Form C-144 July 21, 2008

District I 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 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. 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  Modification to an existing permit  Closure plan only submitted for an existing permitted or non-permitted 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 hability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve the operator of its responsibility to comply with any other applicable governmental authority's rules, regulations or ordinances.
Operator: Dugan Production Corp.  Address709 East Murray Drive, Farmington, New Mexico  Facility or well name: Wood Denn #1
API Number: 30-045- 30
Surface Owner:   Federal   State   Private   Tribal Trust or Indian Allotment    Pit: Subsection F or G of 19.15.17.11 NMAC   Temporary:   Drilling   Workover     Permanent   Emergency   Cavitation   P&A     Lined   Unlined Liner type: Thickness   20   mil   LLDPE   HDPE   PVC   Other     String-Reinforced     Liner Seams:   Welded   Factory   Other   Volume:   600   bbl   Dimensions:   26   CM   WOMES   DIV   DIST   81
Closed-loop System: Subsection H of 19.15.17.11 NMAC   Type of Operation:   P&A   Drilling a new well   Workover or Drilling (Applies to activities which require prior approval of a permit or notice of intent)   Drying Pad   Above Ground Steel Tanks   Haul-off Bins   Other     Lined   Unlined Liner type: Thickness   mil   LLDPE   HDPE   PVC   Other     Liner Seams:   Welded   Factory   Other
Below-grade tank: Subsection I of 19.15.17.11 NMAC  Volume:
Submitted of an exception request is required. Exceptions must be submitted to the Santa Fe Environmental Bureau office for consideration of approval

Fencing: Subsection D of 19 15.17.11 NMAC (Applies to permanent pits, temporary pits, and below-grade tanks)  Chain link, six feet in height, two strands of barbed wire at top (Required if located within 1000 feet of a permanent residence, school, institution or church)	hospital.				
Four foot height, four strands of barbed wire evenly spaced between one and four feet  X Alternate. Please specify 4-foot hogwire					
Netting: Subsection E of 19.15.17.11 NMAC (Applies to permanent pits and permanent open top tanks)  Screen Netting Other  Monthly inspections (If netting or screening is not physically feasible)					
Signs: Subsection C of 19.15.17.11 NMAC  12"x 24". 2" lettering, providing Operator's name, site location, and emergency telephone numbers Signed in compliance with 19.15.3.103 NMAC					
Administrative Approvals and Exceptions:  Justifications and/or demonstrations of equivalency are required. Please refer to 19.15.17 NMAC for guidance.  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 consideration of approval.  Exception(s): Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.	office for				
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 accept material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of applicant must attach justification for request. Please refer to 19.15.17.10 NMAC for guidance. Siting criteria does not apply to drying above-grade tanks associated with a closed-loop system.	priate district pproval.				
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 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.  (Applies to temporary, emergency, or cavitation pits and below-grade tanks)  - Visual inspection (certification) of the proposed site; Aerial photo; Satellite image	Yes 🖾 No				
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					
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 🏻 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 19.15.17.9 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 (Below-grade Tanks) - based upon the requirements of Paragraph (4) of Subsection B of 19.15.17.9 NMAC  Hydrogeologic Data (Temporary and Emergency Pits) - based upon the requirements of Paragraph (2) of Subsection B of 19.15.17.9 NMAC  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 (Please complete Boxes 14 through 18. if applicable) - based upon the appropriate requirements of Subsection C of 19.15.17.9 NMAC
Previously Approved Design (attach copy of design) API Number. 30-045- 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 (only for on-site closure) - based upon the requirements of Paragraph (3) of Subsection B of 19.15.17.9
Siting Criteria Compliance Demonstrations (only 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 (Please complete Boxes 14 through 18, if applicable) - 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:
Previously Approved Operating and Maintenance Plan API Number: (Applies only to closed-loop system that use
above ground steel tanks or haul-off bins and propose to implement waste removal for closure)
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 <sub>2</sub> S, Prevention Plan   Emergency Response Plan   Difficild Waste Stream Characterization   Monitoring and Inspection Plan   Erosion Control 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 Instructions: Please complete the applicable boxes, Boxes 14 through 18, in regards to the proposed closure plan.
Type: X Drilling Workover Emergency Cavitation P&A Permanent Pit Below-grade Tank Closed-loop System Alternative Proposed Closure Method: Waste Excavation and Removal
<ul> <li>Waste Removal (Closed-loop systems only)</li> <li>✓ On-site Closure Method (Only for temporary pits and closed-loop systems)</li> <li>✓ In-place Burial</li> <li>✓ On-site Trench Burial</li> <li>✓ Alternative Closure Method (Exceptions must be submitted to the Santa Fe Environmental Bureau for consideration)</li> </ul>
Usate Excavation and Removal 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.  □ 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

