<u>District I</u> 1625 N. French Dr., Hobbs, NM 88240 District II 1301 W. Grand Avenue, Artesia, NM 88210 District III
1000 Rio Brazos Road, Aztec, NM 87410 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. 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.

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 lie environment. Nor does approval relieve the operator of its responsibility to com	ability should operations result in pollution of surface water, ground water or the ply with any other applicable governmental authority's rules, regulations or ordinances.		
Operator:High Plains Operating Company, LLC	OGRID #:246238		
Address:32700 Aspen Drive, Buena Vista Colorado 81211	\$7\$.00\$ \$50 WE 60 HE AS A ALCOHOLOGY		
Facility or well name:Eagle Springs 8 Federal #1H	OIL CONS. DIV.		
API Number:30-043-20949	Number:		
U/L or Qtr/QtrBSection _8Township _19N	Range 4W County: Sandoval		
Center of Proposed Design: Latitude35 deg 53 min 53.97 sec N	Longitude _107 deg 16 min 52.14 sec W 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 ☐ Steel Pit	Lined Unlined		
☐ Lined ☐ Unlined	Liner type: Thicknessmil		
Liner type: Thickness mil	Other		
Other String-Reinforced	Seams: Welded Factory Other		
Seams:	Volume:500bbl104yd ³		
Volume: bbl Dimensions: L x W x D	Dimensions: Length_47 ft_x Width_10 ft_x Height_6 ft		
Below-grade tank: Subsection I of 19.15.17.11 NMAC	Fencing: Subsection D of 19.15.17.11 NMAC		
Volume:bbl	☐ 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 foot height, four strands of barbed wire evenly spaced between one and four feet		
Tank Construction material: Secondary containment with leak detection	, ,		
	four feet		
Secondary containment with leak detection	four feet Netting: Subsection E of 19.15.17.11 NMAC		
☐ Secondary containment with leak detection ☐ Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off	four feet Netting: Subsection E of 19.15.17.11 NMAC Screen Netting Other		
 ☐ Secondary containment with leak detection ☐ Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off ☐ Visible sidewalls and liner ☐ Visible sidewalls only ☐ Other 	four feet Netting: Subsection E of 19.15.17.11 NMAC Screen Netting Other Monthly inspections		
 ☐ Secondary containment with leak detection ☐ Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off ☐ Visible sidewalls and liner ☐ Visible sidewalls only 	four feet Netting: Subsection E of 19.15.17.11 NMAC Screen Netting Other Monthly inspections Signs: Subsection C of 19.15.17.11 NMAC		

