



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

SEP 14 2009

FORM APPROVED
OMB NO 1004-0135
Expires July 31, 2010

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 type="checkbox"/> Oil Well <input type="checkbox"/> Gas Well <input checked="" type="checkbox"/> Other INJECTION		5 Lease Serial No. NMNM101108
2 Name of Operator MARBOB ENERGY CORPORATION E-Mail: geology@marbob.com		6 If Indian, Allottee or Tribe Name
3a Address P O BOX 227 ARTESIA, NM 88211-0227		7 If Unit or CA/Agreement, Name and/or No
3b Phone No (include area code) Ph: 575-748-3303		8 Well Name and No WEST BRUSHY 5 FEDERAL SWD 5
4 Location of Well (Footage, Sec., T., R., M., or Survey Description) Sec 5 T26S R29E SESE 800FSL 850FEL		9 API Well No 30-015-31869
		10 Field and Pool, or Exploratory BRUSHY DRAW, DELAWARE
		11 County or Parish, and State EDDY COUNTY, 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 type="checkbox"/> New Construction	<input type="checkbox"/> Recomplete	<input checked="" type="checkbox"/> Other Well Spud
	<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 recompleat 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 recompleat 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)

Marbob Energy respectfully requests approval of a variance from the APD for the captioned well concerning the Tank Battery Liners and Berms in the Pecos District Conditions of Approval (Page 4 of 17).

Rather than placing the 20 mil permanent liner on top of 4 oz. felt backing, Marbob requests approval to set the 20 mil permanent liner on top of a smooth layer of chat of sufficient thickness to cover all sharp points and surface irregularities. Chat is commonly used as the base material for tank placement, can be made into a smooth surface and should be an adequate substitute for the 4 oz. felt backing.

14. I hereby certify that the foregoing is true and correct. Electronic Submission #73730 verified by the BLM Well Information System For MARBOB ENERGY CORPORATION, sent to the Carlsbad	
Name (Printed/Typed) DEBBIE WILBOURN	Title AUTHORIZED REPRESENTATIVE
Signature (Electronic Submission)	Date 08/27/2009

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved By	Go FIELD MANAGER	Date 9/8/09
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

**** OPERATOR-SUBMITTED ** OPERATOR-SUBMITTED ** OPERATOR-SUBMITTED ****

7W2