



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.

1 Type of Well <input checked="" type="checkbox"/> Oil Well <input type="checkbox"/> Gas Well <input type="checkbox"/> Other	OCT 02 2007	5. Lease Serial No. NMLC 068430
2 Name of Operator BEPCO, L.P.	OCD-ARTESIA	6. If Indian, Allottee or Tribe Name
3a Address P.O. BOX 2760 MIDLAND TX 79702-2760	3b Phone No. (include area code) (432)683-2277	7. If Unit or CA/Agreement, Name and/or No. NMNM71016X
4 Location of Well (Footage, Sec., T., R., M., or Survey Description) Section 5, T25S, R30E, NENW, 695' FNL & 1880' FWL, LAT N 32.15075, LON W -103.54219		8. Well Name and No. Poker Lake Unit #188Y
		9. API Well No. 30-015-33224
		10. Field and Pool, or Exploratory Area Nash Draw - Delaware
		11. County or Parish, State Eddy Co. NM

12. CHECK APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA

TYPE OF SUBMISSION	TYPE OF ACTION			
<input checked="" type="checkbox"/> Notice of Intent	<input type="checkbox"/> Acidize	<input type="checkbox"/> Deepen	<input type="checkbox"/> Production (Start/Resume)	<input type="checkbox"/> Water Shut-Off
<input type="checkbox"/> Subsequent Report	<input type="checkbox"/> Alter Casing	<input type="checkbox"/> Fracture Treat	<input type="checkbox"/> Reclamation	<input type="checkbox"/> Well Integrity
<input type="checkbox"/> Final Abandonment Notice	<input type="checkbox"/> Casing Repair	<input checked="" type="checkbox"/> New Construction	<input type="checkbox"/> Recomplete	<input type="checkbox"/> Other
	<input type="checkbox"/> Change Plans	<input type="checkbox"/> Plug and Abandon	<input type="checkbox"/> Temporarily Abandon	
	<input type="checkbox"/> Convert to Injection	<input type="checkbox"/> Plug Back	<input type="checkbox"/> Water Disposal	

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 shall 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 shall be filed once testing has been completed. Final Abandonment Notices shall be filed only after all requirements, including reclamation, have been completed, and the operator has determined that the site is ready for final inspection.)