Waste Removal Closure For Closed-loop Systems That Utilize Above Ground Steel Tanks or Haul-off Bins Only: (19.15.17.) Instructions: Please indentify the facility or facilities for the disposal of liquids, drilling fluids and drill cuttings. Use attachment facilities are required.						
Disposal Facility Name: Disposal Facility Permit Number:						
Disposal Facility Name: Disposal Facility Permit Number:						
Will any of the proposed closed-loop system operations and associated activities occur on or in areas that will not be used for future Yes (If yes, please provide the information below) \( \subseteq \text{No} \)						
Required for impacted areas which will not be used for future service and operations  Soil Backfill and Cover Design Specifications based upon the appropriate requirements of Subsection H of 19.15.17.13 NM  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	AC					
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 so provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate a considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of approval. It demonstrations of equivalency are required. Please refer to 19.15.17.10 NMAC for guidance.	istrict office or may be					
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						
Ground water is more than 100 feet below the bottom of the buried waste.  - NM Office of the State Engineer - tWATERS database search; USGS; Data obtained from nearby wells	X Yes No					
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 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 🗓 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					
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 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 FEMA map	☐ Yes ☒ Ņo					
On-Site Closure Plan Checklist: (19.15.17 13 NMAC) Instructions: Each of the following items must be attached to the closure 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/Design Plan of Burial Trench (if applicable) based upon the appropriate requirements of 19.15.17.11 NMAC Construction/Design Plan of Temporary Pit (for in-place burial of a drying pad) - based upon the appropriate requirements of 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 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	19.15.17.11 NMAC					

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Operator Application Certification:	
I hereby certify that the information submitted with this application is true, accommon (Print): Kurt Fagrelius	Tribut Durania and David
Signature: Kint Familia	Date: 2-23-2009
c-mail address: kfagrelius@duganproduction.com	Telephone: 505-325-1821
20.  OCD Approval: Permit Application (including closure plan) Closure	Plan (mb) OCD Conditions (see attachment)
OCD Representative Signature: Brandon Donell	) and Approval Date: 4-17-09
Title: Enviro/spec	OCD Permit Number:
Closure Report (required within 60 days of closure completion): Subsection Instructions: Operators are required to obtain an approved closure plan prior The closure report is required to be submitted to the division within 60 days of section of the form until an approved closure plan has been obtained and the	to implementing any closure activities and submitting the closure report.  the completion of the closure activities. Please do not complete this
22.  Closure Method:  Waste Excavation and Removal ✓ On-Site Closure Method ✓ Altern  If different from approved plan, please explain.	native Closure Method   Waste Removal (Closed-loop systems only)
23. <u>Closure Report Regarding Waste Removal Closure For Closed-loop System</u> <i>Instructions: Please indentify the facility or facilities for where the liquids, dr two facilities were utilized.</i> Disposal Facility Name:	illing fluids and drill cuttings were disposed. Use attachment if more than
Disposal Facility Name:	·
Were the closed-loop system operations and associated activities performed on C Yes (If yes, please demonstrate compliance to the items below) \( \Bar{\subset} \) No	
Required for impacted areas which will not be used for future service and operal Site Reclamation (Photo Documentation) Soil Backfilling and Cover Installation Re-vegetation Application Rates and Seeding Technique	itions:
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 (surface owner and division)  Proof of Deed Notice (required for on-site closure)  Plot Plan (for on-site closures and temporary pits)  Confirmation Sampling Analytical Results (if applicable)  Waste Material Sampling Analytical Results (required for on-site closure  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 36.15172	
25.  Operator Closure Certification:  I hereby certify that the information and attachments submitted with this closure belief. I also certify that the closure complies with all applicable closure require	report is true, accurate and complete to the best of my knowledge and
Name (Print): Kurl Fearthus	Title: bealings f
Name (Print): Kurt Figrelius  Signature: Kurt Figrelius  e-mail address: Ktearelius eduaon production	Date: 2-8-2010
e-mail address: Steareline oducen production	. (2) Telephone: 525-325-1821

# Dugan Production Corp. Closure Report

Lease Name: Wood Denn #1 API No.: 30-045-34925

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 2-23-2009 and approved on 4-17-2009.** 

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 4-17-2009.

