

District I  
1625 N. French Dr., Hobbs, NM 88240  
District II  
1301 W. Grand Avenue, Artesia, NM 88210  
District III  
1900 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

Form C-144  
June 16, 2008

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.

7853  
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 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.	OGRID #: 006515
Address: 709 East Murray Drive, Farmington, New Mexico 87401	RCVD JUL 17 '08
Facility or well name: Ellington Com #90-S	OIL CONS. DIV. DIST. 3
API Number: 30-045-33870	OCD Permit Number:
U/L or Qtr/Qtr P Section 26 Township 22N Range 8W County: San Juan	
Center of Proposed Design: Latitude 36.10678 North Longitude 107.64526 West NAD: <input type="checkbox"/> 1927 <input checked="" type="checkbox"/> 1983	
Surface Owner: <input checked="" type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> Private <input type="checkbox"/> Tribal Trust or Indian Allotment	

<input checked="" type="checkbox"/> <b>Pit:</b> Subsection F or G of 19.15.17.11 NMAC Temporary. <input checked="" type="checkbox"/> Drilling <input type="checkbox"/> Workover <input type="checkbox"/> Permanent <input type="checkbox"/> Emergency <input type="checkbox"/> Cavitation <input checked="" type="checkbox"/> Lined <input type="checkbox"/> Unlined Liner type: Thickness 20 mil <input checked="" type="checkbox"/> LLDPE <input type="checkbox"/> HDPE <input type="checkbox"/> PVC <input type="checkbox"/> Other <input checked="" type="checkbox"/> String-Reinforced Seams. <input type="checkbox"/> Welded <input checked="" type="checkbox"/> Factory <input type="checkbox"/> Other Volume: 600 bbl Dimensions: L 76' x W 13' x D 8'	<input type="checkbox"/> <b>Closed-loop System:</b> Subsection H of 19.15.17.11 NMAC <input type="checkbox"/> Drying Pad <input type="checkbox"/> Tanks <input type="checkbox"/> Haul-off Bins <input type="checkbox"/> Other <input type="checkbox"/> Lined <input type="checkbox"/> Unlined Liner type: Thickness mil <input type="checkbox"/> LLDPE <input type="checkbox"/> HDPE <input type="checkbox"/> PVC <input type="checkbox"/> Other Seams: <input type="checkbox"/> Welded <input type="checkbox"/> Factory <input type="checkbox"/> Other Volume: bbl yd <sup>3</sup> Dimensions: Length x Width
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<input type="checkbox"/> <b>Below-grade tank:</b> Subsection I of 19.15.17.11 NMAC Volume: bbl Type of fluid: Tank Construction material: <input type="checkbox"/> Secondary containment with leak detection <input type="checkbox"/> Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off <input type="checkbox"/> Visible sidewalls and liner <input type="checkbox"/> Visible sidewalls only <input type="checkbox"/> Other Liner type: Thickness mil <input type="checkbox"/> HDPE <input type="checkbox"/> PVC <input type="checkbox"/> Other	<input type="checkbox"/> <b>Fencing:</b> Subsection D of 19.15.17.11 NMAC <input type="checkbox"/> Chain link, six feet in height, two strands of barbed wire at top <input type="checkbox"/> Four foot height, four strands of barbed wire evenly spaced between one and four feet <input type="checkbox"/> <b>Netting:</b> Subsection E of 19.15.17.11 NMAC <input type="checkbox"/> Screen <input type="checkbox"/> Netting <input type="checkbox"/> Other <input type="checkbox"/> Monthly inspections <input type="checkbox"/> <b>Signs:</b> Subsection C of 19.15.17.11 NMAC <input checked="" type="checkbox"/> 12"x24", 2' lettering, providing Operator's name, site location, and emergency telephone numbers <input type="checkbox"/> Signed in compliance with 19.15.3.103 NMAC
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<input type="checkbox"/> <b>Alternative Method:</b> Submittal of an exception request is required. Exceptions must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.	<input type="checkbox"/> <b>Administrative Approvals and Exceptions:</b> 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: <input checked="" type="checkbox"/> Administrative approval(s). Requests must be submitted to the appropriate division district or the Santa Fe Environmental Bureau office for consideration of approval. <input type="checkbox"/> Exception(s). Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.
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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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> 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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> 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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within 500 feet of a wetland. - US Fish and Wildlife Wetland Identification map; Topographic map; Visual inspection (certification) of the proposed site	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within the area overlying a subsurface mine. - Written confirmation or verification or map from the NM EMNRD-Mining and Mineral Division	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within an unstable area. - Engineering measures incorporated into the design; NM Bureau of Geology & Mineral Resources; USGS; NM Geological Society; Topographic map	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within a 100-year floodplain. - FEMA map	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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 19.15.17.15 NMAC  
☒ Hydrogeologic Data (Temporary and Emergency Pits) - based upon the requirements of Paragraph (2) of Subsection B of 19.15.17.15 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 - 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: 30-045-33870 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 19.15.17.15  
☐ 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

