



STATE OF NEW MEXICO

ENERGY, MINERALS and NATURAL RESOURCES DIVISION  
OIL CONSERVATION DIVISION  
AZTEC DISTRICT OFFICE



BRUCE KING  
GOVERNOR

ANITA LOCKWOOD  
CABINET SECRETARY

1000 RIO BRAZOS ROAD  
AZTEC, NEW MEXICO 87410  
(505) 334-6178

August 4, 1993

BCO, Inc.  
135 Grant  
Santa Fe, NM 87501

RE: Dunn 4-8 Tank Battery, E-09-23N-07W  
Federal 3-21 #5, L-21-24N-07W

To Whom It May Concern:

Field inspections conducted by Denny Foust on July 15, 1993 revealed that the above mentioned pits have been netted as per requested. The pits are now in compliance and no longer require C-134 exceptions.

If you have any questions please feel free to call this office.

Yours truly,

*Dianna K. Fairhurst*

Dianna K. Fairhurst  
Deputy Oil & Gas Inspector

xc: Don Ellsworth - BLM Farmington  
C-134 Correspondence  
Well File

DISTRICT I  
P.O. Box 1980, Hobbs, NM 88241-1980

DISTRICT II  
P.O. Drawer DD, Artesia, NM 88211-0719

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

# OIL CONSERVATION DIVISION

P.O. Box 2088  
Santa Fe, New Mexico 87504-2088

Permit No. \_\_\_\_\_  
(For Division Use Only)

## APPLICATION FOR EXCEPTION TO DIVISION ORDER R-8952 FOR PROTECTION OF MIGRATORY BIRDS Rule 8(b), Rule 105(b), Rule 312(h), Rule 313, or Rule 711(T)

Operator Name: BCO, Inc.

Operator Address: 135 Grant, Santa Fe, NM 87501

Lease or Facility Name Federal 3-21 #5 Location NWSW L 21 24N 7W

Size of pit or tank: 4 x 6 x 6 Ut. Ltr. Sec. Twp. Rge

Operator requests exception from the requirement to screen, net or cover the pit or tank at the above-described facility.

The pit or tank is not hazardous to migratory waterfowl. Describe completely the reason pit is non-hazardous.

Based on approximately 30 years experience in this part of San Juan Basin, no pit of this size has ever been known to cause injury to any migratory waterfowl.

1) If any oil or hydrocarbons should reach this facility give method and time required for removal:

Within the time and in the manner required or permitted by the Oil Conservation Division would pump out by truck within 24 hours of being discovered, or burn if permission given unless shorter period of time required by this Division.

2) If any oil or hydrocarbons reach the above-described facility the operator is required to notify the appropriate District Office of the OCD with 24 hours.

Operator proposes the following alternate protective measures: Existing procedures as established by 30 years without loss or damage to waterfowl. Migratory waterfowl do not land or attempt to land in pits of this size in this area.

**RECEIVED**  
DEC - 2 1992

**OIL CON. DIV.**

**CERTIFICATION BY OPERATOR:** I hereby certify that the information given above is true and complete to the best of my knowledge and belief.

Signature Elizabeth B. Keeshan Title President Date December 1, 1992

Printed Name Elizabeth B. Keeshan Telephone No. 505-983-1228

### FOR OIL CONSERVATION DIVISION USE

Date Facility Inspected 11/4/92

Inspected by Diana K. Janhust

~~NOT APPROVED -  
SKIM OIL - NO NET~~

7/15/93 INSPECTED BY DENNY FOUST -  
NOW NETTED

Approved by Diana K. Janhust

Title \_\_\_\_\_

Date \_\_\_\_\_

