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. NMIOCD       NMLC029339A         SUBMIT IN TRIPLICATE - Other instructions on page 2       Artesia         SUBMIT IN TRIPLICATE - Other instructions on page 2       Artesia         I. Type of Well       8. Well Name and No. JACKSON A 37         SUBMIT IN TRIPLICATE - Other instructions on page 2       9. API Well No. JACKSON A 37         I. Type of Well       8. Well Name and No. JACKSON A 37         Subme of Operator       Contact:         BURNETT OIL CO. INC.       E-Mail: Igarvis@burnettoil.com         3a. Address       3b. Phone No. (include area code) BURNETT PLAZA - SUITE 1500 801 CHERRY STREE TPHUNNTFORMSTRUMENT, TX 76102         4. Location of Well       (Footage, Sec., T., R., M. or Survey Description)         Sec 12 T17S R30E Mer NMP SWSE 1115FSL 2210FEL       11. County or Parish, State         EDDY COUNTY, NM       12. CHECK THE APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA         TYPE OF SUBMISSION       TYPE OF ACTION	(June 2015)	UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT			ŀ	FORM APPROVED OMB NO. 1004-0137 Expires: January 31, 2018 5. Lease Serial No.		
SUBMIT IN TRIPLICATE - Other instructions on page 2         1. Type of Well       7. If Unit or CAAgreement, Name and Yes, ACKSON A 37         2. Name of Operation       Contact: LESLIE GARVIS         9. UNRETT OIL CO. INC.       E-Anal: Igor/wig/burnetoil.com         9. MARKET OIL CO. INC.       E-Anal: Igor/wig/burnetoil.com         9. MARKET       9. Address         9. MARKET       9. Address         9. MARKET       10. Float M Poil On Exploration         9. Contact       ESLIE CARVIS         9. MARKET       10. Float M Poil On Exploration         9. CEDAR LAKE GLORIE TA YESO       CEDAR LAKE GLORIE TA YESO         • Location of Well       (Feenage, Ser. T., R. M. et Since Discription)         9. Location of Well       (Feenage, Ser. T., R. M. et Since Discription)         10. County er Parish. State       EDDY COUNTY, NM         11. County er Parish. State       EDDY COUNTY, NM         12. CHECK THE APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA         TYPE OF SUBMISSION       TYPE OF SUBMISSION         13. Decrepter Inpartial Advandom In There To Take Take Take Take Take Take Take Take	٠	SUNDRY NOTICES AND REPORTS ON WELLS						
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2. Naise of Operator BURNETT PLAZA - SUITE 1500 &01 CHERRY STREETPHUMTF6853076017H (1994) 3. Adversa BURNETT PLAZA - SUITE 1500 &01 CHERRY STREETPHUMTF6853076017H, TX 76102 4. Loadian of Walf (Plotoge, See, T. R. M. or Swing Description) 5. ec 12 T17S R30E Mer NMP SWSE 1115FSL 2210FEL 11. County or Planta, Suite EDDY COUNTY, NM 12. CHECK THE APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA TYPE OF SUBMISSION 12. CHECK THE APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA TYPE OF SUBMISSION 13. Describe Proposed or Complete Query of Planta and Podynamic Construction 14. Describe Proposed or Complete Query of Planta and		Cas Well <b>[]</b> Oth	ar					
1a       Address       1b       Field and Pool as Exploratory Area         PORT WORTH, TX, 76102       10       Field and Pool as Exploratory Area         0a       Address       11       Field and Pool as Exploratory Area         0a       Field and Pool as Exploratory Area       10       Field and Pool as Exploratory Area         0a       Edubric TP (AZA - SUTTE 1560 801 CHERRY STREET TPIONETFORGSORDERTH, TX 76102       10       Field and Pool as Exploratory Area         0a       Edubric TP (Footgas, Ser. 7, R, M, or Survey Description)       11       10       Edubric TP (AZA - SUTTE 1560 801 CHERRY STREET TPIONETFORGSORDERTH, TX 76102         12       CHECK THE APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA       TYPE OF SUBMISSION       TYPE OF ACTION         12       CHECK THE APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA         TYPE OF SUBMISSION       TYPE OF ACTION       Water Shart-OR         13       Bussequent Report       Acidize       Description       Broad Abandon       Temporarity Abandon         14       Final Abandonment Notice       Change Plans       Plane desiloa d'a bringhto d'a provinsita durinin thereof.       Final abandonment Notice       Broad Abandon       Temporarity Abandon       Temporarity Abandon       Temporarity Abandon         15       Describe Propoced or Completed Operation: The	2. Name of Operator	•	Contact: [					