Alternative Method:	Administrative Approvals and Exceptions:		
Submittal of an exception request is required. Exceptions must be submitted to the Santa Fe Environmental Bureau office for consideration	Justifications and/or demonstrations of equivalency are required. Please refer to 19.15.17 NMAC for guidance.		
of approval.	Please check a box if one or more of the following is requested, if not leave blank: Administrative approval(s): Requests must be submitted to the appropriate division district or the Santa Fe Environmental Bureau office for consideration of approval. Exception(s): Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.		
Siting Criteria (regarding permitting): 19.15.17.10 NMAC Instructions: The applicant must demonstrate compliance for each siting acceptable source material are provided below. Requests regarding chan approval from the appropriate district office or may be considered an exc Environmental Bureau office for consideration of approval. Applicant m 19.15.17.10 NMAC for guidance. Siting criteria does not apply to dryin loop system.	ges to certain siting criteria may require administrative eption which must be submitted to the Santa Fe nust fication for request. Please refer to		
Ground water is less than 50 feet below the bottom of the temporary pit, pe - NM Office of the State Engineer - iWATERS database search; USO		☐ Yes ☐ No	
Within 300 feet of a continuously flowing watercourse, or 200 feet of any clake (measured from the ordinary high-water mark). - Topographic map; Visual inspection (certification) of the proposed		☐ Yes ☐ No	
Within 300 feet from a permanent residence, school, hospital, institution, or (Applies to temporary, emergency, or cavitation pits and below-grade tanks) - Visual inspection (certification) of the proposed site; Aerial photo;	s)	☐ Yes ☐ No ☐ NA	
Within 1000 feet from a permanent residence, school, hospital, institution, (Applies to permanent pits) - Visual inspection (certification) of the proposed site; Aerial photo;		☐ Yes ☐ No ☐ NA	
Within 500 horizontal feet of a private, domestic fresh water well or spring watering purposes, or within 1000 horizontal feet of any other fresh water v NM Office of the State Engineer - iWATERS database search; Visi	well or spring, in existence at the time of initial application.	☐ Yes ☐ No	
Within incorporated municipal boundaries or within a defined municipal free adopted pursuant to NMSA 1978, Section 3-27-3, as amended. - Written confirmation or verification from the municipality, Written		☐ Yes ☐ No	
Within 500 feet of a wetland US Fish and Wildlife Wetland Identification map; Topographic ma	p; 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 Society; Topographic map	Geology & Mineral Resources; USGS; NM Geological	☐ Yes ☐ No	
Within a 100-year floodplain FEMA map		☐ Yes ☐ No	
Temporary Pits, Emergency Pits, and Below-grade Tanks Permit Appl			
Instructions: Each of the following items must be attached to the applicate attached. Hydrogeologic Report (Below-grade Tanks) - based upon the required Hydrogeologic Data (Temporary and Emergency Pits) - based upon the Siting Criteria Compliance Demonstrations - based upon the appropriate Design Plan - based upon the appropriate requirements of 19.15.17.11 Operating and Maintenance Plan - based upon the appropriate requirements of Subsection	ments of Paragraph (4) of Subsection B of 19.15.17.9 NMAC he requirements of Paragraph (2) of Subsection B of 19.15.17.1 ate requirements of 19.15.17.10 NMAC NMAC ments of 19.15.17.12 NMAC		
Previously Approved Design (attach copy of design) API Number:	or Permit Number:		

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 documents are
attached.
Geologic and Hydrogeologic Data (required for on-site closure) - based upon the requirements of Paragraph (3) of Subsection B of 19.15.17.9
Siting Criteria Compliance Demonstrations (required for on-site closure) - 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 NMAC
NWAC
Previously Approved Design (attach copy of design) API Number:
Treviously Approved Design (attach copy of design) Art I valider.
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 documents are
attached.
☐ Hydrogeologic Report - based upon the requirements of Paragraph (1) of Subsection B of 19.15.17.9 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 ₂ 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
Proposed Closure Method: Waste Excavation and Removal
☐ Waste Removal (Closed-loop systems only)
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 consideration)

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 ☐ NA
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	☐ Yes ☐ No ☐ NA
Within 300 feet of a continuously flowing watercourse, or 200 feet of any other significant watercourse or 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. - Visual inspection (certification) of the proposed site; Aerial photo; Satellite image	☐ Yes ☐ 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 ☐ No
adopted pursuant to NMSA 1978, Section 3-27-3, as amended.	☐ Yes ☐ No
- Written confirmation or verification from the municipality; Written approval obtained from the municipality	
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
Waste Excavation and Removal Closure Plan Checklist: (19.15.17.13 NMAC) Instructions: Each of the following items must be attaclosure plan. Please indicate, by a check mark in the box, that the documents are attached. □ 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 G of 19.15.17.13 NMAC	iched to the
Waste Removal Closure For Closed-loop Systems That Utilize Haul-off Bins Only: (19.15.17.13.D NMAC) Instructions: Please inde or facilities for the disposal of liquids, drilling fluids and drill cuttings.	entify the facility
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 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 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 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	e achieved)

Operator Application Certification:		
I hereby certify that the information submitted with this application is	true, accurate and complete to the b	est of my knowledge and belief.
Name (Print):Arthur W. Butler III Title:	Managing Partner	
Signature: D. Buth sol	Date:July 1	0, 2008
e-mail address:bbutler@highplainsop.com		8059 (Office); 719-207-0164 (Cell)
OCD Approval: Permit Application (including closure plan)		
OCD Representative Signature: Brandon Famell		Approval Date: 7-15-08
Title: Endinolspec	OCD Permit Number	
Closure Report (required within 60 days of closure completion): S	ubsection K of 19.15.17.13 NMAC Closure Complet	ion Date:
Closure Method: ☐ Waste Excavation and Removal ☐ On-Site Closure Method ☐ ☐ If different from approved plan, please explain.	Alternative Closure Method	
Closure Report Attachment Checklist: Instructions: Each of the formark 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 (Photo Documentation) On-site Closure Location: Latitude	Howing items must be attached to Longitude	the closure report. Please indicate, by a check NAD: 1927 1983
Operator Closure Certification:		
I hereby certify that the information and attachments submitted with thi belief. I also certify that the closure complies with all applicable closure		
Name (Print):	Title:	
Signature:	Date:	
e-mail address:	Telephone:	