☐ Previously Approved Design (attach copy of design) API Number: \_\_\_\_\_

**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 19.15.17.15 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

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 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	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> 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	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> 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	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within 500 feet of a wetland. - US Fish and Wildlife Wetland Identification map; Topographic map; Visual inspection (certification) of the proposed site	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within the area overlying a subsurface mine. - Written confirmation or verification or map from the NM EMNRD-Mining and Mineral Division	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within an unstable area. - Engineering measures incorporated into the design; NM Bureau of Geology & Mineral Resources; USGS; NM Geological Society; Topographic map	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within a 100-year floodplain. - FEMA map	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

**Waste 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 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 identify 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
- ☒ 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 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

Name (Print): Kurt Fagrelus Title: Vice President, Exploration

Signature: Kurt Fagrelus Date: 7-17-08

e-mail address: kfagrelus@duganproduction.com Telephone: 505-325-1821 (O), 505-320-8248 (C)

**OCD Approval:** ☒ Permit Application (including closure plan) ☒ Closure Plan (only)

OCD Representative Signature: Brian R. [Signature] 3/3/11 Approval Date: 7-18-08

Title: Enviro/spec OCD Permit Number: \_\_\_\_\_

**Closure Report (required within 60 days of closure completion):** Subsection K of 19.15.17.13 NMAC

☒ Closure Completion Date: 4-8-2009

**Closure Method:**

- ☐ Waste 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 (Photo Documentation)

On-site Closure Location: Latitude 36.10674° N Longitude 107.64594° W 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 best 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 Fagrelus Title: Vice President, Exploration

Signature: Kurt Fagrelus Date: 5-5-2009

e-mail address: kfagrelus@duganproduction.com Telephone: 505-325-1821

**Dugan Production Corp.  
Closure Report**

Lease Name: Ellington Com #90-S  
API No.: 30-045-33870

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 (10-10-2008) and drilling mud was transferred to the Dorsey Com #90 for re-use (10-11-2008). 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	0.0316
TPH	EPA SW-846 418.1	2500	114
GRO/DRO	EPA SW-846 8015M	500	31.3
Chlorides	EPA 300.1	1000 / 500	140

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 not 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 Fagrellius

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**From:** Kurt Fagrellius

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

**To:** '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 Fagrellius  
505-320-8248

1/25/2010





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 7413**

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 Ellington Com #90S, 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.

*Notice of On-Site Closure - Ellington Com #90S*

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY		Postal Service <sup>™</sup> CERTIFIED MAIL <sup>™</sup> RECEIPT (Certified Mail Only; No Insurance Coverage Provided)	
<input type="checkbox"/> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. <input type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits.		A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee <i>[Signature]</i>		Every information visit our website at <a href="http://www.usps.com">www.usps.com</a>	
1. Article Addressed to: <i>Dave Mankiewicz - AFM Bureau of Land Management 1235 La Plata Hwy Farmington, NM 87401</i>		B. Received by (Printed Name) <i>4/14/09</i>		C. Date of Delivery <i>4/14/09</i>	
		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No		Postage \$ Certified Fee Return Receipt Fee (if required) Additional Delivery Fee (if required) Postage & Fees \$	
2. Article Number (Transfer from service label)		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.		Official Closing - Ellington Com #90S <i>4/13/09</i>	
7005 1820 0001 6168 7413		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes		Mankiewicz - AFM - BLM 1235 La Plata Hwy Farmington, NM 87401	
				See Reverse for Instructions	

Dugan Production Corp.  
709 East Murray Drive  
Farmington, NM 87401

Well Name: Ell. 12 Ton 905

Location:

Drilling Operator: Wayne Smith drilling  
 Rig #: 1

Rig # : 1

Spud Date. 10-6-05

Date : \_\_\_\_\_

Rig Moved Off 10-10-08

Date to Remove Liquids by: 10-11-08  
(30-days from rig release)