BURNETT PLAZA. *SUITE 1500 801 CHERRY STREETFHONETFGRESTBURTH, TX 76102       CEDAR LAKE GLORIETA YESO         FORT WORTH, TX 76102       CEDAR LAKE GLORIETA YESO         Sec 12 T17S R30E Mer NMP SWSE 1115FSL 2210FEL       EDDY COUNTY, NM         12. CHECK THE APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA         TYPE OF SUBMISSION       TYPE OF ACTION         Subsequent Report       Acidize       Decrem         Casing Repair       Notice of Intent       Casing Repair       New Construction         Subsequent Report       Casing Repair       New Construction       Reclamation       Well Integrity         Subsequent Report       Change Plass       Plug and Abandon       Temporarity Abandon       ng         10. Describe Proposal or Completed Operation. Clearly taxe all peritem details, including estimated starting date of any proposal and atomation there on the submitter bottomic type seturements, including reteriment, including reteriment makes and zons. fillowing completion of the involved operations. The operation raules in a multiple completion or recompletion in a eave thereal and the set ready for flat inspections.       Plug and Abandon The monority Abandon thereal the set of the operation raule in a multiple completion or iterval, a form 310-4 multi be filled one testing the set ready for flat inspections.         13. Describe Proposal or Completed Operations.       Fille operation raule in a multiple completion or iterval, a form 310-4 multi be filled one testis the set operations indifier at the lackson A 2 battery from Apri		CO. INC.					Evolopitori, Area	
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TYPE OF SUBMISSION       TYPE OF ACTION         Image: Subsequent Report <ul> <li>Alter Casing</li> <li>Hydraulic Fracturing</li> <li>Reclamation</li> <li>Well Integrity</li> <li>Casing Repair</li> <li>New Construction</li> <li>Recomplete</li> <li>Complete</li> <li>Casing Repair</li> <li>Change Plans</li> <li>Convert to Injection</li> <li>Depression</li> </ul> <li>Integrity Back</li> <li>Water Disposal</li> <li>Subsequent Report</li> <li>Convert to Injection</li> <li>Pug Back</li> <li>Water Disposal</li> <li>Integrity or recomplete Arizontally give subsurface locations and measure and two works and approximate duration thereof. If the proposal is to deepen directionally or recomplete Minimum Plancks and measure and the subscription of the intermet and the subscription of the intermet and the subscription of the intervent due plan of all pertinent markers and measure and mea</li>	Sec 12 T17S R	30E Mer NMP	SWSE 1115FSL 2210FEL	-		EDDY COUNTY	Y, NM	
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Ø Notice of infent       After Casing       Hydraulic Fracturing       Reclamation       Well Integrity         B Subsequent Report       Casing Repair       New Construction       Recomplete       Ø Other Venting and/or File         International Construction       Change Plans       Plug and Abandon       Temporarily Abandon       New Construction       Recomplete       Ø Other Venting and/or File         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 durationally or recomplete horizontally, give subsurface locations and measured and the vertical depths of all pertinent maters and zones. Attem the boot work is the end work in 20 days of the subsurface locations and measured and the vertical depths of all pertinent maters and zones. Attem the boot work is the work will be performed proposed work and approximate duration thereof. If the proposal is to deepen duration whereof. Third Nandonment Notices must be filed only after all requirements, including reclamation, have been completed and the operator has determined that the site is ready for final inspection.         Burnett Is requesting permission to flare at the Jackson A 2 battery from April through June 2018.       We will only be flaring as needed (i.e during DCP maintenance). All gas flared will be metered and reported as a per BLM requirements.         The Jackson A2 battery is located at:       T175, R 30 E SECTION 12, UNIT O, SWSE Approx. 174 FNL, 2160 FFL       SUM OIL CONSERVATION         T14. I hereby certify thut the foregoing is true and correct. <td< td=""><td>TYPE OF SUB</td><td>MISSION</td><td></td><td>TYPE OF</td><td>FACTION</td><td></td><td></td></td<>	TYPE OF SUB	MISSION		TYPE OF	FACTION			
