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	[E]	For all of the above, Pr	oof of Notification $\frac{1}{2}$	or Publication	is Attached, and/one $A - N_{2}$	Fice sput
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[3]		CURATE AND COMPLET ATION INDICATED ABOV		N REQUIRE	D TO PROCESS	тне түре

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[4] **CERTIFICATION:** I hereby certify that the information submitted with this application for administrative approval is **accurate** and **complete** to the best of my knowledge. I also understand that **no action** will be taken on this application until the required information and notifications are submitted to the Division.

Note: Statement must be completed by an individual with managerial and/or supervisory capacity.

John D. Roe	John D. Roc	Engineering Manager	09/18/08
Print or Type Name	Signature	Title	Date
		johnroe@duganproductio	on.com

September 18, 2008

Mr. Mark Fesmire, Director New Mexico Oil Conservation Division 1220 South St. Francis Drive Santa Fe, NM 87505

Re: Application for Waterford 90 CDP Dugan Production Corp. NWNE Section 20, T-26N, R-12W San Juan County, New Mexico

Mr. Steve Henke, Manager Bureau of Land Management 1235 La Plata Highway Farmington, NM 87401

Dear Mr. Fesmire and Mr. Henke,

We are writing to request your administrative approvals to convert the existing gas sales meter for Dugan Production's Waterford No. 90 (Enterprise Field Service's Meter No. 99451) to a 3 well central delivery gas sales meter (CDP) for Dugan Production's Waterford 90, Waterford Com 90S and Mike 1J. This will require the surface commingling of gas production from all three wells which includes production from the Basin Fruitland Coal (Pool No. 71629) and the WAW Fruitland Sand-Pictured Cliffs (Pool No. 87190), plus the off-lease measurement of gas production for the Mike 1J and Waterford Com 90S. The interest ownership is not common for all three wells and NMOCD Form C107-B is attached for this application.

UNITB

dugan production corp.

Attachment No. 1 presents the proposed gathering system and CDP along with the subject wells and leases. The Waterford 90 was completed in the Basin Fruitland Coal on 6/30/97 and has produced-465,955 mcf as of 8/1/08. Production currently averages 89 mcfd. The Waterford Com 90S was spudded on 6/6/08 and has been perforated in the Basin Fruitland Coal as an infill to the Waterford 90. Upon completion of the CDP and gathering system lines, we plan to fracture stimulate the Waterford Com 90S and anticipate production will average approximately 200 mcfd. The Waterford 90 and Waterford 90S share a common north half, 320.0 acre spacing unit which includes two Federal leases (Dugan Production's NM-10246 & Running Horse's NM-12028) communitized under Communitization Agreement NMNM99326. All interest ownership in these two wells is common and production from these two wells will account for approximately 94% of the CDP volumes. Interest ownership is presented on Attachment No. 3.

The Mike 1J was completed on 7/30/79 in the WAW Fruitland PC pool which was later redesignated as the WAW Fruitland Sand PC pool upon formation of the Basin Fruitland Coal pool. Gas sales are currently direct to Enterprise Field Services (Meter No. 90652) and production currently averages 8 mcfd + 0.08 bwpd. As of 8/1/08, the Mike 1J has produced 359,891 mcf, averaging 33 mcfd during its 30 year life. Attachment No. 5 presents production histories for the Waterford 90 and Mike 1J wells. The 160.0 acre spacing unit for the Mike 1J comprises the NW/4 of Section 20 and includes Dugan's Federal Lease NM_10246. Interest ownership in the Mike 1J is not common with the interest ownership in the Waterford 90 and Waterford Com 90S. All royalty interest is Federal and is common to both wells, only the working interest and overriding royalty interest are different.

Attachment No. 2 presents the proposed facility diagram along with pertinent well information. Upon approval of the proposed CDP, the gas sales meter for the Mike 1J (Enterprise Meter No. 90652) will be disconnected and replaced with an allocation meter which will be similar to the allocation meters installed on the Waterford 90 and Waterford Com 90S. The allocation meters will be continuous recording conventional dry flow meters and will be operated and maintained by Dugan Production. The gas charts

from each allocation meter will be integrated monthly by a commercial integration service. The integrated volumes, along with the gas BTU's from each well will be used to determine monthly allocation factors for allocating CDP gas volumes, BTU's and revenues to each individual well. The proposed allocation procedures are presented on Attachment No. 6. The CDP gas sales meter (Enterprise-Meter-No.-99451) will continue to be operated and maintained by Enterprise Field Services.