Date to Close Pit by:   
(180-days from rig release)

Log Book of Daily inspections during Drilling / workover operations, weekly after rig is moved off

Date:	Signature	Freeboard (> 2-ft.) Yes / No	Tears or Holes Yes / No	Oil Yes / No	Trash Yes / No	Remarks
10-6-02	DIB	3' 4"	NO	NO	NO	
10-7-02	DIB	3'	NO	NO	NO	
10-8-02	DIB	3'	NO	NO	NO	
10-9-02	DIB	2 1/2'	NO	NO	NO	160 Barrels Fresh
10-10-02	DIB	3'	NO	NO	NO	Thank You To Dorsey #90 Big Released



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

Client:	Dugan Prod. Corp	Project #:	06094-0003
Sample ID:	Ellington Com #90-S	Date Reported:	03-05-09
Laboratory Number:	49163	Date Sampled:	02-27-09
Chain of Custody No:	6430	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

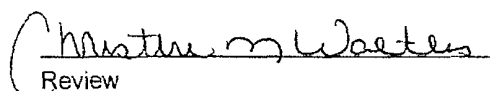
Parameter	Concentration (mg/Kg)	Det. Limit (mg/Kg)
Gasoline Range (C5 - C10)	ND	0.2
Diesel Range (C10 - C28)	31.3	0.1
Total Petroleum Hydrocarbons	31.3	0.2

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: **Ellington Com #90-S.**

  
Analyst

  
Review



EPA Method 8015 Modified  
Nonhalogenated Volatile Organics  
Total Petroleum Hydrocarbons

Quality Assurance Report

Client:	QA/QC	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 Chloride	Date Received:	N/A
Preservative:	N/A	Date Analyzed:	03-04-09
Condition:	N/A	Analysis Requested:	TPH

	Cal Date	Cal RE	QC Cal RE	% Difference	Accept Range
Gasoline Range C5 - C10	05-07-07	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/L - mg/Kg)	Concentration	Detection Limit
Gasoline Range C5 - C10	ND	0.2
Diesel Range C10 - C28	ND	0.1
Total Petroleum Hydrocarbons	ND	0.2

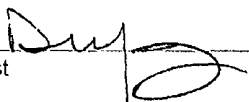
Duplicate Conc. (mg/Kg)	Sample	Duplicate	% Difference	Accept Range
Gasoline Range C5 - C10	3.9	3.8	2.6%	0 - 30%
Diesel Range C10 - C28	99.9	97.2	2.7%	0 - 30%

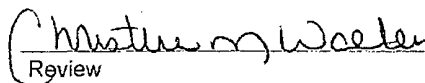
Spike Conc. (mg/Kg)	Sample	Spike Added	Spike Result	% Recovery	Accept Range
Gasoline Range C5 - C10	3.9	250	252	99.1%	75 - 125%
Diesel Range C10 - C28	99.9	250	348	99.4%	75 - 125%

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 

Review 



EPA METHOD 8021  
AROMATIC VOLATILE ORGANICS

Client:	Dugan Prod. Corp	Project #:	06094-0003
Sample ID:	Ellington Com #90-S	Date Reported:	03-05-09
Laboratory Number:	49163	Date Sampled:	02-27-09
Chain of Custody:	6430	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	9.4	1.0
Ethylbenzene	3.2	1.0
p,m-Xylene	10.5	1.2
o-Xylene	8.5	0.9
Total BTEX	31.6	

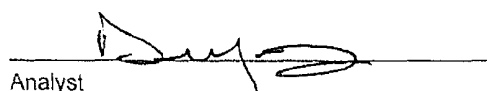
ND - Parameter not detected at the stated detection limit.

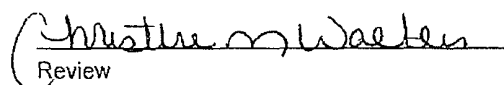
Surrogate Recoveries:	Parameter	Percent Recovery
	Fluorobenzene	96.0 %
	1,4-difluorobenzene	96.0 %
	Bromochlorobenzene	96.0 %

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: Ellington Com #90-S.

  
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 Detection Limits (ug/L)	1-Cal RF	C-Cal RF	%Diff	Blank Conc	Detect Limit
		Accept Range 0 - 15%			
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 Conc. (ug/Kg)	Sample	Duplicate	%Diff	Accept Range	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 Conc. (ug/Kg)	Sample	Amount Spiked	Spiked 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 1995.  
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.

