

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

**APPLICATION OF BLACK RIVER WATER  
MANAGEMENT COMPANY, LLC TO  
AMEND ADMINISTRATIVE ORDER SWD-  
1738 FOR MALAGA SWD NO. 4 WELL,  
EDDY COUNTY, NEW MEXICO.**

CASE NO. \_\_\_\_\_

**APPLICATION**

Black River Water Management Company, LLC (“Black River”) (OGRID No. 371287), through its undersigned attorneys, hereby files this application with the Oil Conservation Division, pursuant to the provisions of NMSA 1978, § 70-2-12(B)(15), for an order amending Administrative Order SWD-1738 to increase the diameter of the injection tubing in the subject well from 4.5 inches to 5.5 inches. In support, Black River states the following:

1. On June 13, 2018, the Oil Conservation Division authorized Black River through Administrative Order SWD-1738 to use its Malaga SWD No. 4 well (API No. 30-015-44514) for disposal of oil field produced water through an open-hole interval within the Devonian formation from approximately 14,228 feet to 15,103 feet. *See* Administrative Order SWD-1738, attached as

**Exhibit A.**

2. The order further provides that injection is permitted through an “internally-coated 4.5-inch or smaller tubing[.]”

3. The Malaga SWD No. 4 well is located in Unit E of Section 11, Township 24 South, Range 28 East, NMPM, Eddy County, New Mexico.

4. The Malaga SWD No. 4 well has been drilled and has been continuously injecting since September 4, 2018.

5. The well is equipped with surface casing, two stages of intermediate casing, and 7.625-inch production casing. All casing is cemented to the surface.

6. Black River seeks an amendment to Administrative Order SWD-1738 permitting it to use 5.5-inch injection tubing. The tubing will be placed inside the production casing.

7. All other approved well designs and permit conditions under Administrative Order SWD-1738 are proposed to remain unchanged.

8. The granting of this application will avoid the drilling of unnecessary wells, will prevent waste, and will protect correlative rights.

WHEREFORE, Black River requests that this application be set for hearing before an Examiner of the Oil Conservation Division on December 12, 2019, and, after notice and hearing as required by law, the Division enter an order approving this application to amend Administrative Order SWD-1738 to increase the diameter of the injection tubing in the Malaga SWD No. 4 well from 4.5 inches to 5.5 inches.

Respectfully submitted,

HOLLAND & HART LLP

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**ATTORNEYS FOR BLACK RIVER WATER  
MANAGEMENT COMPANY, LLC**

**CASE \_\_\_\_\_:**      **Application of Black River Water Management Company, LLC to Amend Administrative Order SWD-1738 for Malaga SWD No. 4 Well, Eddy County, New Mexico.** Applicant in the above-styled cause seeks an order amending Administrative Order SWD-1738 to permit increase the diameter of the injection tubing in its **Malaga SWD No. 4 Well** (API No. 30-015-44514) from 4.5 inches to 5.5 inches. Administrative Order SWD-1738 currently allows injection tubing that is 4.5 inches or smaller. The subject well is located 1,489 feet from the north line and 490 feet from the west line (Unit E) of Section 11, Township 24 South, Range 28 East, NMPM, Eddy County, New Mexico. All other approved well designs and permit conditions under Administrative Order SWD-1738 are proposed to remain unchanged. The Malaga SWD No. 4 Well is located approximately 1 mile southeast of Malaga, N.M.

State of New Mexico  
Energy, Minerals and Natural Resources Department

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**Susana Martinez**  
Governor

**Ken McQueen**  
Cabinet Secretary

**Matthias Sayer**  
Deputy Cabinet Secretary

**Heather Riley, Division Director**  
Oil Conservation Division



Administrative Order SWD-1738  
June 13, 2018

**ADMINISTRATIVE ORDER  
OF THE OIL CONSERVATION DIVISION**

Pursuant to the provisions of Division Rule 19.15.26.8(B) NMAC, Black River Management Company, LLC (the "operator") seeks an administrative order for its Malaga SWD Well No. 4 (the "proposed well") with a location of 1489 feet from the North line and 490 feet from the West line, Unit letter E of Section 11, Township 24 South, Range 28 East, NMPM, Eddy County, New Mexico, for the purpose of commercial disposal of produced water.

**THE DIVISION DIRECTOR FINDS THAT:**

The application has been duly filed under the provisions of Division Rule 19.15.26.8(B) NMAC and satisfactory information has been provided that affected parties have been notified. Three objections were received within the prescribed waiting period for the expanded notice with two withdrawn following negotiated resolutions. The third objection was addressed by Division Case No. 16130 and the resulting Order No. R-14715 which remanded the application to the administrative review process. The applicant has presented satisfactory evidence that all requirements prescribed in Division Rule 19.15.26.8 NMAC have been met and the operator is in compliance with Division Rule 19.15.5.9 NMAC.

**Application for Disposal in Devonian and Silurian Formations:** Due to the potential for the projected injection volume of the proposed well to impact an area greater than the one-half mile radius applied in Division Form C-108 and Division rule, the applicant has provided the following supplementary information:

1. Notification following Division Rule 19.15.26.8(B) NMAC for a radius of one mile from the surface location of the proposed well;
2. An expanded Area of Review for wells penetrating the disposal interval for a radius of one mile from the surface location of the proposed well; and
3. A statement by a qualified person assessing the potential of induced-seismic events associated with the disposal activities for the predicted service life of the proposed well.