There will not be any commingling of liquids. None of the three wells produce oil or condensate and only a small amount of water is being produced which will be separated and stored at each of the three wells.

The proposed gathering system will allow all three wells to benefit from a central compressor located at the CDP. The gathering system integrity will be routinely monitored using Dugan Production's portable gas detection equipment. Dugan Production will install and maintain all gathering system lines and equipment at our expense and the only cost to working interest owners will be a monthly fee for gathering (currently \$0.27/mmbtu) and compression (currently \$0.09/mmbtu). The gathering and compression fees reflect current costs and may be adjusted as changes occur. There will be no costs to the royalty or overriding royalty interest owners and operation of the proposed CDP will help to maximize the recovery of natural gas reserves from the subject wells.

All interest owners are being given notice of this application by certified, return-receipt mail and upon receiving the receipts; copies will be forwarded to the NMOCD. Attachment No. 4 presents copies of our notice to interest owners.

Should you have questions or need additional information, please let me know.

Sincerely,

John O. Roe

John D. Roe Engineering Manager

JDR/tmf

xc: NMOCD - Aztec

District I 1625 N. French Drive, Hobbs, NM 88240 District II 1301 W. Grand Ave, 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

Form C-107-B Revised June 10, 2003

OIL CONSERVATION DIVISION 1220 S. St Francis Drive Santa Fe, New Mexico 87505

Submit the original application to the Santa Fe office with one copy to the appropriate District Office.

APPLICATION FOR SURFACE COMMINGLING (DIVERSE OWNERSHIP)

OPERATOR NAME:	Dugan Production Corp.	

OPERATOR ADDRESS:

LEASE TYPE:

P. O. Box 420, Farmington, NM 87499-0420

APPLICATION TYPE:

Pool Commingling Pool and Lease Commingling Pool and Lease Commingling Off-Lease Storage and Measurement (Only if not Surface Commingled)

Fee Federal State

Is this an Amendment to existing Order? Yes XNo If "Yes", please include the appropriate Order No. Have the Bureau of Land Management (BLM) and State Land office (SLO) been notified in writing of the proposed commingling ⊠Yes □No

	(A) POC Please attach shee				
(1) Pool Names and Codes	Gravities / BTU of Non-Commingled Production	Calculated Gravities / BTU of Commingled Production	MMBTU/D	Calculated Value of Commingled Production	Volumes
Basin Fruitland Coal (71629)	1012		303.6	Gas will be allocated	300 mcfd
WAW Fruitland Sand PC (87190)	1109	1018	22.2	& sold on MMBTU	20 mcfd
				Basis	
		Total	325.8	TOTAL	320 mcfd
 (2) Are any wells producing at top allo (3) Has all interest owners been notified (4) Measurement type: Metering 	ed by certified mail of the pr	1 0 0	⊠Yes □No	See Attac	chment 4

(5) Will commingling decrease the value of production? Yes No If "yes", describe why commingling should be approved

(B) LEASE COMMINGLING Please attach sheets with the following information

Yes No

Pool Name and Code. (1)Is all production from same source of supply? Yes No (2)

(3) Has all interest owners been notified by certified mail of the proposed commingling?

(4) Measurement type: Metering Other (Specify)

(C) POOL and LEASE COMMINGLING Please attach sheets with the following information

