District I
1625 N French Dr , Hobbs, NM 88240
District II
1301 W Grand Avenuc, Artesta, NM 88210
District III
1000 Rto Brazos Road, Aztec, NM 87410
District IV
1220 S St Francis Dr , Santa Fe, NM 87505

## State of New Mexico Energy Minerals and Natural Resources Department Oil Conservation Division 1220 South St. Francis Dr.

1220 South St. Francis Dr. Santa Fe, NM 87505 For temporary pits, closed-loop systems, and below-grade tanks, submit to the appropriate NMOCD District Office.

For permanent pits and exceptions submit to the Santa Fe Environmental Bureau office and provide a copy to the appropriate NMOCD District Office.

1855

### Pit, Closed-Loop System, Below-Grade Tank, or Proposed Alternative Method Permit or Closure Plan Application

Type of action: Permit of a pit, closed-loop system, below-grade tank, or proposed alternative method Closure of a pit, closed-loop system, below-grade tank, or proposed alternative method

Instructions: Please submit one application (Form C-144) per individual pit, closed-loop system, below-grade tank or alternative request

Please be advised that approval of this request does not relieve the operator of liability should operations result in pollution of surface water, ground water or the

	pry with any other applicable governmental authority's rules, regulations or ordinances
Operator. Dugan Production Corp.	OGRID #: 006515
Address: 709 East Murray Drive, Farmington, New Me	xico 87401 RCVD JUL 17'08
Facility or well name. Dorsey Com #90	OTL COMS. DIV.
API Number: 30-045-33861	OCD Permit Number DIST. 3
U/L or Qtr/Qtr C Section 26 Township 22	N Range 8W County: San Juan
Center of Proposed Design: Latitude 36.11521 North	Longitude 107.65476 West NAD. □1927 🗵 1983
Surface Owner 🗵 Federal 🗌 State 🗌 Private 🗌 Tribal Trust or Indian	Allotment
Pit: Subsection F or G of 19.15.17 11 NMAC	Closed-loop System: Subsection H of 19.15.17.11 NMAC
Temporary:   Drilling  Workover	☐ Drying Pad ☐ Tanks ☐ Haul-off Bins ☐ Other
☐ Permanent ☐ Emergency ☐ Cavitation	☐ Lined ☐ Unlined
☑ Lined ☐ Unlined	Liner type: ThicknessmulLLDPE HDPE PVC
Liner type. Thickness 20 mil X LLDPE HDPE PVC	Other
Other X String-Reinforced	Seams: Welded Factory Other
Seams: Welded X Factory Other	Volume:bblyd³
Volume: 600 bbl Dimensions: L 76' x W 13' x D 8'	Dimensions: Lengthx Width
Below-grade tank: Subsection I of 19.15.17.11 NMAC	Fencing: Subsection D of 19.15.17.11 NMAC
Volumebbl	☐ Chain link, six feet in height, two strands of barbed wire at top
Type of fluid:	☐ Four foot height, four strands of barbed wire evenly spaced between one and
Tank Construction material:	four feet
Secondary containment with leak detection	Netting: Subsection E of 19.15 17.11 NMAC
☐ Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off	Screen Netting Other
☐ Visible sidewalls and liner	☐ Monthly inspections
☐ Visible sidewalls only	Signs: Subsection C of 19.15.17.11 NMAC
Other	12'x24', 2' lettering, providing Operator's name, site location, and
Liner type: Thickness mil	emergency telephone numbers
Other	Signed in compliance with 19.15.3,103 NMAC
Alternative Method: Submittal of an exception request is required. Exceptions must be	Administrative Approvals and Exceptions:  Justifications and/or demonstrations of equivalency are required. Please refer to
submitted to the Santa Fe Environmental Bureau office for consideration	19 15.17 NMAC for guidance.
of approval.  PRECEIVED  APR 2010	Please check a box if one or more of the following is requested, if not leave blank:
( A )	Administrative approval(s): Requests must be submitted to the
A BECENTO 13	appropriate division district or the Santa Fe Environmental Bureau office for consideration of approval.
E IITOEIVED	☐ Exception(s): Requests must be submitted to the Santa Fe
2 ATR 2010	Environmental Bureau office for consideration of approval

