

Inactive Well Additional Financial Assurance Report

15991 NORMAN L GILBREATH

Total Well Count: 10

Printed On: Wednesday, June 21 2017

Property	Well Name	Lease Type	ULSTR	OCD Unit Letter	API	Well Type	Last Prod/Inj	Inactive Additional Bond Due	Measured Depth	Required Bond Amount	Bond Required Now	Covered By Blanket TA Bond	Bond In Place	In Violation
15377	AL KENDRICK #002	P	F-24-29N-11W	F	30-045-25540	G	09/2012	10/01/2014	1830	6830	Y		0	Y
13934	BEN JONES #001R	F	A-13-29N-11W	A	30-045-31732	G	09/2016		2185				0	
15380	EMERY C ARNOLD #001	P	P-14-29N-11W	P	30-045-08209	G	07/2010	08/01/2012	1880	6880	Y		0	Y
13933	JAKE H JONES #003	F	B-13-29N-11W	B	30-045-23858	O	04/2015		1950				0	
4662	LESLIE K #001R	F	2-07-29N-12W	E	30-045-29642	G	02/2017		1751				0	
4664	MCILROY #001R	F	8-07-29N-12W	P	30-045-30644	G	04/2017		1682				0	
4665	MCKENZIE #001	F	M-25-25N-06W	M	30-039-08091	G	10/2012		2650				0	
	MCKENZIE #002	F	H-25-25N-06W	H	30-039-08092	G	04/2017		2675				0	
15378	R HEDRICK #001	P	M-28-29N-10W	M	30-045-07784	G	04/2017	05/01/2019	1858	6858			0	
15379	TOM BALDWIN #001	P	F-29-29N-10W	F	30-045-07879	G	04/2017	05/01/2019	1825	6825			0	

WHERE Ogrid:15991

OCD Case # 15696
 Exhibit 1: Financial Assurance Report
 Page 1 of 1

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

David Martin
Cabinet Secretary

Tony Delfin
Deputy Cabinet Secretary
June 16, 2016

David R. Catanach, Division Director
Oil Conservation Division



Norman L. Gilbreath
P.O. Box 208
Farmington, NM 87410

Notice of Violation

Dear Norman L. Gilbreath,

The Oil Conservation Division ("OCD") now reviews all operators out of compliance with the OCD's financial assurance requirements. Pursuant to 19.15.8.9 NMAC, an operator is required to furnish financial assurance acceptable to the OCD in the form of an irrevocable letter of credit, plugging insurance policy, or cash or surety bond running to the state of New Mexico conditioned that the well be plugged and abandoned and the location restored and remediated in compliance with division rules. According to OCD records, Norman L. Gilbreath is the operator of record of the attached list of wells that require additional financial assurance.

Failure to provide the OCD with acceptable financial assurance is a violation of OCD rules and the Oil and Gas Act, NMSA 1978 § 70-2 *et. seq.*, and could be punishable by a fine of not more than one thousand dollars (\$1,000) per day for each violation. NMSA 1978, § 70-2-31.

Please review 19.15.8 NMAC to determine the types and amounts of financial assurance that the OCD accepts. Immediate action is now required. If no response is received within 30 days, the OCD will take further compliance action against Norman L. Gilbreath, including, but not limited to, seeking a formal order to require Norman L. Gilbreath to provide acceptable financial assurance for the its wells at an OCD hearing and pursuing other legal available remedies to obtain compliance.

If you have any questions regarding the contents of this letter, please contact the OCD Bond Administrator, Denise Gallegos at (505) 476-3453 to schedule a compliance conference to discuss the outstanding compliance issues.

Sincerely,

A handwritten signature in black ink, appearing to read 'Daniel Sanchez', is written over a horizontal line.

