - All, T 8S R22E - All, T8S R23E - All, T8S R24E - Sec 2-11, 13-36, T8S R25E - Sec 30 & 31

T 9S R21E - All, T 9S R22E - All, T9S R23E - All, T9S R24E - Sec 6-8, 18-20, 29-33

T 10S R21E - All, T 10S R22E - All, T10S R23E - All, T10S R24E - All, T10S R25E Sec 4-10, 14-24, 26-35

T11S R21E - All, T11S R22E - All, T11S R23E - All, T11S R24E - All, T11S R25E - Sec 2-11, 14-23, 26-36

T12S R21E - All, T12S R22E - All, T12S R23E - All, T12S R24E - All, T12 R25E - All, T12S- R26E Sec 5-8, 16-20, 26-35

T13S R21E - All, T13S R22E - All, T13S R23E - All, T13S R24E - All, T13S R25E - All, T13S R26E - Sec 2-11, 14-23, 27-35

T14S R21E - All, T14S R22E - All, T14S R23E - All, T14S R24E - All, T14S R25E - All, T14S R26E - All

T15S R21E - All, T15S R22E - All, T15S R23E - All, T15S R24E - All, T15S R25E - All, T15S R26E Sec 1-11, 14-23, 27-33

T16S R21E - All, T16S R23E - All, T16S R24E - All, T16S R25E - All, T16S R26E - All, T16S R27E Sec 19 & 30

T17S R21E - All, T17S R23E - All, T17S R24E - All, T17S R25E - All, T17S R26E - All, T17S R27E Sec 5-8, 18, 19, 30, 31

T18S R23E - All, T18S R24E - All, T18S R25E - All, T18S R26E - All, T18S R27E - Sec 6,7, 18, 19, 30, 31

T19S R23E - All, T19S R24E - All, T19S R25E - All, T19S R26E - All, T19S R27E - Sec 5-8, 18,19

T20S R23E - All, T20S R24E - All, T20S R25E - All, T20S R26E - Sec 1-12, 14-23, 28-32

T20.5S R22E - All, T20.5S R23E - All