

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

**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
PROTECTION OF FRESH WATER, CHAVES AND
EDDY COUNTIES, NEW MEXICO**

**ORDER NO. E-42-A
CASE NO. 15487**

EMERGENCY ORDER

BY THE DIVISION:

This matter came on for consideration by the Division Director on May 4, 2016, pursuant to the Second Amended Application of the acting Supervisor of District II.

NOW, on this 4th day of May, 2016, the Director, having considered the matter, and being fully advised;

FINDS THAT:

[1] An emergency exists that requires a hearing on the Division's request for an Interim Order in this case, and that the hearing be held on shorter notice than the 20 days generally provided for hearings on applications.

[2] The emergency exists because applications for permits to drill (APDs) have been issued and are now in force the conditions of which may not adequately protect certain fresh water aquifer(s) in the area specified in Exhibit "A" attached hereto (Designated Area).

[3] These approved APDs have heretofore been suspended by Emergency Orders issued in this case, but such prior orders have expired, or will expire, on or before May 10, 2016.

[4] A hearing on the merits cannot practicably be held until a later date.

IT IS THEREFORE ORDERED THAT:

[1] A hearing is hereby set on May 10, 2016, at 9:00 a.m., in Porter Hall at 1220 St. Francis Drive, in Santa Fe, New Mexico, before a duly appointed Division Examiner, to consider the Division's request that the subject APDs be further suspended until a full hearing is had on the merits of the application in this case and an Order issued thereon.

[2] By reason of the emergency above described, and pursuant to the authority of OCD Rule 19.15.2.11.B NMAC, the 20-day period required for notice of Oil Conservation Division hearings required by Rules 19.15.4.9.B and 19.15.4.12B is hereby shortened, **with respect to the hearing on the Division's request for an Interim Order only**, to four business days, and must be posted or mailed, as required, not later than Thursday, May 5, 2016. In addition, notice will be given of this hearing by electronic mail to each party for whom an email address is available.

[7] Jurisdiction is retained for issuance of such additional orders as may be necessary and proper.

DONE at Santa Fe, New Mexico, on the day and year above stated.



STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

DAVID R. CATANACH
Director

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, T13S R25E - All, T13S R26E Sec 1-11, 14-23, 27-33

T16S R21E - All, T16S R23E - All, T16S R24E - All, T16S R25E - All, T16S R26E - All, T13S 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