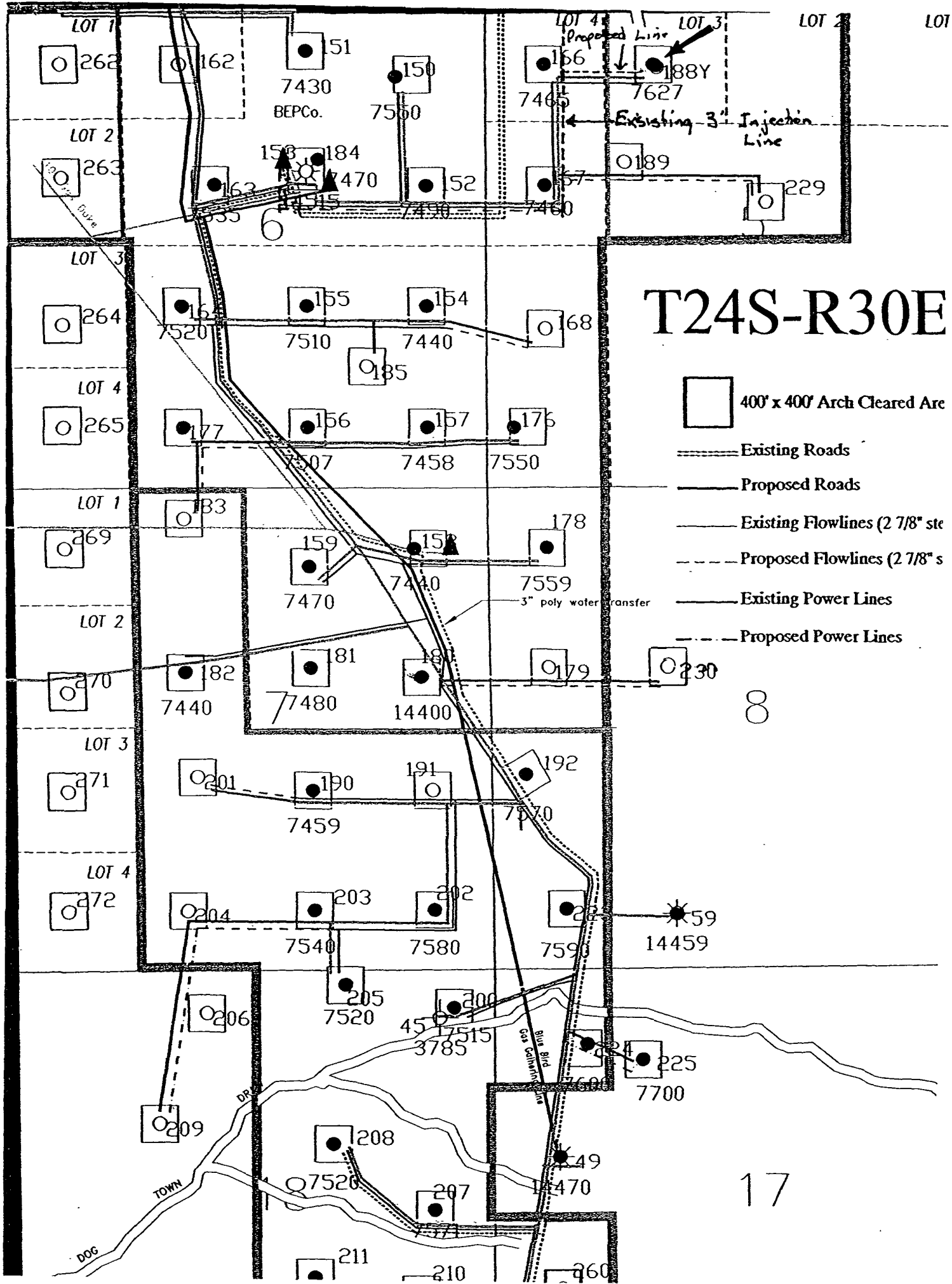
BEPCO, L.P. respectfully requests to install a 3" Centron Fiber Glass 2,500 psi injection line that will service the Poker Lake Unit Nash Draw wells. The injection line will follow the existing ROW that has been previously arch cleared. The 3" line will run on the North side of the lease road for 2/10 ths of a mile and will be buried. It will connect with an existing 3" 2,250 psi line that is also buried. The Poker Lake Unit # 188Y has been approved for an injection well. A map is attached showing the proposed route of the injection line.

14 I hereby certify that the foregoing is true and correct	
Name (Printed/Typed) Ann Moore	Title Production Clerk
Signature <i>Ann Moore</i>	Date 03/08/2007

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved by _____	ACTING	Title FIELD MANAGER	Date SEP 28 2007
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 entitle the applicant to conduct operations thereon.		Office CARLSBAD FIELD OFFICE	

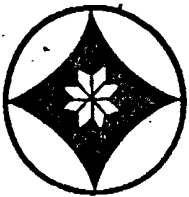
Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.



T24S-R30E

8

17



ARCHAEOLOGICAL SERVICES
by
LAURA MICHALIK
Surveys • Monitoring • Consultation • Research

September 18, 2001

Mr. Stan Atnipp
Bass Enterprises Production
P.O. Box 2760
Midland, TX 79702

Dear Stan:

Enclosed please find two copies of the archaeological clearance report for the Poker Lake 188 well pad in Eddy County. These are for your files. The appropriate number of copies of this report have already been forwarded directly to the Carlsbad BLM.

If you have any questions, please do not hesitate to call.

