

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

**APPLICATION OF THE NEW MEXICO OIL
CONSERVATION DIVISION THROUGH THE
SUPERVISOR OF DISTRICT II FOR AN
EMERGENCY ORDER SUSPENDING CERTAIN
APPROVED APPLICATIONS FOR PERMITS TO
DRILL, AND FOR ADOPTION OF SPECIAL RULES
FOR DRILLING IN CERTAIN AREAS FOR THE
PROTECTION OF FRESH WATER, CHAVES AND
EDDY COUNTIES, NEW MEXICO**

CASE NO 15487

**PECOS VALLEY ARTESIAN CONSERVANCY DISTRICT'S
PRE-HEARING STATEMENT**

Pecos Valley Artesian Conservancy District (PVACD), submits its Pre-Hearing Statement pursuant to the rules of the Oil Conservation Division

I PARTIES AND APPEARANCES

APPLICANT

Oil Conservation Division

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INTERESTED PARTY

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II STATEMENT OF CASE

One February 8 2017, the Oil Conservation Division Commission entered its Order No R-14164-D adopting Special Provisions for a Selected Area of the Roswell Artesian Basin ('Special Provisions'), which are included in Attachment 1 to the Commission's Order PVACD joined with Lime Rock, EOG Y Resources, Inc COG Operating, LLC, Fasken Oil & Ranch, Ltd OXY USA Inc , Mack Energy Corporation Devon Energy Production Company L P and the Independent Petroleum Association of New Mexico (collectively "the Joint Applicants") in requesting a rehearing for purposes of addressing two parts of the Commission's Special Provisions

The Pecos Valley Artesian Conservancy District contends that the proposed modification of 19 15 39 11(C)(2) will eliminate ambiguous language and provide clarity to the rule The PVACD agrees and adopts the Division's proposed substitute language to the rule

III WITNESSES AND PROPOSED EVIDENCE

A WITNESSES

Name	Evidence
Roger Peery, CPG, PG <i>John Shomaker & Associates Inc</i> CEO/Principal Hydrogeologist	Mr Peery is an expert witness who may testify concerning the proposed amended rule and technical aspects thereof Mr Peery may also testify as to hydrology ¹ and geohydrology matters

PVACD reserves the right to call a rebuttal witness(es) if appropriate

B ESTIMATED TIME

The estimated time required for the presentation of evidence by PVACD is twenty minutes (20) minutes

IV PROCEDURAL MATTERS

None at this time

Respectfully submitted

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing *Pre-Hearing Statement* was served via electronic mail on May 12 2017 to the following parties



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