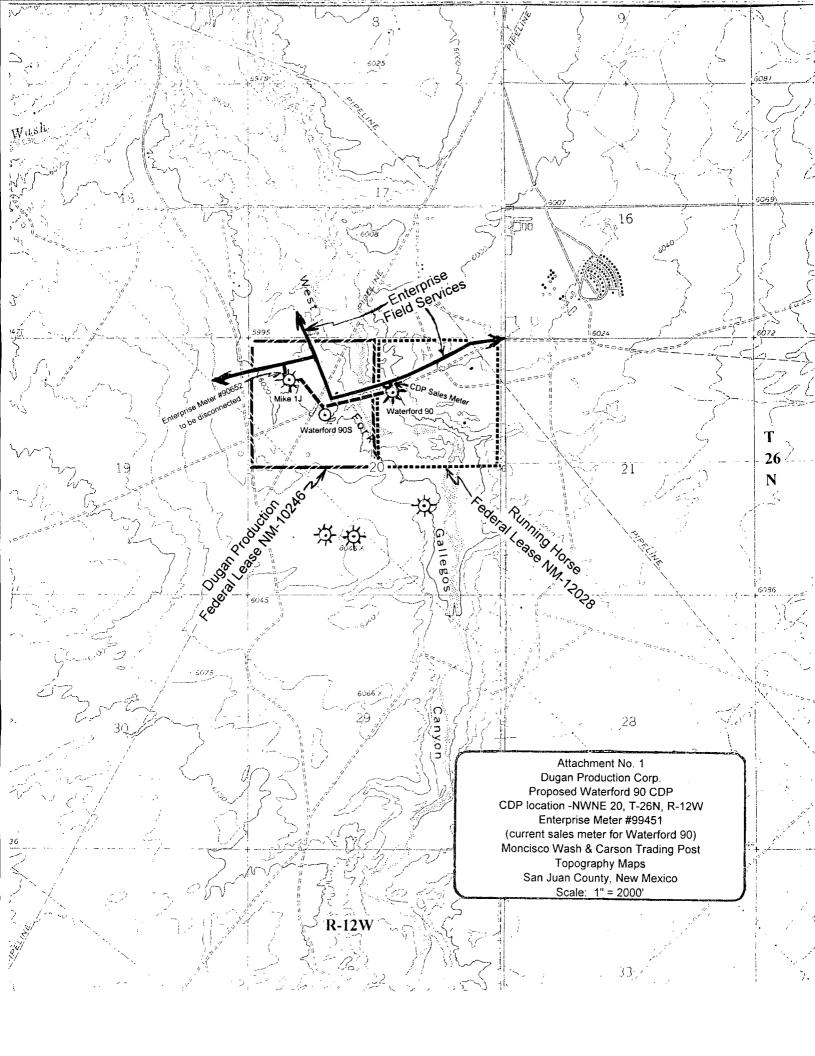
Complete Sections A and E. (1)

(D) OFF-LEASE STORAGE and MEASUREMENT

Please attached sheets with the following information

(1)Is all production from same source of supply? □Yes ⊠No Include proof of notice to all interest owners. Attachment No. 9 (2)

	FORMATION (for all application types)						
	heets with the following information						
A schematic diagram of facility, including legal location. Attachment 1							
A plat with lease boundaries showing all well and facility locations. Include lease numbers if Federal or State lands are involved. Attachment 1							
3) Lease Names, Lease and Well Numbers, and API Numbers. Attachments 2							
I hereby certify that the information above is true and complete to the best of my knowledge and belief.							
SIGNATURE: John & Roc	TITLE: Engineering Manager DATE: <u>9/18/08</u>						
TYPE OR PRINT NAME John D. Roe	TELEPHONE NO.: <u>505-325-1821</u>						
E-MAIL ADDRESS: johnroe@duganproduction.com							



AHachmont No. 2 Freility Disprant Proposed Waterford Po COP Section 20, T-26 N, R-12W San Juan County, New Mexiro

Well Nome Mike 1J Waterford 90 Waterford Com 805	<u>API No.</u> 30-045-23415 30-045-29453 30-045-33781	Loc Hiori + Unit B60'FN+ B60 FW (D) 1105'FN + 2250'FE (B) 1575'FN + 1575'FW (F)	Pool WAW Fruitland Sand-R Basin Fruitland Coal Basin Fruitland Coal	<u>Spacing unit</u> NW/4-160,0A N/2-320,0A N/2-320,0A
	interprise Sala eter #90652 to be disconness removed Service	A Enter Service Comment Wister	prise Field oners pipeline ford 80 0 ford 80 0 Lorat for W	Enterprise es Solas reter #98451- rent Joles woterford 90 wolls. wells. 101 ford 90 aferford 90
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Waterford com 905

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Legend O- Water Storege fant - GAS/Water Separator O-Gas Compressor V-gas Meter S= Sales A= Allocation

ATTACHMENT NO. 3 Dugan Production Corp.

