

# New Mexico Energy, Minerals and Natural Resources Department

**Bill Richardson**

Governor

Joanna Prukop  
Cabinet Secretary  
Reese Fullerton  
Deputy Cabinet Secretary

Mark Fesmire  
Division Director  
Oil Conservation Division



April 16, 2009

Small Business Regulatory Advisory Commission  
Economic Development Department  
Joseph M. Montoya Building  
1100 S. St. Francis Drive, Suite 1060  
Santa Fe, NM 87505

Re: May 27, 2009 Oil Conservation Commission Meeting to hear reopened Case 14255 regarding the Application of the Oil Conservation Division to Amend 19.15.39 NMAC

Dear Commissioners:

As we previously notified you on November 12, 2008, the Oil Conservation Division (OCD) proposed to amend 19.15.39 NMAC to add two new sections setting out provisions applicable to Santa Fe County and the Galisteo Basin. The new material is to be codified at 19.15.39.9 and 19.15.39.10 NMAC.

The Oil Conservation Commission (OCC) held hearings on the proposal and on March 2, 2009 the OCC decided to reopen the record and asked the OCD to submit a proposed real property description for that portion of the Galisteo Basin within Santa Fe County. The OCD is providing the Small Business Regulatory Advisory Commission with a copy of its proposed real property description for the Galisteo Basin to comply with NMSA 1978, Section 14-4A-4.

The OCC has scheduled the hearing on the OCD's proposed description of the Galisteo Basin for May 27, 2009. I have enclosed a copy of the notice of hearing. Please note that written comments on the proposed description must be received by May 20, 2009. If you have any questions, please do not hesitate to call.

Sincerely,

A handwritten signature in black ink, appearing to read "Gail MacQuesten".

Gail MacQuesten  
OCD Attorney  
(505) 476-3451

***Before the OCC  
Case 14255  
OCD Exhibit 48-H***

Oil Conservation Division \* 1220 South St. Francis Drive

\* Santa Fe, New Mexico 87505

Phone: (505) 476-3440 \* Fax (505) 476-3462\* <http://www.emnrd.state.nm.us>

A handwritten signature in black ink, appearing to read "Mark Fesmire".

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

The State of New Mexico, through its Oil Conservation Commission hereby gives notice pursuant to law and Commission rules of the following meeting and public hearing to be held at 9:00 A.M. on **May 27, 2009**, in Porter Hall at 1220 South St. Francis Drive, Santa Fe, New Mexico, before the Oil Conservation Commission. The public can submit written comments on the proposed description of the Galisteo Basin not later than five business days prior to the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter or any other form of auxiliary aid or service to attend or participate in the hearing please contact Commission Clerk Florene Davidson at (505) 476-3458 or through the New Mexico Relay Network (1-800-659-1779) by **May 7, 2009**. Public documents can be provided in various accessible forms. Please contact Ms. Davidson if a summary or other type of accessible form is needed. A preliminary agenda will be available to the public no later than two weeks prior to the meeting. A final agenda will be available no later than 24 hours preceding the meeting. Members of the public may obtain copies of the agenda by contacting Ms. Davidson at the phone number indicated above. Also, the agenda will be posted on the Oil Conservation Division website at [www.emnrd.state.nm.us](http://www.emnrd.state.nm.us).

**STATE OF NEW MEXICO TO:**

**All named parties and persons  
having any right, title, interest  
or claim in the following cases  
and notice to the public.**

