

**STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION**

**APPLICATION OF OIL CONSERVATION DIVISION
TO ADOPT 19.15.27 NMAC AND 19.15.28 NMAC,
AND TO AMEND 19.15.7 NMAC, 19.15.18 NMAC, AND
19.15.19 NMAC; STATEWIDE**

CASE NO. 21528

CLIMATE ADVOCATES' NOTICE OF ERRATA TO PREHEARING STATEMENT

Center for Civic Policy, Conservation Voters New Mexico Education Fund, Diné C.A.R.E., Earthworks, Natural Resources Defense Council, San Juan Citizens Alliance, Sierra Club, and 350 New Mexico ("Climate Advocates") hereby file this Notice of Errata to Exhibit 18 of their Prehearing Statement.

Exhibit 18 sets forth exhibits to be introduced by Thomas O. Singer, Ph.D. during his direct testimony. Climate Advocates hereby substitutes:

1. Form C-129, Application for Exception to No-Flare Rule 19.15.18.12, filed by XTO Energy, Inc., submitted June 28, 2019, for 4 wells, attached below, in place of Form C-129, Application for Exception to No-Flare Rule 19.15.18.12, filed by XTO Energy, Inc., submitted April 2, 2015, for 2 wells, found on page 3 of Climate Advocates' Exhibit 18; and
2. Routine Flaring at New Mexico Oil Wells, attached below, correcting that data from 4 wells of Marathon (fifth row) were analyzed, not 1 well, as shown on Routine Flaring at New Mexico Oil Wells, found on page 6 of Climate Advocates' Exhibit 18.

Climate Advocates apologizes for the inadvertent mistakes.

Respectfully submitted,

/s/ Tannis Fox

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Conservation Voters New Mexico Education
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Resources Defense Council, San Juan
Citizens Alliance, Sierra Club, and 350 New
Mexico

Certificate of Service

I certify that the foregoing was served by email to the following counsel of record on
December 29, 2020

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/s/ Tannis Fox
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District I
1625 N. French Dr., Hobbs, NM 88240
District II
1301 W. Grand Avenue, Artesia, NM 88210
District III
1000 Rio Brazos Road, Aztec, NM 87410
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy, Minerals and Natural Resources
Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

Form C-129
Revised August 1, 2011

Submit one copy to appropriate
District Office

NFO Permit No. _____
(For Division Use Only)

APPLICATION FOR EXCEPTION TO NO-FLARE RULE 19.15.18.12
(See Rule 19.15.18.12 NMAC and Rule 19.15.7.37 NMAC)

- A. Applicant XTO ENERGY INC.
whose address is 6401 Holiday Hill Rd., Bldg 5 Midland TX 79707
hereby requests an exception to Rule 19.15.18.12 for 90 (beginning 6/30/2019) days or until
September 27, Yr 19, for the following described tank battery (or LACT):
Name of Lease Mis Amigos Name of Pool Triple X; Bone Spring, West
Location of Battery: Unit Letter O Section 31 Township 23S Range 33E
Number of wells producing into battery 4
- B. Based upon oil production of 200 barrels per day, the estimated * volume
of gas to be flared is _____ MCF; Value 600 per day.
- C. Name and location of nearest gas gathering facility:
DCP Midstream
- D. Distance _____ Estimated cost of connection _____
- E. This exception is requested for the following reasons: 3rd party pipeline constraints causing
high line pressure.
Mis Amigos 001H 30-025-40590, 002H 30-025-41003
Estancia SED 1H 30-025-40591, 2H 30-025-41002

OPERATOR

I hereby certify that the rules and regulations of the Oil Conservation
Division have been complied with and that the information given above
is true and complete to the best of my knowledge and belief.

Signature Sherry Pack

Printed Name
& Title Sherry Pack, Regulatory Analyst

E-mail Address sherry_pack@xtoenergy.com

Date 06/28/2019 Telephone No. 432.620.6709

OIL CONSERVATION DIVISION

Approved Until 5/27/2019

By Rock Rickman

Title Dist. 1 SUPV

Date 7-1-19

* Gas-Oil ratio test may be required to verify estimated gas volume.

Routine Flaring at New Mexico Oil Wells

| COMPANY | WELL API NUMBER | FIRST APPLICATION DATE | LAST APPLICATION DATE | TOTAL NUMBER OF APPLICATIONS | TIME PERIOD FLARING APPROVED | REASONS GIVEN |
|----------|--|------------------------|-----------------------|------------------------------|------------------------------|---|
| XTO | 30-025-41003 30-025-40590 30-025-41002 30-025-40591 | April 6, 2015 | Oct. 1, 2020 | 18 | 4 years 1 month | Midstream compressor issues Third party pipeline constraints |
| EOG | 30-025-41546 30-025-41907 | August 8, 2015 | Dec. 11, 2020 | 21 | 4 years 8 months | Third party compressor trouble Midstream volatility |
| COG | 30-025-40688 30-025-42742 | February 25, 2016 | Oct. 28, 2020 | 16 | 3 years 11 months | Line pressure issues Unplanned midstream curtailment |
| Matador | 30-025-44013 30-025-41841 30-025-45223 30-025-44361 30-025-44649 30-025-45760 | March 15, 2018 | Nov. 23, 2020 | 15 | 2 years 8 months | Gas plant issues Pipeline issues |
| Marathon | 30-025-44165 30-025-44212 30-025-44162 30-025-44163 | March 3, 2019 | Dec. 16, 2020 | 8 | 1 year 10 months | Gas plant problems High sales line pressure |

Source: Inspection of public records request, OCD response: well files, C129 records for March and Sept. 2019

Note: Each of the wells shown is not included in every application by the producer, but most wells are included in most applications. In most cases, applications and approvals run continuously during the periods shown.