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Charge Pinal Abandonment Notice Charge Pinas Charge Pinas Convert to Injection Plug and Abandon Tiffue propaed or Completed Operation. Clearly state all pertinent details, including estimated starting data of any propaed work and approximate duration thereof. Tiffue propaed or Completed Operation. Clearly state all pertinent details, including estimated starting data on the operation thereof. Tiffue propaed or Completed Operation. Clearly state all pertinent details, including estimated and the view of any approval and zone. Attach the Bond under which the work will be performed or provide the Bond No. on file with BLM/BLA. Received subsequent reports must be filed within 30 days. Tollowing completion of the recompleted in creating in an induple completion or recompletion in a new interval, a Form 31604 must be filed within 30 days. Burnett is requesting permission to flare at the Jackson A 2 battery from April through June 2018. We will only be flaring as needed (i.e. during DCP maintenance). All gas flared will be mettered and reported as per ELM requirements. We have previously received approval to install a flare at this location and an updated battery diagram showing the flare location is on file. The Jackson A2 battery is located at: Tir5. R 30 E. SECTION 12, UNIT O, SWSE Approx: Tif4 FINL, 2160 FEL LEASE: NMLC-029339A I.A. Thereby certify that the foregoing is true and correct. Electronic Submission #407594 verified by the flat. Well information System For BURNETT OUL CO. UNC. server to the Caribbad Committed to AFMS5 for processing by JENNIEER SANCHEZ on 03/13/2018  Approved By	—		□ Alter Casing	Hydraulic Fracturing	🗖 Reclamat	tion	Well Integrity	
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Ideation and an updated battery diagram showing the flare location is on file. The Jackson A2 battery is located at: T175, R 30 E, SECTION 12, UNIT O, SWSE Approv. 174' FNL, 2160' FEL LEASE: NMLC-029339A I-OP RECORDS ONL? I4. I hereby certify that the foregoing is true and correct. Electronic Submission #407594 verified by the BLM Well Information System For BURNETT OIL CO. INC., sent to the Carlebad Committed to AFMSS for processing by JENNIFER SANCHEZ on 03/14/2018() Name (Printed/Typed) LESLIE GARVIS Title REGULATORY COORDINATION Signature (Electronic Submission) Date 03/13/2018 APPR V I 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 holds legal or equitable title to those rights in the subject lease which would entitle the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant holds legal or equitable title to those rights in the subject lease which woul	Attach the Bond us following complet testing has been co	ion of the involved ompleted. Final Ab	k will be performed or provide t operations. If the operation res- bandonment Notices must be file	the Bond No. on file with BLM/BIA	Required subs	sequent reports must be	filed within 30 days	
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Name (Printed/Typed)       LESLIE GARVIS       Title       REGULA ORY COORDULATOR         Signature       (Electronic Submission)       Date       03/13/2018         THIS SPACE FOR FEDERAL OR STATE OFFICE USE       2018         Approved By       Title       Title         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.       Title       BUREAD OFFICE USE         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.       Unstructions on page 2)	Attach the Bond u following complet testing has been co determined that the Burnett is requ We will only be reported as per We have previd location and ar The Jackson A T17S, R 30 E, Approx: 174' F LEASE: NMLC	ion of the involved ompleted. Final At e site is ready for fi esting permissi a flaring as need r BLM requirem ously received a n updated batte 2 battery is loc: SECTION 12, I NL, 2160' FEL -029339A	k will be performed or provide to operations. If the operation res- bandonment Notices must be file inal inspection. on to flare at the Jackson J ded (i.e during DCP mainte- tents. approval to install a flare a ry diagram showing the fla- ated at: JNIT O, SWSE	the Bond No. on file with BLM/BIA ults in a multiple completion or reco ed only after all requirements, includ A 2 battery from April through enance). All gas flared will be it this are location is on file.	A. Required subsompletion in a net ing reclamation, a June 2018. The metered and A June 2018. The metered and A June 2018.	NM OIL CO ARTESI APR CHED FOR	filed within 30 days i0-4 must be filed once and the operator has <b>INSERVATION</b> A DISTRICT	
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# Additional data for EC transaction #407594 that would not fit on the form

