

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENTFORM APPROVED  
OMB NO. 1004-0135  
Expires: July 31, 2010**SUNDRY NOTICES AND REPORTS ON WELLS**  
*Do not use this form for proposals to drill or to re-enter an abandoned well. Use form 3160-3 (APD) for such proposals.***SUBMIT IN TRIPLICATE - Other instructions on reverse side.**5. Lease Serial No.  
NMNM106714  
6. If Indian, Allottee or Tribe Name  
7. If Unit or CA/Agreement, Name and/or No.  
NMNM101361X8. Well Name and No.  
ESDU 289. API Well No.  
30-015-40871-00-X110. Field and Pool, or Exploratory  
SHUGART11. County or Parish, and State  
EDDY COUNTY, NM1. Type of Well  
☒ Oil Well ☐ Gas Well ☐ Other2. Name of Operator  
SM ENERGY  
Contact: VICKIE MARTINEZ  
E-Mail: VMARTINEZ@SM-ENERGY.COM3a. Address  
3300 N A ST BLDG 7 STE 200  
MIDLAND, TX 79705  
3b. Phone No. (include area code)  
Ph: 432-688-1709  
Fx: 432-688-17014. Location of Well (Footage, Sec., T., R., M., or Survey Description)  
Sec 24 T18S R31E SENE 2280FNL 810FEL

## 12. CHECK APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA

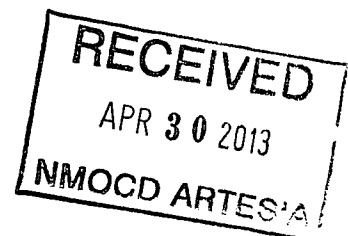
TYPE OF SUBMISSION	TYPE OF ACTION			
<input checked="" type="checkbox"/> Notice of Intent	<input type="checkbox"/> Acidize	<input type="checkbox"/> Deepen	<input type="checkbox"/> Production (Start/Resume)	<input type="checkbox"/> Water Shut-Off
<input type="checkbox"/> Subsequent Report	<input type="checkbox"/> Alter Casing	<input type="checkbox"/> Fracture Treat	<input type="checkbox"/> Reclamation	<input type="checkbox"/> Well Integrity
<input type="checkbox"/> Final Abandonment Notice	<input type="checkbox"/> Casing Repair	<input type="checkbox"/> New Construction	<input type="checkbox"/> Recomplete	<input checked="" type="checkbox"/> Other
	<input type="checkbox"/> Change Plans	<input type="checkbox"/> Plug and Abandon	<input type="checkbox"/> Temporarily Abandon	
	<input type="checkbox"/> Convert to Injection	<input type="checkbox"/> Plug Back	<input type="checkbox"/> Water Disposal	

13. Describe Proposed or Completed Operation (clearly state all pertinent details, including estimated starting date of any proposed work and approximate duration thereof. If the proposal is to deepen directionally or recompleat horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones. Attach the Bond under which the work will be performed or provide the Bond No. on file with BLM/BIA. Required subsequent reports shall be filed within 30 days following completion of the involved operations. If the operation results in a multiple completion or recompleat in a new interval, a Form 3160-4 shall be filed once testing has been completed. Final Abandonment Notices shall be filed only after all requirements, including reclamation, have been completed, and the operator has determined that the site is ready for final inspection.)

SM ENERGY IS REQUESTING A VARIANCE TO THE CONDITIONS OF APPROVAL. WE ARE REQUESTING THAT THE PUMPING UNIT PLACED ON THIS WELL BE CARLSBAD CANYON INSTEAD OF SHALE GREEN PER THE COA DUE TO THE ENTIRE UNIT BEING CARLSBAD CANYON.

Accepted for record  
NMOCB

Date 5/1/2013



14. I hereby certify that the foregoing is true and correct.

Electronic Submission #205196 verified by the BLM Well Information System

For SM ENERGY, sent to the Carlsbad

Committed to AFMSS for processing by JOHNNY DICKERSON on 04/24/2013 (13JLD0656SE)

Name (Printed/Typed) VICKIE MARTINEZ

Title ENGINEER TECH II

Signature (Electronic Submission)

Date 04/23/2013

## THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved By JAMES A AMQS

Title SUPERVISOR EPS

Date 04/28/2013

Conditions of approval, if any, are attached. Approval of this notice does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.

Office Carlsbad

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

**\*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\***