Sincerely,

Laura Michalik

Invoice enclosed

START

TITLE PAGE/ABSTRACT/NEGATIVE SITE REPORT
CARLSBAD FIELD OFFICE

1. BLM Report No.
2. (Accepted) (Rejected)
3. NMCRIS Project No. 76059
4. Title of Report (Project Title):
Cultural Resources Inventory of the Poker Lake 188 Well Pad and Access Road, Eddy County,
New Mexico
5. Project Date (s): September 13, 2001
6. Report Date: September 17, 2001
7. Consulting Name & Address:
Direct Charge: Laura Michalik
Name: Archaeological Services by Laura Michalik
Address: P.O. Box 8262, Las Cruces, NM 88006
Authors Name: Laura Michalik
Field Personnel Names: Joseph Martin
Phone: (505) 382-0247
8. Permit No.: 84-2920-01-S
9. Consultant Report No.: 1791
10. Sponsor Name and Address:
Individual Responsible: Stan Atnipp
Name: Bass Enterprises Production
Address: P.O. Box 2760
Midland, TX 79705
Phone: (915) 683-2277
11. For BLM Use Only
12. Acreage: Total number of acres surveyed: 5.77
Surface Ownership: Federal: 5.77 acres
State:
Private:

13. Location: (Maps attached if negative survey)

- a. State: New Mexico
- b. County: Eddy
- c. BLM District: Carlsbad Field Office
- d. Nearest city or town: Malaga
- e. Area: T 24 S R 30 E Section 5 NE 1/4, NW 1/4
 SE 1/4, NW 1/4, NW 1/4

Footages: 660 FNL, 1880 FWL

- f. 7.5' Map Name and Code Number: Remuda Basin, NM 7.5' (1985) 32103-C8
- g. Area: Block: Impact: 400 by 400 feet (3.67 acres)
 Surveyed: 400 by 400 feet (3.67 acres)
 Linear: Impact: 915 by 50 feet (1.05 acres)
 Surveyed: 915 by 100 feet (2.10 acres)

14. a. Records Search

Location: Carlsbad BLM and ARMS

Date: 27 and 28/AUG/2001

List by LA # all sites within .25 miles of project: (Those sites within 500 feet are to be shown on project map) LA 131202

- b. Description of undertaking: Well pad and access road (Access road connects to existing lease road)
- c. Environmental setting: The proposed project area is situated in an area of rolling plains and sandy hills. Drainage is to the southwest toward the Pecos River Valley. Dog Town Draw is the nearest named drainage. Vegetation is dominated by mesquite, shin oak, forbs, yucca and grasses. The elevation of the project area averages 3256 feet above mean sea level. Slopes within the project area average 1-3%. Soils within the project area consist of sands with gravel and caliche eroding to the surface. The project area has been disturbed by erosion and an existing bladed road. In addition, livestock grazing has also disturbed the area.
- d. Field Methods: Transect intervals: 15 meters
 Crew size: One
 Time in field: 4.0 hours
 Collections: None

15. Cultural Resource Findings:

- a. Identification and description: (Location shown on project map)

5 isolated occurrences (see Table 1)

