Form 3160-5 -(June 2015)

#### UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT

FORM APPROVED OMB NO. 1004-0137 Expires: January 31, 2018

SUNDRY NOTICES AND REPORT CONTESTED TO

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Do not use this form for proposals to drill or to re-enter abandoned well. Use form 3160-3 (APD) for such proposals Artesia 6. If Indian, Allottee or Tribe Name 7. If Unit or CA/Agreement, Name and/or No. SUBMIT IN TRIPLICATE - Other instructions on page 2 1. Type of Well 8. Well Name and No. NOSLER FEDERAL 1 ☑ Oil Well ☐ Gas Well ☐ Other API Well No. Name of Operator Contact: LESLIE GARVIS BURNETT OIL COMPANY INC E-Mail: LGARVIS@BURNETTOIL.COM 30-015-38633-00-S1 3b. Phone No. (include area code) 10. Field and Pool or Exploratory Area 3a Address 801 CHERRY STREET UNIT 9 Ph: 817-583-8730 Fx: 817-332-8438 FORT WORTH, TX 76102-6881 4. Location of Well (Footage, Sec., T., R., M., or Survey Description) 11. County or Parish, State EDDY COUNTY, NM Sec 12 T17S R31E NENW 330FSL 990FWL 12. CHECK THE APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA TYPE OF ACTION TYPE OF SUBMISSION ☐ Production (Start/Resume) ■ Water Shut-Off □ Acidize □ Deepen Notice of Intent ■ Well Integrity □ Alter Casing ☐ Hydraulic Fracturing ☐ Reclamation □ Subsequent Report ■ New Construction □ Recomplete 🗖 Other Casing Repair Venting and/or Flari ☐ Temporarily Abandon □ Change Plans □ Plug and Abandon ☐ Final Abandonment Notice □ Water Disposal □ Convert to Injection □ Plug Back 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 or 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. Burnett is requesting permission to flare at the Nosler battery from January through March 2019. We will only be flaring as needed (i.e during DCP maintenance). All gas flared will be metered and reported as per BLM requirements. We have previously received approval to install a flare at this location and an updated battery diagram showing the flare location is on file. RECEIVED The Nosler battery is located at: Accepted for record T17S, R 31 E, SECTION 12, UNIT P, SESE 799' FSL, 564' FEL LEASE: NMLC-029415B

MINIOCO JAN 1 0 2019 <del>DISTRICT II-AFTEGIA O.C.D</del> 14. I hereby certify that the foregoing is true and correct. Electronic Submission #448110 verified by the BLM Well Information System For BURNETT OIL COMPANY INC, sent to the Carlsbad
Committed to AFMSS for processing by JONATHON W SHEPARD on 12/19/2018 (19JS0012SE)

**REGULATORY MANAGER** Title Name (Printed/Typed) LESLIE GARVIS

(Electronic Submission) 12/17/2018 Signature

# THIS SPACE FOR FEDERAL OR STATE OFFICE USE

/s/ Jonathon Shepard Petroleum Engineer Approved By 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 Carlsbad Field Office which would entitle the applicant to conduct operations thereon.

DEC. 1 9 2018

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

## Additional data for EC transaction #448110 that would not fit on the form

#### 32. Additional remarks, continued

The following wells are associated with this battery: Nosler 1 - 30-015-38633 Nosler 5 - 30-015-40830

### **BUREAU OF LAND MANAGEMENT**

Carlsbad Field Office 620 East Greene Street Carlsbad, New Mexico 88220 575-234-5972

## **Conditions of Approval to Flare Gas**

- 1. Approval not to exceed 180 days from date of submission.
- 2. All flaring under this request is considered to be "avoidably lost" per 43 CFR 3179.4(a)(2)(i iii). Volumes for avoidably lost gas shall be reported on OGOR "B" reports as disposition code "33".

## **Exceptions:**

- a. The first 24 hours of a temporary emergency flare is considered "unavoidably lost" and is therefore royalty free (43 CFR 3179.103(a)). Flared volumes that are considered unavoidably lost are not to be included in Sundry Notice (Form 3160-5). These Volumes are not royalty bearing and shall be reported on OGOR "B" as either disposition code "21" or "22".
- b. If the operator believes that the flared volumes were "unavoidably lost", the operator can submit a request via Sundry Notice (Form 3160-5) with justification for an exception in accordance with 43 CFR 3179.4, 3179.101 3179.104.