

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

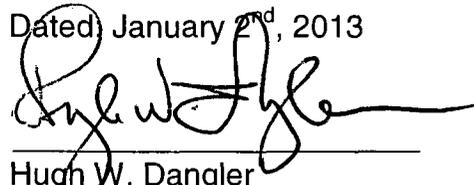
2013 JAN -2 P 4:29

IN THE MATTER OF THE APPLICATION OF THE NEW MEXICO OIL AND GAS ASSOCIATION FOR AMENDMENT OF CERTAIN PROVISIONS OF TITLE 19, CHAPTER 15 OF THE NEW MEXICO ADMINISTRATIVE CODE CONCERNING PITS, BELOW GRADE TANKS, CLOSED LOOP SYSTEMS AND OTHER ALTERNATIVE METHODS TO THE FOREGOING, AND AMENDING OTHER RULES TO CONFORMING CHANGES STATEWIDE.

NOTICE OF INTENT TO CROSS-EXAMINE WITNESSES

Pursuant to Rule 19.15.3.11 B NMAC (Rulemaking Hearing Participation; Technical Testimony), the State Land Office and the Commissioner of Public Lands, Ray Powell, M.S., D.V.M., hereby gives notice of an intention to conduct cross-examination of testimony concerning the revised tables which the Commission will consider as it reopens the hearings on proposed changes to the above listed rule, commonly referred to as "the pit rule". Because the tables at issue in this portion of the hearing will impact the future health of the land and water, the Commissioner and the State Land Office continue to represent the interests of state trust lands for reasons set forth in the "Pre-Hearing Statement of the New Mexico State Land Office [etc.]" as filed of record in May of 2012.

Dated January 2<sup>nd</sup>, 2013



Hugh W. Dangler  
New Mexico State Land Office  
310 Old Santa Fe Trail  
P.O. Box 1148  
Santa Fe, New Mexico 87504-1148

## CERTIFICATE OF SERVICE

I hereby certify that on this 2<sup>nd</sup> day of January, 2013, I have delivered a copy of the foregoing pleading in the above-captioned case via electronic mail and/or US Mail, First Class to the following:

Gabrielle Gerholt  
David Brooks  
Oil Conservation Division  
Energy, Minerals and Natural Resources Department  
1220 St. Francis Drive  
Santa Fe, New Mexico 87505  
[gabrielle.gerholt@state.nm.us](mailto:gabrielle.gerholt@state.nm.us)  
[davidbrooks@state.nm.us](mailto:davidbrooks@state.nm.us)

William H. Carr  
Adam Rankin  
Holland & Hart, LLP  
PO Box 2208  
Santa Fe, New Mexico 87504-2208  
[wcarr@hollandhart.com](mailto:wcarr@hollandhart.com)  
[agrarkin@hollandhart.com](mailto:agrarkin@hollandhart.com)

Karin Foster  
Independent Petroleum Association of New Mexico  
5805 Mariola Place  
Albuquerque, New Mexico 87111  
[fosterassociates2005@yahoo.com](mailto:fosterassociates2005@yahoo.com)

Dr. Donald Neeper  
New Mexico Citizens for Clean Air & Water  
2708 B Walnut Street  
Los Alamos, New Mexico 87544  
[dneeper@earthlink.net](mailto:dneeper@earthlink.net)

Eric D. Jantz  
R. Bruce Frederick  
New Mexico Environmental Law Center  
1405 Luisa Street, Suite 5  
Santa Fe, New Mexico 87505  
[ejantz@nmelc.org](mailto:ejantz@nmelc.org)  
[bfrederick@nmelc.org](mailto:bfrederick@nmelc.org)

Certificate of Service re Notice of Intent to Cross-Examine Witnesses Cont.

Patrick A. Fort  
PO Box 1608  
Albuquerque, New Mexico 87103-1608  
[patrickfort@msn.com](mailto:patrickfort@msn.com)

James G. Bruce  
PO Box 1056  
Santa Fe, New Mexico 87504  
[jamesbruc@aol.com](mailto:jamesbruc@aol.com)

Judith B. Calman  
142 Truman Street NE, #B-1  
Albuquerque, New Mexico 87108  
[judy@nmwild.org](mailto:judy@nmwild.org)