Form 3160-2				Cons. È			FORM APPR	OVED
(September 2001)		130	D1 W.	Grane	d Ave	nue	OMB No. 100 Expires January	4-0136
-		ITED STATES, NT OF THE IN		a, NM	8821	0	5. Lease Serial No. DM- 9346	0
		LAND MANAG					6. If Indian, Allottee or T	
	APPLICATION FOR P	ERMIT TO DR	ILL OR	REENTER				
la. Type of Work:	DRILL	REENTER	Ł				7. If Unit or CA Agreeme	nt, Name and No.
1b. Type of Well:	Oil Well 🛛 Gas Well	Other		Single Zone	Multij	ple Zone	8. Lease Name and Well N Josey Federal #1	lo
2. Name of Operat							9. API Well No.	
Nadel Gussman I	Permian, L.L.C.		21 Di	No. <i>(include a</i>			30-015- <u>33594</u>	
3a. Address	TY 70704			•	rea coae)		10. Field and Pool, or Expl	oratory
601 N. Marienfeld	I, IX 79701 I (Report location clearly and it		(432) 682				Chester (11. Sec., T., R., M., or Blk.	and Survey or Area
	P Sec. 30 T20S R23E 780			F	RECEIN	IED		
	d. zone UL P Sec. 30 T20S		_		AUG 26		Sec. 30, T20S-R23E	
	and direction from nearest tow					TECIA	12. County or Parish	13. State
20 miles South of				0	(C)		Eddy County	NM
15. Distance from pr location to neare property or lease	st line. ft.	-		Acres in leas	e		g Unit dedicated to this well	<u></u>
18. Distance from pr	drig. unit line, if any) 780' FS	L	1279.36			320 (E/2)	NA Dend Ne en 61-	
	rilling, completed,		9,000'	sed Depth		NM 2812	NA Bond No. on file	
21. Elevations (Sho	w whether DF, KDB, RT, GL,	etc.)		ximate date	work will st	·	23. Estimated duration	
GL4300'			September 1, 2004				30	
			24. Att	achments				
The following, compl	eted in accordance with the requ	nirements of Onshor	e Oil and G	as Order No.1,	, shall be att	ached to this	form:	
-	by a registered surveyor.					e operations	unless covered by an exis	ting bond on file (see
2. A Drilling Plan.	an (if the location is on Nation	nal Farant Suntana I	landa tha		20 above). tor certific:	ation.	*	
SUPO shall be fil	ed with the appropriate Forest S				other site s rized office		rmation and/or plans as m	ay be required by the
25. Signature	From			ne (Printed/Ty	ped)		Dat	
Title	100 m		Jos	h Fernau			07/	23/04
Staff Engineer								
Approved by (Signat	ure), , T		Nar	ne (Printed/Ty	ped)		Dat	e
	"/s/ Joe G. Lar	·a		, -		G.L	ara	AUG 2 5 2004
Title FIELD	MANAGER		Off	ice		AD FIE		· · · · · · · · · · · · · · · · · · ·
	does not warrant or certify that t	the applicant holds le	egal or equi	table title to th	ose rights in	n the subject	lease which would entitle the	applicant to conduct
operations thereon. Conditions of approve	l, if any, are attached.				A	PPRC	VAL FOR 1	(EAR
Title 18 U.S.C. Secti States any false, fictif	on 1001 and Title 43 U.S.C. Se ious or fraudulent statements or	ction 1212, make it representations as to	a crime for any matter	any person ki within its juri	nowingly an adiction.	nd willfully t	o make to any department o	r agency of the United
*(Instructions on reve	rse)							

Accessed Controlled Water Basin

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APPROVAL SUBJECT TO GENERAL REQUIREMENTS AND SPECIAL STIPULATIONS ATTACHED

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Witness Surface Casing

Form C-144

March 12, 2004

District 1 1625 N. French Dr., Hobbs, NM 88240 <u>District 11</u> 1301 W. Grand Avenue, Artesia, NM 88210 <u>District III</u> 1000 Rio Brazos Road, Aztec, NM 87410 <u>District IV</u> 1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico Energy Minerals and Natural Resources

Oil Conservation Division 1220 South St. Francis Dr. Santa Fe, NM 87505 For drilling and production facilities, submit to appropriate NMOCD District Office. For downstream facilities, submit to Santa Fe office

