

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

ON MOTION FOR CONTINUANCE

CASE NO. 13586

**APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION
FOR REPEAL OF EXISTING RULES 709, 710 AND 711 CONCERNING
SURFACE WASTE MANAGEMENT AND ADOPTION OF NEW RULES
GOVERNING SURFACE WASTE MANAGEMENT.**

ORDER NO. R-12460

ORDER OF THE DIVISION

BY THE DIVISION:

This case, which is pending before the Oil Conservation Commission, came on for consideration by the Director of the Oil Conservation Division on this 29th day of November, 2005, on motion for continuance. The Director having considered the matter and being fully advised in the premises, now:

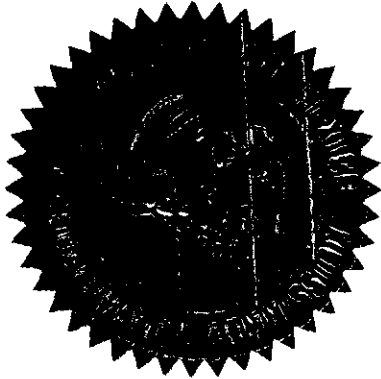
FINDS THAT:

1. Due public notice has been given, and the Commission has jurisdiction of this case and of the subject matter.
2. The Director has jurisdiction, pursuant to OCD Rule 1214 [19.15.14.1214 NMAC] to hear and determine pre-hearing motions in cases pending before the Commission
3. This case was set for hearing before the Commission on Thursday, December 8, 2005.
4. On November 28, 2005 the New Mexico Oil & Gas Association, and others, duly filed and served their Motion for Continuance.
5. The Motion for Continuance is well taken and ought to be granted.

IT IS THEREFORE ORDERED THAT:

The hearing of this case before the Oil Conservation Commission is hereby continued and re-set for the next regular meeting of the Commission, on Thursday, January 12, 2006 at 9:00 a.m.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.



SEAL

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

A handwritten signature in dark ink, appearing to read "Mark E. Fesmire", written over a horizontal line.

MARK E. FESMIRE, P.E.
Director