Form 3160-5 (August 2007)

UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT

NMOCD Artesia

FORM APPROVED OMB NO. 1004-0135 Expires: July 31, 2010

5. Lease Serial No. NMNM120895

SUNDRY NOTICES AND REPORTS ON WELLS

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Do not use this form for proposals to drill or to re-enter an abandoned well. Use form 3160-3 (APD) for such proposals.				6. If Indian, Allottee or Tribé Name	
SUBMIT IN TRIPLICATE - Other instructions on reverse side.			7. If Unit or CA/Agreement, Name and/or No.		
1. Type of Well				8. Well Name and No.	
☑ Oil Well ☐ Gas Well ☐ Other				PATRON 23 FEDERAL 4H	
2. Name of Operator Contact: BRIAN MAIORINO COG PRODUCTION LLC E-Mail: bmaiorino@concho.com			9. API Well No. 30-015-42451-00-S1		
3a. Address 2208 W MAIN STREET ARTESIA, NM 88210	2208 W MAIN STREET Ph: 432-221-0467			10. Field and Pool, or Exploratory UNDESIGNATED	
4. Location of Well (Footage, Sec., 1	C., R., M., or Survey Description)		· -	11. County or Parish,	and State
Sec 23 T25S R29E NENE 190FNL 660FEL 32.122101 N Lat, 103.948205 W Lon				EDDY COUNTY, NM	
12. CHECK APP	ROPRIATE BOX(ES) TO INDICA	TE NATURE OF N	NOTICE, RE	EPORT, OR OTHE	R DATA
TYPE OF SUBMISSION	TYPE OF ACTION				
Notice of Intent	☐ Acidize ☐ [Deepen .	☐ Producti	ion (Start/Resume)	□ Water Shut-Off
-	☐ Alter Casing ☐ F	racture Treat	☐ Reclama	ation	■ Well Integrity
☐ Subsequent Report	Casing Repair	New Construction	☐ Recomp	lete	Other
Final Abandonment Notice	☐ Change Plans ☐ F	lug and Abandon	□ Тетрога	arily Abandon	Venting and/or Flari
\	☐ Convert to Injection ☐ F	lug Back	■ Water D	risposal	~ 5
If the proposal is to deepen direction Attach the Bond under which the wo following completion of the involved	eration (clearly state all pertinent details, inc ally or recomplete horizontally, give subsurf rk will be performed or provide the Bond No l operations. If the operation results in a mul	ace locations and measur b. on file with BLM/BIA tiple completion or reco.	red and true ver . Required sub moletion in a n	rtical depths of all pertin sequent reports shall be sew interval, a Form 3160	ent markers and zones. filed within 30 days 0-4 shall be filed once
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BUREAU OF LAND MANAGEMENT Carlsbad Field Office 620 East Greene Street Carlsbad, New Mexico 88220 575-234-5972

This field office has evaluated the attached Notice of Intent as a request for flaring/venting beyond NTL-4A allowable thresholds (reasons, timeframes and volumes), and has determined the following Conditions of Approval apply.

Condition of Approval to Flare Gas

- 1. Comply with NTL-4A requirements
- 2. Subject to like approval from NMOCD
- 3. Flared volumes are considered "avoidably lost" and will require payment of royalties. Volumes shall be reported on OGOR "B" reports as disposition code "08
- 4. "Avoidably lost" flare volumes shall be metered due to their royalty bearing status. Install gas meter on vent/flare line to measure gas prior to venting/flaring operations if it is not equipped as such at this time.
- 5. Vent/flare gas metering to meet all requirements for a sales meter as per Federal Regulations, Onshore Order #5 and NTL 2008-01. Include meter serial number on sundry (form 3160-5).
- 6. This approval does not authorize any additional surface disturbance.
- 7. An updated facility diagram is required within 60 days of modifications to existing facilities per Onshore Order #3.
- 8. Approval not to exceed 90 days, if flaring is still required past 90 days submit new request for approval.
- 9. Submit Subsequent Report with actual volumes of gas flared for each month gas is flared on a sundry form 3160-5.

Definition: As per **NTL-4A II. A.** "Avoidably lost" production shall mean the venting or flaring of produced gas without the prior authorization, approval, ratification, or acceptance of the Supervisor and the loss of produced oil or gas when the Supervisor determines that such loss occurred as a result of (1) negligence on the part of the lessee or operator, or (2) the failure of the lessee or operator to take all reasonable measures to prevent and/or to control the loss, or (3) the failure of the lessee or operator to comply fully with the applicable lease terms and regulations, appropriate provisions of the approved operating plan, or the prior written orders of the Supervisor, or (4) and combination of the foregoing.

43CFR3162.7-1 (a) The operator shall put into marketable condition, if economically feasible, all oil, other hydrocarbons, gas and sulphur produced from the leased land.

43CFR3162.1 (a) The operating rights owner or operator, as appropriate, shall comply with applicable laws and regulations; with the lease terms, Onshore Oil and Gas Orders, NTL's; and with other orders and instructions of the authorized officer. These include, but are not limited to, conducting all operations in a manner which ensures the proper handling, measurement, disposition, and site security of leasehold production; which protects other natural resources and environmental quality; which protects life and property; and which results in maximum ultimate economic recovery of oil and gas with minimum waste and with minimum adverse effect on ultimate recovery of other mineral resources.