16. Management Summary (Recommendations):

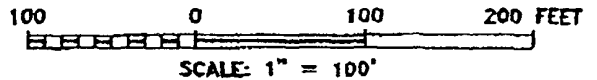
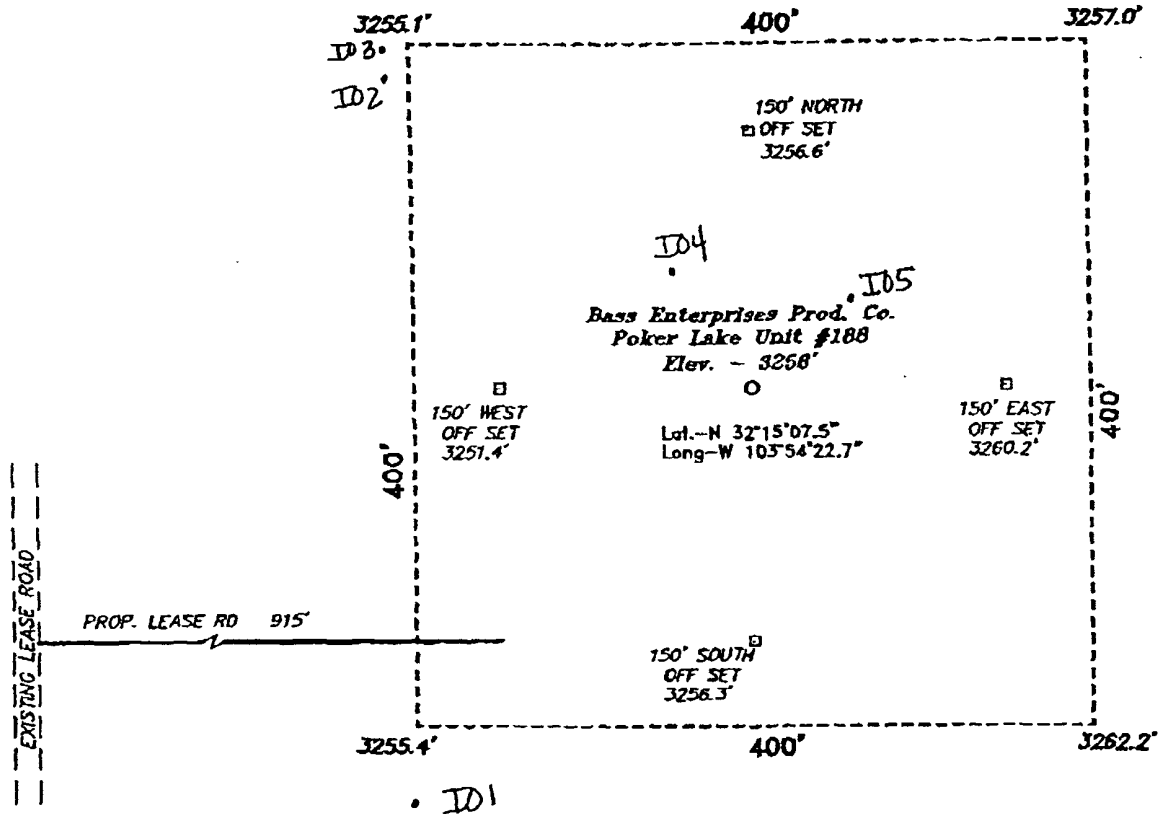
No historic properties were discovered during the cultural resources survey.

I certify that the information provided above is correct and accurate and meets all appreciable BLM standards.

Responsible Archaeologist Sandra Michalk 18 SEP 2001
Signature Date

THE ABOVE COMPLETES A NEGATIVE REPORT. IF ELIGIBLE OR POTENTIALLY ELIGIBLE PROPERTIES ARE INVOLVED, THEN THE ABOVE WILL BE THE TITLE PAGE AND ABSTRACT FOR A COMPLETE REPORT.

**SECTION 5, TOWNSHIP 24 SOUTH, RANGE 30 EAST, N.M.P.M.,
EDDY COUNTY, NEW MEXICO.**



DIRECTIONS TO LOCATION:

FROM THE JUNCTION OF STATE HWY 128 & CO. RD. 793, GO SOUTH AND WEST ON CO. RD. 793 APPROX. 4.0 MILES TO A PROPOSED LEASE ROAD WHICH LIES 915 FEET WEST OF THE PROPOSED LOCATION.

BASS ENTERPRISES PRODUCTION CO.

REF: Poker Lake Unit No. 188 / Well Pad Topo

THE POKER LAKE UNIT No. 188 LOCATED 650' FROM
THE NORTH LINE AND 1880' FROM THE WEST LINE OF
SECTION 5, TOWNSHIP 24 SOUTH, RANGE 30 EAST.

N.M.P.M., EDDY COUNTY, NEW MEXICO.