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Well Name Mike #1J Waterford #90* Waterford Com #90S* *-spacing unit communit	Pool WAW Fruitland Sand PC Basin Fruitland Coal Basin Fruitland Coal ized – CA No. NMNM9932	N N S	ocation WNW 20-26N-1 WNE 20-26N-12 ENW 20-26N-12	2W N/2-320,	60.0A 0A
INTEREST OWNER			INTEF	REST%	
		<u>Mike #1J</u> Gross	Net	Waterford Con Gross	n #90 & #90S Net
<u>Working Interest</u> Dugan Production Corp.		100.00	78.500	50.00	39.2500
Running Horse Producti P. O. Box 369 Ignacio, CO 81137	on Co.	-0-	-0-	50.00	40.8750
<u>Royalty</u> USA-Bureau of Land Ma 1235 La Plata Highway Farmington, NM 87401	inagement	-0-	12.50	-0-	12.5000
Overriding Royalty Intere BP America Production 501 Westlake Park Blvd Houston, TX 77079-309	Co.	-0-	-0-	-0-	2.5000
Cindy S. Donaldson 1533 9 th Avenue Longview, WA 98632		-0-	4.00	-0-	2.0000
Sherman Dugan P. O. Box 420 Farmington, NM 87499-	0420	-0-	1.00	-0-	0.5000
Jim L. & Mary Lou Jacob Living Trust 3505 Crescent Avenue Farmington, NM 87401	DS	-0-	1.00	-0-	0.5000
Bob Kenny 2518 Wembly Drive St. Louis, MO 63125-36	17	-0-	3.00	-0-	1.5000
KTM Holdings 7691 Garrison Court Arvada, CO 80005		-0-	-0-	-0-	0.3750
TOTAL WELL		100.00	100.00	100.00	100.0000

Attachment No. 4 Interest Ownership Notification Dugan Production Corp.'s Application dated 9/18/08 Proposing to convert the existing gas sales meter for Dugan Production's Waterford 90 (Enterprise Field Service's Meter No. 99451) to a 3 well central delivery gas sales meter (CDP) For Dugan Production's Waterford 90, Waterford Com 90S & Mike 1J

Presenting evidence that all interest ownership in the subject wells have been given notice of Dugan's application, attached is:

Note: A tabulation presenting the interest ownership for all wells is presented on Attachment *No. 3 of the application.*

- A copy of Dugan's transmittal letter dated 9/18/08 used to send a copy of the subject application to the only working interest owner in addition to Dugan Production. Only the transmittal letter is included in this Attachment. The transmittal letter delivered to Running Horse Production Co. did include a complete copy of the subject application. This letter was sent by certified mail with a return receipt requested. Upon receiving the receipts, a copy will be sent to the NMOCD.
- 2. Copy of Dugan's transmittal letter dated 9/18/08 used to send a copy of the subject application to the six overriding royalty interest owners. Only the transmittal letter is included in this attachment. The transmittal letter delivered to each of the overriding royalty interest owners did include the complete application. This letter was either hand delivered or was sent by certified mail with a return receipt requested. Upon receiving the receipts, copies will be sent to the NMOCD along with statements reflecting the copies that were hand delivered.
- 3. All royalty interest for the three subject wells is federal. There is no fee acreage. In addition to the NMOCD, this application is also addressed to the Bureau of Land Management (BLM) for the two federal leases involved. The letter to the BLM was sent by certified mail with a return receipt requested. Upon receiving the receipt, a copy will be sent to the NMOCD.
- 4. There was no legal advertisement published for the subject application since the interest ownership and addresses are known with a reasonable level of confidence.

Page 1 of 3

AHachment No.4 Pg Zof 3

dugan production corp.

