

9-12-05

JONES

9-26-05

DHC
3575

ABOVE THIS LINE FOR DIVISION USE ONLY

NEW MEXICO OIL CONSERVATION DIVISION

P5cm0526933162

- Engineering Bureau -

ADMINISTRATIVE APPLICATION COVERSHEET

THIS COVERSHEET IS MANDATORY FOR ALL ADMINISTRATIVE APPLICATIONS FOR EXCEPTIONS TO DIVISION RULES AND REGULATIONS

Application Acronyms:

- [NSP-Non-Standard Proration Unit] [NSL-Non-Standard Location]
- [DD-Directional Drilling] [SD-Simultaneous Dedication]
- [DHC-Downhole Commingling] [CTB-Lease Commingling] [PLC-Pool/Lease Commingling]
- [PC-Pool Commingling] [OLS - Off-Lease Storage] [OLM-Off-Lease Measurement]
- [WFX-Waterflood Expansion] [PMX-Pressure Maintenance Expansion]
- [SWD-Salt Water Disposal] [IPI-Injection Pressure Increase]
- [EOR-Qualified Enhanced Oil Recovery Certification] [PPR-Positive Production Response]

[1] TYPE OF APPLICATION - Check Those Which Apply for [A]

- [A] Location - Spacing Unit - Directional Drilling
- NSL NSP DD SD

Check One Only for [B] or [C]

- [B] Commingling - Storage - Measurement
- DHC CTB PLC PC OLS OLM

- [C] Injection - Disposal - Pressure Increase - Enhanced Oil Recovery
- WFX PMX SWD IPI EOR PPR

2005 SEP 12 AM 8 32

[2] NOTIFICATION REQUIRED TO: - Check Those Which Apply, or Does Not Apply

- [A] Working, Royalty or Overriding Royalty Interest Owners
- [B] Offset Operators, Leaseholders or Surface Owner
- [C] Application is One Which Requires Published Legal Notice
- [D] Notification and/or Concurrent Approval by BLM or SLO
U.S. Bureau of Land Management - Commissioner of Public Lands, State Land Office
- [E] For all of the above, Proof of Notification or Publication is Attached, and/or,
- [F] Waivers are Attached

[3] INFORMATION / DATA SUBMITTED IS COMPLETE - Statement of Understanding

I hereby certify that I, or personnel under my supervision, have read and complied with all applicable Rules and Regulations of the Oil Conservation Division. Further, I assert that the attached application for administrative approval is accurate and complete to the best of my knowledge and where applicable, verify that all interest (WI, RI, ORRI) is common. I further verify that all applicable API Numbers are included. I understand that any omission of data, information or notification is cause to have the application package returned with no action taken.

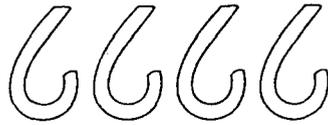
Note: Statement must be completed by an individual with supervisory capacity.

STERLING RANDOLPH
Print or Type Name

Sterling Randolph
Signature

PETROLEUM ENGINEER
Title

9/09/2005
Date



September 9, 2005

New Mexico Oil Conservation Division
1220 South St Francis Drive
Santa Fe, New Mexico 87505
Attn: Mr. Mark E. Fesmire

Re: DHC for Non-unitized Grayburg Jackson San Andres and Cedar Lake Yeso
Jackson B #41, Unit H, 2310' FNL, 380' FEL
SEC.24, T17S, R30E- Eddy County, New Mexico

Dear Mr. Fesmire:

Attached is an application to down hole commingle (Exception to Rule 303A) the reference intervals in this well bore: This well is presently completed in the Cedar Lake Yeso. We plan to set a retrievable bridge plug above the Paddock perforations and **temporarily complete** this well bore in the San Andres zone to establish the proper production allocation by testing. Once the allocation is set we will remove the bridge plug and begin down hole commingled operation. We anticipate this testing may take a few months.