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 11-17-2009.

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.

## Navajo Allotted surface, certified notification not applicable as per BLM/OCD MOU.

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 (9-25-2009) and drilling mud was transferred to the Wood Denn #2 for re-use (9-26-2009). Free water was transferred to the Sanchez O'Brien SWD #1 salt water disposal well and the remaining water and wet mud was transferred to IE1 Industrial Ecosystems Inc. (11-18-2009, 11-16-2009and 11-19-2009). See attached invoices.

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 (11-19-2009).

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	<0.050
BTEX EPA SW-846 8021B or 8260B 50		EPA SW-846 8021B or 8260B 50	
TPH	EPA SW-846 418.1	2500	<100
GRO/DRO	EPA SW-846 8015M	500	<20
Chlorides	EPA 300.1	1000 / 500	272

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 11-19-2009 and disposed of at the Crouch Mesa Waste Management facility on 11-19-2009 (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.

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.

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

# **Kurt Fagrelius**

From: Tyra Feil

Sent: Tuesday, November 17, 2009 1:21 PM

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

Cc: Kurt Fagrelius

Subject: Temporary Drilling Pit Closures

11/17/09

Mark & Brandon,

On Thursday, November 19, 2009, Dugan Production will be closing the temporary drilling pits on the following wells:

Tom Wood Denn #1
Tom Wood Denn #2
Wood Denn #1

On Saturday, November 21, 2009, Dugan Production will be closing the temporary drilling pits on the following wells:

Wood Denn #2 Gillespie Com #1

If you have any questions, or require additional information, please contact Kurt by e-mail at kṛagṛelius@duganpṛoḍuction.com or at 505-325-1821.

Thank you,

Tyra Feil
Dugan Production Corp.
505-325-1821
tyrafeil@duganproduction.com

# **Kurt Fagrelius**

From: Kurt Fagrelius

Sent: Friday, January 08, 2010 9:57 AM

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

Subject: Temporary Drilling Pit Status

Dear Sirs, Dugan Production has closed the following temporary drilling pits: Flo Jo #92 (Nav. Allot. Surface)
Flo Jo #95 (Fed. Surface)

Road Runner #91, #92, and #93 (Fed. Surface)

Tom Wood Denn #1 and #2 (Nav. Allot. Surface)

Wood Denn #1 and #2 (Nav. Allot. Surface)

Martinez Begay Com #2 (Nav. Allot. Surface)
Gillespie Com #1 (Fed. Surface)

installed However, the onsite burial markers have not been installed yet due to the frozen soil conditions. Once the surface soils thaw, the burial markers will be

the pit are below the accepted threshold the remaining pit contents to thaw enough so that they can be sampled and analyzed properly. The pit will then be closed providing the analysis values of The temporary drilling pit for the Oh Henry #2 (State Surface) has not been closed yet. All of the liquids had been hauled off, however, we are waiting for

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

Sincerely, Kurt Fagrelius

•	70	gan Production C 9 East Murray D mington, NM 87	rive		
vel Name: WooD	Denn # 1				
Iniling Operator: we rg#: /	yne smith di	illing			
pud Date: 9-21-0	cy				
ale:					
ag Moved Off					
ate to Remove Liquic D-days from rig relea	ls by: se)				
ate to Close Pit by:					
80-days from rig rele					
Date: Signature	ections during Drilling Treeboare (> 2-ft.)		-		
	Yes / No	Tears or Holes Yes / No	Oil Yes / No	Trash Yes / No	. Remarks
9-21-09 9-21-09 DB	Transfer 3 Lon				
9-22-64 P 13 9-23-09 D 13	4 FT 3 FT 3 FT	NO NO	NO	NO	120ad Fresh
9-26-9 KF	3 FT 3 FT	NO NO	NO	NO	1604d Frest
					Transtr Mud to Wood Demy
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November 13, 2009

Kurt Fagrelius Dugan Production Corporation 709 East Murray Drive Farmington, NM 87401

Re: Soil Samples

Enclosed are the results of analyses for sample number H18712, received by the laboratory on 11/12/09 at 11:15 am.

