

FAX - 3 PAGES

Joe L. Tarver
2807 74th ST. Suite #1, Lubbock, TX 79423
Ph 1 (806) 7952042 Fax 1 (806) 748 0676

October 7, 2005

Richard Ezeanyim
Oil Conservation Commission

RE: Well - Russell C 5 — T17S R27E Section 35

I have approval from the BLM to reenter this well. However the new survey shows the well to be in a non standard location. It may be 17 feet too close to the east lease line.

The lease to the east — Lease number # LC 057798 is my lease.

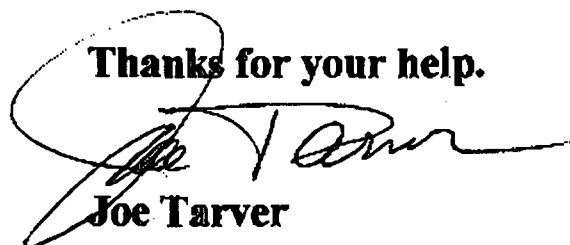
It would be a financial hardship to drill a new well.

Please consider approval for this well to be reactivated.

Brian, of your Artesia office, only called today to say that this would be necessary. A rig has arrived to start operations tomorrow Saturday Oct. 8. Can we get approval now. It will be expensive for the crew and rig to have to wait until Tuesday.

Please call today at — 1 (806) 795 2042 .

Thanks for your help.



Joe Tarver

OPERATOR'S COPY

Form 3160-3
(August 1999)UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

APPLICATION FOR PERMIT TO DRILL OR REENTER

FORM APPROVED
OMB No. 1004-0136
Expires November 30, 20005. Lease Serial No.
LC 028755(A)

6. If Indian, Allottee or Tribe Name

7. If Unit or CA Agreement, Name and No.

8. Lease Name and Well No.
Russell "C" 5

9. API Well No.

10. Field and Pool, or Exploratory
Empire Yates - 7 Rivers11. Sec., T., R., M., or Bk. and Survey or Area
Section 35, T-17-S, R-27-E12. County or Parish
Eddy13. State
NM1a. Type of Work: ☐ DRILL ☒ REENTER1b. Type of Well: ☒ Oil Well ☐ Gas Well ☐ Other ☒ Single Zone ☐ Multiple Zone2. Name of Operator
JOE L. TARVER3a. Address
2807 - 74th St., Ste. 1, Lubbock, TX 794233b. Phone No. (include area code)
(806) 795-20424. Location of Well (Report location clearly and in accordance with any State requirements.)
At surface Lot #O, Sec. 35, T-17-S, R-27-E, 1002' FSL & 1633' FEL, Eddy Co., NM
At proposed prod. zone Same as Surface14. Distance in miles and direction from nearest town or post office*
9 miles East of Artesia, NM15. Distance from proposed*
location to nearest
property or lease line, ft.
(Also to nearest drig. unit line, if any)
313'16. No. of Acres in lease
8017. Spacing Unit dedicated to this well
10 acres18. Distance from proposed location*
to nearest well, drilling, completed,
applied for, on this lease, ft.
660'19. Proposed Depth
550'20. BLM/BIA Bond No. on file
Bond approves. Call Tony Ferrero, Santa Fe21. Elevations (Show whether DF, KDB, RT, GL, etc.)
3623 GL22. Approximate date work will start*
October 200523. Estimated duration
7 days

24. Attachments

The following, completed in accordance with the requirements of Onshore Oil and Gas Order No.1, shall be attached to this form:

- Well plat certified by a registered surveyor.
- A Drilling Plan.
- A Surface Use Plan (if the location is on National Forest System Lands, the SUPC shall be filed with the appropriate Forest Service Office).
- Bond to cover the operations unless covered by an existing bond on file (see Item 20 above).
- Operator certification.
- Such other site specific information and/or plans as may be required by the authorized officer.

25. Signature

Name (Printed/Typed)

Date

Joe L. Tarver

09/01/2005

Title

Owner/Operator

Approved by (Signature)

Name (Printed/Typed)

Date

Joe G. Lara

10/4/05

Title

Acting FIELD MANAGER

Office

CARLSBAD FIELD OFFICE

Application approval does not warrant or certify the the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.

Conditions of approval, if any, are attached.

APPROVAL FOR 1 YEAR

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.

