

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

**APPLICATION OF GOODNIGHT  
MIDSTREAM PERMIAN, LLC TO AMEND  
ORDER NO. R-7767 TO EXCLUDE THE SAN  
ANDRES FORMATION FROM THE EUNICE  
MONUMENT OIL POOL WITHIN THE  
EUNICE MONUMENT SOUTH UNIT AREA,  
LEA COUNTY, NEW MEXICO.**

**CASE NO. 24277**

**APPLICATION OF GOODNIGHT  
MIDSTREAM PERMIAN, LLC TO AMEND  
ORDER NO. R-7765, AS AMENDED TO  
EXCLUDE THE SAN ANDRES FORMATION  
FROM THE UNITIZED INTERVAL OF THE  
EUNICE MONUMENT SOUTH UNIT,  
LEA COUNTY, NEW MEXICO.**

**CASE NO. 24278**

**APPLICATIONS OF GOODNIGHT MIDSTREAM  
PERMIAN, LLC FOR APPROVAL OF  
SALTWATER DISPOSAL WELLS  
LEA COUNTY, NEW MEXICO.**

**CASE NOS. 23614-23617**

**APPLICATIONS OF EMPIRE NEW MEXICO LLC  
TO REVOKE INJECTION AUTHORITY,  
LEA COUNTY, NEW MEXICO.**

**CASE NOS. 24018-24027**

**APPLICATION OF GOODNIGHT MIDSTREAM  
PERMIAN LLC TO AMEND ORDER NO. R-22026/SWD-2403  
TO INCREASE THE APPROVED INJECTION RATE  
IN ITS ANDRE DAWSON SWD #1,  
LEA COUNTY, NEW MEXICO.**

**CASE NO. 23775**

**APPLICATION OF GOODNIGHT PERMIAN MIDSTREAM,  
LLC FOR APPROVAL OF A SALTWATER DISPOSAL WELL,  
LEA COUNTY, NEW MEXICO; ORDER NO. R-22869-A.**

**CASE NO. 24123**

**ENTRY OF APPEARANCE  
AND NOTICE OF INTERVENTION**

Peifer, Hanson, Mullins & Baker, P.A. (Matthew M. Beck) hereby enters its appearance for Rice Operating Company (“Rice Operating”) and Permian Line Service, LLC (“Permian Line”), and moves for their intervention in these matters under 19.15.4.11 NMAC.

The Commission properly should find that Rice Operating and Permian Line have standing to intervene in these matters for the following reasons:

1. Empire New Mexico, LLC (“Empire”) is an oil-and-gas production company that operates the Eunice Monument South Unit (“EMSU”). The EMSU is an oil-and-gas production area subject to a unitization order issued under the Statutory Unitization Act, NMSA 1978 §§ 70-7-1 through -21, which area includes the Grayburg formation and the San Andres formation underlying the EMSU.

2. Rice Operating and Permian Line are salt water disposal companies that are the designated operators of injection wells in and around the EMSU that are properly, legally, and necessarily injecting wastewater into the San Andres formation, authorized by Oil Conservation Division injection permits issued pursuant to 19.15.24 NMAC,

3. In Case Nos. 24433-24439 before the Oil Conservation Division, Empire filed Applications to revoke the injection authority under which Rice Operating and Permian Line properly and necessarily operate their SWD wells. Empire notified the Commission, the Oil Conservation Division, and the parties that it properly seeks to dismiss those Applications.

4. Empire also filed a Complaint against Rice Operating, Permian Line, and others in State of New Mexico Fifth Judicial District Court Case No. D-506-CV-2024-0377, however, related to its ownership of the EMSU and Rice Operating’s and Permian Line’s subsurface interests in its injection wells that are properly, legally, and necessarily injecting into the San Andres formation. Empire has asserted that it does not intend to dismiss this lawsuit.

5. Empire properly recognized that its applications against Rice Operating’s and Permian Line’s SWD permits differ from the permits challenged here. But because of Rice Operating’s and Permian Line’s interests in the San Andres formation and potential adverse implications to its disposal wells from an imprudent Commission decision here, Rice Operating and Permian Line seek to intervene to preserve their rights that may be adversely affected by any disposition of these cases involving a determination regarding the San Andres formation.

Respectfully submitted,

PEIFER, HANSON, MULLINS & BAKER, P.A.

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### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on counsel of record by electronic mail this 20<sup>th</sup> day of June, 2024.

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