Daniel Sanchez
OCD Compliance and Enforcement Manager, UIC Program Director
Daniel.Sanchez@state.nm.us

OCD Case 15696
Exhibit 2: Notice of Violation
Page 1 of 5

EC: Keith Herrmann, ENMRD Assistant General Counsel
Encl: Additional Financial Assurance Report

Inactive Well Additional Financial Assurance Report

15991 NORMAN L GILBREATH

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Printed On: Monday, June 06 2016

Property	Well Name	Lease Type	ULSTR	OCD Unit Latier	API	Well Type	Last Prod(n)	Inactive Additional Bond Due	Measured Depth	Required Bond Amount	Bond Required Now	Covered By Blanket TA Bond	Bond In Place	In Violation
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13934	BEN JONES #001R	F	A-13-29N-11W	A	30-045-31732	G	10/2015		2185				0	
15380	EMERY C ARNOLD #001	P	P-14-29N-11W	P	30-045-08209	G	07/2010	08/01/2012	1880	6880	Y		0	Y
13933	JAKE H JONES #003	F	B-13-29N-11W	B	30-045-23858	O	04/2015		1950				0	
4662	LESLIE K #001R	F	2-07-29N-12W	E	30-045-29642	G	03/2016		1751				0	
4664	MCILROY #001R	F	8-07-29N-12W	P	30-045-30644	G	03/2016		1682				0	
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	MCKENZIE #002	F	H-25-25N-06W	H	30-039-08092	G	12/2014		2675				0	
15378	R HEDRICK #001	P	M-28-29N-10W	M	30-045-07784	G	03/2016	04/01/2018	1858	6858			0	
15379	TOM BALDWIN #001	P	F-29-29N-10W	F	30-045-07079	G	03/2016	04/01/2018	1825	6825			0	

WHERE Ogrid:15991

OCD Case 15696

Exhibit 2: Notice of Violation

Page 2 of 5

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

David Martin
Cabinet Secretary

Tony Delfin
Deputy Cabinet Secretary
June 29, 2016

David R. Catanach, Division Director
Oil Conservation Division



Norman L Gilbreath
P.O. Box 208
Aztec, NM 87410

Notice of Violation

Dear Norman L Gilbreath,

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If you have any questions regarding the contents of this letter, please contact the OCD Bond Administrator, Denise Gallegos at (505) 476-3453 to schedule a compliance conference to discuss the outstanding compliance issues.

Sincerely,

A handwritten signature in black ink that reads "Daniel Sanchez".

Daniel Sanchez
OCD Compliance and Enforcement Manager, UIC Program Director
Daniel.Sanchez@state.nm.us

OCD Case 15696
Exhibit 2: Notice of Violation
Page 3 of 5

EC: Keith Herrmann, ENMRD Assistant General Counsel
Encl: Additional Financial Assurance Report

Inactive Well Additional Financial Assurance Report

15991 NORMAN L GILBREATH

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Printed On: Wednesday, June 29 2016

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15380	EMERY C ARNOLD #001	P	P-14-29N-11W	P	30-045-08209	G	07/2010	08/01/2012	1880	6880	Y		0	Y
13933	JAKE H JONES #003	F	B-13-29N-11W	B	30-045-23858	O	04/2015		1950				0	
4662	LESLIE K #001R	F	2-07-29N-12W	E	30-045-29642	G	04/2016		1751				0	
4664	MCILROY #001R	F	8-07-29N-12W	P	30-045-30644	G	04/2016		1682				0	
4665	MCKENZIE #001	F	M-25-25N-06W	M	30-039-08091	G	10/2012		2650				0	
	MCKENZIE #002	F	H-25-25N-06W	H	30-039-08092	G	12/2014		2675				0	
15378	R HEDRICK #001	P	M-28-29N-10W	M	30-045-07784	G	04/2016	05/01/2018	1858	6858			0	
15379	TOM BALDWIN #001	P	F-29-29N-10W	F	30-045-07879	G	03/2016	04/01/2018	1825	6825			0	

WHERE Ogrid 15991

OCD Case 15696

Exhibit 2: Notice of Violation

Page 4 of 5

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Signature </p> <p><input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p style="text-align: center;">Norman L Gilbreath P.O. Box 208 Aztec, NM 87410</p>		<p>B. Received by (Printed Name) <i>Steve Belcher</i></p> <p>C. Date of Delivery</p>	
<p>9590 9402 1591 5362 8583 53</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes if YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7012 0470 0000 0880 5316</p>		<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Restricted Delivery</p> <p><input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery</p>	
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053</p>		<p>Domestic Return Receipt</p>	

USPS TRACKING

9590 9402 1591 5362 8583 53

United States Postal Service

• Sender: Please print your name, address, and ZIP+4® in this box®

OIL CONSERVATION DIVISION
1220 SOUTH ST. FRANCIS DRIVE
SANTA FE, NEW MEXICO 87505

Attn: Denise

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION
COMPLIANCE AND ENFORCEMENT BUREAU FOR A COMPLIANCE ORDER
AGAINST NORMAN L GILBREATH, FOR WELLS OPERATED IN SAN JUAN
COUNTY, NEW MEXICO.