BASIN SURVEYS P.O. BOX 1786—HOBBS, NEW MEXICO

W.O. Number: 1554 Drawn By: **K. GOAD**

Date: 06-15-2001 Disk: KJG CD#3 - 1554A.DWG

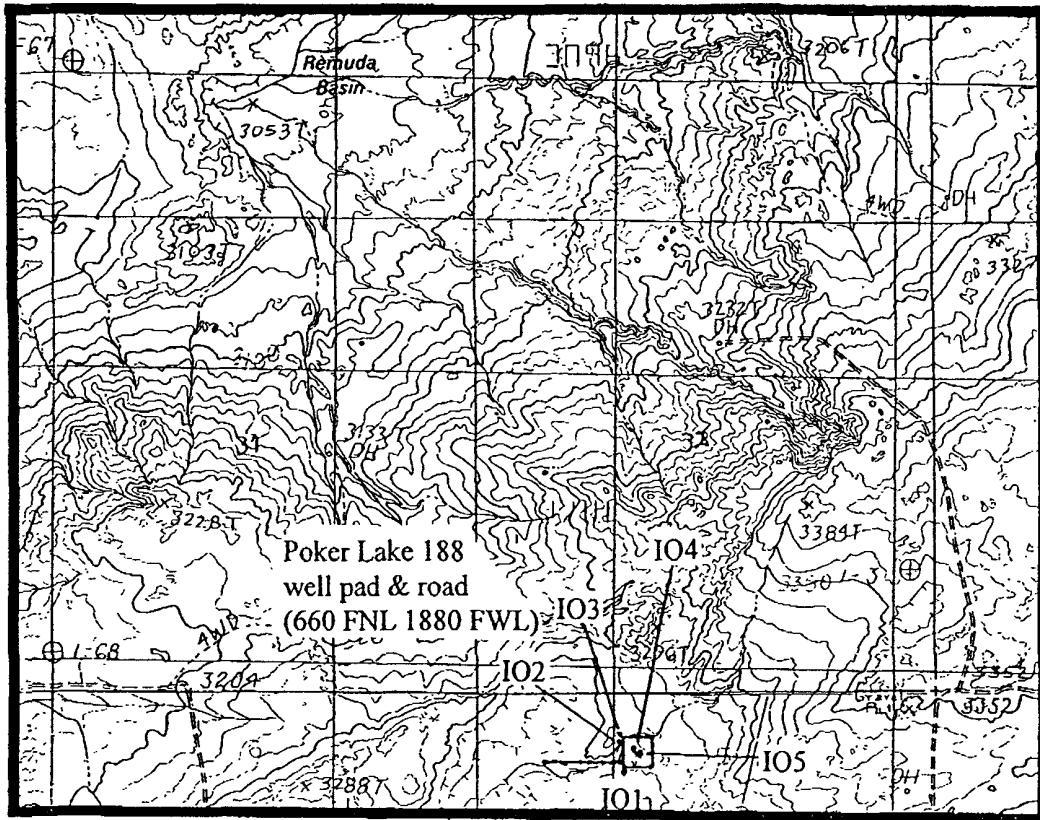
Survey Date: 06-13-2001 Sheet 1 of 1 Sheets

Table 1. Isolated Occurrences

<u>IO#</u>	<u>Item</u>	<u>UTM</u>	<u>T</u>	<u>R</u>	<u>Sec.</u>	<u>1/4,1/4,1/4</u>	<u>Elev.</u>	<u>Topography</u>	<u>Vegetation</u>
1	8 pieces of burnt caliche and tan chert flake in 20 by 10 m area, no depth, no stain	Zone 13 3568650N 603040E	24S	30E	5	SW,NE,NW	3255	Dunes	Mesquite Grasses
2	Tan chert secondary flake 20% cortex, 22 x 17 x 5 mm	Zone 13 3568750N 603020E	24S	30E	5	NW,NE,NW	3255	Dunes	Mesquite Grasses
3	Tan chert secondary flake 15% cortex, 27 x 17 x 4 mm	Zone 13 3568770N 603020E	24S	30E	5	NW,NE,NW	3255	Dunes	Mesquite Grasses
4	One piece of burnt caliche	Zone 13 3568730N 603070E	24S	30E	5	NW,NE,NW	3255	Dunes	Mesquite Grasses
5	One piece of burnt caliche	Zone 13 3568710N 603090E	24S	30E	5	NW,NE,NW	3255	Dunes	Mesquite Grasses