Cardinal Laboratories is accredited through Texas NELAP for:

Method SW-846 8021

Benzene, Toluene, Ethyl Benzene, and Total Xylenes

Method SW-846 8260

Benzene, Toluene, Ethyl Benzene, and Total Xylenes

Method TX 1005

Total Petroleum Hydrocarbons

Certificate number T104704398-08-TX. Accreditation applies to solid and chemical materials and non-potable water matrices.

Cardinal Laboratories is accredited though the State of Colorado Department of Public Health and Environment for:

Method EPA 552.2

Haloacetic Acids (HAA-5)

Method EPA 524.2

Total Trihalomethanes (TTHM)

Method EPA 524.2

Regulated VOCs (V2, V3)

Accreditation applies to public drinking water matrices.

Total Number of Pages of Report: 4 (includes Chain of Custody)

Sincerely,

Celey D/Keene

Laboratory Director



ANALYTICAL RESULTS FOR DUGAN PRODUCTION CORP. ATTN: KURT FAGRELIUS 709 E. MURRAY DRIVE **FARMINGTON, NM 87401** 

FAX TO: (505) 327-4613

Receiving Date: 11/12/09 Reporting Date: 11/13/09

Project Number: NOT GIVEN Project Name: NOT GIVEN Project Location: NOT GIVEN Sampling Date: 11/11/09 Sample Type: SOLID

Sample Condition: INTACT @ 8.5°C

Sample Received By: AB Analyzed By: AB/HM

418.1

**GRO** DRO TOTAL

 $(C_6-C_{10})$  (> $C_{10}-C_{28}$ ) **TPH**  CI\*

LAB NUMBER SAMPLE ID

(mg/kg) (mg/kg) (mg/kg)

(ma/ka)

ANALYSIS I	DATE	11/13/09	11/13/09	11/12/09	11/12/09
H18712-1	TOM WOOD DENN #1	<10.0	36.2	<100	720
H18712-2	TOM WOOD DENN #2	<10.0	<10.0	<100	920
H18712-3	WOOD DENN #1	<10.0	<10.0	<100	272
H18712-4	WOOD DENN #2	<10.0	13.8	<b>151</b>	176
H18712-5	GILLESPIE #1	<10.0	<10.0	<100	640
Quality Con	trol	516	565	304	500
True Value QC		500	500	300	500
% Recovery		103	113	101	100
Relative Percent Difference		2.1	2.9	3.3	<0.1

METHODS: TPH GRO & DRO: EPA SW-846 8015 M; EPA 418.1; CI-: Std. Methods 4500-CI-B \*Analyses performed on 1:4 w:v aqueous extracts. Reported on wet weight. Not accredited for GRO/DRO, Chloride, and TPH 418.1.

Chemist



ANALYTICAL RESULTS FOR DUGAN PRODUCTION CORP. ATTN: KURT FAGRELIUS

4100 PIEDRAS ST.

FARMINGTON, NM 87401 FAX TO: (505) 325-4873

Receiving Date: 11/12/09 Reporting Date: 11/13/09

Project Number: NOT GIVEN

Project Name: NOT GIVEN Project Location: NOT GIVEN

Sampling Date: 11/11/09 Sample Type: SOIL

Sample Condition: COOL & INTACT @ 8.5°C

Sample Received By: AB

Analyzed By: ZL

LAB NO. SAMPLE ID BENZENE TOLUENE BENZENE XYLENES (mg/kg) (mg/kg) (mg/kg) (mg/kg)

ANALYSIS DATE:	11/12/09	11/12/09	11/12/09	11/12/09
H18712-1 TOM WOOD DENN #1	<0.050	<0.050	<0.050	<0.300
H18712-2 TOM WOOD DENN #2	<0.050	<0.050	<0.050	<0.300
H18712-3 WOOD DENN #1	<0.050	0.094	0.145	0.582
H18712-4 WOOD DENN #2	<0.050	<0.050	0.156	0.702
H18712-5 GILLESPIE #1	<0.050	<0.050	<0.050	<0.300
		A A A A A A A A A A A A A A A A A A A	*	
Quality Control	0.047	0.046	0.049	0.152
True Value QC	0.050	0.050	0.050	0.150
% Recovery	94.0	92.0	98.0	101
Relative Percent Difference	<1.0	<1.0	<1.0	<1.0

METHODS: BTEX - SW-846 8021B.