Oil Conservation Division

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Siting Criteria (regarding permitting): 19.15.17.10 NMAC Instructions: The applicant must demonstrate compliance for each siting criteria below in the application. Recommendations of acceptable source material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate district office or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of approval. Applicant must attach justification for request. Please refer to 19.15.17.10 NMAC for guidance. Siting criteria does not apply to drying pads or above-grade tanks associated with a closed-	
loop system.	
Ground water is less than 50 feet below the bottom of the temporary pit, permanent pit, or below-grade tank.  NM Office of the State Engineer - iWATERS database search: USGS: Data obtained from nearby wells	☐ Yes ☒ No
Within 300 feet of a continuously flowing watercourse, or 200 feet of any other watercourse, lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark).  - Topographic map: Visual inspection (certification) of the proposed site	☐ Yes ☒ No
Within 300 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application. (Applies to temporary, emergency, or cavitation pits and below-grade tanks)  Visual inspection (certification) of the proposed site; Aerial photo; Satellite image	☐ Yes ☒ No ☐ NA
Within 1000 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application. (Applies to permanent pits)  - Visual inspection (certification) of the proposed site: Aerial photo; Satellite image	☐ Yes ☒ No ☐ NA
Within 500 horizontal feet of a private, domestic fresh water well or spring that less than five households use for domestic or stock watering purposes, or within 1000 horizontal feet of any other fresh water well or spring, in existence at the time of initial application.  - NM Office of the State Engineer - iWATERS database search; Visual inspection (certification) of the proposed site	☐ Yes ☒ No
Within incorporated municipal boundaries or within a defined municipal fresh water well field covered under a municipal ordinance adopted pursuant to NMSA 1978, Section 3-27-3, as amended.  - Written confirmation or verification from the municipality; Written approval obtained from the municipality	☐ Yes ☒ No
Within 500 feet of a wetland US Fish and Wildlife Wetland Identification map; Topographic map; Visual inspection (certification) of the proposed site	☐ Yes ☒ No
Within the area overlying a subsurface mine.  - Written confirmation or verification or map from the NM EMNRD-Mining and Mineral Division	☐ Yes 🗓 No
Within an unstable area.  - Engineering measures incorporated into the design: NM Bureau of Geology & Mineral Resources; USGS: NM Geological Society; Topographic map	☐ Yes 🗓 No
Within a 100-year floodplain FEMA map	☐ Yes ☒ No
Temporary Pits, Emergency Pits, and Below-grade Tanks Permit Application Attachment Checklist: Subsection B of 19.15.17.93  Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the do attached.    Hydrogeologic Report (Below-grade Tanks) - based upon the requirements of Paragraph (4) of Subsection B of 19.15.17.15 NMAC   Hydrogeologic Data (Temporary and Emergency Pits) - based upon the requirements of Paragraph (2) of Subsection B of 19.15.17.   Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19.15.17.10 NMAC   Design Plan - based upon the appropriate requirements of 19.15.17.11 NMAC   Operating and Maintenance Plan - based upon the appropriate requirements of 19.15.17.12 NMAC   Closure Plan - based upon the appropriate requirements of Subsection C of 19.15.17.9 NMAC and 19.15.17.13 NMAC   Previously Approved Design (attach copy of design)   API Number:   30-045-33861   or Permit Number:	15 NMAC
Closed-loop Systems Permit Application Attachment Checklist: Subsection B of 19.15.17.9 NMAC	
Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the do attached.  Geologic and Hydrogeologic Data (required for on-site closure) - based upon the requirements of Paragraph (3) of Subsection B of Siting Criteria Compliance Demonstrations (required for on-site closure) - based upon the appropriate requirements of 19.15.17.10 Design Plan - based upon the appropriate requirements of 19.15.17.11 NMAC Operating and Maintenance Plan - based upon the appropriate requirements of 19.15.17.12 NMAC Closure Plan - based upon the appropriate requirements of Subsection C of 19.15.17.9 NMAC and 19.15.17.13 NMAC	19.15.17.15
Previously Approved Design (attach copy of design) API Number:	

April 1984 April 1984

Permanent Pits Permit Application Checklist: Subsection B of 19.15.17.9 NMAC	
Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the do	ocuments are
attached.  ☐ Hydrogeologic Report - based upon the requirements of Paragraph (1) of Subsection B of 19.15.17.15 NMAC ☐ Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19.15.17.10 NMAC ☐ Climatological Factors Assessment	
Certified Engineering Design Plans - based upon the appropriate requirements of 19.15.17.11 NMAC  Dike Protection and Structural Integrity Design - based upon the appropriate requirements of 19.15.17.11 NMAC  Leak Detection Design - based upon the appropriate requirements of 19.15.17.11 NMAC  Liner Specifications and Compatibility Assessment - based upon the appropriate requirements of 19.15.17.11 NMAC  Quality Control/Quality Assurance Construction and Installation Plan  Operating and Maintenance Plan - based upon the appropriate requirements of 19.15.17.12 NMAC  Freeboard and Overtopping Prevention Plan - based upon the appropriate requirements of 19.15.17.11 NMAC	
Nuisance or Hazardous Odors, including H <sub>2</sub> S. Prevention Plan	
Emergency Response Plan	
Oil Field Waste Stream Characterization	
☐ Monitoring and Inspection Plan ☐ Erosion Control Plan	
Closure Plan - based upon the appropriate requirements of Subsection C of 19.15.17.9 NMAC and 19.15.17.13 NMAC	
Proposed Closure: 19.15.17.13 NMAC	
Type:     Drilling   Workover   Emergency   Cavitation   Permanent Pit   Below-grade Tank   Closed-loop System	Alternative
D. and Change Mathed. [7] West Formation and Demond	
Proposed Closure Method: Waste Excavation and Removal  On-site Closure Method (only for temporary pits and closed-loop systems)	
In-place Burial On-site Trench Burial	
Alternative Closure Method (Exceptions must be submitted to the Santa Fe Environmental Bureau for con	sideration)
Siting Criteria (regarding on-site closure methods only): 19.15.17.10 NMAC	
Instructions: Each siting criteria requires a demonstration of compliance in the closure plan. Recommendations of acceptable source material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate district office or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of approval. Justifications and/or demonstrations of equivalency are required. Please refer to 19.15.17.10 NMAC for guidance.	
Ground water is less than 50 feet below the bottom of the buried waste.  - NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells	Yes No
Ground water is between 50 and 100 feet below the bottom of the buried waste  - NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells	Yes No NA
Ground water is more than 100 feet below the bottom of the buried waste.  - NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells	<ul><li>X Yes ☐ No</li><li>☐ NA</li></ul>
Within 300 feet of a continuously flowing watercourse, or 200 feet of any other watercourse, lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark).  - Topographic map; Visual inspection (certification) of the proposed site	Yes X No
Within 300 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application.  - Visual inspection (certification) of the proposed site; Aerial photo; Satellite image	Yes X No
Within 500 horizontal feet of a private, domestic fresh water well or spring that less than five households use for domestic or stock watering purposes, or within 1000 horizontal feet of any other fresh water well or spring, in existence at the time of initial application.  - NM Office of the State Engineer - iWATERS database; Visual inspection (certification) of the proposed site	Yes X No
Within incorporated municipal boundaries or within a defined municipal fresh water well field covered under a municipal ordinance adopted pursuant to NMSA 1978. Section 3-27-3, as amended.  - Written confirmation or verification from the municipality: Written approval obtained from the municipality	Yes X No
Within 500 feet of a wetland.  - US Fish and Wildlife Wetland Identification map: Topographic map: Visual inspection (certification) of the proposed site	☐ Yes ☒ No
Within the area overlying a subsurface mine.  - Written confirmation or verification or map from the NM EMNRD-Mining and Mineral Division	Yes X No
Within an unstable area.  - Engineering measures incorporated into the design: NM Bureau of Geology & Mineral Resources: USGS: NM Geological Society: Topographic map	☐ Yes ☒ No
Within a 100-year floodplain.	☐ Yes 🗵 No