September 18, 2008

CERTIFIED RETURN RECEIPT REQUESTED

Running Horse Production Co. P. O. Box 369 Ignacio, CO 81137

Re: Dugan Production's Application for Central Delivery Gas Sales (CDP) Waterford 90, Waterford Com 90S & Mike 1J Section 20, T-26N, R-12W San Juan County, New Mexico

Dear Interest Owner,

Attached for your information and review is a copy of Dugan's application to the New Mexico Oil Conservation Division (NMOCD) and Bureau of Land Management (BLM) requesting their approvals to install and operate a central delivery gas sales meter (CDP) for the three subject wells, all operated by Dugan Production. According to our records, you have a working interest in the two Waterford wells. The well and interest ownership information is presented on Attachment No. 3 to our application. Dugan Production will install, operate and maintain the gathering system and will pay all costs associated with this proposal. As a working interest owner in wells connected to the gathering system, your only costs will be a monthly fee for gathering and compression based upon production volumes for the wells in which you have a working interest. You will not be billed for any costs associated with installing the gathering system (including the allocation meters). Dugan Production's current company-wide gathering system fee is \$0.27/MMBTU, and our compression fee is \$0.09/MMBTU. These fees will be used until operating economics indicate the need for revisions. The addition of the Mike 1J should have little to no affect upon production from the Waterford 90 and Waterford Com 90S wells and will allow all three wells to use the compressor currently installed for the Waterford 90. This proposal will allow for optimum operations on all wells and will allow all wells to benefit from central compression which should keep wellhead operating pressures as low as possible. This method of operation will help keep our operating expenses as low as possible, and will allow for the recovery of more of the gas reserves from each well.

This matter does not require any action on your part. NMOCD regulations require that all interest owners receive notice of our application. Should you have questions, need additional information, or have any concern as to our application, please let me know. Should you have an objection to our application, please let me know and you should contact the NMOCD directly within 20 days from the date the NMOCD receives our application which will approximately 9/19/08. The mailing address for the NMOCD is 1220 South St. Francis Drive in Santa Fe, New Mexico, 87505. We would appreciate receiving a copy of your objection.

Sincerely,

Jetu D. R.C.

John D. Roe

Engineering Manager

JDR/tmf

Attachments

xc: New Mexico Oil Conservation Division, Bureau of Land Management

dugan production corp.

Desar

September 18, 2008

BP America Production Co. 501 Westlake Park Blvd. Houston, TX 77079-3092

Jim L. & Mary Lou Jacobs Living Trust 3505 Crescent Avenue Farmington, NM 87401 Cindy S. Donaldson 1533 9th Avenue Longview, WA 98632

Bob Kenny 2518 Wembly Drive St. Louis, MO 63125-3617

CERTIFIED RETURN RECEIPT REQUESTED

Sherman Dugan P. O. Box 420 Farmington, NM 87499-0420

KTM Holdings 7691 Garrison Court Arvada, CO 80005

Re: Dugan Production's Application for Central Delivery Gas Sales (CDP) Waterford 90, Waterford Com 90S & Mike 1J Section 20, T-26N, R-12W San Juan County, New Mexico

Dear Interest Owner,

Attached for your information and review is a copy of Dugan's application to the New Mexico Oil Conservation Division (NMOCD) and Bureau of Land Management (BLM) requesting their approvals to install and operate a central delivery gas sales meter (CDP) for the three subject wells, all operated by Dugan Production. According to our records, each of you has an overriding royalty interest in one or more of the subject wells. The well and interest ownership is presented on Attachment No. 3 to our application. Dugan Production will install, operate and maintain the gathering system and will pay all costs associated with this proposal. As an overriding royalty interest owner you will have no costs associated with this proposal and your interest in these wells should not be affected, other than to hopefully increase revenues as a result of placing the Waterford Com 90S on production plus improved production in the Mike 1J.

This matter does not require any action on your part. NMOCD regulations require that all interest owners receive notice of our application. Should you have questions, need additional information, or have any concern as to our application, please let me know. Should you have an objection to our application, please let me know and you should contact the NMOCD directly within 20 days from the date the NMOCD receives our application which will approximately 9/19/08. The mailing address for the NMOCD is 1220 South St. Francis Drive in Santa Fe, New Mexico, 87505. We would appreciate receiving a copy of your objection.