Closed-loop Design Plan

The closed-loop system for the recompletion of the High Plains Operating Company, LLC (HPOC) Eagle Springs 8 Federal #1H will be an above ground tank suitable for holding the cuttings and fluids for rig operations. The tank will be of sufficient volume to maintain a safe free board between disposal of the liquids and solids from rig operations.

HPOC plans to recomplete the existing Eagle Springs 8 Federal #1 well as a horizontal producer in the Entrada formation. The recompletion will be called the Eagle Springs 8 Federal #1H. A window will be milled in the 7" casing at 5,252' and the build section will be drilled with a water-based, gel mud. Immediately above the Entrada pay section at a TVD of 5,530', the water-based gel mud will be circulated out of the hole to a frac tanks using Entrada oil from HPOC's current producing well on the property, the Eagle Springs 8 Federal #2M.

Remaining solids from the water-based portion of this operation will be cleaned from the tank prior to any oil being placed in the tank. These solids will be placed in the reserve pit for the Eagle Springs 9 Federal #1 well that is located one-half mile east of this location. The Eagle Springs 9 Federal #1 well is on the same lease as the Eagle Springs 8 Federal #1H, and an APD along with C-144 Pit Permit will be filed in the next few days for this well. Jim Lovato of the BLM's Oil & Gas Division in Farmington has given verbal permission to dispose of cuttings generated from drilling with water based, gel mud in this new reserve pit. If these cuttings, for whatever reason, do become contaminated with oil, they will be disposed of at T-n-T Environmental, Inc.'s Commercial Surface Waste Management Facility Permit NM-01-0008 (evaporation ponds and landfarm).

The horizontal lateral section in the Entrada formation will then be drilled to TD using produced lease oil. Upon completion of this phase of the drilling operation, all oil will be recovered and circulated back through HPOC's existing production facilities for market sale. Any remained sludge and oil-contaminated cuttings will be disposed of at T-n-T Environmental, Inc.'s Commercial Surface Waste Management Facility Permit NM-01-0008 (evaporation ponds and landfarm).

Fencing is not required for an above ground closed-loop system. It will be signed in compliance with NMAC 19.15.3.103—"SIGN ON WELLS." Fresh water will be provided from the current water tank on the location used to hold produced Entrada water from the Eagle Springs 8 Federal #2M well. A recent analysis of this water is included.

Closed-loop Operation and Maintenance Plan

The closed-loop tank for the recompletion of the Eagle Springs 8 Federal #1H will be operated and maintained to contain liquids and solids and to aid in the prevention of contamination of fresh water sources, in order to protect the public health and the environment.

No hazardous waste, miscellaneous solid waste or debris will be discharged into or stored in the tank. Only the fluids or cuttings used or generated by rig operations as outlined in the Design Plan will be placed or stored in the tank. The Aztec District office of the NM OCD will be notified within 48 hours of the discovery of compromised integrity of the closed-loop tank. Upon discovery of the compromised tank, repairs will be enacted immediately.

All of the planned operations will be inspected by the operator or operator's representative and a log will be signed and dated. During rig operations, the inspection will be daily.

During water-based, gel mud drilling operations, any excess liquids generated will be stored in frac tanks. Excess cuttings will be removed to the reserve pit at the Eagle Springs 9 Federal #1 location one-half mile to the east as outlined in the Design Plan.

During oil-based drilling operations, any excess liquids generated will be circulated back through HPOC's existing production facilities for market sale. Any excess oil contaminated cuttings will be disposed of at T-n-T Environmental, Inc.'s Commercial Surface Waste Management Facility Permit NM-01-0008 (evaporation ponds and landfarm).