A copy of this application and the original 3160-5 is being sent to the Bureau of Land Management and interest owners for this temporary re-completion in anticipation of your approval of the DHC.

Please contact our Mr. Sterling Randolph or the undersigned if you require additional information.

Yours truly,

James H. Arline
Material Coordinator

DHC-3575

District I
1625 N. Preset Fire, Hobby, NM 88240
District II
1301 W. Grand Avenue, Artesia, NM 88210
District III
000 Rio Brazos Road, Aztec, NM 87410
District IV
1220 S 9. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy, Minerals and Natural Resources Department

Form C-107A
Revised June 10, 2003

Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, New Mexico 87505

APPLICATION TYPE
Single Well
Establish Pre-Approved Pools
EXISTING WELLBORE
X Yes No

APPLICATION FOR DOWNHOLE COMMINGLING

Burnett Oil Co., Inc. Burnett Plaza Suite 1500, 801 Cherry St, Unit #9, Fort Worth, Texas 76102-6881

Operator Jackson B Address Unit H Sec 24, T17S, R30E Eddy
Lease Well No. 41 Unit Letter-Section-Township-Range County
OGRID No. 003080 Property Code 002391 API No. 30-015-33133 Lease Type: X Federal State Fee

Table with 4 columns: DATA ELEMENT, UPPER ZONE, INTERMEDIATE ZONE, LOWER ZONE. Rows include Pool Name, Pool Code, Top and Bottom of Pay Section, Method of Production, Bottomhole Pressure, Oil Gravity or Gas BTU, Producing, Shut-In Or New Zone, Date and Oil/Gas/Water Rates of Last Production, Fixed Allocation Percentage.

ADDITIONAL DATA

Are all working, royalty and overriding royalty interests identical in all commingled zones? Yes X No
If not, have all working, royalty and overriding royalty interest owners been notified by certified mail? Yes No
Are all produced fluids from all commingled zones compatible with each other? Yes X No
Will commingling decrease the value of production? Yes No X
If this well is on, or communitized with, state or federal lands, has either the Commissioner of Public Lands or the United States Bureau of Land Management been notified in writing of this application? Yes X No

NMOCD Reference Case No. applicable to this well: DHC-3480 7/01/2005

Attachments:

C-102 for each zone to be commingled showing its spacing unit and acreage dedication. Production curve for each zone for at least one year. (If not available, attach explanation.) For zones with no production history, estimated production rates and support

Notification list of working, royalty and overriding royalty interests for uncommon interest cases. Any additional statements, data or documents required to support commingling.

PRE-APPROVED POOLS

If application is to establish Pre-Approved Pools, the following additional information will be required:

List of other orders approving downhole commingling within the proposed Pre-Approved Pools
List of all operators within the proposed Pre-Approved Pools

Proof that all operators within the proposed Pre-Approved Pools were provided notice of this application.
Bottomhole pressure data.

I hereby certify that the information above is true and complete to the best of my knowledge and belief.

SIGNATURE Sterling Randolph TITLE Petroleum Engineer DATE 9/09/2005

TYPE OR PRINT NAME Sterling Randolph TELEPHONE NO. (817) 332-5108

E-MAIL ADDRESS randolph@burnettoil.com

DISTRICT I
P.O. Box 1880, Hobbs, NM 88241-1880

DISTRICT II
P.O. Drawer DD, Artesia, NM 88211-0719

DISTRICT III
1000 Rio Brazos Rd., Artesia, NM 87410

DISTRICT IV
P.O. Box 2088, Santa Fe, N.M. 87504-2088

State of New Mexico
Energy, Minerals and Natural Resources Department

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

Form C-102
Revised February 10, 1994
Submit to Appropriate District Office
State Lease - 4 Copies
Fee Lease - 3 Copies

