Ferm³3160-5 (August 2007)

OCD-ARTESIA

UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT

FORM APPROVED
OMB No. 1004-0137
Expires July 31, 2010
5. Lease Serial No.

Lease Serial No. NMNM90807

6. If Indian, Allottee or Tribe Name

SUNDRY NOTICES AND REPORTS ON WELLS Do not use this form for proposals to drill or to re-enter an

abandoned well. Use Form 3160-3 (APD) for such proposals. 7. If Unit of CA/Agreement, Name and/or No. SUBMIT IN TRIPLICATE - Other instructions on page 2. 1. Type of Well 8. Well Name and No. X Oil Well Gas Well Other REFER TO ATTACHED LIST 2 Name of Operator 9. API Well No. SM ENERGY COMPANY 10. Field and Pool or Exploratory Area 3a. Address 3b. Phone No. (include area code) 3300 N "A" ST. BLDG 7-200 MIDLAND TX 79705 (432)688-1709 REFER TO ATTACHED LIST 11. Country or Parish, State 4. Location of Well (Footage, Sec., T., R., M., or Survey Description) **EDDY COUNTY** NM 12. CHECK THE APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT OR OTHER DATA TYPE OF ACTION TYPE OF SUBMISSION Deepen Water Shut-Off Production (Start/Resume) Acıdize Notice of Intent Alter Casing Fracture Treat Reclamation Well Integrity X Other FLARING New Construction Recomplete X Subsequent Report Plug and Abandon ____ Temporarily Abandon Plug Back Water Disposal Final Abandonment Notice Convert to Injection 13. Describe Proposed or Completed Operation: Clearly state all pertinent details, including estimated starting date of any proposed work and approximate duration thereof. If the proposal is to deepen directionally or recomplete horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones. Attach the Bond under which the work will be performed a provide the Bond No. on file with BLM/BIA. Required subsequent reports must be filed within 30 days following completion of the involved operations: If the operation results in a multiple completion or recompletion in a new interval, a Form 3160-4 must be filed once testing has been completed. Final Abandonment Notices must be filed only after all requirements, including reclamation, have been completed and the operator has determined that the site is ready for final inspection.) BILL HEARNE, SM ENERGY'S ASST PROD SUPERINTENDENT FOR THE NEW MEXICO AREA, WAS CONTACTED BY DCP ON THURSDAY MORNING, OCTOBER 27TH, AND WAS TOLD THAT DCP'S LINAM RANCH PLANT WAS HIT BY LIGHTNING THE NIGHT BEFORE AND WAS DOWN DUE TO A FRIED TURBINE. FLARING BEGAN AT 9:00 AM THURSDAY, OCTOBER 27TH AND ENDED AT 3:00 PM THURSDAY, OCTOBER 27TH. SO FLARING WAS FOR 6 HRS AND APPROX 16 MCF/D. NOV 1.6 2011 SEE ATTACHED FOR CONDITIONS OF APPIMOCO ARTESIA .ID Whitlock BUREAU OF LAND MANAGEMENT Accepted for record CARLSBAD FIELD OFFICE **NMOCD** 14 I hereby certify that the foregoing is true and correct. Name (Printed/Typed) VICKIE MARTINEZ Title ENGINEER TECH II Date 11/01/2011 THIS SPACE FOR FEDERAL OR STATE OFFICE USE Approved by Title Conditions of approval, if any, are attached. Approval of this notice does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would Office entitle the applicant to conduct operations thereon.

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false,

(Instructions on page 2)

fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

OSAGE FEDERAL NM90807

SM Energy Company

November 11, 2011

Condition of Approval to Flare Gas

- 1. Report all volumes on OGOR reports.
- 2. Comply with NTL-4A requirements
- 3. Subject to like approval from NMOCD
- 4. Flared volumes will still require payment of royalties
- 5. Install gas meter on vent/flare line to measure gas prior to venting/flaring operations if it is not equipped as such at this time. Gas meter to meet all requirements for sale meter as Federal Regulations and Onshore Order #5.
- 6. This approval does not authorize any additional surface disturbance.
- 7. Submit updated facility diagram as per Onshore Order #3.