

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

CASE NO. 10143
ORDER NO. R-9388-A

OIL CONSERVATION DIVISION FOR AN ORDER
ENACTING AND ADOPTING A RECODIFICATION
OF THE RULES AND REGULATIONS OF THE
OIL CONSERVATION DIVISION

NUNC PRO TUNC ORDER

BY THE COMMISSION:

It appearing to the Commission that due to inadvertence, Order No. R-9388, dated December 20, 1990 does not correctly state the intended order of the Commission:

IT IS THEREFORE ORDERED THAT:

(1) Decretory Paragraph No. (1) of said Order No. R-9388, dated December 20, 1990, be and the same is hereby amended to read in its entirety as follows:

"(1) As of the effective date of this order, the reformatted and recompiled "Rules and Regulations of the Oil Conservation Division" presented at the time of the hearing as Exhibit 1 in this case and incorporated by reference into this order, are hereby adopted as the Rules and Regulations of the Division, superseding all Rules and Regulations of the Oil Conservation Division published prior to the effective date of this order."

(2) The corrections set forth in this order be entered nunc pro tunc as of December 20, 1990.

DONE at Santa Fe, New Mexico on this 28th day of March, 1991.

STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION

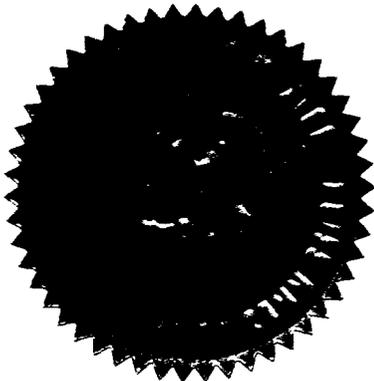
JIM BACA, Member

Bill Weiss

WILLIAM W. WEISS, Member

William J. LeMay

WILLIAM J. LeMAY, Chairman



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STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION COMMISSION TO
CONSIDER THE APPLICATION OF:

CASE NO. 10143
ORDER NO. R-9388

OIL CONSERVATION DIVISION FOR AN ORDER
ENACTING AND ADOPTING A RECODIFICATION
OF THE RULES AND REGULATIONS OF THE
OIL CONSERVATION DIVISION

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at 9:00 a.m. on November 8, 1990, at Santa Fe, New Mexico before the Oil Conservation Commission of the State of New Mexico, hereinafter referred to as the "Commission".

NOW, on this 20th day of December, the Commission, a quorum being present, having considered the testimony presented and the exhibits received at said hearing, and further considering comments submitted pursuant to request of the Commission, and being fully advised in the premises,

FINDS THAT:

(1) Due public notice having been given as required by law, the Commission has jurisdiction of this cause and the subject matter thereof.

(2) The current compilation of the Rules and Regulations of the Oil Conservation Division ("Rules") is comprised of many rules and amendments which have been made over a number of years and there is a lack of consistency in the subdivision formatting of the rules which makes them more difficult to use.

(3) There is no efficient way for users of the rules to determine whether or not a rule in question is the current effective rule without referring to the Records Center or OCD official filing book.

(4) The use by the Division of more modern word processing equipment enables it to publish the Rules and Rulebook in a way

which will enable users to maintain a current set of Rules and to determine by reference to a regularly published effective date list that each rule is current and correct.

(5) It was necessary to completely re-enter the Rules into the new word processing system manually, and in the process of doing so the capacity of the software has been used to make the Rules consistent throughout in paragraphing format.

(6) The Division witness testified that she personally entered every rule and that she subsequently proofread the proposed recodification of the rules and compared them with the existing Rules and that other than the change in format there are no changes in the Rules.

(7) Adoption of the proposed recodification with a common effective date of March 1, 1991, will provide for better service to persons dealing with the Agency, will substantially eliminate the need to republish the entire Rulebook periodically and will improve the operation of the Division.

(8) Because there are no substantive changes to any Rule, the Division should publish a synopsis of this order in the New Mexico register rather than each newly codified rule which would be prohibitive in cost.

IT IS THEREFORE ORDERED THAT:

(1) As of the effective date of this order, the Rules and Regulations of the Oil Conservation Division as reformatted and recompiled in Exhibit "A" attached hereto are hereby adopted as the Rules and Regulations of the Division, superseding all Rules and Regulations of the Oil Conservation Division published prior to the effective date of this order.

(2) The effective date of this order shall be March 1, 1991.

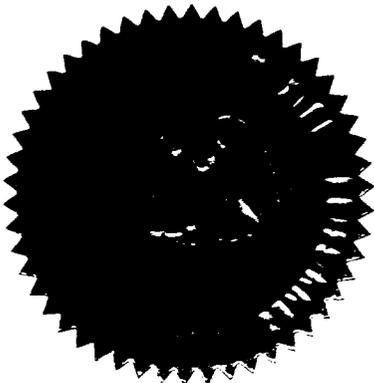
(3) A synopsis of this order and the nature of the change to the rules shall be all that is published in the New Mexico Register.

(4) Jurisdiction of this cause is retained for entry of such further orders as the Commission may deem necessary.

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Order No. R-9388
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DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.

STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION



WILLIAM R. HUMPHRIES,
Member

Bill Weiss

WILLIAM W. WEISS,
Member

William J. Lemay

WILLIAM J. LEMAY,
Chairman & Secretary

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