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closure plan. Please indicate, by a check mark in the box, that the documents are attached.  Department of 10.15 17.13 NMAC.				
Protocols and Procedures - based upon the appropriate requirements of 19.15.17.13 NMAC Confirmation Sampling Plan (if applicable) - based upon the appropriate requirements of Subsection F of 19.15.17.13 NMAC				
Disposal Facility Name and Permit Number (for liquids, drilling fluids and drill cuttings)				
Soil Backfill and Cover Design Specifications - based upon the appropriate requirements of Subsection H of 19 15.17.13 NMAC				
Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19.15.17.13 NMAC				
Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19 15.17 13 NMAC				
Waste Removal Closure For Closed-loop Systems That Utilize Haul-off Bins Only: (19.15.17.13.D NMAC) Instructions: Please indentify the facility				
or facilities for the disposal of liquids, drilling fluids and drill cuttings.				
Disposal Facility Name: Disposal Facility Permit Number:				
On-Site Closure Plan Checklist: (19.15.17 13 NMAC) Instructions: Each of the following items must be attached to the closure plan. Please indicate,				
by a check mark in the box, that the documents are attached.				
Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19 15.17.10 NMAC				
Proof of Surface Owner Notice - based upon the appropriate requirements of Subsection F of 19 15.17.13 NMAC  Construction and Design of Burial Trench (if applicable) based upon the appropriate requirements of 19 15 17.11 NMAC				
Constitution and Design of Burdan Protection of appropriate requirements of 19 15 17.11 NMAC				
□ Confirmation Sampling Plan (if applicable) - based upon the appropriate requirements of Subsection F of 19.15.17.13 NMAC				
☑ Waste Material Sampling Plan - based upon the appropriate requirements of Subsection F of 19.15.17 13 NMAC				
Disposal Facility Name and Permit Number (for liquids, drilling fluids and drill cuttings or in case on-site closure standards cannot be achieved)				
Soil Cover Design - based upon the appropriate requirements of Subsection H of 19.15 17.13 NMAC				
Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19.15.17.13 NMAC  Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19.15.17.13 NMAC				
Operator Application Certification:				
I hereby certify that the information submitted with this application is true, accurate and complete to the best of my knowledge and belief.				
Namc (Print): Kurt Fagrelius Title Vice President, Exploration				
Signature Kurt Fagralin Date: 7-17-08				
c-mail address: kfagrelius@duganproduction.com  Telephone. 505-325-1821 (0), 505-320-8248 (C)				
OCD Approval: Permit Application (including closure plan) Closure Plan (only)				
OCD Representative Signature: Bundon Donald ) my Approval Date: 7-18-08				
OCD Representative Signature: Burden Donal OCD Permit Number: 7-18-08  OCD Permit Number:				
Title: Enviro (spec OCD Permit Number:				
Title: Enviro (spec OCD Permit Number:				
Title:				
Closure Report (required within 60 days of closure completion): Subsection K of 19.15.17.13 NMAC  Closure Method:  Waste Excavation and Removal On-Site Closure Method  If different from approved plan, please explain.  Closure Report Attachment Checklist: Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached.				
Closure Report (required within 60 days of closure completion): Subsection K of 19.15.17.13 NMAC  Closure Method:  Waste Excavation and Removal On-Site Closure Method  If different from approved plan, please explain.  Closure Report Attachment Checklist: Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached.  Proof of Closure Notice				
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Closure Report (required within 60 days of closure completion): Subsection K of 19.15.17.13 NMAC Closure Method:  Waste Excavation and Removal On-Site Closure Method If different from approved plan, please explain.  Closure Report Attachment Checklist: Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached. Proof of Closure Notice Proof of Deed Notice (if applicable) Plot Plan Confirmation Sampling Analytical Results Waste Material Sampling Analytical Results				
Closure Report (required within 60 days of closure completion):  Closure Method:  Waste Excavation and Removal On-Site Closure Method  If different from approved plan, please explain.  Closure Report Attachment Checklist: Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached.  Proof of Closure Notice  Proof of Deed Notice (if applicable)  Plot Plan  Confirmation Sampling Analytical Results  Waste Material Sampling Analytical Results  Disposal Facility Name and Permit Number				
Closure Report (required within 60 days of closure completion):  Closure Method:  Waste Excavation and Removal On-Site Closure Method  If different from approved plan, please explain.  Closure Report Attachment Checklist: Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached.  Proof of Closure Notice  Proof of Deed Notice (if applicable)  Plot Plan  Confirmation Sampling Analytical Results  Waste Material Sampling Analytical Results  Disposal Facility Name and Permit Number  Soil Backfilling and Cover Installation				
Closure Report (required within 60 days of closure completion):  Closure Method:  Waste Excavation and Removal On-Site Closure Method  If different from approved plan, please explain.  Closure Report Attachment Checklist: Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached.  Proof of Closure Notice  Proof of Deed Notice (if applicable)  Plot Plan  Confirmation Sampling Analytical Results  Waste Material Sampling Analytical Results  Disposal Facility Name and Permit Number  Soil Backfilling and Cover Installation  Re-vegetation Application Rates and Seeding Technique  Stress Reclamation (Photo Documentation)				
Closure Report (required within 60 days of closure completion):  Closure Method:  Waste Excavation and Removal On-Site Closure Method  If different from approved plan, please explain.  Closure Report Attachment Checklist: Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached.  Proof of Closure Notice  Proof of Deed Notice (if applicable)  Plot Plan  Confirmation Sampling Analytical Results  Waste Material Sampling Analytical Results  Disposal Facility Name and Permit Number  Soil Backfilling and Cover Installation  Re-vegetation Application Rates and Seeding Technique				
Closure Report (required within 60 days of closure completion):  Closure Method:  Waste Excavation and Removal On-Site Closure Method  If different from approved plan, please explain.  Closure Report Attachment Checklist: Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached.  Proof of Closure Notice  Proof of Deed Notice (if applicable)  Plot Plan  Confirmation Sampling Analytical Results  Waste Material Sampling Analytical Results  Disposal Facility Name and Permit Number  Soil Backfilling and Cover Installation  Re-vegetation Application Rates and Seeding Technique  Stress Reclamation (Photo Documentation)				
Closure Report (required within 60 days of closure completion): Subsection K of 19.15.17.13 NMAC  Closure Method:  Naste Excavation and Removal On-Site Closure Method Alternative Closure Method  If different from approved plan, please explain.  Closure Report Attachment Checklist: Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached.  Proof of Closure Notice Proof of Deed Notice (if applicable) Plot Plan Confirmation Sampling Analytical Results Waste Material Sampling Analytical Results Disposal Facility Name and Permit Number Soil Backfilling and Cover Installation Re-vegetation Application Rates and Seeding Technique Site Reclamation (Pototo Documentation) On-site Closure Location: Latitude 36.1/522 Dengitude 107.6547/ NAD. 1927 1983  Operator Closure Certification: I hereby certify that the information and attachments submitted with this closure report is true, accurate and complete to the hest of my knowledge and				
Title:				
Title:				
Closure Report (required within 60 days of closure completion):  Closure Method:  Waste Excavation and Removal   Closure Method   Haternative Closure Method   Closure Report Attachment Checklist: Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached.  Proof of Closure Notice  Proof of Closure Notice  Proof of Closure Notice  Proof of Closure Notice  Proof of Closure Sampling Analytical Results  Waste Material Sampling Analytical Results  Waste Material Sampling Analytical Results  Soil Backfilling and Cover Installation  Re-vegetation Application Rates and Seeding Technique  Site Reclamation (Photo Documentation)  On-site Closure Costine: Latitude 36.//522   Longitude /07.65 √7/   NAD. □1927 1983  Operator Closure Certification:  I hereby certify that the information and attachments submitted with this closure report is true, accurate and complete to the hest of my knowledge and belief. I also certify that the closure complies with all applicable closure requirements and conditions specified in the approved closure plan.  Name (Print): Kurt Fagrelius  Title: Vice President, Exploration				
Title:				

