

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

**APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION  
COMPLIANCE AND ENFORCEMENT BUREAU FOR A COMPLIANCE ORDER  
AGAINST ELMIRA T WELCH FOR WELLS OPERATED IN EDDY COUNTY,  
NEW MEXICO**

**CASE NO 15699**

**PRE-HEARING STATEMENT**

Applicant New Mexico Oil Conservation Division Compliance and Enforcement Bureau ('Bureau') is seeking an order declaring

- 1 That operator Elmira T Welch ('Welch' or 'Operator') is out of compliance with 19 15 5 9 19 15 8 9 19 15 25 8 NMAC and NMSA 1978 § 70-2-14,
- 2 That Operator return to compliance with 19 15 5 9 19 15 8 9 and 19 15 25 8 NMAC by a date certain,
- 3 In the event of non compliance finding the Operator in violation of a Division Order for each day after the deadline established in the sought order to obtain compliance, declaring the wells abandoned and authorizing OCD to plug the violating wells in accordance with a Division approved plugging program and restore and remediate the location recover costs from the Operator's financial assurance as permitted by 19 15 8 13 NMAC, and seek indemnification as permitted by NMSA 1978 § 70 2 14(E)

The OCD supports the approval of the compliance order because of the following

- 1 Notice of Hearing was properly served as required by 19 15 4 9 and 19 15 4 10 NMAC
- 2 Operator is currently the operator of record of one (1) well ('subject well') in Eddy County,
- 3 Operator has one (1) well that requires additional financial assurance pursuant to 19 15 8 9(C) NMAC
- 4 Operator currently has one (1) well out of a total of one (1) well out of compliance with 19 15 25 8 NMAC, exceeding the amount allowed under 19 15 5 9(A)(4) NMAC

**PETITIONERS'S PROPOSED EVIDENCE**

WITNESS

ESTIMATED TIME 15 minutes

Daniel Sanchez NMOCD Compliance & Enforcement Manager  
Testimony on Operator and OCD records

**PROCEDURAL MATTERS**

None

Respectfully submitted  
May 4, 2017 by



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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing pleading was sent electronically to the following party on May 4 2017

No party has entered an appearance



Keith W Herrmann