

Section 19. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision, designation of applicant as operator of the well and a charge for risk involved in drilling said well. Said area is located approximately 6 miles northwest of Lovington, New Mexico.

CASE 12815: Reopened

In the matter of Case 12815 being reopened pursuant to the provisions of Division Order No. R-11771, which order promulgated temporary special pool rules for the North Osudo-Devonian Pool in Lea County, New Mexico, including provisions for 160-acre spacing units and designated well locations. Operators in the North Osudo-Devonian Pool should appear and show cause why the temporary special pool rules established for this pool should not be rescinded and the pool not be developed on statewide 40-acre spacing.

CASE 13050: Continued from April 10, 2003, Examiner Hearing.

Application of Doyle Hartman, Oil Operator for simultaneous dedication, an exception to Rule 3 (D) of the Special Rules and Regulations for the Eumont Gas Pool, an unorthodox infill gas well location, and to amend Division Administrative Order NSL-4773 (SD), Lea County, New Mexico. Division Administrative Order NSL-4773 (SD) dated September 4, 2002 authorized Doyle Hartman, Oil Operator to simultaneously dedicate the following six gas wells to a non-standard 320-acre gas spacing unit (approved by Division Order No. R-5448) within the Eumont Gas Pool (76480) comprising the W/2 E/2 and E/2 W/2 of Section 7, Township 20 South, Range 37 East, which is located approximately three (3) miles south-southwest of Monument, New Mexico:

- (i) H. M. Britt Well No. 1 (API No. 30-025-05972), located at a standard gas well location 1980 feet from the North and West lines (Unit F) of Section 7;
- (ii) H. M. Britt Well No. 3 (API No. 30-025-05991), located at an unorthodox gas well location (approved by Division Order No. R-5448) 2310 feet from the North line and 1650 feet from the East line (Unit G) of Section 7;
- (iii) H. M. Britt Well No. 4 (API No. 30-025-05992), located at a standard gas well location 660 feet from the North line and 1980 feet from the East line (Unit B) of Section 7;
- (iv) H. M. Britt Well No. 5 (API No. 30-025-05993), located at a standard gas well location 1980 feet from the South and West lines (Unit K) of Section 7;
- (v) H. M. Britt Well No. 12 (API No. 30-025-05999), located at an unorthodox gas well location (approved by Division Order No. R-5448) 330 feet from the North line and 2281 feet from the West line (Unit C) of Section 7; and
- (vi) Britt Well No. 14 (API No. 30-025-35152), located at an unorthodox gas well location [approved by Division Administrative Order NSL-4773 (SD)] 1400 feet from the South line and 2310 feet from the East line (Unit J) of Section 7.

Applicant now seeks an exception to Rule 3 (D) of the "Special Rules and Regulations for the Eumont Gas Pool", as promulgated by Division Order No. R-8170, as amended, to allow its existing H. M. Britt Well No. 2 (API No. 30-025-05990), located at a standard infill gas well location 660 feet from the North line and 1980 feet from the West line (Unit C) of Section 7 to be recompleted as a Eumont Gas Pool within the same quarter-quarter section (NE/4 NW/4) as the H. M. Britt Well No. 12. Further, applicant proposes to replace the H. M. Britt Well No. 3

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within the SW/4 NE/4 (Unit G) of Section 7 with its existing H. M. Britt Well No. 11 (API No. 30-025-05998), located at an unorthodox infill gas well location 1650 feet from the North and East lines (Unit G) of Section 7. Applicant proposes to amend Division Administrative Order NSL-4773 (SD) to reflect these changes.

CASE 12919: Readvertised – Continued from April 22, 2003, Examiner Hearing.

Application of the New Mexico Oil Conservation Division for a Public Hearing Pursuant to Rule 19.G(3) to Consider the Adequacy of a Revised Stage 2 Abatement Plan; Lea County, New Mexico. The Applicant asks the Director to set a public hearing to review the adequacy of the Revised Stage 2 Abatement Plan submitted by Rice Operating Company for abatement of ground water contamination at the Junction I9 Release Site in the NE/4 SE/4 (Unit I) of Section 9, Township 19 South, Range 38 East, in Lea County, New Mexico. The Applicant will recommend approval of the Revised Stage 2 Abatement Plan subject to conditions set forth in the Application. The documents constituting the Revised Stage 2 Abatement Plan are on file at the Santa Fe office of the Division at 1220 S. Saint Francis Drive, 3rd Floor, in Santa Fe, New Mexico, and may be examined by interested persons during ordinary business hours.

CASE 13065: Application of the New Mexico Oil Conservation Division for an Order Requiring Kaiser-Francis Oil Co. to Bring One (1) Well into Compliance with Rule 201.B, and Assessing Appropriate Civil Penalties; Eddy County, New Mexico. The Applicant seeks an order requiring Kaiser-Francis Oil Co. to bring one inactive well located in Eddy County, New Mexico into compliance with OCD Rule 201.B by either restoring said well to production or beneficial use, plugging and abandoning said well or securing Division approval for temporary abandonment thereof, and seeks civil penalties. The affected well is the following:

Marquess Com. Well # 1

N-9-23-27

API No. 30-015-2233

CASE 13066: Application of the New Mexico Oil Conservation Division for an Order Requiring Jim Pierce to Bring Three (3) Wells into Compliance with Rule 201.B, and Assessing Appropriate Civil Penalties; Eddy County, New Mexico. The Applicant seeks an order requiring Jim Pierce to bring three inactive wells located in Eddy County, New Mexico into compliance with OCD Rule 201.B by either restoring said wells to production or beneficial use, plugging and abandoning said wells or securing Division approval for temporary abandonment thereof, and seeks civil penalties. The affected wells are the following:

State "S" # 2

A-12-19-29

API# 30-015-03582

Leonard "A" State #1

B-12-19-29

API# 30-015-03603

Leonard State # 4

I-1-19-29

API# 30-015-03539

CASE 13061: Continued from April 24, 2003, Examiner Hearing.

Application of the New Mexico Oil Conservation Division, through the Environmental Bureau Chief, for an Order Determining the Responsible Party or Parties and Ordering the Responsible Party or Parties to Complete and Perform an Abatement Plan Pursuant to OCD Rule 19; Lea County, New Mexico. The Applicant seeks an order determining the responsible parties with respect to subsurface water pollution existing at the South Langlie Jal Unit, in Sections 7, 8, 17 and 18, Township 25 South, Range 37 East, and ordering the responsible parties to submit a Stage I Investigation Report to the Division for approval.

CASE 13067: In the matter of the hearing called by the Oil Conservation Division for an order creating and extending certain pools in Chaves and Eddy Counties, New Mexico.

(a) CREATE a new pool in Chaves County, New Mexico classified as a gas pool for Pennsylvanian production and designated as the Bosque-Pennsylvanian Gas Pool (Pool Code 97263). The discovery well is