### Dugan Production Corp. Closure Report

Lease Name: Dorsey Com #90 API No.: 30-045-33861

In accordance with Rule 10.15.17.13 NMAC the following information describes the closure of the temporary pit referenced above. All proper documentation concerning closure activities is included with the C-144. The temporary pit for this location was an approved design under Rule 19.15.17. The closure plan for the temporary pit was submitted on 7-17-2008 and approved on 7-18-2008.

1. Comply with siting criteria for temporary pits established by the State of New Mexico, Energy Minerals and Natural Resources Department 19.15.17.10 NMAC.

### See approved permit dated 7-18-2008

2. Provide the NMOCD district office at least 72-hours notice but no greater than 1-week prior to any closure operations. Notice will include operator name, well name and number, API number, and location (unit letter, section, township and range).

### See email notification dated 4-6-2009.

3. Provide the surface owner notice of the operator's proposal of an on-site closure method. Proof of notice will be attached to the permit application. Also, proof of closure notice will be provided by certified mail to surface owner after closure. Proof of notice will be attached to final closure report.

Federal Surface, certified notification not applicable as per BLM/OCD MOU, however, proof of notification is attached.

4. Remove all liquid from pit and reclaim, re-use or dispose of at an NMOCD approved facility. Upon completion of drilling operations, drilling mud will be vacuumed from pit and transported to the next reserve pit for re-use at another drilling location. After the remaining mud settles, the free water that shakes out and any free water left over from completion operations will be hauled to the Dugan Production operated Sanchez O'Brien #1 SWD located 1650 feet from the South line and 990 feet from the West line (Unit L) of Section 6, Township 24 North, Range 9 West NMPM, San Juan County, New Mexico. The disposal facility was permitted by the NMOCD with Administrative Order SWD-694.

Drilling rig was released (10-17-2008) and drilling mud was transferred to the Ellington Com #90 for re-use (10-18-2008). Remaining free water was transferred to the Sanchez O'Brien SWD #1 salt water disposal well.

5. Remove all fluids from temporary pit within 30-days and close within 6-months following release of drilling rig.

Free water was removed within 30-days and temporary pit was closed (4-8-2009).

6. Air dry pit contents and stabilize or solidify to a load bearing capacity sufficient to support the temporary pit's final cover.

### Pit contents were allowed to dry prior to temporary pit closure.

7. Collect a five point, composite sample of the pit contents to demonstrate that Benzene, BTEX, the GRO and DRO combined fraction, TPH. and chlorides (depth to groundwater from bottom of pit is greater than 100-feet), do not exceed the standards as specified in 19.15.17.9.B or the background concentration, whichever is greater.

A five point composite sample was taken of remaining cuttings in temporary pit and was tested in accordance with Subsection B of 19.15.17.13 (B)(1)(b)(ii). Depth from bottom of pit to top of ground-water is greater than 100-feet. Sample results are attached.

Components	Test Method	Limit (mg/kg)	*Results (mg/kg)
Benzene	EPA SW-846 8021B or 8260B	0.2	<0.0009
BTEX	EPA SW-846 8021B or 8260B	50	0.125
TPH	EPA SW-846 418.1	2500	108
GRO/DRO	EPA SW-846 8015M	500	<0.3
Chlorides	EPA 300.1	1000 / 500	100

8. Other methods if the standards in 19.15.17.9.B can not be met will include: The pit contents may be mixed to a ratio not to exceed 3:1, un-contaminated soil or other material to pit contents. A second five point, composite sample of the contents after treatment or stabilization will be taken to demonstrate that the contents do not exceed the standards. If the second soil analyses do no satisfy the closure standards, the operator will close the temporary pit using the waste excavation and removal method.

Not applicable, testing standards of 19.15-17.9 were met.

