

Commission Meeting – October 7, 2009

Docket No. 35-09

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2. CASE 14041: De Novo

Application of the New Mexico Oil Conservation Division for a Compliance Order against Marks and Garner Production Ltd. Co.: Request for Determination of Non-Compliance with OCD Rule 19.15.5.9 NMAC for Violation of an Order Requiring Corrective Action. The Applicant seeks to reopen this case to obtain an order determining that operator is in violation of an order requiring corrective action as to the following 11 wells:

Theos State #001 (30-015-24732); Lea/UA/State #001 (30-025-28484); Northeast Maljamar Unit #001 (30-025-21291); Red Twelve Levers Fed #008Q (30-015-25090); State #001 (30-015-02888); Gulf Hanagan Fed #001 (30-025-08144); Cities Service State #001 (30-025-23551); Graham Federal #003 (30-025-28655); Jennings Federal #002(30-025-08149); Kemnitz 17 State #001 (30-025-28767); State #002 (30-015-20889)

State Wells #001 and #002, Theos State #001 and Red Twelve Levers Federal #008Q are all located in Eddy County, New Mexico, approximately sixteen (16) miles East of Artesia. The remainder of the above-listed wells are located in Lea County, New Mexico, with the Cities Service State #001 located Northwest of Lovington, the Northeast Maljamar Unit #001 and Kemnitz 17 State #001 both located Northeast of Maljamar, and the remaining wells being located Southwest of Hobbs.

3. CASE 14134: (Continued from the September 9, 2009 Commission Meeting.)

Application of the Board of County Commissioners of Rio Arriba County for cancellation or suspension of Applications for Permits to Drill (APDs) filed by Approach Operating, LLC, Rio Arriba County, New Mexico. The Board of County Commissioners of Rio Arriba requests a hearing to show that the drilling of the following wells by Approach Operating, LLC will cause waste, violate correlative rights and/or be injurious to human health and the environment:

API No. 30-039-30342
Sultemeier Well No. 1
T27N R4E NMPM
Lat. 36°64'26.10227 N
Long. 106.547435219W

API No. 30-039-30386
Sena Well No. 1
T28N R4E NMPM
Lat. 36°40'08.61650 N
Long. 106°30'27.29027"W

API No. 30-039-30394
Sena Well No. 2
T28N R4E NMPM
Lat. 36°39'25.02004" N
Long. 106°30'42.51613" W

API No. 30-039-30397
Woolley Family LP Well No. 1
T28N R5E NMPM
Lat. 36°41'27.88700" N
Long. 106°23'11.85392" W

4. CASE 14141: (Continued from the September 9, 2009 Commission Meeting.)

Application of Approach Operating, LLC for Approval of Six Applications for Permits to Drill, Rio Arriba County, New Mexico. Applicant seeks an order approving applications for permits to drill ("APD's") for the following six wells to be drilled to the Mancos formation, all in Rio Arriba County:

Benjamin Trujillo Well No. 1
T28N R4E NMPM
Lat. 36°38'50.0" N
Long. 106°30'20.4" W

Avella Sultemeier Well No. 2
T28N R4E NMPM
Lat. 36°38'41.8" N
Long. 106°31'34.3" W

Rosemary Roller Well No. 1

T28N R5E NMPM
Lat. 36°40'18.4" N
Long. 106°24'41.5" W

Leo Valdez Well No. 1

T28N R4E NMPM
Lat. 36°39'47.90" N
Long. 106°33'29.18" W

Cloyd Hinkle Well No. 1

T28N R4E NMPM
Lat. 36°39'38.46" N
Long. 106°33'13.02" W

Anthony Garcia Well No. 1

T28N R4E NMPM
Lat. 36°39'37.8" N
Long. 106°31'46.3" W

The subject lands and wells are located approximately three to six miles southeast of Tierra Amarilla, New Mexico.

5. **CASE 14278:** (Continued from the September 9, 2009 Commission Meeting.)
Application of Approach Operating, LLC for Approval of Fourteen Applications for Permits to Drill, Rio Arriba County, New Mexico. Applicant seeks an order approving applications for permits to drill ("APD's") for the following fourteen wells to be drilled to the Mancos formation, all in Rio Arriba County:

Rice Well No. 1

T28N R5E NMPM
Lat. 36°38'23.46" N (36.63985 N)
Long. 106°27'4.32" W (-106.45120 W)

Rice Well No. 2

T28N R5E NMPM
Lat. 36°38'8.3394" N (36.635650 N)
Long. 106°26'57.5406" W (-106.4493166 W)

Montano Well No. 1

T27N R4E NMPM
Lat. 36°36'4.2582" N (36.6011833 N)
Long. 106°30'38.6388" W (-106.5107333 W)

Montano Well No. 2

T27N R4E NMPM
Lat. 36°35'53.127" N (36.59809129 N)
Long. 106°30'47.7576" W (-106.5132664 W)

Dora Spill Well No. 1

T28N R4E NMPM
Lat. 36°37'34.9782" N (36.6263833 N)
Long. 106°32'2.997" W (-106.534166 W)

Dora Spill Well No. 2

T28N R4E NMPM
Lat. 36°37'37.2" N (36.627000 N)
Long. 106°32'30.4182" W (-106.5417833 W)

Dora Spill Well No. 3

T28N R4E NMPM
Lat. 36°37'10.437" N (36.619566 N)
Long. 106°32'17.9982" W (-106.5383333 W)