***CASE 14255: Reopened***

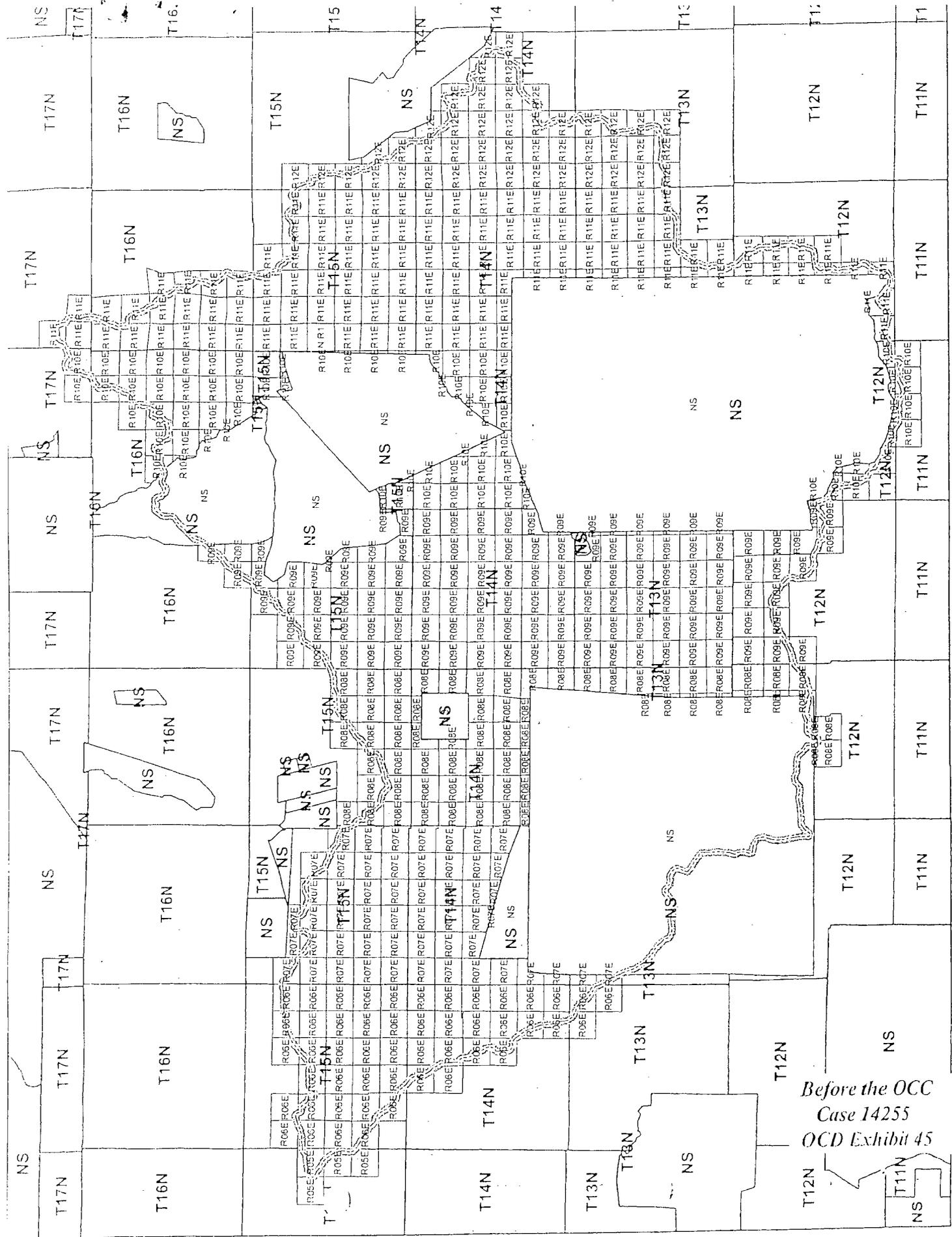
*Application of the New Mexico Oil Conservation Division, through its Environmental Bureau Chief, for adoption of an amendment to 19.15.39 NMAC adding new sections to be codified at 19.15.39.9 and 19.15.39.10 NMAC addressing special provisions for Santa Fe County and the Galisteo Basin, Santa Fe, Sandoval and San Miguel Counties, New Mexico.* The Oil Conservation Commission is reopening the record in Case 14255 for the limited purpose of the parties submitting a proposed real property description by section, township and range for that portion of the Galisteo Basin located within Santa Fe County. The Commission shall hear testimony from the parties and take public comment on the proposed real property description.

**Given under the Seal of the State of New Mexico Oil Conservation Commission at Santa Fe, New Mexico on this 16th day of April 2009.**