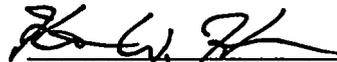
CASE NO. 15696

AFFIDAVIT OF SERVICE

In accordance with 19.15.4.9 and 19.15.4.12 NMAC, I hereby certify that notice of the May 11, 2017, hearing in the above captioned case was mailed to the following party(ies) by certified mail, return receipt requested, at least 20 days prior to the hearing date, with a copy of the application:

Norman L Gilbreath
P.O. Box 208
Aztec, NM 87410

A copy of this notice is attached as *Exhibit 3-A* to this affidavit. The notice was also published in "the Daily Times," newspapers of general circulation in San Juan County. An affidavit of publication is provided in *Exhibit 3-B*.



Keith W. Herrmann

SUBSCRIBED AND SWORN before me on this June 22, 2017.



Notary Public

My Commission Expires:

01-12-20

Exhibit 3-A – Direct Notice to Operator

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

Ken McQueen
Cabinet Secretary

Matthias Sayer
Deputy Cabinet Secretary

David Catanach, Division Director
Oil Conservation Division



April 12, 2017

Norman L Gilbreath
P.O. Box 208
Farmington, NM 87410

VIA CERTIFIED MAIL, RETURN RECEIPT: 7012 0470 0000 0882 1972

Re: OCD Case No. 15696 for a Compliance Order against Norman L Gilbreath

Dear Operator:

Pursuant to the notice provisions contained in 19.15.4 NMAC, you are hereby notified that at 8:15 AM on May 11, 2017, the New Mexico Oil Conservation Division ("OCD") will hold a hearing in front of a Division Examiner seeking an order determining that Norman L Gilbreath ("Operator") (1) is out of compliance with OCD rule 19.15.8 NMAC and NMSA 1978, § 70-2-14; (2) requiring Operator to return to compliance with 19.15.8 NMAC; and (3) in the event of non-compliance, finding the Operator in violation of a Division order for each day after the deadline established in the sought order to obtain acceptable financial assurance. The hearing will be held in Porter Hall at 1220 South St. Francis Dr., Santa Fe, New Mexico.

Please review 19.15.4 NMAC to see applicable rules for division hearings. A person entitled to notice may enter an appearance at any time by filing a written notice of appearance with the division or the commission clerk, as applicable, or, subject to the provisions in Subsection C of 19.15.4.10 NMAC, by oral appearance on the record at the hearing. A party who has not entered an appearance at least one business day prior to the pre-hearing statement filing date provided in Paragraph (1) of Subsection B of 19.15.4.13 NMAC shall not be allowed to present technical evidence at the hearing unless the Oil Conservation Commission chairman or the OCD examiner, for good cause, otherwise directs.

OCD Case 15696
Exhibit 3-A: Direct Notice to Operator
Page 1 of 3

April 12, 2017
Page 2

If you have any questions regarding the hearing process, please contact me at (505) 476-3463 or keith.herrmann@state.nm.us.

Sincerely



Keith Herrmann
Attorney for the New Mexico Oil Conservation Division
Compliance and Enforcement Bureau

Encl: OCD Case No. 15696 Compliance and Enforcement Bureau Application for Hearing

OCD Case 15696
Exhibit 3-A: Direct Notice to Operator
Page 2 of 3

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Norman L Gilbreath
P.O. Box 208
Farmington, NM 87410

2. Article Number (Transfer from service label)

7012 0470 0000 0882 1972

PS Form 3811, July 2015 PSN 7530-02-000-8053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X [Signature] Agent Address

B. Received by (Printed Name) **Steve Belcher** C. Date of Delivery

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

APR 24 2017

3. Service Type
- Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Certified Mail Restricted Delivery
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Insured Mail®
 - Insured Mail Restricted Delivery
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation®
 - Signature Confirmation Restricted Delivery
 - Priority Mail Express®

USPS TRACKING#

9590 9402 1826 6104 4472 89

First-Class Mail
 Postage & Fees Paid
 USPS
 Permit No. G-10

United States Postal Service

• Sender: Please print your name, address, and ZIP+4® in this box•

**New Mexico Energy, Minerals and
 Natural Resources Department
 Office of the General Counsel
 1220 South St. Francis Drive
 Santa Fe, NM 87505**

