# R STAFE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT 2007 ON PROPERTY AT 150 N DIVISION

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION, THROUGH THE ENFORCEMENT AND COMPLIANCE MANAGER, FOR A COMPLIANCE ORDER AGAINST MARKS AND GARNER PRODUCTION LTD. CO., (1) FINDING THAT THE OPERATOR IS IN VIOLATION OF 19.15.4.201 NMAC AS TO TWENTY THREE WELLS, OR ALTERNATIVELY IS IN VIOLATION OF 19.15.13.1115; (2) REQUIRING THE OPERATOR TO BRING SAID WELLS INTO COMPLIANCE WITH 19.15.4.201 NMAC AND/OR 19.15.13.1115 NMAC BY A DATE CERTAIN AND (3) REQUIRING THAT THE OPERATOR PAY PENALTIES, AND IN THE EVENT OF NON-COMPLIANCE, DECLARING THE WELLS ABANDONED AND AUTHORIZING THE DIVISION TO PLUG THE WELLS — LEA AND SAN JUAN COUNTIES, NEW MEXICO.

CASE NO. 14041

## APPLICATION FOR COMPLIANCE ORDER AGAINST MARKS AND GARNER PRODUCTION LTD. CO.

- 1. Marks and Garner Production Ltd. Co. ("Operator") is a corporation operating wells in New Mexico under OGRID 14070.
- 2. Operator has posted a \$50,000 blanket cash plugging bond to secure its obligation to plug and abandon the wells. The bond has been deposited with the Western Commerce Bank (1515 Calle Sur, P.O. Box 700, Hobbs, NM 88240).
- 3. Division Rule 19.15.4.201 NMAC requires an operator to plug and abandon or temporarily abandon a well in accordance with Division rules within ninety (90) days after a period of one year of continuous inactivity.
- 4. According to OCD records, the following wells ("subject wells") operated by Operator in New Mexico have been inactive for a continuous period exceeding one year plus ninety (90) days, and are neither plugged and abandoned in accord with

19.15.4.202 NMAC nor on approved temporary abandonment status in accord with 19.15.4.203 NMAC:

30-025-08154 30-025-08156 30-015-02897 30-015-02915 30-025-23551	BRADLEY FEDERAL #001  BRADLEY FEDERAL #003  CAVE POOL UNIT #027  CAVE POOL UNIT #036  CITIES SERVICE STATE #001	30-025-28767 30-025-28484 30-015-02787 30-025-21291	KEMNITZ 17 STATE #001 V LEA/UA/STATE #001 LEVERS #003Y NORTHEAST MALAJMAR UNIT #001
30-025-27992 30-025-08163 30-025-28655 30-025-08149 30-025-24979 30-025-02703 30-015-24732	COQUINA STATE #001 ERNEST FEDERAL #001 GRAHAM FEDERAL #003 JENNINGS FEDERAL #002 JULIA CULP #001 WM SNYDER #001 THEOS STATE #001	30-015-25059 30-015-25090 30-015-25152 30-015-24989 30-015-25055 30-015-02888 30-015-02889	RED TWELVE FEDERAL #002  RED TWELVE LEVERS FED #008Q  RED TWELVE LEVERS FED#012  RED TWELVE STATE #003  RED TWELVE STATE #006  STATE #001  STATE #002

- 5. Alternatively, if the above-identified subject wells are not truly inactive, then Operator Marks & Garner is in violation of the reporting requirements imposed by Division Rule 19.15.13.1115 NMAC, which requires operators to file production reports for all completed wells on a monthly basis.
- 6. Division rule 19.15.3.101(H) NMAC authorizes the Director to order the operator to plug and abandon any well not in compliance with 19.15.4.201 NMAC and restore and remediate the location by a date certain.
- 7. NMSA 1978, Section 70-2-12(B)(18) and NMSA 1978, Section 70-2-38 authorize the Division to plug and abandon wells, and restore and remediate the location of abandoned wells.
  - 8. NMSA 1978, Section 70-2-14(B) provides:

If any of the requirements of the Oil and Gas Act [70-2-1 NMSA 1978] or the rules promulgated pursuant to that act have not been complied with, the oil conservation division, after notice and hearing, may order any well plugged and abandoned by the operator or surety or both in accordance

with division rules. If the order is not complied with in the time period set out in the order, the financial assurance shall be forfeited.