9. Cut pit liner off at the mud line (solids level); remove liner and apron and transport to a NMOCD approved facility for disposal.

Pit liner was removed 4-8-2009 and disposed of at the Crouch Mesa Waste Management facility on 4-9-2009 (see attached invoice).

10. Stockpiled sub-surface soil will be used to backfill pit and re-contour well pad (to a final or intermediate cover that blends with the surrounding topography). A minimum of four-feet of compacted, non-waste containing, earthen material will be used as backfill.

Stockpiled sub-surface soil was used to backfill temporary pit and re-contour well pad. A minimum of four-feet of compacted, non-waste containing, earthen material was used to backfill pit.

11. Stockpiled surface soil will be used as a cover over the backfilled pit and disturbed areas of the well pad no longer needed for production operations. The soil cover will include either the background thickness of top soil or one foot of suitable material to establish vegetation at the site whichever is greater.

Stockpiled surface soil was used to cover backfilled temporary pit and disturbed areas of the well pad no longer needed for production operations. The soil cover included the greater of either the background thickness or one foot of suitable material necessary to establish vegetation. The location was re-contoured to approximate the original topography of the site and diversions were constructed to protect soil cover and minimize erosion.

12. The area will be re-seeded as per BLM guidelines. Re-seeding will be repeated until 70% of the native natural cover is achieved and maintained for two successive growing seasons. The first growing season after the pit is closed the disturbed area will be re-seeded. The seeding method will be to drill on contour whenever possible.

The area was re-seeded according to BLM/OCD guidelines in October of 2009. The BLM less than 10" seed mix was drilled in at a rate of 2.5# per acre. Re-seeding will be repeated if needed until 70% of the native natural cover is achieved. Re-seeding will be done according to BLM guidelines as specified by BLM/OCD memorandum of understanding.

13. The NMOCD will be notified once successful re-vegetation has been achieved.

Re-seeding will be done according to BLM guidelines as specified by BLM/OCD memorandum of understanding.

14. A steel marker will be set at the center of the on-site burial following onsite-pit closure (see application for administrative approval). The marker will be (24" X 24") and will have the operator name, lease name, well number, location (UL, Sec., Twp.

and Rge.) and that it designates an "on-site burial location" lettering welded on the top side with a 4" threaded collar welded to the bottom side. The marker will be set at ground level and attached to a 4" diameter pipe that is cemented in a hole three feet deep. When the well is abandoned, a steel riser that is 4" in diameter, extending 4' above the ground will be welded to the pipe anchored in cement below the surface. The riser will have lettering welded on side showing operator name, well number, location (UL, Sec., Twp., and Rge.) and that it designates an on-site burial location.

A flat steel marker (24" X 24") with the lettering "on-site burial location" was set at ground-level in the center of the burial site. The marker is welded to a 4" pipe that is cemented in a 3-foot deep hole and is shown in the attached photographs (administrative approval was received). When the well is P&A'd, the steel plate will be removed and a riser that is 4" in diameter, extending 4' above the ground will be welded to the pipe anchored in cement below the surface. The riser will have lettering welded on the side showing operator name, well number, location (UL, Sec., Twp., and Rge.) and that it designates an on-site burial location.

- 15. Closure Report will be submitted within 60-days of completion of temporary pit closure. Closure report will include the following: 1) Proof of Closure Notice.

  - 2) Proof of Deed Notice (if applicable).
  - 3) Plot Plan.
  - 4) Confirmation Sampling Analytical Results.
  - 5) Waste Material Sampling Analytical Results.
  - 6) Disposal Facility Name and Permit Number.
  - 7) Soil Backfilling and Cover Installation.
  - 8) Re-vegetation Application Rates and Seeding Technique.

All items listed above if applicable are attached and submitted on this date.

16. A deed notice identifying the exact location of the on-site burial will be filed with the County clerk in the county where the on-site burial occurs.

Federal Surface, deed notice identifying exact location of on-site burial is not applicable according to BLM/OCD MOU.

# **Kurt Fagrelius**

From: Kurt Fagrelius

Sent: Monday, April 06, 2009 10:59 AM

'Powell, Brandon, EMNRD'; 'Mark\_Kelly@nm.blm.gov'

Gentlemen,

On Wednesday April 8, 2009 Dugan Production Corp. will close the temporary drilling pits on the Ellington Com #90-S, Dorsey Com #90, Ellington Com #90 and the Cochran #3. The Ellington Com 90, 90-S and Dorsey Com #90 are located on Federal surface in Sec. 26, T22N, R8W and the Cochran #3 is on State surface in Sec. 16, T22N, R8W.

If you have any questions or require additional information, please contact me

Sincerely, Kurt Fagrelius 505-320-8248



### dugan production corp.

April 13, 2009

Mr. Dave Mankiewicz Assistant Field Manager Bureau of Land Management 1235 La Plata Highway Farmington, NM 87401

Re: Certification Notice of On-Site Closure of Temporary Pit for the

Return Receipt Certification Number - 7005 1820 0001 6168 7420

Dear Mr. Mankiewicz:

In accordance with the New Mexico Oil Conservation Division "Pit Rule" (19.15.17 NMAC), the Bureau of Land Management is hereby being notified that the "Temporary Pit" (drilling reserve pit for the Dorsey Com #90, located on Federal surface) was closed "On-Site" in accordance with 19.15.17 NMAC.

If you have any questions or require additional information on this matter, please contact me.