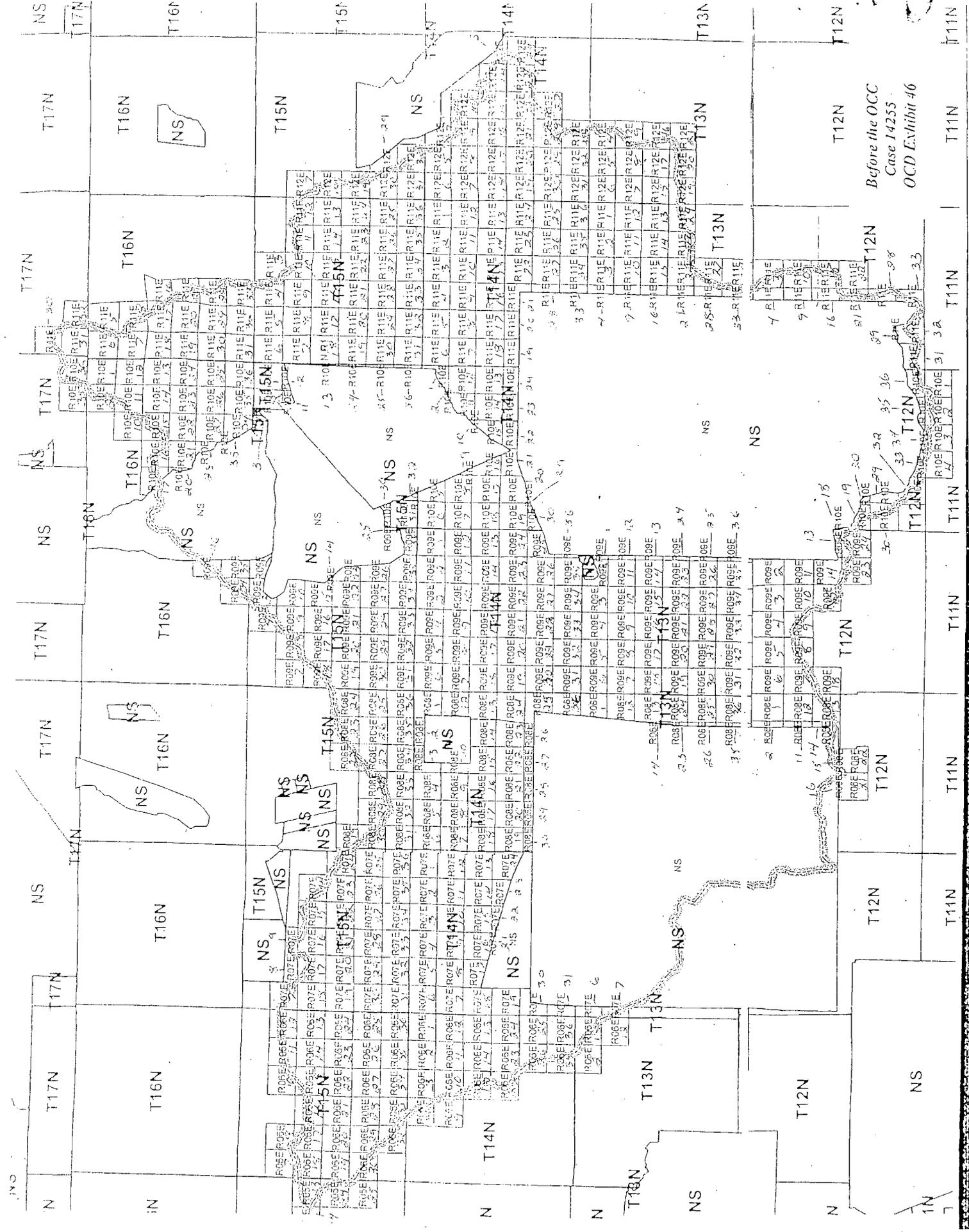
STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION

