

**[¶ 24,428]****§ 274.208 Alternative filing and notice requirements accepted by the Commission.****(a) Certain Infill Wells in the Blanco-Mesaverde and Basin-Dakota Pools in New Mexico**

(1) A person seeking a determination for purposes of Subpart C of Part 271 that an infill well in New Mexico, drilled in accordance with New Mexico Oil Conservation Division Order No. R-1670-T in the Blanco-Mesaverde pool or Order No. R-1670-V in the Basin-Dakota pool, is a new, onshore production well, shall file with the New Mexico jurisdictional agency or the Area Oil and Gas Supervisor of the United States Geological Survey, as appropriate, an application which contains, in lieu of the information specified in § 274.204, the following items:

(i) FERC Form No. 121;

(ii) The well completion report;

(iii) A location plat which locates and identifies the State law proration unit (as defined in § 271.305(a)(2)) and the well for which a determination is sought and all other wells within the State law proration unit in which the well for which a determination is sought is located;

(iv) A statement by the applicant, under oath:

(A) That the surface drilling of the well for which he seeks a determination was begun on or after February 19, 1977;

(B) That the well satisfies any applicable Federal or State well spacing requirements;

(C) That the applicant has concluded that to the best of his information, knowledge and belief, the natural gas for which he seeks a determination is produced from a new, onshore production well; and

(D) That the applicant has no knowledge of any other information not described in the application which is inconsistent with his conclusion;

(v) A statement referencing New Mexico Oil Conservation Division Order No. R-1670-T if the well is located in the Blanco-Mesaverde pool or New Mexico Oil Conservation Division Order No. R-1670-V if the well is located in the Basin-Dakota pool.

(2) With respect to wells to which this section applies, receipt by the Commission of a notice of determination pursuant to § 274.104 shall be deemed to satisfy:

(i) The requirement of notice to the Commission under § 271.305(c); and

(ii) The requirement of § 271.305(b)(1) that appropriate geological and engineering data be included in the notice of determination.