

*Entered April 3, 1970*  
*R.D.P.*

BEFORE THE OIL CONSERVATION COMMISSION  
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE HEARING  
CALLED BY THE OIL CONSERVATION  
COMMISSION OF NEW MEXICO FOR  
THE PURPOSE OF CONSIDERING:

CASE No. 4329  
Order No. R-3945

APPLICATION OF R. D. COLLIER  
FOR AN EXCEPTION TO ORDER NO.  
R-3221, AS AMENDED, EDDY COUNTY,  
NEW MEXICO.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at 9 a.m. on March 25, 1970,  
at Santa Fe, New Mexico, before Examiner Elvis A. Utz.

NOW, on this 3rd day of April, 1970, the Commission, a  
quorum being present, having considered the testimony, the record,  
and the recommendations of the Examiner, and being fully advised  
in the premises,

FINDS:

- (1) That due public notice having been given as required by  
law, the Commission has jurisdiction of this cause and the subject  
matter thereof.
- (2) That the applicant, R. D. Collier, is the owner and  
operator of the Sinclair Parke Well No. 1, located in Unit F of  
Section 22, Township 17 South, Range 30 East, NMPM, Jackson-Abo  
Field, Eddy County, New Mexico.
- (3) That Order (3) of Commission Order No. R-3221, as  
amended, prohibits in that area encompassed by Lea, Eddy, Chaves,  
and Roosevelt Counties, New Mexico, the disposal, subject to minor  
exceptions, of water produced in conjunction with the production  
of oil or gas, or both, on the surface of the ground, or in any  
pit, pond, lake, depression, draw, streambed, or arroyo, or in  
any watercourse, or in any other place or in any manner which

-2-

CASE No. 4329

Order No. R-3945

would constitute a hazard to any fresh water supplies and said disposal has not previously been prohibited.

(4) That the aforesaid Order No. R-3221 was issued in order to afford reasonable protection against contamination of fresh water supplies designated by the State Engineer through disposal of water produced in conjunction with the production of oil or gas, or both, in unlined surface pits.

(5) That the State Engineer has designated, pursuant to Section 65-3-11 (15), N.M.S.A., 1953 Compilation, all underground water in the State of New Mexico containing 10,000 parts per million or less of dissolved solids as fresh water supplies to be afforded reasonable protection against contamination; except that said designation does not include any water for which there is no present or reasonably foreseeable beneficial use that would be impaired by contamination.

(6) That the applicant seeks as exception to the provisions of the aforesaid Order (3) to permit the disposal of salt water produced by applicant's aforesaid Sinclair Parke Well No. 1 in an unlined surface pit located in the vicinity of said well.

(7) That there appears to be no shallow fresh water in the vicinity of the subject pit for which a present or reasonably foreseeable beneficial use is or will be made that would be impaired by contamination from the subject pit.

(8) That the applicant should be permitted to dispose of salt water produced by his Sinclair Parke Well No. 1, located in Unit F of Section 22, Township 17 South, Range 30 East, NMPM, Jackson-Abo Field, Eddy County, New Mexico, in an unlined surface pit located in the vicinity of said well.

IT IS THEREFORE ORDERED:

(1) That the applicant, R. D. Collier, is hereby granted an exception to Order (3) of Commission Order No. R-3221, as amended, to dispose of water produced in conjunction with the production of oil or gas, or both, by his Sinclair Parke Well No. 1, located in Unit F of Section 22, Township 17 South, Range 30 East, NMPM, Jackson-Abo Field, Eddy County, New Mexico, in an unlined surface pit located in the vicinity of said well.

-3-

CASE No. 4329

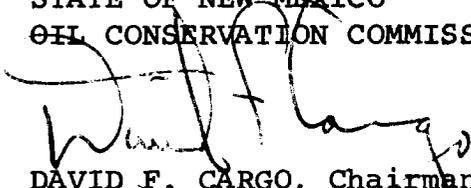
Order No. R-3945

(2) That the Secretary-Director of the Commission may by administrative order rescind such authority whenever it reasonably appears to the Secretary-Director that such rescission would serve to protect fresh water supplies from contamination.

(3) That jurisdiction of this cause is retained for the entry of such further orders as the Commission may deem necessary.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.

STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION

  
DAVID F. CARGO, Chairman

  
ALEX J. ARMIJO, Member

  
A. L. PORTER, Jr., Member & Secretary

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