Closed-loop Closure Plan

The closed-loop system for the recompletion of the High Plains Operating Company, LLC (HPOC) Eagle Springs 8 Federal #1H will be closed in accordance with Subsection D of 19.15.17.13 NMAC.

HPOC will file a closure report within 60 days of closure completion on form C-144.

At the time of well abandonment, the site will be reclaimed and re-vegetated to as close to pre-existing conditions as possible.

Upon completion of the Eagle Springs 8 Federal #1H drilling operations, the tanks will be cleaned and all recoverable oil will be circulated back through HPOC's existing production facilities for market sale. Any excess oil contaminated cuttings and sludge will be disposed of at T-n-T Environmental, Inc.'s Commercial Surface Waste Management Facility Permit NM-01-0008 (evaporation ponds and landfarm).

The drilling rig will then move to the Eagle Springs 9 Federal #1 one-half mile to the east. The water-based, gel mud fluids stored in frac tanks will be moved to this new well to be utilized in the drilling operations there.

To: Jim_Lovato@nm.blm.gov

Subject: Re: HPOC; Eagle Springs 8 Federal #1H Pit Permit

I will be printing this out and including with our application.

Thanks again. Take care, Butch

At 03:30 PM 7/10/2008, you wrote:

Butch,

Thanks for the update... BLM has no opposition to the transfer of cuttings as proposed contingent upon compliance with your proposal outlined below. If changes are necessary or conditions change, please advise ASAP. I'll attach this email to your application once its received.. Thanks JL

Butch Butler <butch.b53@mccoymail.net>
To: jim_lovato@blm.gov
07/10/2008 01:53 PM

Subject: HPOC; Eagle Springs 8 Federal #1H Pit Permit

Jim: As you and I discussed, we would like permission from the BLM to dispose of drill cuttings in the Eagle Springs 9 Federal #1 reserve pit, which will be dug prior to drilling the Eagle Springs 8 Federal #1H. The section of our design plan from the C-144 with the details follows below the line in italics.

Please reply with your concurrence. Thanks Jim, Butch

Remaining solids from the water-based portion of this operation will be cleaned from the tank prior to any oil being placed in the tank. These solids will be placed in the reserve pit for the Eagle Springs 9 Federal #1 well that is located one-half mile east of this location. The Eagle Springs 9 Federal #1 well is on the same lease as the Eagle Springs 8 Federal #1H, and an APD along with C-144 Pit Permit will be filed in the next few days for this well. Jim Lovato of the BLM's Oil & Gas Division in Farmington has given verbal permission to dispose of cuttings generated from drilling with water based, gel mud in this new reserve pit. If these cuttings, for whatever reason, do become contaminated with oil, they will be disposed of at T-n-T Environmental, Inc.'s Commercial Surface Waste Management Facility Permit NM-01-0008 (evaporation ponds and landfarm).

Butch Butler -- HPOC (High Plains Operating Company, LLC)

32700 Aspen Drive

Buena Vista, CO 81211-9620

Ph: 719-395-8059 Fax: 719-395-8093 Cell: 719-207-0164

E-mail: bbutler@highplainsop.com

HALLIBURTON

Water Analysis Report

To: High Plains Date: 6/13/2008

Submitted by: Halliburton Energy Services Date Rec: 6/13/2008

Attention: Call Sheets Report #: FLMM8623

Well Name: Eagle Springs 8 Fed #2 Formation: Entrada

Specific (Gravity	1.005	
рН		7.5	
Resistivit	у	0.93	@ 70° F
fron (Fe)		0	Mg / L
Potassiur	m (K)	46	Mg / L
Sodium (Na)	0	Mg/L
Calcium ((Ca)	212	Mg/L
Magnesiu	ım (Mg)	22	Mg/L
Chlorides	; (CI)	1140	Mg / L
Sulfates ((\$04)	2000	Mg / L
Carbonat	es (CO3)	0	Mg / L
Bicarbon	ates (HCO3)	122	Mg / L
Total Dis	solved Solids	3542	Mg / L

Respectfully:	r wilson	
Title:	Lab Technician	
Location:	Farmington, NM	

NOTICE: This report is limited to the described sample tested. Any person using or relying on this report agrees that Halliburton shall not be liable for any loss or damage whether due to act or omission resulting from such report or its use.