*(Instructions on reverse)

Roswell Controlled Water Basin

APPROVAL SUBJECT TO
GENERAL REQUIREMENTS AND
SPECIAL STIPULATIONS
ATTACHED

DISTRICT III

1000 Rio Brazos Rd., Aztec, NM 87410

DISTRICT IV

2040 South Pacheco, Santa Fe, NM 87505

OIL CONSERVATION DIVISION

P.O. Box 2088

Santa Fe, New Mexico 87504-2088

State Lease - 4 Copies

Fee Lease - 3 Copies

☐ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number 3001500642	Pool Code 22230	Pool Name EMPIRE; YATES 7 RIVERS
Property Code	Property Name RUSSELL "C"	Well Number 5
GRID No. 37594	Operator Name JOE TARVER	Elevation 3623

Surface Location

UL or lot No. 0	Section 35	Township 17S	Range 27E	Lot Idn	Feet from the 1002	North/South line SOUTH	Feet from the 1633	East/West line EAST	County EDDY
---------------------------	----------------------	------------------------	---------------------	---------	------------------------------	----------------------------------	------------------------------	-------------------------------	-----------------------

Bottom Hole Location If Different From Surface

UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
---------------	---------	----------	-------	---------	---------------	------------------	---------------	----------------	--------

Dedicated Acres	Joint or Infill	Consolidation Code	Order No.
-----------------	-----------------	--------------------	-----------

NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED
OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION

	OPERATOR CERTIFICATION I hereby certify the the information contained herein to true and complete to the best of my knowledge and belief. Signature JOE L. TARVER Printed Name OWNER Title 8/14/2005 Date	
	SURVEYOR CERTIFICATION I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief. 8/29/2005 Date Surveyed Signature of Professional Surveyor Seal of Professional Surveyor RUSSELL C. JONES CONSULTANT No. 3640 GENERAL SURVEYING COMPANY	
	HEBNER & JONES NEW MEXICO 3640 CONSULTANT No. 3640 GENERAL SURVEYING COMPANY	

0 330' 660' 990' 1650' 1980' 2310' 2640' 2970' 3300' 0'

* P. 01 *
* TRANSACTION REPORT *
* OCT-07-2005 FRI 01:23 PM *
* .FOR: *

* RECEIVE *
* DATE START SENDER RX TIME PAGES TYPE NOTE M# DP *

* OCT-07 01:23 PM 7480676 36" 3 RECEIVE OK *

Joe L. Tarver
2807 74th ST. Suite #1, Lubbock, TX 79423
Ph 1 (806) 7952042 Fax 1 (806) 748 0676

October 7, 2005

Mark Fesmire
Oil Conservation Commission

RE: Well - Russell C 5 --- T17S R27E Section 35

I have approval from the BLM to reenter this well. However the new survey shows the well to be in a non standard location. It may be 17 feet too close to the east lease line.

The lease to the east - Lease number # LC 057798 is my lease.

It would be a financial hardship to drill a new well.

Please consider approval for this well to be reactivated.

Brian, of your Artesia office, only called today to say that this would be necessary. A rig has arrived to start operations tomorrow Saturday Oct. 8. Can we get approval now. It will be expensive for the crew and rig to have to wait until Tuesday.

Please call today at --- 1 (806) 795 2042 .

Thanks for your help.


Joe Tarver

attachments

*BLM - 3160-3
O.C.D. Survey*

OPERATOR'S COPY

Form 3160-3
(August 1999)UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

APPLICATION FOR PERMIT TO DRILL OR REENTER

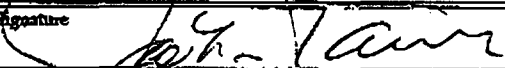
FORM APPROVED
OMB No. 1004-0136
Expires November 30, 2000

1a. Type of Work: <input type="checkbox"/> DRILL <input checked="" type="checkbox"/> REENTER			5. Lease Serial No. LC 028755(A)	
1b. Type of Well: <input checked="" type="checkbox"/> Oil Well <input type="checkbox"/> Gas Well <input type="checkbox"/> Other <input checked="" type="checkbox"/> Single Zone <input type="checkbox"/> Multiple Zone			6. If Indian, Allottee or Tribe Name	
2. Name of Operator JOE L. TARVER			7. If Unit or CA Agreement, Name and No.	
3a. Address 2807 - 74th St., Ste. 1, Lubbock, TX 79423		3b. Phone No. (include area code) (806) 795-2042		8. Lease Name and Well No. Russell "C" 5
4. Location of Well (Report location clearly and in accordance with any State requirements. *) At surface Lot #O, Sec. 35, T-17-S, R-27-E, 1002' FSL & 1633' FEL, Eddy Co., NM At proposed prod. zone Same as Surface			9. API Well No.	
14. Distance in miles and direction from nearest town or post office* 9 miles East of Artesia, NM			10. Field and Pool, or Exploratory Empire Yates - 7 Rivers	11. Sec., T., R., M., or Blk. and Survey or Area Section 35, T-17-S, R-27-E
15. Distance from proposed* location to nearest property or lease line, ft. (Also to nearest drig. unit line, if any) 313'		16. No. of Acres in lease 80	17. Spacing Unit dedicated to this well 10 acres	
18. Distance from proposed location* to nearest well, drilling, completed, applied for, on this lease, ft. 660'		19. Proposed Depth 550'	20. BLM/BIA Bond No. on file Bond approves. Call Tony Ferrero, Santa Fe	
21. Elevations (Show whether DF, KDB, RT, GL, etc.) 3623 GL		22. Approximate date work will start* October 2005	23. Estimated duration 7 days	