Sincerely,  Native of Dr-Site  SENDIERS COMPLETIENTIS SECTION  Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.  1. Article Addressed to:  Pare Man Kilwich - AFM buran of hand Kanagkrost 1235 Raylata Hay Jamusata, M. 87401	COMPLETE TILIS SECTION ON DEBUTE TO A Signature  X
	71.0 71.70

Article Number
 (Transfer from service label)

7005 1820 0001 6168 7420

E: (505) 325-1821 • FAX# (505) 327-4613

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### **EPA METHOD 8015 Modified** Nonhalogenated Volatile Organics **Total Petroleum Hydrocarbons**

Client:	Dugan Prod. Corp	Project #:	06094-0003
Sample ID:	Dorsey Com #90	Date Reported:	03-05-09
Laboratory Number:	49159	Date Sampled:	02-27-09
Chain of Custody No:	6426	Date Received:	02-27-09
Sample Matrix:	Soil	Date Extracted:	03-03-09
Preservative:	Cool	Date Analyzed:	03-04-09
Condition:	Intact	Analysis Requested:	8015 TPH

Parameter	Concentration (mg/Kg)	Det. Limit (mg/Kg)
Gasoline Range (C5 - C10)	ND	0.2
Diesel Range (C10 - C28)	ND	0.1
Total Petroleum Hydrocarbons	ND	0.2

ND - Parameter not detected at the stated detection limit.

References:

Method 8015B, Nonhalogenated Volatile Organics, Test Methods for Evaluating Solid Waste,

SW-846, USEPA, December 1996.

Comments:

Dorsey Com #90.



### EPA Method 8015 Modified Nonhalogenated Volatile Organics Total Petroleum Hydrocarbons

### **Quality Assurance Report**

				**	
Client:	QA/QC	The state of the s	Project #:	· · · · · · · · · · · · · · · · · · ·	N/A
Sample ID:	03-04-09 QA/	QC	Date Reported:		03-05-09
Laboratory Number:	49154		Date Sampled:		N/A
Sample Matrix:	Methylene Chlo	ride	Date Received:		N/A
Preservative:	N/A		Date Analyzed:		03-04-09
Condition:	N/A		Analysis Reques	ted:	TPH
	r je jel Cali Dale S	#PARCOLRES	(PolealFigure	P/oDifference	GAccept, Range
Gasoline Range C5 - C10	05-07 <b>-</b> 07	9.8250E+002	9.8289E+002	0.04%	0 - 15%
Diesel Range C10 - C28	05-07-07	1.0662E+003	1.0667E+003	0.04%	0 - 15%
Blank Conc (mg/Jemg/Kg)		Concentration		Detection Lim	<u>i</u>
Gasoline Range C5 - C10		ND		0.2	
Diesel Range C10 - C28		ND		0.1	
Total Petroleum Hydrocarbons		ND		0.2	
					T-10/8
DisplicateKCones(mg/Kg)的	orfa#Sample##	M #Duplicate ##	Target 1 and an over the pro-motion of the party of the p		
Gasoline Range C5 - C10	3.9	3.8	2.6%	0 - 30%	
Diesel Range C10 - C28	99.9	97.2	2.7%	0 - 30%	
Spike Conca (mg/k/g)*******	* Sample :		∉Spikė Resūli≉	%Recovery	Accept: Range
Gasoline Range C5 - C10	3.9	250	252	99.1%	75 - 125%
Diesel Range C10 - C28	99.9	250	348	99.4%	75 - 125%
		•			

ND - Parameter not detected at the stated detection limit.

References:

Method 8015B, Nonhalogenated Volatile Organics, Test Methods for Evaluating Solid Waste,

SW-846, USEPA, December 1996.

Comments:

QA/QC for Samples 49154 - 49155 and 49158 - 49163.

Analyst

Mustum Wasters Review



### EPA METHOD 8021 AROMATIC VOLATILE ORGANICS

Client:	Dugan Prod. Corp	Project #:	06094-0003
Sample ID:	Dorsey Com #90	Date Reported:	03-05-09
Laboratory Number:	49159	Date Sampled:	02-27-09
Chain of Custody:	6426	Date Received:	02-27-09
Sample Matrix:	Soil	Date Analyzed:	03-04-09
Preservative:	Cool	Date Extracted:	03-03-09
Condition:	Intact	Analysis Requested:	BTEX

Parameter	Concentration (ug/Kg)	Det. Limit (ug/Kg)
/		
Benzene	ND	0.9
Toluene	33.6	1.0
Ethylbenzene	8.9	1.0
p,m-Xylene	60.8	1.2
o-Xylene	22.1	0.9
Total BTEX	125	

ND - Parameter not detected at the stated detection limit.

Surrogate Recoveries:	Parameter	Percent Recovery
	Fluorobenzene	99.0 %
	1,4-difluorobenzene	99.0 %
	Bromochlorobenzene	<b>99.0</b> %

References:

Method 5030B, Purge-and-Trap, Test Methods for Evaluating Solid Waste, SW-846, USEPA,

December 1996.

Method 8021B, Aromatic Volatile Organics, Test Methods for Evaluating Solid Waste, SW-846,

USEPA, December 1996.

Comments:

Dorsey Com #90.

Analyst

Review



### EPA METHOD 8021 AROMATIC VOLATILE ORGANICS

			· · · · · · · · · · · · · · · · · · ·
Client:	N/A	Project #:	N/A
Sample ID:	03-04-BT QA/QC	Date Reported:	03-05-09
Laboratory Number:	49154	Date Sampled:	N/A
Sample Matrix:	Soil	Date Received:	N/A
Preservative:	N/A	Date Analyzed:	03-04-09
Condition:	N/A	Analysis:	BTEX

Calibration and 1996 Detection Limits (ug/L)		e C-CaliPirani Accept-Ran	CARL THE REAL PROPERTY.	Blank • Gone	Detect
Benzene	1.8263E+005	1.8300E+005	0.2%	ND	0.1
Toluene	2.0961E+005	2.1003E+005	0.2%	ND	0.1
Ethylbenzene	2.1066E+005	2.1109E+005	0.2%	ND	0.1
p,m-Xylene	5.6979E+005	5.7093E+005	0.2%	ND	0.1
o-Xylene	2.3028E+005	2.3075E+005	0.2%	ND	0.1

Duplicate/Goric/(ug/Kg)	s 1,5 € 6 Sample-4,6 2 19	uplicate 4-	%%Diff.6%	«AcceptiRange»	Detect: Limit
Benzene	6.9	6.7	2.9%	0 - 30%	0.9
Toluene	10.9	10.5	3.7%	0 - 30%	1.0
Ethylbenzene	10.7	10.5	1.9%	0 - 30%	1.0
p,m-Xylene	62.2	61.7	0.8%	0 - 30%	1.2
o-Xylene	30.2	29.6	2.0%	0 -30%	0.9

Spike Gonc (ug/Kg)	Sample A. Amo	iunt Spiked (Spil	(ed Sample)	% Recovery	Accept Range
Benzene	6.9	50.0	56.5	99.3%	39 - 150
Toluene	10.9	50.0	57.9	95.1%	46 -,148
Ethylbenzene	10.7	50.0	59.7	98.4%	32 - 160
p,m-Xylene	62.2	100	157	96.9%	46 - 148
o-Xylene	30.2	50.0	77.1	96.1%	46 - 148

ND - Parameter not detected at the stated detection limit.

