

**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**

**CASE NO 15487**

**PECOS VALLEY ARTESIAN CONSERVANCY DISTRICT'S  
PRE-HEARING STATEMENT**

Pecos Valley Artesian Conservancy District (PVACD), submits its Pre-Hearing Statement  
pursuant to the rules of the Oil Conservation Division

**I PARTIES AND APPEARANCES**

**APPLICANT**

Oil Conservation Division

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**INTERESTED PARTY**

COG Operating LLC  
OXY USA Inc  
Fasken Oil & Ranch, Ltd

**INTERESTED PARTY**

EOG Y Resources Inc

**INTERESTED PARTY**

Mack Energy  
Devon Energy Production  
Company, L P

**INTERESTED PARTY**

Independent Petroleum  
Association of New Mexico

**INTERESTED PARTY**

New Mexico Oil & Gas Association

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## **II STATEMENT OF CASE**

One February 8 2017, the Oil Conservation Division Commission entered its Order No R-14164-D adopting Special Provisions for a Selected Area of the Roswell Artesian Basin ( 'Special Provisions'), which are included in Attachment 1 to the Commission's Order PVACD joined with Lime Rock, EOG Y Resources, Inc COG Operating, LLC, Fasken Oil & Ranch, Ltd OXY USA Inc , Mack Energy Corporation Devon Energy Production Company L P and the Independent Petroleum Association of New Mexico (collectively "the Joint Applicants") in requesting a rehearing for purposes of addressing two parts of the Commission s Special Provisions

The Pecos Valley Artesian Conservancy District contends that the proposed modification of 19 15 39 11(C)(2) will eliminate ambiguous language and provide clarity to the rule The PVACD agrees and adopts the Division s proposed substitute language to the rule

## **III WITNESSES AND PROPOSED EVIDENCE**

### **A WITNESSES**

<b>Name</b>	<b>Evidence</b>
Roger Peery, CPG, PG <i>John Shomaker &amp; Associates Inc</i> CEO/Principal Hydrogeologist	Mr Peery is an expert witness who may testify concerning the proposed amended rule and technical aspects thereof Mr Peery may also testify as to hydrology <sup>1</sup> and geohydrology matters

PVACD reserves the right to call a rebuttal witness(es) if appropriate

### **B ESTIMATED TIME**

The estimated time required for the presentation of evidence by PVACD is twenty minutes (20) minutes

## **IV PROCEDURAL MATTERS**

None at this time

Respectfully submitted

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing *Pre-Hearing Statement* was served via electronic mail on May 12 2017 to the following parties



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