TEXAS NELAP ACCREDITATION T104704398-08-TX FOR BENZENE, TOLUENE, ETHYL BENZENE, AND TOTAL XYLENES. Reported on wet weight.

Chemist

Date



Drock Cl

Client: イタググ

Address: 705

Contact:

Phone Number: FAX Number:

# CHAIN OF CUSTODY RECORD

Table 1. - Matrix Type

FOR GAL USE ONLY GAL JOB#

3 = Soil/Sediment, 4 = Rinsate, 5 = Oil 6 = Waste, 7 = Other (Specify) 5 1 1 I = Surface Water, 2 = Ground Water

Samplers Signature:

2) Ship samples promptly following collection.

1) Ensure proper container packaging.

3) Designate Sample Reject Disposition.

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Project Name:

#0<u>4</u>

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970)		Pru	EONH											Tung:	<u></u>
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				487											

\* Sample Reject: [ ] Return [ ] Dispose [ ] Store (30 Days)

Intact 0852

Appliestrial Leosystems inc.

Industrial Ecosystems Inc.

P.O. Box 1202 Flora Vista, NM 87415

PH: (505) 632-1782 Fax: (505) 632-1876

TAX I.D. #94-3200034

Invoice Number: 12756

Invoice Date: Nov 19, 2009

Page:

1

PLEASE REMIT PAYMENT TO:

Industrial Ecosystems, Inc.

PO Box 1202

Flora Vista, NM 87415

Sold To: DUGAN PRODUCTION CORP

709 E MURRAY DRIVE

FARMINGTON, NM 87499-0420

Location: KURT FAGRELIUS

WOOD DENN #1

WOODI

	Contact	Payment Terms	Due Date	Customer PO
KUF	RT FAGRELIUS	Net 30 Days	12/19/09	

Quantity	Description	Unit Price	Extension
	DATE OF SERVICE: 11/16/09		
	IEI WO #11566		
	MATERIAL TRANSPORTED BY 550, #2		
	DISPOSED OF DRILL MUD	*	
10.00	DISPOSAL PER BARREL	17.50	175.00
	_	_	Ann and destroy
650	-5300		
<b>4</b>	A TOTAL STATE OF THE PARTY OF T	#	-516757
1			

# FOR BILLING INQUIRIES PLEASE CALL (505) 632-1782

ACCOUNTS ARE DUE NET 30 DAYS. PURCHASER AGREES TO PAY FINANCE CHARGES OF 1.5% PER MONTH (ANNUAL PERCENTAGE RATE OF 18%) OR A MINIMUM CHARGE OF .50 PER MONTH. ACCOUNTS THAT HAVE BEEN PLACED FOR COLLECTION WILL BE CHARGED A \$100.00 COLLECTION FEE IN ADDITION TO REASONABLE ATTORNEY FEES AND COLLECTION CHARGES.

\_ કહેંહે V હિ NNV 2 3 2000 Subtotal 175.00
Sales Tax 10.83
Total Invoice Amount 185.83

TOTAL 185.83



Industrial Ecosystems Inc.

P.O. Box 1202 Flora Vista, NM 87415

PH: (505) 632-1782 Fax: (505) 632-1876

TAX I.D. #94-3200034

Invoice Number: 12762

Invoice Date: Nov 20, 2009

Page:

1

PLEASE REMIT PAYMENT TO:

Industrial Ecosystems, Inc.

PO Box 1202

Flora Vista, NM 87415

Sold To: DUGAN PRODUCTION CORP

709 E MURRAY DRIVE

FARMINGTON, NM 87499-0420

Location: KURT FAGRELIUS

WOOD DENN #1

W0001

Contact	Payment Terms	Due Date	Customer PO
KURT FAGRELIUS	Net 30 Days	12/20/09	

Quantity	Description	Unit Price	Extension
	DATE OF SERVICE; 11/18/09		
	IEI WO #11569		
	MATERIAL TRANSPORTED BY 550, #2		
	DISPOSED OF DRILL MUD	•	
20.00	DISPOSAL PER BARREL	17.50	350.00
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# FOR BILLING INQUIRIES PLEASE CALL (505) 632-1782

ACCOUNTS ARE DUE NET 30 DAYS. PURCHASER AGREES TO PAY FINANCE CHARGES OF 1.5% PER MONTH (ANNUAL PERCENTAGE RATE OF 18%) OR A MINIMUM CHARGE OF .50 PER MONTH. ACCOUNTS THAT HAVE BEEN PLACED FOR COLLECTION WILL BE CHARGED A \$100.00 COLLECTION FEE IN ADDITION TO REASONABLE ATTORNEY FEES AND COLLECTION CHARGES.