Analyst

Review



EPA METHOD 418.1  
TOTAL PETROLEUM  
HYDROCARBONS

Client:	Dugan Prod. Corp	Project #:	06094-0003
Sample ID:	Ellington Com #90-S	Date Reported:	03-05-09
Laboratory Number:	49163	Date Sampled:	02-27-09
Chain of Custody No:	6430	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

Parameter	Concentration (mg/kg)	Det. Limit (mg/kg)
Total Petroleum Hydrocarbons	114	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: Ellington Com #90-S.

Analyst

Review



EPA METHOD 418.1  
TOTAL PETROLEUM  
HYDROCARBONS  
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
Preservative:	N/A	Date Extracted:	03-03-09
Condition:	N/A	Analysis Needed:	TPH

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%

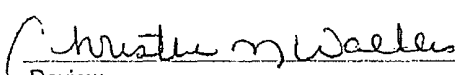
Spike Conc. (mg/Kg)	Sample	Spike Added	Spike Result	% Recovery	Accept Range
TPH	228	2,000	1,860	83.5%	80 - 120%

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.

Analyst 

Review 





## Chloride

Client:	Dugan Prod. Corp	Project #:	06094-0003
Sample ID:	Ellington Com #90-S	Date Reported:	03-05-09
Lab ID#:	49163	Date Sampled:	02-27-09
Sample Matrix:	Soil	Date Received:	02-27-09
Preservative:	Cool	Date Analyzed:	03-03-09
Condition:	Intact	Chain of Custody:	6430

Parameter	Concentration (mg/Kg)
-----------	-----------------------

Total Chloride

140

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: **Ellington Com #90-S.**

Analyst

Review

# CHAIN OF CUSTODY RECORD

6430

Client: <u>Decon Prod.</u>		Project Name / Location: <u>Ellington Com #90-5</u>		ANALYSIS / PARAMETERS														
Client Address: <u>208 E. Murray Dr</u>		Sampler Name: <u>Kurt Fegurli</u>																
Client Phone No.: <u>325-1821</u>		Client No.: <u>06094-0003</u>																
Sample No./ Identification	Sample Date	Sample Time	Lab No.	Sample Matrix	No./Volume of Containers	Preservative Hg <sub>2</sub> H <sub>2</sub>	TPH (Method 8015)	BTEX (Method 8021)	VOC (Method 8260)	RCRA 8 Metals	Cation / Anion	RCI	TCLP with H/P	PAH	TPH (418.1)	CHLORIDE	Sample Cool	Sample Intact
<u>Ellington #205 126</u>	<u>2/7</u>	<u>1:00 pm</u>	<u>49163</u>	<u>Soil</u>	<u>1-4oz</u>		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>						<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
				Soil	Sludge													
				Soil	Aqueous													
				Soil	Sludge													
				Soil	Aqueous													
				Soil	Sludge													
				Soil	Aqueous													
				Soil	Sludge													
				Soil	Aqueous													
				Soil	Sludge													
				Soil	Aqueous													
				Soil	Sludge													
				Soil	Aqueous													
				Soil	Sludge													
				Soil	Aqueous													
Relinquished by: (Signature)	<u>Kurt Fegurli</u>																	
Relinquished by: (Signature)																		
Relinquished by: (Signature)																		
Received by: (Signature)	<u>Kurt Fegurli</u>																	
Received by: (Signature)																		
Received by: (Signature)																		
Date	<u>2-22-05</u>	Time	<u>-1613</u>															
Date		Time																
Date		Time																

**ENVIROTECH INC.**

5796 U.S. Highway 64 • Farmington, NM 87401 • Tel 505-632-0615



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

Original  
Ticket# 1185010

Customer Name DUGAN PRODUCTION DUGAN PRODU Carrier DUGPRO DUGAN PRODUCTION CORP.  
Ticket Date 04/09/2009 Vehicle# XXX Volume  
Payment Type Credit Account Container  
Manual Ticket# Driven  
Hauling Ticket# Check#  
Route Billing # 0000019  
State Waste Code Gen EPA ID  
Manifest Grid  
Destination  
PG  
Profile ()  
Generator

Time Scale Operator Inbound Gross 10260 lb\*  
In 04/09/2009 12:48:30 Inbound 301 vickyq Tare 9480 lb  
Out 04/09/2009 13:07:20 Outbound 302 vickyq Net 780 lb  
\* Manual Weight Tons 0.39  
Comments