## 32. Additional remarks, continued

The following wells are associated with this battery: Jackson A 27 - #30-015-34765

Jackson A 27 - #30-013-34703
Jackson A 28 - #30-015-34766 -
Jackson A 37 - #30-015-37494 🛶
Jackson A 38 - #30-015-38372-
Jackson A 39 - #30-015-39584-
Jackson A 40 - #30-015-40908
Jackson A 41 - #30-015-40845-
Jackson A 43 - #30-015-41212
Jackson A 44 - #30-015-41539
Jackson A 46 - #30-015-41282
Jackson A 48 - #30-015-41280
Jackson A 50 - #30-015-42212

# BUREAU OF LAND MANAGEMENT Carlsbad Field Office 620 East Greene Street Carlsbad, New Mexico 88220 575-234-5972

#### Pursuant to, 43 CFR 3179

Lessees or operators are hereby authorized to vent or flare gas on a short-term basis <u>without incurring a</u> <u>royalty</u> obligation in the following circumstances:

- A. 43 CFR 3179.105 Emergencies (a) An operator may flare or, if flaring is not feasible given the emergency, vent gas royalty-free under §3179.4 (a) (vi) of this subpart during an emergency. For purposes of this subpart, an "emergency" is a temporary, infrequent and unavoidable situation in which the loss of gas or oil is uncontrollable or necessary to avoid risk of an immediate and substantial adverse impact on safety, public health, or the environment. For purposes of royalty assessment, an "emergency" is limited to a short-term situation of 24 hours or less (unless the BLM agrees that the emergency conditions necessitating venting or flaring extend for a longer period) caused by an unanticipated event or failure that is out of the operator's control and was not due to operator negligence.
- B. 43 CFR 3179.4 Determining when the loss of oil or gas is avoidable or unavoidable.
  (2) Avoidably lost oil or gas means: Lost oil or gas that is not "unavoidably lost," as defined in paragraph (a) of this section; waste oil that became waste oil through operator negligence; and, any "excess flared gas," as defined in §3179.7.
- C. 43 CFR 3179.5 When lost production is subject to royalty.
  (a) Royalty is due on all avoidably lost oil or gas.
  (b) Royalty is not due on any unavoidably lost oil or gas.

### Condition of Approval to Flare Gas

- The first 24 hours of a <u>temporary emergency flare</u> is considered "unavoidably lost" and is therefore royalty free. Flared volumes that are considered unavoidably lost are not to be included in Sundry Notice (Form 3160-5). These Volumes are not royalty bearing and shall be reported on OGOR "B" as either disposition code "21" or "22".
- 2. Flared volumes considered to be "avoidably lost":

These flare events will require prior approval via Notice of Intent- Sundry Notice (Form 3160-5). Volumes flared beyond limits defined in 43 CFR 3179.7 are considered "avoidably lost" and will require payment of royalties, unless an exception is granted in accordance with 43 CFR 3179. Volumes for avoidably lost gas shall be reported on OGOR "B" reports as disposition code "08".

If the operator believes that the flared volumes were "unavoidably lost" and the BLM determines them to be "avoidably lost", the operator can submit a more detailed request via Sundry Notice (Form 3160-5) for an exception in accordance with 43 CFR 3179.4, 3179.103 - 3179.105. As an alternative to producing oil and flaring gas the operator may choose to shut the well in and avoid paying royalties on otherwise avoidably lost gas.

3. Approval not to exceed 90 days, if flaring is still required past 90 days submit new request for approval.

- 4. Submit Subsequent Report with actual volumes of gas flared for each month gas is flared on a Sundry Notice (Form 3160-5). <u>Include method for volume determination and duration</u>. <u>Report</u> <u>unavoidably lost (first 24 hrs. of unexpected event) and avoidably lost (exceeding the first 24 hrs. or flared gas that has been approved as avoidably lost by the Authorized Officer) volumes and durations on the Subsequent Report.</u>
- 5. In determining the volumes of gas to be reported, shall be in accordance with 43 CFR 3179.4, 43 CFR 3179.5, 43 CFR 3179.9 and 43 CFR 3179.10
- 6. The operator must estimate or measure all volumes of gas vented or flared gas by one of the following methods.
  - i. Measure the flare gas by a meter. The meter shall meet all requirements for a sales meter as per Federal Regulations, 43 CFR 3175 (due to volume of gas being flared). Include meter serial number on Sundry Notice (Form 3160-5).
  - ii. Calculate the volume of the flared gas based on the results of a regularly performed GOR test and measured values for the volumes of oil production and gas sales, so as to allow BLM to independently verify the volume, rate, and heating value of the gas flared.

Regulation Ref: Link to 43 CFR 3179 Waste Prevention and Resources Conservation; <u>https://www.ecfr.gov/cgi-</u>

bin/retrieveECFR?gp=1&SID=dbd49eda8cdc488870172ed096d47be9&ty=HTML&h=L&mc=true &n=sp43.2.3170.3179&r=SUBPART

If H2S is detected in concentrations greater than 100 ppm, the Hydrogen Sulfide area shall meet Onshore Order 6 requirements.