24. Attachments

The following, completed in accordance with the requirements of Onshore Oil and Gas Order No.1, shall be attached to this form:

1. Well plat certified by a registered surveyor.
2. A Drilling Plan.
3. A Surface Use Plan (if the location is on National Forest System Lands, the SUPO shall be filed with the appropriate Forest Service Office).
4. Bond to cover the operations unless covered by an existing bond on file (see item 20 above).
5. Operator certification.
6. Such other site specific information and/or plans as may be required by the authorized officer.

25. Signature 	Name (Printed/Typed) Joe L. Tarver	Date 09/01/2005
--	---------------------------------------	--------------------

Title
Owner/Operator

Approved by (Signature) 	Name (Printed/Typed) Joe G. Lara	Date 10/4/05
--	-------------------------------------	-----------------

Title
Acting FIELD MANAGEROffice
CARLSBAD FIELD OFFICE

Application approval does not warrant or certify the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.

Conditions of approval, if any, are attached.

APPROVAL FOR 1 YEAR

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.

*(Instructions on reverse)

Roswell Controlled Water Basin

APPROVAL SUBJECT TO
GENERAL REQUIREMENTS AND
SPECIAL STIPULATIONS
ATTACHED

DISTRICT III
1000 Rio Brazos Rd., Artesia, NM 87410
DISTRICT IV
2040 South Pacheco, Santa Fe, NM 87505

OIL CONSERVATION DIVISION
P.O. Box 2088
Santa Fe, New Mexico 87504-2088

AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number 3001500642	Pool Code 22 23 0	Pool Name EMPIRE; YATES 7 RIVERS
Property Code	Property Name RUSSELL "C"	Well Number 5
OGED No. 37594	Operator Name JOE TARVER	Elevation 3623

Surface Location

UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
0	35	17S	27E		1002	SOUTH	1633	EAST	EDDY

Bottom Hole Location If Different From Surface

UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County

Dedicated Acres	Joint or Infill	Consolidation Code	Order No.

NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION

<div style="text-align: center;"> <p>N.32°47'10.2"</p> <p>W.104°14'46.0"</p> </div> <div style="text-align: center;"> <p>3622 3626</p> <p>3609 3623</p> <p>1002'</p> <p>1633'</p> </div>	<p>OPERATOR CERTIFICATION</p> <p>I hereby certify the information contained herein is true and complete to the best of my knowledge and belief.</p> <p><i>Joe L. Tarver</i> Signature JOE L. TARVER Printed Name OWNER Title 8/14, 2005 Date</p>	
	<p>SURVEYOR CERTIFICATION</p> <p>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</p> <p>8/29/2005 Date Surveyed</p> <p><i>[Signature]</i> Signature of Professional Surveyor</p> <p>3640 Certificate No. Marshall E. Jones RLS 3640</p> <p>RUSSELL C. JONES GENERAL SURVEYING COMPANY</p>	
	<p>HERNANDEZ NEW MEXICO REGISTERED PROFESSIONAL SURVEYOR</p>	
	<p>3640</p>	

0 330' 660' 990' 1650' 1980' 2310' 2640' 2970' 3300' 3630' 0'

```
*****
*                                                                 P. 01 *
*                                                                 *
*              TRANSACTION REPORT                               *
*                                                                 *
*                                                                 OCT-07-2005 FRI 01:16 PM *
*                                                                 *
*   FOR:                                                                 *
*-----*
*   RECEIVE                                                                 *
*                                                                 *
*   DATE  START   SENDER          RX TIME  PAGES TYPE      NOTE      M#  DP *
*-----*
*   OCT-07 01:15 PM 7480676          36"    3 RECEIVE      OK              *
*-----*
*****
```