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Black River Water Management Company LLC  
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IT IS THEREFORE ORDERED THAT:

The applicant, Black River Water Management Company, LLC (OGRID 371287), is hereby authorized to utilize its Malaga SWD Well No. 4 (API 30-015-44514) with a location of 1489 feet from the North line and 490 feet from the West line, Unit letter E of Section 11, Range 24 South, Range 28 East, NMPM, Eddy County, for disposal of oil field produced water (UIC Class II only) through open-hole completion into an interval consisting of the Devonian formation from approximately 14228 feet to approximately 15103 feet. Injection will occur through a tubing system with internally-coated, 4.5-inch or smaller tubing within the 7 $\frac{5}{8}$ -inch casing and a packer set within 100 feet of the top of the disposal interval.

*This permit does not allow disposal into formations below the Silurian formations including the Montoya formation and the Ellenburger formation (lower Ordovician) or lost circulation intervals directly on top and obviously connected to these formations.*

*Prior to commencing disposal, the operator shall submit mudlog and geophysical logs information, to the Division's District geologist and Santa Fe Bureau Engineering office, showing evidence agreeable that only the permitted formation is open for disposal including a summary of depths (picks) for contacts of the formations which the Division shall use to amend this order for a final description of the depth for the injection interval. If significant hydrocarbon shows occur while drilling, the operator shall notify the Division's District II and the operator shall be required to receive written permission prior to commencing disposal.*

*If cement does not circulate on any casing string excluding the 7 $\frac{5}{8}$ -inch casing, the operator shall run a cement bond log (CBL) or other log to determine top of cement and shall notify the Artesia District with the top of cement on the emergency phone number prior to continuing with any further cement activity with the proposed well. If cement did not tie back in to next higher casing shoe, the operator shall perform remedial cement job to bring cement, at a minimum, 200 feet above the next higher casing shoe.*

*The operator shall run a CBL (or equivalent) for the 7 $\frac{5}{8}$ -inch production casing and demonstrate (for the cement tie back with the 10 $\frac{3}{4}$ -inch intermediate casing) a top-of-cement depth no deeper than 8000 feet below ground level. The operator shall provide a copy of the CBL to the Division's District II prior to commencing disposal.*

IT IS FURTHER ORDERED THAT:

The operator shall take all steps necessary to ensure that the disposed water enters only the approved disposal interval and is not permitted to escape to other formations or onto the surface. This includes the completion and construction of the well as described in the application and, if necessary, as modified by the District Supervisor.

After installing tubing, the casing-tubing annulus shall be loaded with an inert fluid and equipped with a pressure gauge or an approved leak detection device in order to determine leakage in the casing, tubing, or packer. The casing shall be pressure tested from the surface to the packer setting depth to assure casing integrity.

**EXHIBIT A**

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Black River Water Management Company LLC  
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The well shall pass an initial mechanical integrity test ("MIT") prior to initially commencing disposal and prior to resuming disposal each time the disposal packer is unseated. All MIT procedures and schedules shall follow the requirements in Division Rule 19.15.26.11(A) NMAC. The Division Director retains the right to require at any time wireline verification of completion and packer setting depths in this well.

The wellhead injection pressure on the well shall be limited to **no more than 2846 psi**. In addition, the disposal well or system shall be equipped with a pressure limiting device in workable condition which shall, at all times, limit surface tubing pressure to the maximum allowable pressure for this well.

The Director of the Division may authorize an increase in tubing pressure upon a proper showing by the operator of said well that such higher pressure will not result in migration of the disposed fluid from the target formations. Such proper showing shall be demonstrated by sufficient evidence including but not limited to an acceptable step-rate test.

The operator shall notify the supervisor of the Division's District II office of the date and time of the installation of disposal equipment and of any MIT so that the same may be inspected and witnessed. The operator shall provide written notice of the date of commencement of disposal to the Division's District II office. The operator shall submit monthly reports of the disposal operations that includes number of days of operation, injection volume, and injection pressure on Division Form C-115, in accordance with Division Rules 19.15.26.13 and 19.15.7.24 NMAC.

The injection authority granted under this order is not transferable except upon Division approval. The Division may require the operator to demonstrate mechanical integrity of any injection well that will be transferred prior to approving transfer of authority to inject.

The Division may revoke this injection order after notice and hearing if the operator is in violation of Rule 19.15.5.9 NMAC.

The disposal authority granted herein shall terminate one (1) year after the effective date of this Order if the operator has not commenced injection operations into the subject well. One year after the last date of reported disposal into this well, the Division shall consider the well abandoned, and the authority to dispose will terminate *ipso facto*. The Division, upon written request mailed by the operator prior to the termination date, may grant an extension thereof for good cause.

Compliance with this Order does not relieve the operator of the obligation to comply with other applicable federal, state or local laws or rules, or to exercise due care for the protection of fresh water, public health and safety and the environment.

Jurisdiction is retained by the Division for the entry of such further orders as may be necessary for the prevention of waste and/or protection of correlative rights or upon failure of the operator to conduct operations (1) to protect fresh or protectable waters or (2) consistent with the requirements in this order, whereupon the Division may, after notice and hearing, terminate the

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disposal authority granted herein.



HEATHER RILEY  
Director

HR/prg

cc: Oil Conservation Division – Artesia District Office  
Well file 30-015-44514

**EXHIBIT A**