



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

December 10, 2004

Mr. William Jones
Oil Conservation Hearing Examiner
Energy, Minerals and Natural Resources Department
1220 S. St. Francis Drive
Santa Fe NM 87505

Via hand-delivery

CASE 13362: APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION, THROUGH THE SUPERVISOR OF DISTRICT I, FOR AN ORDER REQUIRING KC RESOURCES INC. TO REMEDIATE CONTAMINATION AT A TANK BATTERY SITE IN COMPLIANCE WITH 19.15.3.116.D NMAC AND BRING THREE INACTIVE WELLS INTO COMPLIANCE WITH 19.15.4.201 NMAC; AUTHORIZING THE DIVISION TO PLUG SAID WELLS AND ORDERING A FORFEITURE OF THE APPLICABLE PLUGGING BOND IF THE OPERATOR FAILS TO COMPLY; AND ASSESSING APPROPRIATE CIVIL PENALTIES; LEA COUNTY, NEW MEXICO.

Dear Mr. Jones,

The applicant New Mexico Oil Conservation Division respectfully requests that the above matter be continued until the January 6, 2005 docket. This continuance will allow the Division to file an amended application seeking alternative relief, and allow time to provide the necessary notice to the parties.

Sincerely,


Gail MacQuesten
Attorney for the Oil Conservation Division

Cc: J. Scott Hall, via fax (989-9857)

Ec: Chris Williams
Johnny Robinson

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OK WVJ
12/13/04