Attn: Keith Kemmann



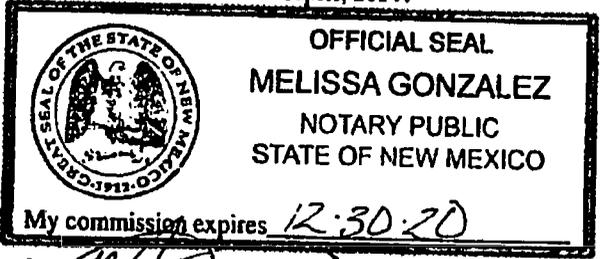
Exhibit 3-B – Affidavit of Publication

and that the hereto attached Legal Notice was published in a regular and entire issue of the said DAILY TIMES, a daily newspaper duly qualified for the purpose within the State of New Mexico for publication and appeared in the Internet at The Daily Times web site on the following day(s):

Saturday, April 15, 2017

And the cost of the publication is \$188.34

SAMMY LOPEZ appeared before me, whom I know personally to be the person who signed the above document on the 17th of April, 2017.



signature of Notary
Melissa Gonzalez NOTARY PUBLIC

OCD Case # 15696
Exhibit 3-B: Affidavit of Publication
Page 1 of 1

...an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-659-1779, by May 1, 2017. Public documents, including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed. A party who plans on using projection equipment at a hearing must contact Florene Davidson seven (7) business days prior to the hearing requesting the use of the projection equipment. Wireless Internet is available; however, the party must provide its own laptop computer.

STATE OF NEW MEXICO TO: All named parties and persons having any right, title, interest or claim in the following cases and notice to the public. (NOTE: All land descriptions herein refer to the New Mexico Principal Meridian, whether or not so stated.) Case No. 15696: Application of The New Mexico Oil Conservation Division Compliance and Enforcement Bureau for a Compliance Order against Norman L. & Loretta E. Gilbreath, for Wells Operated in Rio Arriba and San Juan Counties, New Mexico. The New Mexico Oil Conservation Division Compliance and Enforcement Bureau, ("Bureau") through its undersigned attorney, hereby files this application with the Oil Conservation Division ("OCD or Division") pursuant to the provisions of NMSA 1978, §70-2-12 for a compliance order (1) determining operator Norman L. & Loretta E. Gilbreath ("Operator") is out of compliance with 19.15.8 NMAC and NMSA 1978, §70-2-14; (2) requiring Operator to return to compliance with 19.15.8 NMAC; and (3) in the event of non-compliance, finding the Operator in violation of a Division order for each day after the deadline established in the sought order to obtain acceptable financial assurance. Case No. 15697: Application of The New Mexico Oil Conservation Division Compliance and Enforcement Bureau for a Compliance Order against Norman L. Gilbreath ("Operator") is out of compliance with 19.15.8 NMAC and NMSA 1978, §70-2-14; (2) requiring Operator to return to compliance with 19.15.8 NMAC; and (3) in the event of non-compliance, finding the Operator in violation of a Division order for each day after the deadline established in the sought order to obtain acceptable financial assurance. Case No. 15697: Application of The New Mexico Oil Conservation Division Compliance and Enforcement Bureau for a Compliance Order against P-R-O Management, Inc., for Wells Operated in San Juan County, New Mexico. The New Mexico Oil Conservation Division Compliance and Enforcement Bureau, ("Bureau") through its undersigned attorney, hereby files this application with the Oil Conservation Division ("OCD or Division") pursuant to the provisions of NMSA 1978, §70-2-12 for a compliance order (1) determining operator P-R-O Management, Inc. ("Operator") is out of compliance with 19.15.8 NMAC and NMSA 1978, §70-2-14; (2) requiring Operator to return to compliance with 19.15.8 NMAC; and (3) in the event of non-compliance, finding the Operator in violation of a Division order for each day after the deadline established in the sought order to obtain acceptable financial assurance. Given under the Seal of the State of New Mexico Oil Conservation Commission at Santa Fe, New Mexico on this 12th day of April, 2017.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION
David R. Catanach
Director, Oil Conservation Division
SEAL

Legal No. 73817 published in The Daily Times on April 15, 2017.

