

PRELIMINARY DOCKET: COMMISSION MEETING – THURSDAY – OCTOBER 20, 2011

9:00 A.M. – Porter Hall
1220 South St. Francis
Santa Fe, New Mexico

Land Commissioner, Ray Powell, may designate Scott Dawson for this meeting, or may participate himself.

Notice: The minutes of the September 22, 2011 Commission Meeting will be adopted.

Notice: During this meeting, the Commission may conduct a closed executive session during which it will deliberate in connection with an administrative adjudicatory proceeding pending before the Commission or consult with Commission counsel under the attorney-client privilege concerning threatened or pending litigation in which the Commission is or may become a participant.

Final action may be taken in CASE 14161: (REOPENED) Application of Targa Midstream Service LP to Amend Order No. R-13052.

CASE 14744: Application of the New Mexico Oil Conservation Division. Notice of rule making concerning the repeal, adoption and amendment of rules issued pursuant to the Oil and Gas Act, NMSA 1978, Sections 70-2-1 through 70-2-38. The hearing concerns the following changes to Title 19, Chapter 15 of the New Mexico Administrative Code: amend Parts 14 and 16. The proposed changes require an operator to obtain mineral owner or lessee consent or a compulsory pooling order prior to obtaining a permit to drill and prior to commencing drilling operations; define terms either not previously included in the rules or redefine terms; revise rules fixing the spacing and allowable production from horizontal wells, and encourage the development of oil and gas reserves in New Mexico with horizontal wells where technically and economically feasible. The proposed rule changes will be effective statewide. Copies of a summary of the intended effect of the proposed rule changes and of the text of the proposed new rules and amendments are available from commission clerk Florene Davidson at (505) 476-3458 or from the Division's web site at <http://www.emnrd.state.nm.us/ocd> under Rules/Proposed Rules. Written comments on the proposed amendments and pre-hearing statements must be received no later than 5:00 p.m. on Thursday, October 13, 2011. Any person may present non-technical testimony or make an un-sworn statement at the hearing. Any person who intends to present technical testimony or cross-examine witnesses at the hearing shall, no later than 5:00 p.m. on Thursday, October 13, 2011, file six sets of a pre-hearing statement with Ms. Davidson. The pre-hearing statement shall include the person's name and the name of the person's attorney; the names of all witnesses the person will call to testify at the hearing; a concise statement of each witnesses' testimony; all technical witnesses' qualifications including a description of the witnesses' education and experience; and the approximate time needed to present the testimony. The person shall attach to the pre-hearing statement any exhibits he or she plans to offer as evidence at the hearing. Any person recommending modifications to a proposed rule change shall, no later than Thursday, October 6, 2011, file a notice of recommended modifications with Ms. Davidson including the text of the recommended modifications, an explanation of the modifications' impact, and the reasons for adopting the modifications. Written comments, pre-hearing statements and notices of recommended modifications may be hand-delivered or mailed to Ms. Davidson at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505, or may be faxed to Ms. Davidson at (505) 476-3462. Faxed documents must be entirely received prior to 5:00 p.m., Mountain Time, on the due date. If additional time is needed, the hearing may continue at a later date announced by the Commission.