



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

30-015-05339

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12-Dec-05

WISER OIL CO (THE)

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REGISTRATION OF PITS

Recent field inspections have noted several unregistered and unfenced open workover pits at injection wells on locations in the 17S-31E, Eddy County, area of your operations.

OCD Rule 19.15.2.50.A [NMAC] states "Discharge into, or construction of, any pit or below-grade tank is prohibited absent possession of a permit issued by the division".

OCD Rule 19.15.2.50.C.2(f) [NMAC] states that "All pits shall be fenced or enclosed to prevent access by livestock, and fences shall be maintained in good repair."

OCD Rule 19.15.2.50.F.1 [NMAC] states "a pit or below-grade tank shall be properly closed within six months after cessation of use. As a condition of a permit, the division may require the operator to file a detailed closure plan before closure may commence."

Please submit, prior to December 29, 2005, a Form C-144 for each of your pits in the 17S-31E, Eddy County, New Mexico, area of your operations that do not have an approved C-144 on file with the OCD District 2 Office and ensure all other pits are registered with the State of New Mexico Oil Conservation Division District Office as required by Rule 50.

Fencing must be provided for each open pit prior to December 29, 2005.

Further enforcement will occur in the event that a satisfactory response is not received to this letter. Such enforcement may include this office applying to the Division for an order summoning you to a hearing before a Division Examiner in Santa Fe to show cause why you should not be ordered to permanently plug and abandon this well. Such a hearing may result in imposition of CIVIL PENALTIES for violations of OCD rules.


Artesia OCD District Office