

STATE OF NEW MEXICO
County of Bernalillo SS

Bill Tafoya, being duly sworn, declares and says that he is Classified Advertising Manager of **The Albuquerque Journal**, and that this newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Session Laws of 1937, and that payment therefore has been made of assessed as court cost; that the notice, copy of which is hereto attached, was published in said paper in the regular daily edition, for 1 times, the first publication being on the 8 day of Sept., 2005 and the subsequent consecutive publications on _____, 20____.

Sworn and subscribed to before me, a Notary Public, in and for the County of Bernalillo and State of New Mexico this 8 day of Sept. of 2005

PRICE \$ 105.21

Statement to come at end of month.

ACCOUNT NUMBER C-80932

CLA-22-A (R-1/93)



NOTICE OF HEARING
STATE OF NEW MEXICO
ENERGY, MINERALS AND
NATURAL RESOURCES
DEPARTMENT
OIL CONSERVATION DIVISION
SANTA FE, NEW MEXICO

The State of New Mexico through its Oil Conservation Commission hereby gives notice pursuant to law and the Rules and Regulations of the Commission of the following meeting and public hearing to be held at 9:00 A.M. on **October 13 and 14, 2005**, in Porter Hall at 1220 South St. Francis Drive, Santa Fe, New Mexico, before the Oil Conservation Commission. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact Division Administrator Florene Davidson at 505-476-3458 or through the New Mexico Relay Network (1-800-659-1779) by **October 3, 2005**. Public documents can be provided in various accessible forms. Please contact Ms. Davidson if a summary or other type of accessible form is needed. A preliminary agenda will be available to the public no later than two weeks prior to the meeting. A final agenda will be available no later than twenty-four (24) hours preceding the meeting. Members of the public may obtain copies of the agenda by contacting Ms. Davidson at the phone number indicated above. Also, the agenda will be posted on the Oil Conservation Division website at www.emnrd.state.nm.us.



My Commission

STATE OF NEW MEXICO TO:
All named parties and persons having any right, title, interest or claim in the following cases and notice to the public.

CASE 13564: In the matter of the Proposal of the Oil Conservation Division, On Its Own Motion, To Amend Rule 7 of 19.15.1 NMAC; Rules 101 and 102 of 19.15.3 NMAC; Rules 201 and 203 of 19.15.4 NMAC; Rule 701 of 19.15.9 NMAC; Rules 1101, 1103, 1104 and 1115 of 19.15.13 NMAC. The adoption of Rules 37 and 38 of 19.15.1 NMAC; Rule 100 of 19.15.3 NMAC; Rule 1227 of 19.15.14 NMAC. The hearing concerns the following: adoption of a new rule setting out procedures for compliance proceedings (to be codified as 19.15.14.1227 NMAC); amendment of 19.15.1.7 NMAC to define "knowingly and willfully;" adoption of a new rule clarifying the enforceability of permits and administrative orders (to be codified as 19.15.1.38 NMAC); amendment of 19.15.13.1115 NMAC to clarify monthly reporting requirements and their enforcement; adoption of a new rule creating a "good standing" requirement for well operators (to be codified as 19.15.1.37 NMAC); adoption of a new rule regarding operator registration, change of operator and change of name, and including a "good standing" requirement (to be codified as 19.15.3.100 NMAC); amendment of 19.15.3.102 NMAC and 19.15.3.1101 NMAC to clarify the issuance of permits to drill, deepen or plug back, and include a "good standing" requirement; amendment of 19.15.9.701 NMAC to clarify injection permit requirements, and include a "good standing" requirement; amendment of 19.15.13.1104 NMAC to clarify the assignment of allowables and authorization to transport, and include a "good standing" requirement; amendment of 19.15.3.101 NMAC to clarify and expand financial assurance requirements and increase the amount of annual

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the Proposal of the Oil Conser-
vation Division. On its Own Mo-
tion, To Amend Rule 7 of 19.15.1
NMAC, Rules 101 and 201 and
19.15.3 NMAC; Rules 201 and
203 of 19.15.4 NMAC; Rule 701
of 19.15.9 NMAC; Rules 1101,
1103, 1104 and 1115 of 19.15.13
NMAC. The adoption of Rules
37 and 38 of 19.15.1 NMAC; Rule
100 of 19.15.3 NMAC; Rule
1227 of 19.15.14 NMAC. The
hearing concerns the following:
adoption of a new rule setting out
procedures for compliance pro-
ceedings (to be codified as
19.15.14.1227 NMAC); amend-
ment of 19.15.1.7 NMAC to define
"knowingly and willfully;" adoption
of a new rule clarifying the en-
forceability of permits and admin-
istrative orders (to be codified as
19.15.1.38 NMAC); amendment of
19.15.13.1115 NMAC to clarify
monthly reporting requirements
and their enforcement; adoption of
a new rule creating a "good
standing" requirement for well op-
erators (to be codified as
19.15.1.37 NMAC); adoption of a
new rule regarding operator regis-
tration, change of operator and
change of name, and including a
"good standing" requirement (to be
codified as 19.15.3.100 NMAC);
amendment of 19.15.3.102 NMAC
and 19.15.3.1101 NMAC to clarify
the issuance of permits to drill,
deepen or plug back, and include
a "good standing" requirement;
amendment of 19.15.9.701 NMAC
to clarify injection permit require-
ments, and include a "good stand-
ing" requirement; amendment of
19.15.13.1104 NMAC to clarify the
assignment of allowables and in-
terpretation of "good standing" require-
ment; amendment of 19.15.3.101
NMAC to clarify and expand finan-
cial assurance requirements and
increase the amounts of one-well
financial assurances; amending
19.15.4.203 NMAC, 19.15.1.7
NMAC, 19.15.4.201 NMAC and
19.15.13.1103 NMAC to distin-
guish between "temporary aban-
donment" and "approved tempo-
rary abandonment" and clarify the
requirements for approved tempo-
rary abandonment. Copies of the
text of the proposed new rules and
amendments are available from
commission clerk Fiorene
Davidson at (505) 476-3458 or
from the Division's web site at
<http://www.emnrd.state.nm.us/ocd/whatsnew.htm>. Written comments
on the proposed amendments
must be received no later than
5:00 p.m. on Wednesday, October
5, 2005. Any person may present
non-technical testimony or make
an un-sworn statement at the
hearing. Any person who intends
to present technical testimony or
cross-examine witnesses at the
hearing shall, no later than 5:00
p.m. on Wednesday, October 5,
file six sets of a pre-hearing state-
ment with Ms. Davidson. Any per-
son recommending modification
to a proposed rule change shall
no later than Wednesday, Sep-
tember 28, file a notice of recom-
mended modifications with
Davidson including the text of
recommended modifications,
explanation of the modifica-
tion, impact, and the reasons for
adopting the modifications. Written
comments, pre-hearing state-
ments, and notices of recommen-
ded modifications may be
delivered or mailed to Ms.
Davidson at 1220 South St.
Drive, Santa Fe, New Mexico
87505, or may be faxed to
Davidson at (505) 476-3458.

Given under the Seal
of New Mexico Oil and
Conservation Commission at Santa Fe,
New Mexico on this 2nd
day of September, 2005.

STATE OF NEW MEXICO
OIL CONSERVATION
Commission
Mark E. Fesmire
Division Director
Journal: September