- 9. The Oil and Gas Act ("Act") provides that any person who knowingly and willfully violates any provision of the Act, or any Rule or Order issued pursuant to the Act, shall be subject to a civil penalty of not more than one thousand dollars per day for each violation. NMSA 1978, Section 70-2-31(A).
- 10. NMSA 1978, Section 70-2-33(A) defines "person" as used in the Oil and Gas Act to include corporations.
- On April 7, 2005, Hobbs Field Inspector Buddy Hill issued a Letter of Violation to the Operator, informing the Operator that at least one of its wells (the Coquina State 001, 30-025-27992) had been "shut in" for an extended period of time, in violation of Division Rule 201 [19.15.4.201 NMAC]. **Exhibit A.**
- 12. On November 21, 2005, because the Operator-had failed to respond to the initial letter issued in April, a Second Letter of Violation was issued regarding the same well being inactive and in violation of Rule 201. **Exhibit B.**
- 13. On June 19, 2006, a Third Letter of Violation was issued by Inspector Hill regarding the same site, noting that there had been no response from the Operator regarding this idle well. **Exhibit C.**
- 14. On August 30, 2007, the OCD Legal Division sent the Operator a Fourth Letter of Violation, informing the Operator that it (at that time) had twenty-four (24) inactive wells, and was in violation of multiple Division Rules. The Operator was encouraged to take prompt action and bring the wells into compliance, and was invited to direct inquiries to the OCD. The Operator was further advised that should it take no

order-compelling the Operator to return the wells to compliance by a date certain, with a provision allowing for the OCD to plug the wells and recover the posted financial assurance(s) should the Order not be complied with. **Exhibit D.** 

15. No response has been received from the Operator in response to the August 30, 2007 Letter of Violation, and since the date of issuance of the Letter, the Operator has allowed one additional well to fall into non-compliance, rendering the inactive well total for this Operator as twenty-three (23) wells at this time.

WHEREFORE, the Enforcement and Compliance Manager of the Division hereby applies to the Director to enter an Order determining and compelling the following:

- A. Determining that the subject wells are not in compliance with 19.15.4.201 NMAC;
- B. Alternatively, determining that the Operator has knowingly and willfully violated Division Rule 19.15.13.1115 NMAC regarding its obligation to report the production of the subject wells;

Assessing a Monetary Penalty Assessment in an amount consistent with both the large number of noncompliant wells and the long-term nature of this Operator's noncompliance in the face of repeated requests by the Division for compliance, to be paid by a date certain;

D. Requiring the Operator to plug and abandon, obtain approved temporary abandonment status for or beginning properly (per OCD Rules) producing

Application for Compliance Order Marks & Garner Production Ltd. Co. Page 4 of 6 each of the subject wells by a date certain and/or file any delinquent production reports relating to the subject wells;

- E. If the Operator does not plug and abandon, obtain approved temporary abandonment status or begin properly producing the subject wells, thus bringing them into compliance with 19.15.4.201 NMAC, and/or if all delinquent production reports relating to said wells have not been filed pursuant to 19.15.13.1115 NMAC by the date set in the order, the Division further asks for an Order declaring the subject wells "abandoned," and authorizing the Division to plug the subject wells in accordance with a Division-approved plugging program and restore and remediate the locations; and
- F. For such other and further relief as the Director deems just and proper under the circumstances.

RESPECTFULLY SUBMITTED this 13H day of Vovember 2007 by

Mikal Altomare

Assistant General Counsel

Energy, Minerals and Natural Resources Department of the State of New Mexico

1220 S. St. Francis Drive Santa Fe, NM 87505 (505) 476-3480

Attorney for The New Mexico Oil Conservation Division



## NEW MEXICO ENERGY, MINERALS NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop Cabinet Secretary Mark E. Fesmire, P.E.