AFFIDAVIT OF PUBLICATION

Ad No. 73817

STATE OF NEW MEXICO

County of San Juan:

SAMMY LOPEZ, being duly sworn says: That he IS the PRESIDENT of THE DAILY TIMES, a daily newspaper of general circulation published in English at Farmington, said county and state, and that the hereto attached Legal Notice was published in a regular and entire issue of the said DAILY TIMES, a daily newspaper duly qualified for the purpose within the State of New Mexico for publication and appeared in the Internet at The Daily Times web site on the following day(s):

Saturday, April 15, 2017

And the cost of the publication is \$188.34

[Handwritten Signature]

SAMMY LOPEZ appeared before me, whom I know personally to be the person who signed the above document on the 17th of April, 2017.

OFFICIAL SEAL
MELISSA GONZALEZ
 NOTARY PUBLIC
 STATE OF NEW MEXICO

My commission expires 12-30-20

[Handwritten Signature]
signature of Notary
Melissa Gonzalez NOTARY PUBLIC

31 APR 2017

COPY OF PUBLICATION

OK
Ed

NOTICE OF HEARING
STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION
SANTA FE, NEW MEXICO

The State of New Mexico through its Oil Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on May 11, 2017, in the Oil Conservation Division Hearing Room at 1220 South St. Francis Drive, Santa Fe, New Mexico, before an examiner duly appointed for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing, please contact Florene Davidson at 505-476-3458 or through the New Mexico Relay Network, 1-800-659-1779, by May 1, 2017. Public documents, including the agenda and minutes, can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed. A party who plans on using projection equipment at a hearing must contact Florene Davidson seven (7) business days prior to the hearing requesting the use of the projection equipment. Wireless internet is available; however, the party must provide its own laptop computer.

STATE OF NEW MEXICO: All named parties and persons having any right, title, interest or claim in the following cases and notice to the public. (NOTE: All land descriptions herein refer to the New Mexico Principal Meridian, whether or not so stated.) Case No. 15695: Application of The New Mexico Oil Conservation Division Compliance and Enforcement Bureau for a Compliance Order against Norman L. & Loretta E. Gilbreath, for Wells Operated in Rio Arriba and San Juan Counties, New Mexico. The New Mexico Oil Conservation Division Compliance and Enforcement Bureau, ("Bureau") through its undersigned attorney, hereby files this application with the Oil Conservation Division ("OCD or Division") pursuant to the provisions of NMSA 1978, §70-2-12 for a compliance order: (1) determining operator Norman L. & Loretta E. Gilbreath ("Operator") is out of compliance with 19.15.8 NMAC and NMSA 1978, §70-2-14; (2) requiring Operator to return to compliance with 19.15.8 NMAC; and (3) in the event of non-compliance, finding the Operator in violation of a Division order for each day after the deadline established in the sought order to obtain acceptable financial assurance. Case No. 15696: Application of The New Mexico Oil Conservation Division Compliance and Enforcement Bureau for a Compliance Order against Norman L. Gilbreath, for Wells Operated in San Juan County, New Mexico. The New Mexico Oil Conservation Division Compliance and Enforcement Bureau, ("Bureau") through its undersigned attorney, hereby files this application with the Oil Conservation Division ("OCD or Division") pursuant to the provisions of NMSA 1978, §70-2-12 for a compliance order: (1) determining operator Norman L. Gilbreath ("Operator") is out of compliance with 19.15.8 NMAC and NMSA 1978, §70-2-14; (2) requiring Operator to return to compliance with 19.15.8 NMAC; and (3) in the event of non-compliance, finding the Operator in violation of a Division order for each day after the deadline established in the sought order to obtain acceptable financial assurance. Case No. 15697: Application of The New Mexico Oil Conservation Division Compliance and Enforcement Bureau for a Compliance Order against P-R-O Management, Inc., for Wells Operated in San Juan County, New Mexico. The New Mexico Oil Conservation Division Compliance and Enforcement Bureau, ("Bureau"), through its undersigned attorney, hereby files this application with the Oil Conservation Division ("OCD or Division") pursuant to the provisions of NMSA 1978, §70-2-12 for a compliance order: (1) determining operator P-R-O Management, Inc. ("Operator") is out of compliance with 19.15.8 NMAC and NMSA 1978, §70-2-14; (2) requiring Operator to return to compliance with 19.15.8 NMAC; and (3) in the event of non-compliance, finding the Operator in violation of a Division order for each day after the deadline established in the sought order to obtain acceptable financial assurance.