Subtotal	350.00
Sales Tax	21.66
Total Invoice Amount	371.66

**TOTAL** 371.66

.... 2 4 2009



Industrial Ecosystems Inc.

P.O. Box 1202 Flora Vista, NM 87415 PH: (505) 632-1782 Fax: (505) 632-1876

TAX I.D. #94-3200034

Invoice Number: 12795

Invoice Date:

Nov 24, 2009

Page:

1

PLEASE REMIT PAYMENT TO: Industrial Ecosystems, Inc.

PO Box 1202

Flora Vista, NM 87415

Sold To: DUGAN PRODUCTION CORP

709 E MURRAY DRIVE

FARMINGTON, NM 87499-0420

Location: KURT FAGRELIUS

WOOD DENN #1 AND #2

WOODI 424.75 WOOD2 424.75

Contact	Payment Terms	Due Date	Customer PO
KURT FAGRELIUS	Net 30 Days	12/24/09	

Quantity	Description	Unit Price	Extension
	DATE OF SERVICE: 11/19/09		
	IEI WO #11581		
	MATERIAL TRANSPORTED BY 550, #2		
	DISPOSED OF DRILL MUD, 20 BBLS FROM EACH LOCATION	,	
40.00	DISPOSAL PER BARREL	20.00	800.0
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100	50 <i>5</i> 300		
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FOR BILLING INQUIRIES PLEASE CALL (505) 632-1782

ACCOUNTS ARE DUE NET 30 DAYS. PURCHASER AGREES TO PAY FINANCE CHARGES OF 1.5% PER MONTH (ANNUAL PERCENTAGE RATE OF 18%) OR A MINIMUM CHARGE OF .50 PER MONTH. ACCOUNTS THAT HAVE BÉEN PLACED FOR COLLECTION WILL BE CHARGED A \$100.00 COLLECTION FEE IN ADDITION TO REASONABLE ATTORNEY FEES AND COLLECTION CHARGES.

Subtotal Sales Tax 300.00

Total Invoice Amount

49.50 849.50

TOTAL

849.50



Industrial Ecosystems Inc.

P.O. Box 1202

Flora Vista, NM 87415

PH: (505) 632-1782 Fax: (505) 632-1876

TAX I.D. #94-3200034

Invoice Number: 12796

Invoice Date:

Nov 24, 2009

Page:

PLEASE REMIT PAYMENT TO:

Industrial Ecosystems, Inc.

PO Box 1202

Flora Vista, NM 87415

Sold To: DUGAN PRODUCTION CORP

709 E MURRAY DRIVE

FARMINGTON, NM 87499-0420

Location: KURT FAGRELIUS

TOM WOOD DENN #1 AND #2

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424.75

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Contact	Payment Terms	Due Date	Customer PO
KURT FAGRELIUS	Net 30 Days	12/24/09	

Quantity	Description	Unit Price	Extension
	DATE OF SERVICE; 11/19/09		
	IEI WO #11580		
	MATERIAL TRANSPORTED BY 550, #2		
	DISPOSED OF DRILL MUD, 20 BBLS FROM EACH LOCATION		
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FOR BILLING INQUIRIES PLEASE CALL (505) 632-1782

ACCOUNTS ARE DUE NET 30 DAYS. PURCHASER AGREES TO PAY FINANCE CHARGES OF 1.5% PER MONTH (ANNUAL PERCENTAGE RATE OF 18%) OR A MINIMUM CHARGE OF .50 PER MONTH. ACCOUNTS THAT HAVE BEEN PLACED FOR COLLECTION WILL BE CHARGED A \$100.00 COLLECTION FEE IN ADDITION TO REASONABLE ATTORNEY FEES AND COLLECTION CHARGES