References: Method 5030B, Purge-and-Trap, Test Methods for Evaluating Solid Waste, SW-846, USEPA,

December 1996.

Method 8021B, Aromatic and Halogenated Volatiles by Gas Chromatography Using

Photoionization and/or Electrolytic Conductivity Detectors, SW-846, USEPA December 1996.

Comments: QA/QC for Samples 49154 - 49163.

st Re



### EPA METHOD 418.1 TOTAL PETROLEUM HYDROCARBONS

Client:	Dugan Prod. Corp	Project #:	06094-0003
Sample ID:	Dorsey Com #90	Date Reported:	03-05-09
Laboratory Number:	49159	Date Sampled:	02-27-09
Chain of Custody No:	6426	Date Received:	02-27-09
Sample Matrix:	Soil	Date Extracted:	03-03-09
Preservative:	Cool	Date Analyzed:	03-03-09
Condition:	Intact	Analysis Needed:	TPH-418.1

		Det.
	Concentration	Limit
Parameter	(mg/kg)	(mg/kg)

**Total Petroleum Hydrocarbons** 

108

5.0

ND = Parameter not detected at the stated detection limit.

References:

Method 418.1, Petroleum Hydrocarbons, Total Recoverable, Chemical Analysis of Water

and Waste, USEPA Storet No. 4551, 1978.

Comments:

Dorsey Com #90.

Analyst

Review C



### **EPA METHOD 418.1** TOTAL PETROLEUM **HYROCARBONS QUALITY ASSURANCE REPORT**

Client:

QA/QC

Project #:

N/A

Sample ID:

QA/QC

Date Reported:

03-05-09

Laboratory Number:

03-03-TPH.QA/QC 49158

Date Sampled:

N/A

Sample Matrix:

Freon-113

Date Analyzed:

03-03-09

TPH

Preservative: Condition:

N/A N/A

Date Extracted: Analysis Needed: 03-03-09

Calibration

I-Cal Date

C-Cal Date

I-Cal RF:

C-Cal RF: % Difference Accept. Range

02-13-09 03-03-09

1,500

1,600

6.7%

+/- 10%

Blank Conc. (mg/Kg)

Concentration

Detection Limit

**TPH** 

ND

21.6

Duplicate Conc. (mg/Kg)

Sample

Duplicate

% Difference

Accept. Range

TPH

228

276

21.1%

+/- 30%

Spike Conc. (mg/Kg) TPH

Sample 228

Spike Added Spike Result: % Recovery 2,000

1,860

83.5%

Accept Range 80 - 120%

ND = Parameter not detected at the stated detection limit.

References:

Method 418.1, Petroleum Hydrocarbons, Total Recoverable, Chemical Analysis of Water

and Waste, USEPA Storet No. 4551, 1978.

Comments:

QA/QC for Samples 49158 - 49163.

Ph (505) 632-0615 Fr (800) 362-1879 Fx (505) 632-1865 lab@envirotech-inc.com envirotech-inc.com



### Chloride

06094-0003 Client: Dugan Prod. Corp Project #: Sample ID: Dorsey Com #90 Date Reported: 03-05-09 Lab ID#: 49159 02-27-09 Date Sampled: Sample Matrix: Soil Date Received: 02-27-09 Preservative: Cool Date Analyzed: 03-03-09 Condition: Intact Chain of Custody: 6426

**Parameter** 

Concentration (mg/Kg)

**Total Chloride** 

100

Reference:

U.S.E.P.A., 4500B, "Methods for Chemical Analysis of Water and Wastes", 1983. Standard Methods For The Examination of Water And Waste Water", 18th ed., 1992.

Comments:

Dorsey Com #90.

Analyst

Mester Master Review

# CHAIN OF CUSTODY RECORD

6426

	Relinquished by: (Signature)	Relinquished by: (Signature)	but fraged	Relinquished by: (Signature)											954	Besig Can Both Pam	7 7	- w	7	Client Phone No.:	709 E- Murray Dr	Client Address: S	Dues Frod.	•
<b>ENV</b> 5796 U.S. Highway 64 •			2/27/09		Soil Sludge Solid Aqueous	Soil Sludge Solid Aqueous	Soli Sludge Solid Aqueous	-	Soil Sludge	Solid Aqueous	,	Solid Agueous	Solid Aqueous	Soil Studge Solid Aqueous	Solid Aqueous	" (	기를	Lab No. Sample	5000-49090	Client No.:	Kurt Jaga	Sampler Name:	Orsel Con	Project Name / Location:
IROTECH II	Receiv	~~	16112	Time												702-1	Containers ""	of Preservative	W		Mir		84	
187401 • Tel 505-632-0615	Received by: (Signature)	Received by: (Signature)	and Alexania	Received by: (Signature)												* * * * * * * * * * * * * * * * * * * *	F G F	PH RTEX OC RCR. Catio RCI TCLF PAH	L (Met (Met)	Aletanior H/	d 80 1,826 als	21)		ANALYSIS / PARAMETERS
			72407 16:13	9												-			ple (	-				



WM of NM - San Juan County 78 County Road 3140 Aztec, NM,, 87410 Ph: (505) 334-1121

Ticket# 1185010

Customer Name DUGAN PRODUCTION DUGAN PRODUC Carrier DUGPRO DUGAN PRODUCTION CORP Ticket Date 04/09/2009 Vehicle# XXX

Payment Type Credit Account Container Driver

Manual Ticket# Hauling Ticket# Check#

Billing # . Route 0000019

State Waste Code Gen EPA ID Manifest .