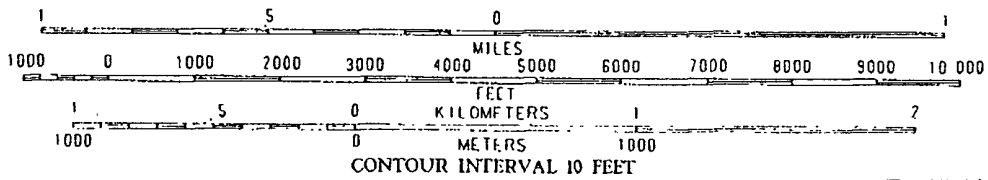
REMUDA BASIN, NEW MEXICO
PROVISIONAL EDITION 1985

32103-C8-1F-024



R 30 E

SCALE 1:24 000



END

NORTH



BLM LEASE NUMBER LC-068430
COMPANY NAME BEPCO, L.P.
WELL NO. & NAME Poker Lake Unit #188Y

BURIED PIPELINE STIPULATIONS

A copy of the Sundry Notice and attachments, including stipulations, survey plat and/or map, will be on location during construction. BLM personnel may request to you a copy of your permit during construction to ensure compliance with all stipulations.

Holder agrees to comply with the following stipulations to the satisfaction of the Authorized Officer:

1. The Holder shall indemnify the United States against any liability for damage to life or property arising from the occupancy or use of public lands under this grant.
2. The Holder shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated. In any event, the holder shall comply with the Toxic Substances Control Act of 1976 as amended, 15 USC 2601 et seq. (1982) with regards to any toxic substances that are used, generated by or stored on the right-of-way or on facilities authorized under this right-of-way grant. (See 40 CFR Part 702-799 and especially, provisions on polychlorinated biphenyls, 40 CFR 761.1-761.193.) Additionally, any release of toxic substances (leaks, spills, etc.) in excess of the reportable quantity established by 40 CFR Part 117 shall be reported as required by the Comprehensive Environmental Response, Compensation, and Liability Act, section 102b. A copy of any report required or requested by any Federal agency or State government as a result of a reportable release or spill of any toxic substances shall be furnished to the authorized officer concurrent with the filing of the reports to the involved Federal agency or State government.
3. The holder agrees to indemnify the United States against any liability arising from the release of any hazardous substance or hazardous waste (as these terms are defined in the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. 9601, et seq. or the Resource Conservation and Recovery Act, 42 U.S.C.6901, et seq.) on the Right-of-Way (unless the release or threatened release is wholly unrelated to the Right-of-Way holder's activity on the Right-of-Way), or resulting from the activity of the Right-of-Way holder on the Right-of-Way. This agreement applies without regard to whether a release is caused by the holder, its agent, or unrelated third parties.
4. If, during any phase of the construction, operation, maintenance, or termination of the pipeline, any oil or other pollutant should be discharged from the pipeline system, impacting Federal lands, the control and total removal, disposal, and cleaning up of such oil or other pollutant, wherever found, shall be the responsibility of holder, regardless of fault. Upon failure of holder to control, dispose of, or clean up such discharge on or affecting Federal lands, or to repair all damages resulting therefrom, on the Federal lands, the Authorized Officer may take such measures as he deems necessary to control and clean up the discharge and restore the area, including where appropriate, the aquatic environment and fish and wildlife habitats, at the full expense of the holder. Such action by the Authorized Officer shall not relieve holder of any responsibility as provided herein.