WELL LOCATION AND ACREAGE DEDICATION PLAT

AMENDED REPORT

API Number 30-015-33133	Pool Code 968.31	Pool Name CEDAR LAKE, YESO
Property Code 002391	Property Name JACKSON B	Well Number 41
OGRID No. 003080	Operator Name BURNETT OIL COMPANY	Elevation 3671'

Surface Location

UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
H	24	17-S	30-E		2310'	NORTH	380'	EAST	EDDY

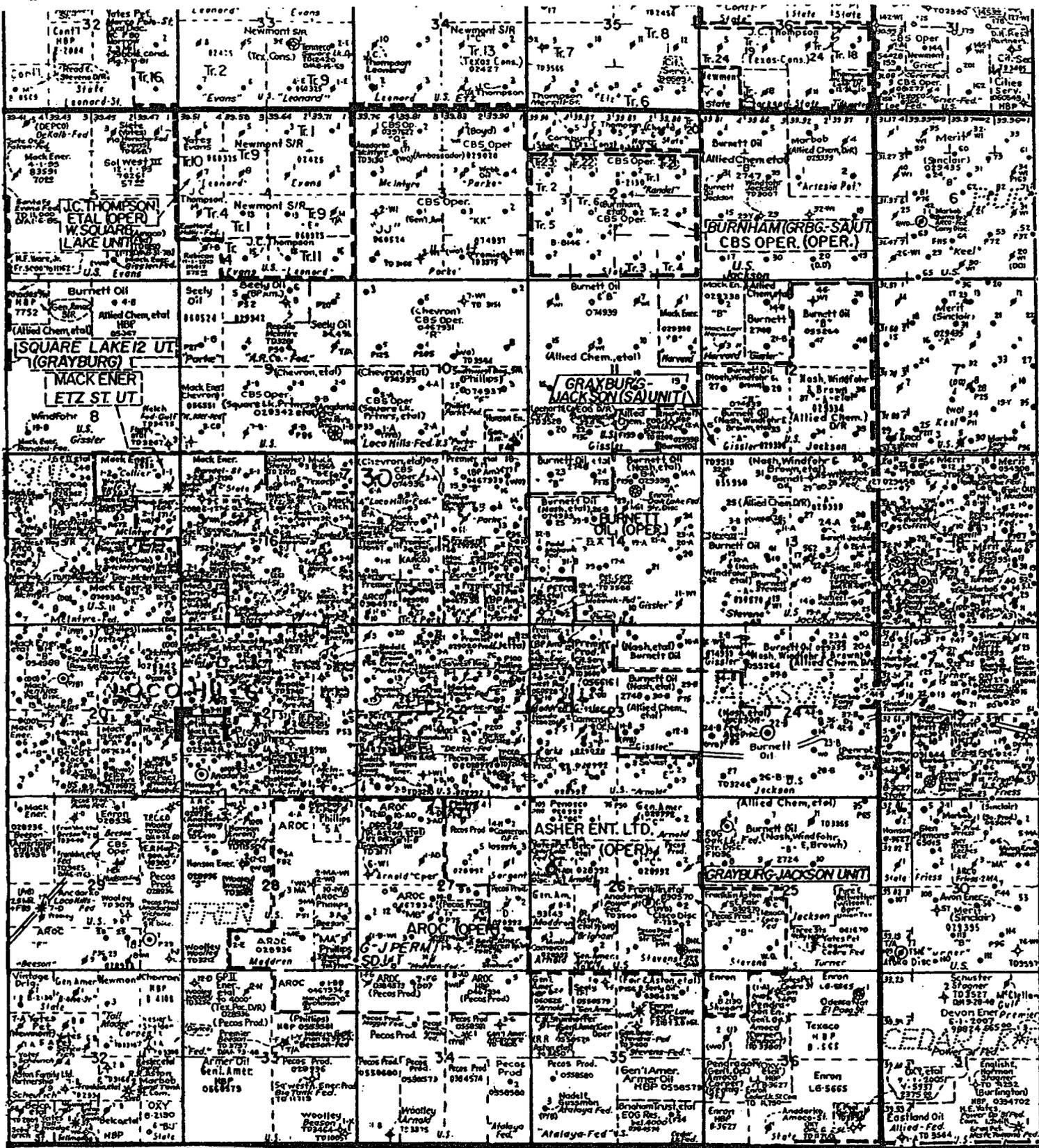
Bottom Hole Location If Different From Surface

