

Entered February 9, 1966
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BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

CASE No. 3372
Order No. R-3038

IN THE MATTER OF THE HEARING CALLED BY THE
OIL CONSERVATION COMMISSION ON ITS OWN MOTION
TO CONSIDER AMENDMENT OF RULE 104 F OF THE
COMMISSION RULES AND REGULATIONS.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at 9 o'clock a.m. on
January 26, 1966, at Santa Fe, New Mexico, before Examiner
Elvis A. Utz.

NOW, on this 9th day of February, 1966, the Commission,
a quorum being present, having considered the testimony, the
record, and the recommendations of the Examiner, and being fully
advised in the premises,

FINDS:

(1) That due public notice having been given as required by
law, the Commission has jurisdiction of this cause and the subject
matter thereof.

(2) That Rule 104 F of the Commission Rules and Regulations
authorizes the Secretary-Director to approve unorthodox well loca-
tions necessitated by topographical conditions.

(3) That Rule 104 F of the Commission Rules and Regulations
should be amended to authorize the Secretary-Director to also
approve unorthodox well locations necessitated by the recompletion
of a well previously drilled to another horizon.

(4) That adoption of the proposed amendment to Rule 104 F
of the Commission Rules and Regulations will enable the Commission
to more efficiently and effectively administer the laws of the
State of New Mexico concerning the prevention of waste and the
protection of correlative rights.

IT IS THEREFORE ORDERED:

(1) That Rule 104 F of the Commission Rules and Regulations
is hereby amended to read in its entirety as follows:

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"F. The Secretary-Director of the Commission shall have authority to grant an exception to the well location requirements of Sections B and C above without notice and hearing when the necessity for such unorthodox location is based upon topographical conditions or the recompletion of a well previously drilled to another horizon, provided said well was drilled at an orthodox location for such original horizon.

Applications for administrative approval of unorthodox locations shall be filed in triplicate and shall be accompanied by plats showing the ownership of all leases offsetting the proration or spacing unit for which the unorthodox location is sought, and also all wells completed thereon. If the proposed unorthodox location is based upon topography, the plat shall also show and describe the existent topographical conditions.

All operators of proration or spacing units offsetting the unit for which the unorthodox location is sought shall be notified of the application by certified or registered mail, and the application shall state that such notification has been given. The Secretary-Director may approve the unorthodox location upon receipt of waivers from all offset operators or if no offset operator has entered an objection to the unorthodox location within 20 days after the Secretary-Director has received the application."


(2) That jurisdiction of this cause is retained for the entry of such further orders as the Commission may deem necessary.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.

STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION


JACK M. CAMPBELL Chairman


GUXTON B. HAYS, Member


A. L. PORTER, Jr., Member & Secretary

S E A L

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