

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

NMOCD ACOI 191-A

IN THE MATTER OF BP AMERICA PRODUCTION COMPANY,

Respondent.

**AMENDED
AGREED COMPLIANCE ORDER**

Pursuant to Ordering Paragraph 3 of Agreed Compliance Order 191, the Director of the Oil Conservation Division ("OCD") hereby amends that order as follows:

FINDINGS

1. Agreed Compliance Order 191 (ACOI 191) requires BP America Production Company (Operator) to return to compliance with OCD Rule 201 at least five of the wells identified in the Order by October 1, 2008 and file a compliance report by that date.

2. ACOI 191 further provides that if Operator returns to compliance with OCD Rule 201 at least five of the wells identified in the Order by October 1, 2008 and files a timely compliance report, the OCD shall issue an amendment extending the terms of ACOI 191 for a second six-month period, requiring Operator to return an additional five wells to compliance by that deadline. The Order provides that the OCD shall continue to issue six-month amendments if the Operator continues to return at least five additional wells to compliance in each period, so long as the total length of the Order and any amendments does not exceed two years

3. Operator filed a timely compliance report, and the OCD has verified that OCD records indicate that Operator has returned the following wells identified in the Order to compliance:

- Empire ABO Unit No. 006C; 30-015-00838
- Empire ABO Unit No. 007K; 30-015-00776
- Empire ABO Unit No. 008D; 30-015-00848
- Empire ABO Unit No. 025B 30-015-01671
- Empire ABO Unit No. 046; 30-015-03189
- Empire ABO Unit No. 122; 30-015-22842
- Empire ABO Unit No. 132B; 30-015-22659
- Empire ABO Unit No. 314; 30-015-22845
- Empire ABO Unit No. 701P; 30-015-00849
- Gallegos Canyon Unit No. 175; 30-015-07158

- Riverwolf Unit No. 010; 30-015-00639

CONCLUSIONS

1. Operator has returned eleven wells to compliance, exceeding its goal of returning five of the wells identified in the Order to compliance by October 1, 2008 and exceeding by one well its goal of returning five additional wells identified in the Order to compliance in the second six-month period.

2. The OCD should amend ACOI 191 to extend its terms through October 1, 2009 and require Operator to return to compliance by that date four additional wells from the Order not identified in Findings Paragraph 3, above, to complete its goal of returning five wells to compliance in that period.

ORDER

1. Operator shall return to compliance by October 1, 2009 four wells identified in the Order that are not identified in Findings Paragraph 3, above.

2. Operator shall file a written compliance report by October 1, 2009 identifying the well(s) it returned to compliance in the third period, stating the date the well(s) were returned to compliance, and stating how the well(s) were returned to compliance (returned to production or other beneficial use; wellbore plugged; or placed on approved temporary abandonment status). The report must be mailed or e-mailed to the OCD's Enforcement and Compliance Manager (email: daniel.sanchez@state.nm.us) and Assistant General Counsel (email: sonny.swazo@state.nm.us) so that it is received by compliance deadline October 1, 2009.

3. The terms of ACOI 191 otherwise remain in effect.

Done at Santa Fe, New Mexico this 16th day of September 2008

By: 
Mark Fesmire, P.E.
Director, Oil Conservation Division