Director

Oil Conservation Division

07-Apr-05

#### MARKS AND GARNER PRODUCTION LTD CO

PO BOX 70 LOVINGTON NM 88260-

NOTICE OF VIOLATION - Inactive Well(s)

#### Dear Operator:

A review of our records and recent inspection(s) indicate that the subject well(s) has been shut-in for an extended period of time. Rule 201 of the Rules and Regulation of the Oil Conservation Division provides that a well may be shut-in no longer than sixty days after suspension of drilling operations, upon determining that ther well is no longer usable (e.g., a dry hole), or one year after last production. To comply with guidelines as established in the Rules and Regulations, corrective actions must be taken immediately and the well(s) brought into compliance.

The detail section below indicates preliminary findings and/or probable nature of the violation.

The following options are available:

- 1. Immediately restore the well(s) to production, injection or disposal as applicable.
- 2. Request Temporary Abandoned status pursuant to Rule 203, which requires that you set a plug and conduct a mechanical integrity test.
- 3. Submit a proposal to 'Plug and Abandon' the well(s) pursuant to Rule 202, proceed with plugging procedures on a timely basis after the proposal has been evaluated, amended and/or approved.

In the event that a satisfactory response is not received to this letter of direction by the "Corrective Action Due By:" date shown above, further enforcement will occur. Such enforcement may include this office applying to the Division for an order summoning you to a hearing before a Division Examiner in Santa Fc to show cause why you should not be ordered to permanently plug and abandon this well. Such a hearing may result in imposition of CIVIL PENALTIES for your violation of OCD rules.

#### IDLE WELL INSPECTION DETAIL SECTION

**COQUINA STATE 001** 

H-19-21S-35E

30-025-27992-00-00

Inspection No. iLWH0509159038

Inspection Date: Type Inspection

4/1/2005 4:23:54 PM

Corrective Action Due by: 5/18/2005 Violation?

\*Significant Non-Compliance?

Inspector

Compliance Verification

**Buddy Hill** 

Comments on Inspection:

Idle Well (Rule 201), NEEDS T/A, PA OR PUT BACK IN USE. SECOND NOTICE

Thank you for your prompt attention to this matter and your efforts in helping to protect our environment and the infrastructure of the oil and gas industry.

Sincerely, W. Buddy Life

**COMPLIANCE OFFICER** 

Hobbs OCD District Office

\* Significant Non-Compliance events are reported directly to the U.S. Environmental Protection Agency, Region VI, Dallas, Texas.



## NEW MEXICO ENERGY, MINERALS NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

21-Nov-05

#### MARKS AND GARNER PRODUCTION LTD CO

PO BOX 70 LOVINGTON NM 88260-

NOTICE OF VIOLATION - Inactive Well(

#### Dear Operator:

A review of our records and recent inspection(s) indicate that the subject well(s) has been shut-in for an extended period of time. Rule 201 of the Rules and Regulation of the Oil Conservation Division provides that a well may be shut-in no longer than sixty days after suspension of drilling operations, upon determining that ther well is no longer usable (e.g., a dry hole), or one year after last production. To comply with guidelines as established in the Rules and Regulations, corrective actions must be taken immediately and the well(s) brought into compliance.

The detail section below indicates preliminary findings and/or probable nature of the violation.

The following options are available:

- 1. Immediately restore the well(s) to production, injection or disposal as applicable.
- 2. Request 'Temporary Abandoned' status pursuant to Rule 203, which requires that you set a plug and conduct a mechanical integrity test.
- 3. Submit a proposal to 'Plug and Abandon' the well(s) pursuant to Rule 202, proceed with plugging procedures on a timely basis after the proposal has been evaluated, amended and/or approved.

In the event that a satisfactory response is not received to this letter of direction by the "Corrective Action Due By:" date shown above, further enforcement will occur. Such enforcement may include this office applying to the Division for an order summoning you to a hearing before a Division Examiner in Santa Fe to show cause why you should not be ordered to permanently plug and abandon this well. Such a hearing may result in imposition of CIVIL PENALTIES for your violation of OCD rules.

#### IDLE WELL INSPECTION DETAIL SECTION

**COQUINA STATE 001** 

H-19-21S-35E

30-025-27992-00-00

Inspection No. iLWH0531957328

Inspection Date:

11/15/2005 3:55:25 PM

Corrective Action Due by: 2/18/2006

Type Inspection

Inspector

Violatian?

\*Significant Non-Compliance?