Product	LD%	Qty	UOM	Rate	Tax	Amount	Origin
1 MLY-MSW-Louse- Yds 100		3.00	Yards	4.21	0.78	\$12.63	SANJ

Original in  
Ellington Com #90

Ellington Com #90  
Ellington Com #90-5  
Doisy Com #90  
Cothren #3

Total Tax \$0.78  
Total Ticket \$13.41

Kurt Fagrell  
Driver's Signature

Submit To Appropriate District Office Two Copies District I 1625 N. French Dr., Hobbs, NM 88240 District II 1301 W. Grand Avenue, Artesia, NM 88210 District III 1000 Rio Brazos Rd., Aztec, NM 87410 District IV 1220 S. St. Francis Dr., Santa Fe, NM 87505	<b>State of New Mexico</b> <b>Energy, Minerals and Natural Resources</b>  <b>Oil Conservation Division</b> <b>1220 South St. Francis Dr.</b> <b>Santa Fe, NM 87505</b>	<b>Form C-105</b> July 17, 2008								
<b>WELL COMPLETION OR RECOMPLETION REPORT AND LOG</b>		1. WELL API NO. <b>30-045-33870</b>								
4. Reason for filing:  <input type="checkbox"/> <b>COMPLETION REPORT</b> (Fill in boxes #1 through #31 for State and Fee wells only)  <input checked="" type="checkbox"/> <b>C-144 CLOSURE ATTACHMENT</b> (Fill in boxes #1 through #9, #15 Date Rig Released and #32 and/or #33; attach this and the plat to the C-144 closure report in accordance with 19.15.17.13.K NMAC)		2. Type of Lease <input type="checkbox"/> STATE <input type="checkbox"/> FEE <input checked="" type="checkbox"/> FED/INDIAN								
		3. State Oil & Gas Lease No. <b>Federal Lease NM-94067</b>								
		5. Lease Name or Unit Agreement Name <b>Ellington Com</b>								
		6. Well Number:  <b>90S</b>								
7. Type of Completion: <input checked="" type="checkbox"/> NEW WELL <input type="checkbox"/> WORKOVER <input type="checkbox"/> DEEPENING <input type="checkbox"/> PLUGBACK <input type="checkbox"/> DIFFERENT RESERVOIR <input type="checkbox"/> OTHER										
8. Name of Operator <b>Dugan Production Corp.</b>		9. OGRID <b>006515</b>								
10. Address of Operator  <b>P. O. Box 420, Farmington, NM 87499-0420</b>		11. Pool name or Wildcat								
12. Location	Unit Ltr	Section	Township	Range	Lot	Feet from the	N/S Line	Feet from the	E/W Line	County
Surface:										
BH:										
13. Date Spudded	14. Date T.D. Reached	15. Date Rig Released <b>10/10/08</b>		16. Date Completed (Ready to Produce)			17. Elevations (DF and RKB, RT, GR, etc.)			
18. Total Measured Depth of Well		19. Plug Back Measured Depth		20. Was Directional Survey Made?			21. Type Electric and Other Logs Run			
22. Producing Interval(s), of this completion - Top, Bottom, Name										
<b>23. CASING RECORD (Report all strings set in well)</b>										
CASING SIZE		WEIGHT LB./FT.		DEPTH SET		HOLE SIZE		CEMENTING RECORD		AMOUNT PULLED
24. LINER RECORD						25. TUBING RECORD				
SIZE	TOP	BOTTOM	SACKS CEMENT	SCREEN	SIZE	DEPTH SET	PACKER SET			
26. Perforation record (interval, size, and number)					27. ACID, SHOT, FRACTURE, CEMENT, SQUEEZE, ETC.					
					DEPTH INTERVAL		AMOUNT AND KIND MATERIAL USED			
<b>28. PRODUCTION</b>										
Date First Production		Production Method (Flowing, gas lift, pumping - Size and type pump)					Well Status (Prod. or Shut-in)			
Date of Test	Hours Tested	Choke Size	Prod'n For Test Period	Oil - Bbl	Gas - MCF	Water - Bbl.	Gas - Oil Ratio			
Flow Tubing Press.	Casing Pressure	Calculated 24-Hour Rate	Oil - Bbl.	Gas - MCF	Water - Bbl.	Oil Gravity - API - (Corr.)				
29. Disposition of Gas (Sold, used for fuel, vented, etc.)							30. Test Witnessed By			
31. List Attachments										
32. If a temporary pit was used at the well, attach a plat with the location of the temporary pit.										
33. If an on-site burial was used at the well, report the exact location of the on-site burial:										
Latitude <b>36.10674° N</b> Longitude <b>107.64594° W</b> NAD 1927 <b>982</b>										
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										
Signature <i>Kurt Fagrelus</i>			Printed Name <b>Kurt Fagrelus</b> Title <b>Vice-President, Exploration</b> Date <b>4/13/09</b>							
E-mail Address <b>kfagrelus@duganproduction.com</b>										