Mark E. Fesmire, P.E.  
Director, Oil Conservation Division

S E A L



Before the OCC  
 Case 14255  
 OCD Exhibit 45



Before the OCC  
Case 14255  
OCD Exhibit 46

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- A. The Galisteo Basin includes
- (1) the surveyed portions of the following sections in Sandoval county:
    - (a) township 15 north, range 5 east, sections 13, 14, 24 and 25;
    - (b) township 15 north, range 6 east, sections 7, 8, 10-30 and 32-36;
    - (c) township 14 north, range 6 east, sections 1-4, 9-15, 22-26, 35 and 36;
    - (d) township 13 north, range 6 east, sections 1, 2 and 12;
  - (2) the surveyed portions of the following sections in San Miguel county:
    - (a) township 15 north, range 12 east, sections 7, 18, 19 and 29-32;
    - (b) township 14 north, range 12 east, sections 4-10, 13-24 and 27-33;
    - (c) township 13 north, range 12 east, sections 4-9 and 16-21;
  - (3) the surveyed portions of the following sections in Santa Fe county:
    - (a) township 17 north, range 10 east, sections 35 and 36;
    - (b) township 17 north, range 11 east, sections 30-32;
    - (c) township 16 north, range 9 east, sections 26, 34 and 35;
    - (d) township 16 north, range 10 east, sections 1, 2, 10-17, 20-28 and 33-36;
    - (e) township 16 north, range 11 east, sections 5-8, 16-21 and 28-33;
    - (f) township 15 north, range 7 east, sections 7-9, and 14-36;
    - (g) township 15 north, range 8 east, sections 19, and 22-36;
    - (h) township 15 north, range 9 east, sections 2-4, 7-10, 14-23, and 25-36;
    - (i) township 15 north, range 10 east, sections 1-3, 11-13, 24, 25, 30-32 and 36;
    - (j) township 15 north, range 11 east, sections 3-36;
    - (k) township 14 north, range 7 east, sections 1-19, 21-24, 30 and 31;
    - (l) township 14 north, range 8 east, sections 1-10, 12-30 and 36;
    - (m) township 14 north, range 9 east, all sections;
    - (n) township 14 north, range 10 east, sections 1, 2, 5-24, 29 and 30;
    - (o) township 14 north, range 11 east, sections 1-28 and 33-36;
    - (p) township 13 north, range 7 east, sections 6 and 7;
    - (q) township 13 north, range 8 east, sections 1, 12-14, 23-26, 35 and 36;
    - (r) township 13 north, range 9 east, all sections;
    - (s) township 13 north, range 11 east, sections 1-4, 9-16, 21-24, 27, 28, 33 and 34;
    - (t) township 12 north, range 8 east, sections 1, 2, 11-16, 21 and 22;
    - (u) township 12 north, range 9 east, sections 2-11, 13-15, 18, 23 and 24;
    - (v) township 12 north, range 10 east, sections 18-20, 29, 30 and 32-36;
    - (w) township 12 north, range 11 east, sections 3, 4, 9, 10, 15, 16, 21, 22, 28, 29 and 31-33;
    - (x) township 11 north, range 10 east, sections 1-4;
  - (4) the un-surveyed area in Santa Fe county bounded by the surveyed portions of sections 1-3, 10 and 12-15 of township 14 north, range 8 east;
  - (5) the un-surveyed area in Santa Fe county bounded by
    - (a) the surveyed portions of
      - (i) township 16 north, range 10 east, sections 17, 20, 21, 28, 33 and 34;
      - (ii) township 15 north, range 10 east, sections 3, 2, 11, 12, 13, 24, 25 and 36;
      - (iii) township 14 north, range 10 east, sections 1, 2, 11, 10, 15, 22, 21, 16, 9, 8 and 5;
      - (iv) township 15 north, range 10 east, sections 32, 31 and 30;
      - (v) township 15 north, range 9 east, sections 25, 36, 35, 26, 23, 14, 15, 10, 3 and 2;
      - (vi) township 16 north, range 9 east, sections 35 and 26;
    - (b) and then from the north eastern corner of the surveyed portion of township 16 north, range 9 east, section 26 to the northwestern corner of the surveyed portion of township 16 north, range 10 east, section 17;
  - (6) the un-surveyed area in Santa Fe county bounded by the surveyed portions of
    - (a) township 14 north, range 11 east, sections 19-21, 28 and 33;
    - (b) township 13 north, range 11 east, sections 4, 9, 16, 21, 28 and 33;
    - (c) township 12 north, range 11 east, sections 4, 9, 16, 21, 28, 33, 32, 29 and 31;
    - (d) township 12 north, range 10 east, sections 36, 35, 34, 33, 32, 29, 20, 19 and 18;
    - (e) township 12 north, range 9 east, sections 24, 13, 14, 11 and 2;
    - (f) township 13 north, range 9 east, sections 36, 25, 24, 13, 12, 1 and 2;

*Before the OCC  
Case 14255  
OCD-Exhibit 47*

(g) township 14 north, range 9 east, sections 35, 36, 25, 30, 29, 20-24; and  
(7) the un-surveyed area in Santa Fe county bounded by

(a) the surveyed portions of

(i) township 13 north, range 7 east, sections 7 and 6;

(ii) township 14 north, range 7 east, sections 31, 30, 19-16, 21, 22, 23 and 24;

(iii) township 14 north, range 8 east, sections 30, 29, 28, 27, 26, 25 and 36;

(iv) township 13 north, range 8 east, sections 1, 12, 13, 14, 23, 26, and 35;

(v) township 12 north, range 8 east, sections 2, 11, 14, 15 and 16;

(vi) township 12 north, range 8 east, sections 21 and 22;

(b) and then from the northwest corner of the surveyed portion of township 12 north, range 8 east, section 16 to the northeast corner of the survey portion of township 12 north, range 7 east, and then to the southeast corner of the surveyed portion of township 13 north, range 7 east, section 7.