Compliance Verification

Buddy Hill

Yes

No

Comments on Inspection:

Idle Well (Rule 201), NEEDS TO BE T/A, P/A OR PUT BACK IN USE. THIS IS THIRD NOTICE

Thank you for your prompt attention to this matter and your efforts in helping to protect our environment and the infrastructure of the oil and gas industry.

COMPLIANCE OFFICER

Hobbs OCD District Office

\* Significant Non-Compliance events are reported directly to the U.S. Environmental Protection Agency, Region VI, Dallas, Texas.



## NEW MEXICO ENERGY, MINERALS NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Covernor

Joanna Prukop Cabinet Secretary

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

19-Jun-06

### MARKS AND GARNER PRODUCTION LTD CO

PO Box 1089 Hobbs NM 88241-0000

NOTICE OF VIOLATION - Inactive Well(s)

#### Dear Operator:

A review of our records and recent inspection(s) indicate that the subject well(s) has been shut-in for an extended period of time. Rule 201 of the Rules and Regulation of the Oil Conservation Division provides that a well may be shut-in no longer than sixty days after suspension of drilling operations, upon determining that ther well is no longer usable (e.g., a dry hole), or one year after last production. To comply with guidelines as established in the Rules and Regulations, corrective actions must be taken immediately and the well(s) brought into compliance.

The detail section below indicates preliminary findings and/or probable nature of the violation.

The following options are available:

- 1. Immediately restore the well(s) to production, injection or disposal as applicable.
- 2. Request 'Temporary Abandoned' status pursuant to Rule 203, which requires that you set a plug and conduct a mechanical integrity test.
- 3. Submit a proposal to 'Plug and Abandon' the well(s) pursuant to Rule 202, proceed with plugging procedures on a timely basis after the proposal has been evaluated, amended and/or approved.

In the event that a satisfactory response is not received to this letter of direction by the "Corrective Action Due By:" date shown above, further enforcement will occur. Such enforcement may include this office applying to the Division for an order summoning you to a hearing before a Division Examiner in Santa Fe to show cause why you should not be ordered to permanently plug and abandon this well. Such a hearing may result in imposition of CIVIL PENALTIES for your violation of OCD rules.

#### IDLE WELL INSPECTION DETAIL SECTION

**COQUINA STATE 001** 

H-19-21S-35E

30-025-27992-00-00

Inspection No. iLWH0616346822

Inspection Date:

6/12/2006 1:00:20 PM

Corrective Action Due by: 7/6/2006

Type Inspection

Inspector

Violation?

\*Significant Non-Compliance?

Compliance Verification

Buddy Hill

Yes

Comments on Inspection;

Idle Well (Rule 201) THIRD LETTER EXPIRED 2-18-06, NO RESPONSE. THIS WELL NEEDS TO BE T/A, P/A OR PUT BACK IN USE. COMPLIANCE BY DUE DATE 7-06-06 OR WILL SET FOR ACO., FORTH NOTICE

Oil Conservation Division \* 1625 N. French Drive \* Hobbs, New Mexico 88240 Phone: 505-393-6161 \* Fax: 505-393-0720 \* http://www.emnrd.state.nm.us

Thank you for your prompt attention to this matter and your efforts in helping to protect our environment and the infrastructure of the oil and gas industry.

Sincerely.

COMPLIANCE OFFICER

Hobbs OCD District Office

\* Significant Non-Compliance events are reported directly to the U.S. Environmental Protection Agency, Region VI, Dallas, Texas.



## NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON
Governor
Joanna Prukop
Cabinet Secretary

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

### LETTER OF VIOLATION

August 30, 2007

Marks and Garner Production Ltd. Co. P.O. Box 70 Lovington, NM 88260

Re:

Marks and Garner Production Ltd. Co., OGRID 14070

19.15.4.201 NMAC

Dear Operator:

The Oil Conservation Division (OCD) recently performed a file and compliance review of wells operated by Marks and Garner Production Ltd. Co. (Marks and Garner). The review found that of the 71 wells operated by Marks and Garner in New Mexico, 24 are out of compliance with 19.115.4.201 NMAC (Rule 201). A list identifying the 24 non-compliant wells is attached as Exhibit A.

