1Form 3160-5 (August 2007)	UNITED STATE		NMO			APPROVED ), 1004-0135	
	BUREAU OF LAND MANA	EPARTMENT OF THE INTERIOR Artesia			Expires: July 31, 2010 5. Lease Serial No.		
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.  SUBMIT IN TRIPLICATE - Other instructions on reverse side.  I. Type of Well O Oil Well O Gas Well Other					NMLC061705B		
					6. If Indian, Allottee of	r Tribe Name	
					<ol> <li>If Unit or CA/Agreement, Name and/or No. 891000303E</li> </ol>		
					8. Well Name and No. POKER LAKE UNIT 89		
2. Name of Operator BOPCO LP	HERRY		9. API Well No. 30-015-27787-0	0.61			
3a. Address	E-Mail: tjcherry@t		. (include area code	.)	10. Field and Pool, or		
P O BOX 2760 MIDLAND, TX 79702	P O BOX 2760 MIDLAND, TX 79702		Ph: 432-683-2277			POKER LAKE	
4. Location of Well (Footage,	)			11. County or Parish, and State EDDY COUNTY, NM			
Sec 25 T24S R30E SW	•						
	APPROPRIATE BOX(ES) TO	D INDICATE	NATURE OF	NOTICE, R	EPORT, OR OTHEI	R DATA	
TYPE OF SUBMISSION	1		TYPE O	FACTION .	•		
Notice of Intent	C Acidize	Dec	Deepen Deepen		tion (Start/Resume)	UWater Shut-Off	
	Alter Casing	🗖 Frac	ture Treat	🗖 Reclam		U Well Integrity	
Subsequent Report	Casing Repair		Construction	C Recomp		Other Venting and/or Fla	
Final Abandonment No	tice Change Plans	🗖 Plug 🗖 Plug	g and Abandon	Tempoi	rarily Abandon	ng	
	oattery are as follows: \$7 30-015-29103-00-S1					CONSERVATI	
POKER LAKE UNIT 084 POKER LAKE UNIT 085 POKER LAKE UNIT 087	47 30-015-29103-00-S1 5 / 30-015-27911-00-S1 7 / 30-015-27986-00-S1 9* / 30-015-27787-00-S1		SEE ATT/	ACHED	FOR <b>NM OI</b>	CONSERVATI	
POKER LAKE UNIT 103	3/30-015-27919-00-S1 5/30-015-27895-00-S1	(	CONDITI	ONS OI	F APPROVÁ	APR 18 LUIU	
POKER LAKE UNIT 100	6 / 30-015-27920-00-S1 3 / 30-015-28086-00-S1		Accepte	d for reco	ord 🗡	RECEIVED	
		,	N	NOCD AE	4125116	RECEIVE	
14. I hereby certify that the fore	Electronic Submission #	30PCO LP. s	nt to the Carlsba	II Information	System		
Name (Printed/Typed) TRA	CIE J CHERRY			ATORY		<u>/</u>	
Signature (Elec	tronic Submission)		Date 03/08/2	1016 / / /	PRUVILI		
<u>.</u>	THIS SPACE FO		L OR STATE	OFFICE	<b>SE</b> 6 2016		
······					A C M	hinn	
Approved By			Title	DU			
	attached. Approval of this notice does I or equitable title to those rights in the o conduct operations thereon.		Office	CARLS	LID FIELD CIF		
Fitle 18 U.S.C. Section 1001 and T States any false; fictitious or frau	itle 43 U.S.C. Section 1212, make it a dulent statements or representations as	crime for any pe to any matter w	rson knowingly and ithin its jurisdiction	t willfully to ma	ake to any department or a	agency of the United	
** BLM	REVISED ** BLM REVISEI	) ** BLM RE	VISED ** BL	REVISED	) ** BLM REVISED	,** //	
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## Additional data for EC transaction #333158 that would not fit on the form

## 32. Additional remarks, continued

POKER LAKE UNIT 111 / 30-015-28087-00-S1 POKER LAKE UNIT 114 / 30-015-28102-00-S1 POKER LAKE UNIT 115 / 30-015-28180-00-S1 POKER LAKE UNIT 118 / 30-015-29213-00-S1 POKER LAKE UNIT 102 / 30-015-35162-00-S1 POKER LAKE UNIT 308H / 30-015-37728-00-S1 POKER LAKE UNIT 344H / 30-015-39487-00-S1 POKER LAKE UNIT 345H / 30-015-39488-00-S1 POKER LAKE UNIT 346H / 30-015-39480-00-S1

Estimated amount to flare is 100 MCFD, depending on pipeline conditions. Flaring will be intermittent and is necessary due to restricted pipeline capacity.

Gas is commingled at the flare to reduce the number flare stacks that would be needed for individual well locations.

Gas volumes will be metered prior to flaring, allocated back to each well and reported on monthly production reports

## BUREAU OF LAND MANAGEMENT Carlsbad Field Office 620 East Greene Street Carlsbad, New Mexico 88220 575-234-5972

This field office has evaluated the attached Notice of Intent as a request for flaring/venting beyond NTL-4A allowable thresholds (reasons, timeframes and volumes), and has determined the following Conditions of Approval apply.

## **Condition of Approval to Flare Gas**

- 1. Comply with NTL-4A requirements
- 2. Subject to like approval from NMOCD
- 3. Flared volumes are considered "avoidably lost" and will require payment of royalties. Volumes shall be reported on OGOR "B" reports as disposition code "08
- 4. "Avoidably lost" flare volumes shall be metered due to their royalty bearing status. 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.
- Vent/flare gas metering to meet all requirements for a sales meter as per Federal Regulations, Onshore Order #5 and NTL 2008-01. Include meter serial number on sundry (form 3160-5).
- 6. This approval does not authorize any additional surface disturbance.
- An updated facility diagram is required within 60 days of modifications to existing facilities per Onshore Order #3.
- 8. Approval not to exceed 90 days, if flaring is still required past 90 days submit new request for approval.
- Submit Subsequent Report with actual volumes of gas flared for each month gas is flared on a sundry form 3160-5.

**Definition:** As per **NTL-4A II. A.** "Avoidably lost" production shall mean the venting or flaring of produced gas without the prior authorization, approval, ratification, or acceptance of the Supervisor and the loss of produced oil or gas when the Supervisor determines that such loss occurred as a result of (1) negligence on the part of the lessee or operator, or (2) the failure of the lessee or operator to take all reasonable measures to prevent and/or to control the loss, or (3) the failure of the lessee or operator to comply fully with the applicable lease terms and regulations, appropriate provisions of the approved operating plan, or the prior written orders of the Supervisor, or (4) and combination of the foregoing.

**43CFR3162.7-1 (a)** The operator shall put into marketable condition, if economically feasible, all oil, other hydrocarbons, gas and sulphur produced from the leased land.

**43CFR3162.1 (a)** The operating rights owner or operator, as appropriate, shall comply with applicable laws and regulations; with the lease terms, Onshore Oil and Gas Orders, NTL's; and with other orders and instructions of the authorized officer. These include, but are not limited to, conducting all operations in a manner which ensures the proper handling, measurement, disposition, and site security of leasehold production; which protects other natural resources and environmental quality; which protects life and property; and which results in maximum ultimate economic recovery of oil and gas with minimum waste and with minimum adverse effect on ultimate recovery of other mineral resources.