Subtotal Sales Tax 800.00

Total Invoice Amount

49.50

849.50

**TOTAL** 

849.50

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Submit To Approp Two Copies	riate Distric		State of New Mexico					Form C-105								
District I 1625 N. French Dr	., Hobbs, NI	M 88240	End	ergy, N	Minerals and	d Na	ıtural	Re	sources		1. WELL /	A PI 1	NO			July 17, 2008
District II 1301 W. Grand Av				Oil Conservation Division					30-045-34925							
District III 1000 Rio Brazos R				1220 South St. Francis Dr.					2. Type of Lease  STATE ☐ FEE ☐ FED/INDIAN							
District IV 1220 S. St. Francis					Santa Fe, N				1.		3. State Oil &		FEE Lease No.	IXI F	ED/IND.	IAN
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18. Total Measur	red Depth o	of Well	19. [	lug Bac	k Measured Dep	pth		20.	Was Direction	ona	I Survey Made?		21. Typ	e Electri	c and Ot	her Logs Run
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23.				CAS	ING REC	OR	<b>D</b> (R			ing	gs set in wo					
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28.									TION		1	<u></u>				
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Date of Test	Hours	Tested	Choke Size		Prod'n For Test Period		Oil -	· Bbl		Gas	s - MCF	CF Water - Bb		bl. Gas - Oil Ratio		Dil Ratio
Flow Tubing Press.	- 1 - 1		Calculated Hour Rate	24-	Oil - Bbl.		<del>'                                    </del>	Gas -	- MCF	ı	Water - Bbl.		- Bbl. Oil Gravit		ity - API - (Corr.)	
29. Disposition of	of Gas <i>(Sol</i>	d, used for fu	el, vented, etc.,	)								30. T	est Witne	ssed By		
31. List Attachm	ents			·												
32. If a temporar	v pit was i	ised at the we	II, attach a pla	t with the	e location of the	temn	orarv n	oit.								
			•			-										
33. If an on-site burial was used at the well, report the exact location of the on-site burial:  Latitude 36.15172 IV Longitude 107.7/038 W NAD 1927 (983)  I hereby certify that the information shown on both sides of this form is true and complete to the best of my knowledge and belief																
I hereby certi	ify that t	he informa	tion shown (	on both	h sides of this	forr	n is tr	ue e	and comple	ete	to the best o	f my	knowled	dge an	d beliej	f
Signature /	Kurt	Fee	elie c		Printed Name			*	Titl						Date	
Signature / Fagrelius Printed Name Title  E-mail Address kfagrelius@duganproduction.com VP-Exploration								-		2010						

District I 1625 N. French Dr., Hobbs, NM 88240

# State of New Mexico Energy, Minerals & Natural Resources Department

Form C-102
Revised October 12, 2005
Instructions on back
Submit to Appropriate District Office
State Lease - 4 Copies
Fee Lease - 3 Copies

District II 1301 W. Grand Avenue, Artesia, NM 88210

OIL CONSERVATION DIVISION VED 1220 South St. FranCis OF VED Santa Fe. NM 87505

District III 1000 Rio Brazos Rd., Aztec, NM 87410

MENDED REPORT

District IV 1220 S. St. Francis Dr., Santa Fe, NM 87505

WELL LOCATION AND ACREAGE AMERICAN FIELD MAD ACREAGE AND ACREAGE A

** Deducated Acres 320.0 Acres - (S/2)					<sup>19</sup> Joint or Infill	<sup>54</sup> Coneolidetion Code	<sup>#</sup> Order No.				
ut, or lot no.	UL or lot no. Section Township Range Lot Idn Feet from the North/South line Feet from the East/Mast line County										
		11 🖯	lottom	Hole L	ocation I	f Different	From Surf	ace			
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ut or lot no.	Section	Township	Range	Lat Idn	Feet from the	North/South line	Feet from the	East/West live	County		
					<sup>10</sup> Surface	Location					
00651	5			DUGAN	PRODUCTIO	OUCTION CORPORATION 6665					
OGAID N	<del>10</del> .	, , , , , , , , , , , , , , , , , , ,		· · · · · · · · · · · · · · · · · · ·	*Operator	Name		•	Elevation		
					MOOD	DENN			1		
*Property Code					Property	/ Name	•₩	Well Number			
				71629		BASIN FRUITLAND COAL					
۸'	PI Number	•	- 1	*Pool Cod	le		'Pool Nam	-			

NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION