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

	<p>OPERATOR CERTIFICATION</p> <p>I hereby certify the the information contained herein is true and complete to the best of my knowledge and belief.</p> <p><i>Sterling Randolph</i> Signature</p> <p>STERLING RANDOLPH Printed Name</p> <p>PETROLEUM ENGINEER Title</p> <p>10/30/2003 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>August 20, 2003 Date Surveyed</p> <p>A.W.B. Signature & Seal Professional Surveyor</p> <p><i>Gary Edson</i> Signature & Seal Professional Surveyor</p> <p>03.11.0905 Certificate No. GARY EDSON 12641</p>
<p>GEODETIC COORDINATES</p> <p>NAD 27 NME Y = 662550.8 N X = 627731.1 E LAT. 32°49'14.70"N LONG. 103°55'03.17"W</p>	



LAND PLAT
 EDDY COUNTY, NEW MEXICO
 Scale 1" = 4,000'

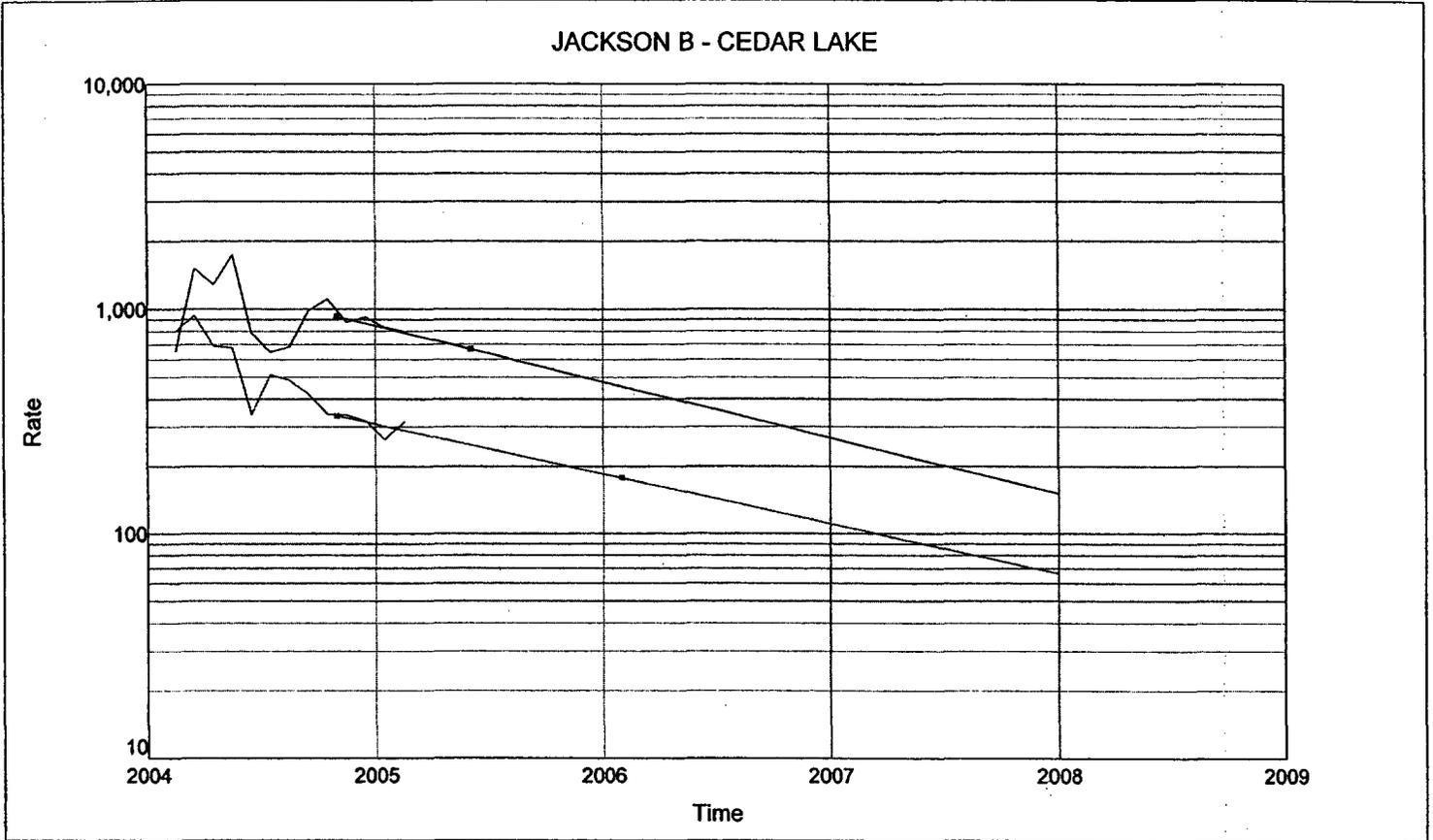


Annual Historic Production & Well Count Report

Project: S:\IHS Energy\power tools v5.0\Projects\NEW BOCI YESO.MDB

Lease Name: JACKSON B (41)
 County, ST: EDDY, NM
 Location: 24H 17S 30E SE SE NE

Operator: BURNETT OIL COMPANY INCORPORATED
 Field Name: CEDAR LAKE



Date	Oil (bbl)	Gas (mcf)	Water (bbl)	Average Well Count	Total Oil (bbl)	Total Gas (mcf)	Total Water (bbl)
12/2004	5,866	11,236	171,082	1	5,866	11,236	171,082
12/2005	579	1,631	32,400	0	6,445	12,867	203,482
Total:	6,445	12,867	203,482				

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

FORM APPROVED
OMB No. 1004-0135
Expires July 31, 1996

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.

5. Lease Serial No.
NMLC055264

6. If Indian, Allottee or Tribe Name

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

8. Well Name and No.
JACKSON B #41

9. API Well No.
30-015-33133

10. Field and Pool, or Exploratory Area
CEDAR LAKE YESO

11. County or Parish, State
Eddy County, N.M.