Destination -

PO Profile " Generator

Inbound 210260 1b\* In 04/09/2009 12:48:30 Inbound 301 vickyq Tare 9480 15

Out 04/09/2009 13:07:20 Outbound 302 vickyg Net 780 lb \* Manual Weight Tons

Comments

Product: LD% Oty UOM: Rate Tax Amount

MLY-MSW-Loose- Yds 100 3.00 Yards \$12.63 SANJ

机物质学器 静度高级

Original in Elington Com 90

Kunt Fagre lin

Ellington Con #90 Ellington Con #90-5 Dorsy Com #90 Cochron #3

Total Tax Total Ticket

\$13.41

403WM

Submit To Appropria Two Copies	te District O	ffice				State of Ne			_								orm C-105	
District I 1625 N. French Dr., I	Hobbs, NM 8	38240		Ene	ergy,	Minerals an	d Nat	ural I	₹e:	sources		1. WELL	API	NO.	· · · · · · · · · · · · · · · · · · ·		July 17, 2008	
District II 1301 W. Grand Aven	ue, Artesia, l	NM 88210			Oi	l Conserva	tion l	Divis	io	n		30-045-338	361					
District III 1000 Rio Brazos Rd.,	Aztec, NM	87410				20 South S						2. Type of Lease ☐ STATE ☐ FEE ☒ FED/INDIAN						
District IV 1220 S. St. Francis D	r., Santa Fe,	NM 87505				Santa Fe, 1							3. State Oil & Gas Lease No.					
WELL C	OMPLE	TION	OR F	RECC	MPL	ETION RE	POR	TAN	ID	LOG		Federal Leas				laria:		
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☐ COMPLETIC	N REPOF	RT (Fill in	boxes	#1 throu	gh #31	for State and Fe	e wells	only)				Dorsey Com  6. Well Numb	er:					
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8. Name of Operator  Dugan Production	or	2.20.10.1										9. OGRID <b>006515</b>						
10. Address of Ope										•		11. Pool name	or W	ildcat				
P. O. Box 420, Fai	mington, l	NM 8749	9-0420														·	
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			ned	13.1	ale Rig	10/17/08		1	υ, ι	Date Compre	cicu	(Keady to Floo	iuce)		T, GR, e		and KKD,	
18. Total Measured	Depth of V	Well		19. F	lug Bac	k Measured Dep	pth	2	0.	Was Directi	ona	l Survey Made?		21. Typ	e Electri	c and Ot	her Logs Run	
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23.					CAS	ING REC	ORD	(Re	po	rt all str	ing	gs set in we	ell)		<del></del>			
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29. Disposition of C	Jas <i>(Sold, 1</i>	ised for fi	iel, veni	ted, etc.)				L				<u> </u>	30.	Test Witne	ssed By			
31. List Attachmen	เร																	
32. If a temporary p	oit was used	at the w	ell, atta	ch a plat	with th	e location of the	tempoi	ary pit.										
33. If an on-site but	rial was use	ed at the v	vell, rep	ort the e	xact loc	ation of the on-s												
I hereby certify	that the	informa	tion s	hown	n hot	Latitude	36.1	1522 is true	0 11	Longitude	10'	7.6547  to the hest o	f my	knowler	NAD Ioe and		83	
Signature //	inai ine L	ingorma L	aon si	) (	]	Printed Name Kurt	_			_								
1/10		291	1		1	v Ikuit	Si V	1				, <b></b>		,_,•				
E-mail Address	ktagreli	นร <i>(a</i> )dนย	anpro	ductio	n.com													

 $^{\bullet}$  District I PO Box 1989, Hobbs, NM 88241-1980

District (I PO Drawer OD, Artesia, NM 88211-0719

District III 1000 Rio Brazos Rd., Aztec, NM 87410 State of New Mexico famous State of New Mexico famous States of New Mexico

OIL CONSERVATION DIVISION PO Box 2088 Santa Fe, NM 87504-2088

Form C-102 Revised February 21, 1994 Instructions on back Submit to Appropriate District Office State Lease - 4 Copies Fee Lease - 3 Copies

			WELL	LOCAT	ION AND A	ACREAGE DEL	DICAT	ION PL	ΑT		
¹Ā	PI Numbe	r	<del>-</del>	Pool Co	de						
				71629			ASIN	FRUITLA	ND CO		
'Property	Code				'Propert DORSE'				ļ	. "W	90
'OGRID N	ło.			<del></del>	*Operato					<del>,</del>	Elevation
00651	5			DUGAN	PRODUCTI	ON CORPORAT	ION				6770 .
					<sup>10</sup> Surface	Location					
or lot no.	Section 26	SSN ditement	Range BW	Lot Idn	Feat from the 950	NORTH	1	t from the	East/Wes		SAN JUAN
			attom	Hole L	ocation 1	f Different		m Surf			
or lot no.	Section	Township	Range	Lat Idn	Feet from the	North/South line	Fee	t from the	East/Wes	st line	County
edicated Acres	320	.O Acres	- (W/	 2)	Soint or Infill	<sup>14</sup> Consolidation Code	<sup>25</sup> Orden	No.			1
LA LONI D	T: 36.115 G: 107.65 ATUM: NA 50'	521 'N 5476 'W	52	29.18	of Pith 11522 7 65471 0 N53° E	EEN APPROVED	/	17 OPER/ I hereby contained	ATOR centify to the tension in the t	urt F	IFICATION Information Ind complete pe and belief agrelius  19 15, 2006
1	NM-	GAN 90472 GAN 94067		26 –			5334.78	notes of a my supervi and correc Date o	ertify that his plat is ctual survision, and to the I	at the we was plott veys made that the best of (	FICATION all location ted from field a by me or under same is true my belief NE 8, 2006 ssional Surveyor