Rule 201 OCD Rule 201 [19.15.4.201 NMAC] states, in relevant part:

- "A. The operator of any of the following wells, whether cased or uncased, shall be responsible for the plugging thereof: wells drilled for oil or gas; or service wells including but not limited to seismic, core, exploration or injection wells.
- B. A well shall be either properly plugged and abandoned or placed in approved temporary abandonment in accordance with these rules within 90 days after:
  - (3) a period of one year in which a well has been continuously inactive."

The 24 wells identified in Exhibit A are in violation of Rule 201 because they have been inactive for a continuous period in excess of one year plus ninety days, and are not plugged and abandoned or on approved temporary abandonment status.

The OCD has notified Marks and Garner of its Rule 201 violations on multiple occasions. Examples of notices sent to Marks and Garner on one of the wells are attached as Exhibit B.

This letter is to notify you that the OCD intends to file an application for hearing to obtain an order imposing penalties, requiring Marks and Garner to return the wells to compliance by a date certain, and authorizing the OCD to plug the wells and forfeit the applicable financial assurances if Marks and Garner fails to meet the compliance deadline set in the order. If the OCD plugs the wells and the cost exceeds the amount of the

OCD Exhibit

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

posted financial assurances, the OCD will seek reimbursement from Marks and Garner. Because of the large number of inactive wells operated by Marks and Garner, and its history of non-compliance, the OCD may also seek an order under NMSA 1978, Section 70-2-14(B) requiring Marks and Garner to plug and abandon all its wells if it does not return the non-compliant wells to compliance by the deadline set in the order.

Marks and Garner currently has a \$50,000 cash blanket plugging bond posted with the OCD. Please also be advised that effective January 1, 2008, the OCD will require a single well financial assurance for each state or fee well that has been inactive for more than two years and is not plugged and released. See 19.15.3.101 NMAC.

In addition, Marks and Garner is currently out of compliance with 19.15.1.40 NMAC because of the large number of inactive wells it operates. If an operator has more than a certain number of wells on the Rule 40 Inactive Well List the OCD can – and in some circumstances must – deny certain privileges to the operator, including APDs, authorization to transport, injection permits, and well transfers. The number of wells an operator may have on the Rule 40 Inactive Well list varies from 0 to 10, depending on the number of wells the operator operates.

The OCD encourages Marks and Garner to take prompt action to return its wells to compliance to avoid further enforcement action.

If you have any questions about OCD's enforcement programs, please contact Compliance and Enforcement Manager Daniel Sanchez at (505) 476-3493.

