

**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
CASE NO. 15487**

EMERGENCY ORDER

BY THE DIVISION:

This matter came on for consideration by the Director on April 7, 2016, pursuant to the Application of the acting Supervisor of District II.

NOW, on this 8th day of April, 2016, the Division Director, having considered the matter, and being fully advised;

FINDS THAT:

[1] An emergency exists that requires the promulgation of this order without notice and hearing, to be effective for fifteen days, pursuant to NMSA 1978, Section 70-2-23.

[2] The 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 aquifer(s) in the area specified in Exhibit "A" attached hereto (Designated Area).

[3] Additional conditions on drilling of wells, not incorporated in some approved APDs, are necessary for protection of sources of fresh water designated by the State Engineer, in the Designated Area.

IT IS THEREFORE ORDERED THAT:

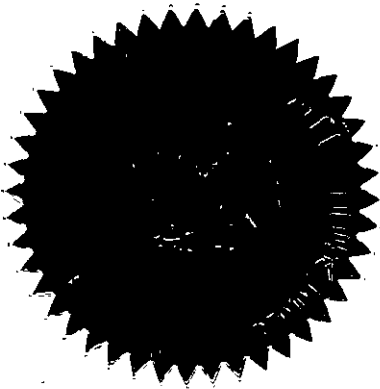
[1] All Applications for Permits to Drill that the Division has heretofore approved and that have not expired, for wells within the Designated Area not yet drilled, are hereby suspended during the term of this order.

[2] The acting District Supervisor of Oil Conservation Division District II is authorized to make exceptions to the suspension above provided upon conditions that he determines will adequately protect all sources of fresh water designated by the State Engineer.

[3] This order shall remain in force and effect for fifteen days from the date of issuance.

[4] The acting District Supervisor of Oil Conservation Division District II is directed to propose such special rules as he concludes are 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; and to cause notice of hearing thereon to be issued in accordance with applicable statutes and Division rules.

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



SEAL

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

David R. Catanach

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, 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