5. All construction and maintenance activity will be confined to the authorized right-of-way.
6. The pipeline will be buried with a minimum cover of **36** inches between the top of the pipe and ground level.
7. Blading of all vegetation will be allowed. Blading is defined as the complete removal of brush and ground vegetation. Clearing of brush species will be allowed. Clearing defined as the removal of brush while leaving ground vegetation (grasses, weeds, etc.) intact. Clearing is best accomplished by holding the blade 4 to 6 inches above the ground surface. In areas where blading and/or clearing is allowed, maximum width of these operations will not exceed **35** feet.
8. The holder shall minimize disturbance to existing fences and other improvements on public lands. The holder is required to promptly repair improvements to at least their former state. Functional use of these improvements will be maintained at all times. The holder will contact the owner of any improvements prior to disturbing them. When necessary to pass through a fence line, the fence shall be braced on both sides of the passageway prior to cutting of the fence. No permanent gates will be allowed unless approved by the Authorized Officer.
9. Vegetation, soil, and rocks left as a result of construction or maintenance activity will be randomly scattered on this right-of-way and will not be left in row, piles, or berms, unless otherwise approved by the Authorized Officer. A berm will be left over the ditch line to allow for settling back to grade.
10. In those areas where erosion control structures are required to stabilize soil conditions, the holder will install such structures as are suitable for the specific soil conditions being encountered and which are in accordance with sound resource management practices.
11. The holder will reseed. Seeding will be done according to the attached seeding requirements, using the following seed mix.

<input type="checkbox"/> seed mixture 1	<input type="checkbox"/> seed mixture 3
<input checked="" type="checkbox"/> seed mixture 2	<input type="checkbox"/> seed mixture 4
12. All above-ground structures not subject to safety requirements shall be painted by the holder to blend with the natural color of the landscape. The paint used shall be color which simulates "Standard Environmental Colors" – **Shale Green**, Munsell Soil Color No. 5Y 4/2.
13. The pipeline will be identified by signs at the point of origin and completion of the right-of-way and at all road crossings. At a minimum, signs will state the holder's name, BLM serial number, and the product being transported. All signs and information thereon will be posted in a permanent, conspicuous manner, and will be maintained in a legible condition for the life of the pipeline.

14. The holder shall not use the pipeline route as a road for purposes other than routine maintenance as determined necessary by the Authorized Officer in consultation with the holder. The holder will take whatever steps are necessary to ensure that the pipeline route is not used as a roadway.

15. Any cultural and/or paleontological resources (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf, on public or Federal land shall be immediately reported to the Authorized Officer. Holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the Authorized Officer. An evaluation of the discovery will be made by the Authorized Officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the Authorized Officer after consulting with the holder.

16. Special Stipulations: **Construct water diversion bars across the easement, every 200 ft., to prevent erosion of the pipeline.**

Seed Mixture 2, for Sandy Sites

The holder shall seed all disturbed areas with the seed mixture listed below. The seed mixture shall be planted in the amounts specified in pounds of pure live seed (PLS)* per acre. There shall be no primary or secondary noxious weeds in the seed mixture. Seed will be tested and the viability testing of seed will be done in accordance with State law (s) and within nine (9) months prior to purchase. Commercial seed will be either certified or registered seed. The seed container will be tagged in accordance with State law(s) and available for inspection by the authorized officer.

Seed will be planted using a drill equipped with a depth regulator to ensure proper depth of planting where drilling is possible. The seed mixture will be evenly and uniformly planted over the disturbed area (smaller/heavier seeds have a tendency to drop the bottom of the drill and are planted first). The holder shall take appropriate measures to ensure this does not occur. Where drilling is not possible, seed will be broadcast and the area shall be raked or chained to cover the seed. When broadcasting the seed, the pounds per acre are to be doubled. The seeding will be repeated until a satisfactory stand is established as determined by the authorized officer. Evaluation of growth will not be made before completion of at least one full growing season after seeding.

Species to be planted in pounds of pure live seed* per acre:

<u>Species</u>	<u>lb/acre</u>
Sand dropseed (<i>Sporobolus cryptandrus</i>)	1.0
Sand love grass (<i>Eragrostis trichodes</i>)	1.0
Plains bristlegrass (<i>Setaria macrostachya</i>)	2.0

*Pounds of pure live seed:

Pounds of seed x percent purity x percent germination = pounds pure live seed