SUBMIT IN TRIPLICATE - Other instructions on reverse side

1. Type of Well
 Oil Well Gas Well Other

2. Name of Operator
BURNETT OIL CO., INC.

3a. Address
801 CHERRY STREET, SUITE 1500
UNIT #9 FORT WORTH, TX. 76102-6881

3b. Phone No. (include area code)
817-332-5108

4. Location of Well (Footage, Sec., T., R., M., or Survey Description)
UNIT H, 2310' FNL, 380' FEL, SEC 24, T17S, R30E

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 checked="" 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 checked="" type="checkbox"/> Recomplete	<input 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 recomplate 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 recomplate 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.)

This well is presently completed as a Cedar Lake Yeso well. We now propose to begin the down hole commingling process for the San Andres zone and Cedar Lake Yeso. After receipt of NMOCD approval we will set a RBP above the Cedar Lake Yeso and perforate the San Andres zone and test to establish a proper production allocation. After the testing period, we will recover the bridge plug and begin Down hole commingled production operation for the two zones into the existing Jackson B Yeso tank battery in Unit H, Sec. 24, T17S, R30E. We expect this process to take a few months. A copy of the NMOCD commingling application is attached for your record.

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

Name (Printed/Typed) **STERLING RANDOLPH** Title **PETROLEUM ENGINEER**

Signature *Sterling Randolph* Date **9/09/2005**

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved by _____ Title _____ Date _____

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 _____

Title 18 U.S.C. Section 1001, makes 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.