Sincerely,

Gail MacQuesten

OCD Attorney

ec: Chris Williams, District I

Larry "Buddy" Hill, District I

Tim Gum, District II

Daniel Sanchez, Compliance and Enforcement Manager

ret Mr Augle

## Inactive Well List

#### Total Well Count: 71 Inactive Well Count: 24 Since: 6/6/2006 Printed On: Thursday, August 30 2007

District	API	Well	ULSTR	OCD Unit	OGRID	Opérator	Lease Type	Well Type	Last Production	Formation/Notes Status	TA Exp Date
1	30-025-08154	BRADLEY FEDERAL #001	J-22-24S-32E	ĵ	14070	MARKS AND GARNER PRODUCTION LTD CO	F	. 0	02/2006	INT TO P&A APPVD 8-19-05 / BLM	
1	30-025-08156	BRADLEY FEDERAL #003	A-22-24S-32E	А	14070	MARKS AND GARNER PRODUCTION LTD CO	F	0	11/2004	INT TO P&A APPVD 8-2-05 / BLM	
2	30-015-02897	CAVE POOL UNIT #027	P-5 -175-29E	Р	14070	MARKS AND GARNER PRODUCTION LTD CO	s	S	11/2005		
2	30-015-02915	CAVE POOL UNIT #036	B-8 -17S-29E	В	14070	MARKS AND GARNER PRODUCTION LTD CO	S	S	11/2005		
1	30-025-23551	CITIES SERVICE STATE #001	4-30-13S-33E	М	14070	MARKS AND GARNER PRODUCTION LTD CO	S	0	11/2005	BAUM UPPER PENN	
1.	30-025-27992	COQUINA STATE #001	H-19-21S-35E	Н	14070	MARKS AND GARNER PRODUCTION LTD CO	. 5	0	08/2001		
1	30-025-08163	ERNEST FEDERAL #001	D-23-245-32E	D	14070	MARKS AND GARNER PRODUCTION LTD CO	F	0	11/2003	EXPIRED LEASE - 6/06	
1	30-025-28655	GRAHAM FEDERAL #003	E-22-24S-32E	Ε	14070	MARKS AND GARNER PRODUCTION LTD CO	F	0	10/2005		
2	30-015-02898	HODGES FEDERAL #002	1-5 -17S-29E	А	14070	MARKS AND GARNER PRODUCTION LTD CO	F	0	08/2001		
1	30-025-08149	JENNINGS FEDERAL #002	M-14-24S-32E	М	14070	MARKS AND GARNER PRODUCTION LTD CO	F	0	11/2004	SI PER FLD INSPECTION	
	30-025-24979	JULIA CULP #001	H-34-15S-35E	Н	14070	MARKS AND GARNER PRODUCTION LTD -CO	Р	0	08/2001		
1	30-025-28767	KEMNITZ 17 STATE #001	H-17-16S-34E	Н.	14070	MARKS AND GARNER PRODUCTION LTD CO	S	0	01/2006		
1.	30-025-28484	LEA/UA/STATE #001	J-16-19S-35E	J	14070	MARKS AND GARNER PRODUCTION LTD CO	S	0	08/2004	INT TO P&A APPVD 12-23-03	
2	30-015-02787	LEVERS #003Y	N-33-16S-29E	N	14070	MARKS AND GARNER PRODUCTION LTD CO .	F .	0	08/2001		
1	30-025-21291	NORTHEAST MALAJMAR UNIT #001	1-31-16S-33E	I	14070	MARKS AND GARNER PRODUCTION LTD CO	S <sub>.</sub>	0	02/1994		
2	30-015-25059	RED TWELVE FEDERAL #002	P-33-16S-29E	b	14070	MARKS AND GARNER PRODUCTION LTD CO	F	0	04/2006	GRAYBURG SAN ANDRES	
2	30-015-25090	RED TWELVE LEVERS FEDERAL #008Q	I-33-16S-29E	I	14070	MARKS AND GARNER PRODUCTION LTD CO	F	0	06/2005	GRBG SA	
.2	30-015-25153	RED TWELVE LEVERS FEDERAL #012	D-33-16S-29E	D		MARKS AND GARNER PRODUCTION LTD CO	F	0	11/2004		
2	30-015-24989	RED TWELVE STATE #003	1-5 -175-296	]	1:1070	MARKS AND GARNER PRODUCTION LTD CO	S	0 .	04/200€	Ex. A	

Page 2 of 2 mactive wellList

											•
2	30-015-25055	RED TWELVE STATE #006	K-5 -17S-29E	К	14070	MARKS AND GARNER PRODUCTION LTD CO	S	0	08/2001	. т	12/3/2002
2	30-015-02888	STATE #001	4-4 -17S-29E	Đ	14070	MARKS AND GARNER PRODUCTION LTD CO	s	0	05/2001		
2	30-015-02889	STATE #002	3 <sub>7</sub> 4 -17S-29E	C	14070	MARKS AND GARNER PRODUCTION LTD CO	S	0	05/2005		
2	30-015-24732	THEOS STATE #001	G-5 -17S-29E	G	14070	MARKS AND GARNER PRODUCTION LTD CO	S	0	11/2005	Т .	12/14/2002
1	30-025-02703	WM SNYDER #001	G-35-15S-35E	G	14070	MARKS AND GARNER PRODUCTION LTD CO	Р	0	02/2002		

WHERE Ogrid:14070, County:All, District:All, Township:All, Range:All, Section:All, Production(months):15, Excludes Wells Under ACOI, Excludes Wells in Approved TA Period

OIL CONSERVATION DIVISION 1625 N FRENCH DRIVE HOBBS NM 88240 EMNRD

MARKS AND GARNER PRODUCTION LTD CO PO BOX 1089 HOBBS NM 88241

Mailed From 88240 014H15215335

BOATZOR ZU

\$0.39092) 39/2006