District I  
PO Box 1980, Hobbs, NM 88241-1980

District II  
PO Drawer 00, Artesia, NM 88211-0719

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

District IV  
PO Box 2088, Santa Fe, NM 87504-2088

State of New Mexico  
Energy, Minerals & Natural Resources Department

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

☐ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

*API Number		*Pool Code 71629	*Pool Name BASIN FRUITLAND COAL
*Property Code	*Property Name ELLINGTON COM		*Well Number 905
*OGRIID No. 006515	*Operator Name DUGAN PRODUCTION CORPORATION		*Elevation 6709'

<sup>10</sup> Surface Location

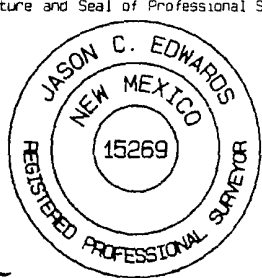
UL or lot no. P	Section 26	Township 22N	Range 8W	Lot Idn	Feet from the 1320	North/South line SOUTH	Feet from the 790	East/West line EAST	County SAN JUAN
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<sup>11</sup> Bottom Hole Location If Different From Surface

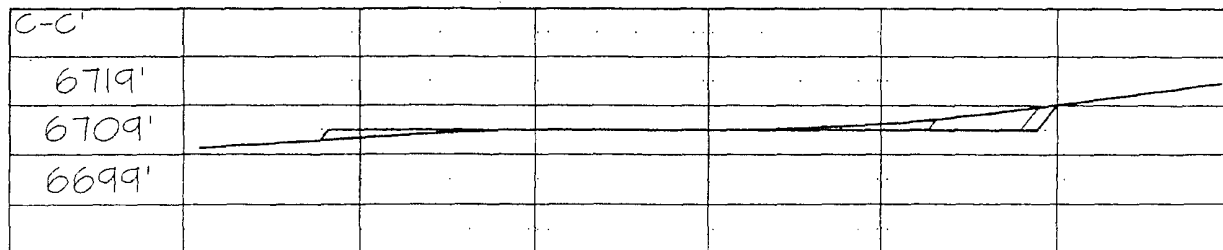
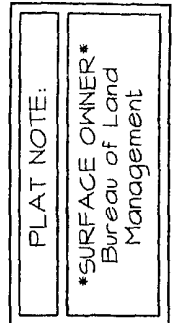
UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
---------------	---------	----------	-------	---------	---------------	------------------	---------------	----------------	--------

<sup>12</sup> Dedicated Acres 320.0 Acres - (E/2)	<sup>13</sup> Joint or Infill	<sup>14</sup> Consolidation Code	<sup>15</sup> Order No.
--	-------------------------------	----------------------------------	-------------------------

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

<sup>16</sup> 5313.66'	5229.18'	DUGAN NM-90472	<sup>17</sup> OPERATOR CERTIFICATION I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief <i>Kurt Fagrelus</i> Signature Kurt Fagrelus Printed Name Geology Title July 27, 2006 Date
	26 DUGAN NM-94067	<sup>18</sup> SURVEYOR CERTIFICATION I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief Date of Survey: JUNE 12, 2006 Signature and Seal of Professional Surveyor  JASON C. EDWARDS Certificate Number 15269	
	5334.78'	Center of Pit Location 36.10674° N 107.64594° W 1345' 1320' 790' LAT: 36.10678° N LONG: 107.64526° W DATUM: NAD83	
	5213.34'		

### PLAT 3.



Note: Contractor should call One-Call for location of any marked or unmarked buried pipelines or cables on well pad and/or access road at least two (2) working days prior to construction

**DUGAN PRODUCTION CORP.**  
ELLINGTON COM # 90S  
NM-94067  
API # 30-045-33870  
SE/4, SE/4, UNIT P  
SEC. 26, T22N, R8W  
LAT. 36° 6' 24" LONG. 107° 38' 43"  
SAN JUAN COUNTY, NM  
FOR EMERGENCY CALL (505)325-1823