Sincerely,

John D. Rag

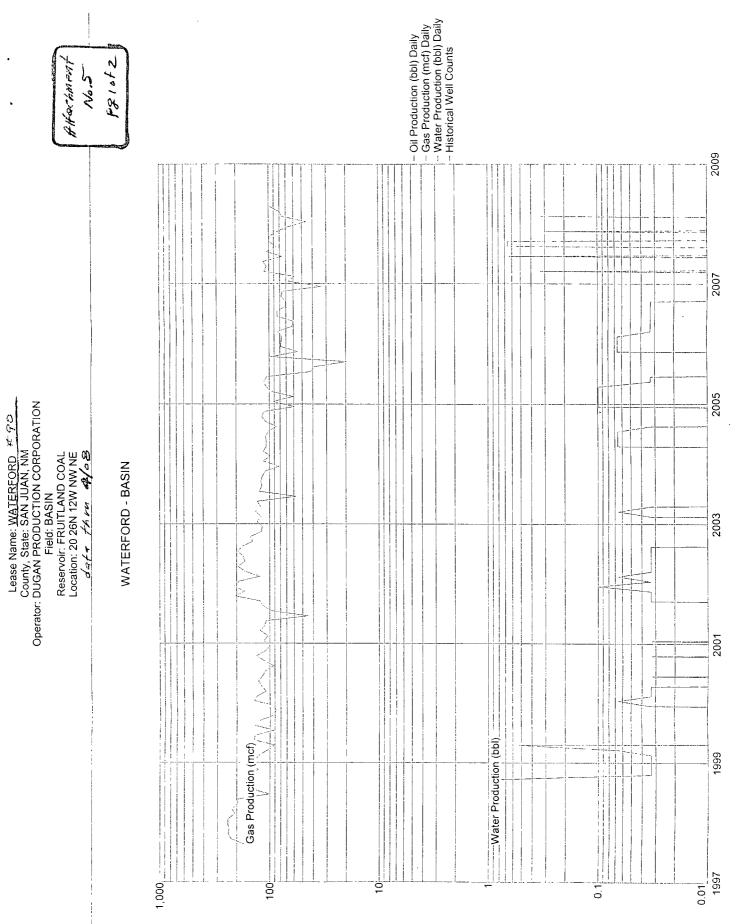
John D. Roe

Engineering Manager

JDR/tmf

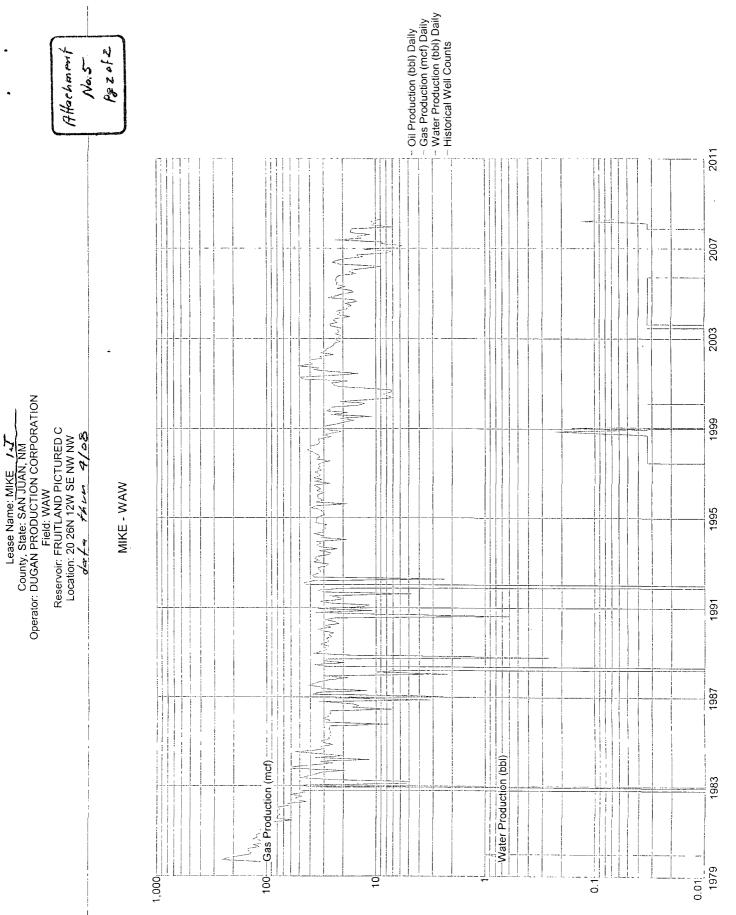
Attachments

xc: New Mexico Oil Conservation Division, Bureau of Land Management



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Time



Time

dugan production corp.

