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STATE OF NEW MEXICO  
ENERGY, MINERALS, AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION

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IN THE MATTER OF MESQUITE SWD, INC.'S MOTION FOR MODIFICATION OF  
ORDER NO. R-13043

Case No. 14178  
Order No. R-13043

MOTION OF MESQUITE SWD, INC.'S FOR MODIFICATION OF ORDER R-13043

Applicant Mesquite SWD, Inc. ("Mesquite") moves for reconsideration of Division Order R-13043, entered in Case No. 14178 on November 7, 2008. Paragraph 4 of the Order required Mesquite to plug in and abandon the following four wells before commencing injection operations into the Exxon State Well No. 8.

Well Name	API No.	Location
Magnolia State # 3	30-015-01087	2310 FSL, 330 FEL, Sec. 15, T21S, R27E
Pure State #6	30-015-01099	330 FSL, 1650 FEL, Sec. 15, T21S, R27E
Exxon State	30-015-01092	650 FSL, 2310 FEL, Sec. 15, T21S, R27E
Exxon State	30-015-01100	990 FSL, 2310 FEL, Sec. 15, T21S, R27E

As grounds for this motion, Mesquite shows:

1. On November 17, 2008, after receipt of the Division's Order, Mesquite filed a Motion for Clarification requesting that the Division delete Paragraph 4 from the Order, on the grounds that NMOCD previously approved the plugging of the Magnolia State No. 3 and the Pure State No. 6 wells in that the two other wells, denominated as the Exxon State Nos. 2 and 7, presently are active producing wells operated by Mesquite.

2. On November 18, 2008, the Division entered an Order denying Mesquite's Motion for Clarification finding that in Magnolia State Well No. 3 (API No. 30-015-01087) was