October 9, 2008

Mr. Mark Fesmire, Director New Mexico Oil Conservation Division 1220 South St. Francis Drive Santa Fe, NM 87505

Re: Application for Waterford 90 CDP dated 9-18-08 Dugan Production Corp. NWNE Section 20, T-26N, R-12W San Juan County, New Mexico

Dear Mr. Fesmire,

Attached for your consideration of the captioned application are copies of the certified mail return receipts along with the statements confirming that all parties holding an interest ownership in the three wells subject to this application have received notice of our application (reference Application Attachment No. 3 for a listing of the interest owners and Attachment No. 4 for copies of the notice provided).

m

Attachment A presents copies of the certified mail return receipts for;

- 1. Running Horse Production Co. which is the only other working interest owner, other than Dugan Production;
- 2. The Bureau of Land Management as the only royalty interest owner and;
- 3. Two of the six overriding royalty interest owners, Cindy S. Donaldson plus KTM Holdings.

Attachment B presents a copy of the U. S. Postal Service's "Track & Confirm" printout for certified mail No. 7005-2570-0001-3772-1214 which was addressed to BP America in Houston, Texas, as an overriding royalty interest owner. We have not received the return receipt from our mailing to BP, however the "Track & Confirm" does verify that our certified mail was delivered at 5:59 a.m. on 9-24-08.

In addition, I personally delivered complete copies of our application to overriding royalty interest owners Sherman Dugan (son to Mr. Dugan), plus Jim L. Jacobs (friend to Mr. Dugan and retired employee) on 9-19-08 and 9-30-08, respectively. I reviewed the application with both parties and neither had any objection. I also mailed by regular mail, a complete copy of our application to overriding royalty interest owner Mr. Bob Kenny and Mr. Thomas A. Dugan, owner of Dugan Production Corp., has advised that his brother-in-law, Mr. Bob Kenny, did receive our application and has no objections.

In addition to providing a proof of notice to all interest owners, I am attaching a revised copy of Attachment No. 2 to our application. The only change is the addition of an allocation meter on the gas stream leaving the separator at the Waterford No. 90 which was inadvertently left off the initial presentation of Attachment No. 2. Our letter transmitting the application did present that all three wells would have allocation meters, I just left it off the facility diagram. Please substitute the revised Attachment No. 2 for the initial Attachment No. 2.

Should you have questions or need additional information, please let me know.

Sincerely. John - Q Rae John D. Roe Engineering Manager

JDR/tmf

Attachments

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Revised AHerborent No.2 Facility Disprom Proposed Waterford 90 COP Section 20, T-26 N, P-12W San Juan County, New Mexino Location + unit Pool Spacing unit API No. Well Nome WAW Fruitland Sand-Re NW/4-160.0A B60'FN+ B60 FW (D) Mike IJ 30-045-23415 N/2 - 320.0A 1105 FN + 2250 FE (B) Basin Fruitland Coal Waterford 90 30-045-29453 N/2-3200A Waterford Com 905 30-045-33781 1575 FN + 1575 FW (F) Basin Fruitland Coal Enterprise Field Services pipeline Senterprise Sales meter #90652 to be disconnerted + compressoi Enterprise removed for -0--0 -0 Service Mike 15 urrent Jok Waterford 80 -Q Gr waterford 90 proposed CDP Seles-for 3 wells. 0-Location for Mike 1J Lor et ion ford 90 For water ford $-\bigcirc \rightarrow \bigcirc \rightarrow \bigcirc$ Location for Waterford Com 805 Waterford Com 905 Legend O- Water Storage fank - GAS/Water Separator O-Gas Compressor Not Drown to V-grs Meter S= Sales A= Allocation Seale