is pit or below-grade tank of	e Tank Registration or Closur covered by a "general plan"? Yes 🗌 No elow-grade tank 🛛 Closure of a pit or below-grad	
Operator: NADEL AND GUSEMAN PERMIAN Tele Address: 601 N. Marienfeld, Suite 508 Midland, TX 79701 Facility or well name: Josey Federal #1API #: 30-0 County: EddyLat: N32*32*20.8" Longitude: W104*43'27.6" N	1,5U/L, or Qtz/Qtr: PSoc: 30	T: 205 k: 23E
Pti <u>Type:</u> Drilling I Production I Disposal I Workover I Emergency I Lined I Unlined I Linest Kype: Synthetic I Thickness 20 mil Clay I Volume 20,000_bbl	Below-grade tank. Volume:bbl Type of fluid: Construction material: Double-walted, with leak detection? Yes [] If r	
Depth to ground water (vertical distance from bottom of pit to seasonal high water clovation of ground water.)	Less than 50 feet 50 foot or more, but less than 100 feet 100 feet or raore	(20 points) (10 points) 0 (0 points)
Wellhead protection area: (Less than 200 feet from a private domestic water source, or less than 1000 feet from all other water sources.)	Yes No	(20 points) (0 points) 20
Distance to surface water: (horizontal distance to all wetlands, playas, irrigation canals, ditches, and pervanial and ephemeral watercourses.)	Less than 200 feet 200 feet or more, but less than 1000 foot 1000 feet or more	(20 points) (10 points) 10 (0 points)
	Renicing Score (Total Points)	30
If this is a pix chasure: (1) attach a diagram of the facility showing the pit's	relationship to other equipment and tanks. (2) Indi-	cate disposal location:

onsite 🗌 offsite 🗋 If offsite, name of facility______. (3) Attach a general description of remedial action taken including remediation start date

and end date. (4) Groundwater encountered: No 🔲 Yes 🛄 If yes, show depth below ground surface_____ft. and attach sample results. (5) Attach soil sample results and a diagram of sample locations and excavations.

I hereby certify that the information above is true and complete to the best of my knowledge and belief. I further certify that the above described pit or below-grade tank has been/will be constructed or closed according to NMOCD galdelines 2, a general permit 1 or an (attached) alternative OCD approved plan . Date: _08/30/04______

Signature

Printed Name/Title Josh Fernant . Staff Engineer_

Your certification and NMOCD approval of this application/closure does not relieve the aperator of liability should the contents of the pit or tank contentinate ground water or otherwise endanger public health or the environment. Nor does it relieve the operator of its responsibility for compliance with any other federal, state, or local laws and/or regulations.

AUG 30 2004 Date: Printed Nume/Title Signature As a condition of approval a detailed closure plan must be filed before closure may commence.

UNITED STATES DEPARTMENT OF INTERIOR

Bureau of Land Management Roswell Field Office 2909 West Second Street Roswell, New Mexico 88201-1287

Statement Accepting Responsibility for Operations

Operator Name:Nadel and Gussman Permian, L.L.C.Address:601 N. Marienfeld, Suite 508City, State:Midland, TexasZip Code:79701

The undersigned accepts all applicable terms, conditions, stipulations, and restrictions concerning operations conducted on the leased land, or portion thereof, as described below:

Lease Name: Josey Federal #1

1

Lease Number: Federal Lease NM 93460

Legal Description of Land: (SHL) 780' FSL & 810' FEL, Sec. 30, T20S-R23E, Eddy Co., NM

Lease Covers: All of section 19 & 30 20S-23E Eddy Co., NM

Formations: Morrow, Atoka, Strawn, and Delaware

Bond Coverage: Statewide

BLM Bond File Number: NM2812

Land is Federally owned.

Authorized Signature:

Form

Title: Staff Engineer

Date: 07/23/04

Name: Josh Fernau

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13 Point Land Use Plan

- 1. <u>Existing Roads</u> A small scale vicinity map is attached (Exhibit #3) which shows the location of this well in relation to an aerial view of surrounding townships and ranges. A larger scale topographical map is (Exhibit #5A,B) shows the location of the well
- <u>Planned Access Roads</u> There is an existing access road from the location to the nearest exit leaving the lease, which is shown on (Exhibit #4). The lease is not fenced and a cattle guard or gate will not be needed.
- Location of Existing Wells The Orval BDQ State #1, operated by Yates Petroleum Corporation is located in Section 32, T20S-R23E, 2090' FNL & 1093' FWL.
- 4. Location of Tank Batteries, Production Facilities & Lines -
 - We anticipate gas production from the Morrow, Atoka and Strawn, with possible volumes of produced oil or water. We will build a battery with a minimum of two 210 Bbl steel tanks, one for oil and one for water.
 - We will also have a Stack-Pack separator or line heater and separator on location. All produced fluids from the Morrow, Atoka or Strawn will be hauled off lease by road. There are no initial plans for oil pipelines, LACT units or SWD lines.
 - We do not anticipate a need for electrical service on the lease at this time.
- Location & Type- of Water Supply Fresh and salt water will be trucked from Carlsbad by a thirdparty contractor.
- 6. <u>Source of Construction Material</u> Primary source of caliche will be the closed most economical existing pit used followed by the proper documentation and approval.
- Methods of Handling Waste Disposal A lined reserve pit will be dug to handle drill cuttings and fluids. The pit will be lined in accordance with BLM specifications. After sufficient time has elapsed to allow drilling fluids to dry, all pits will be closed and leveled. All trash and debris will be removed from the location.
- 6. Ancillary Facilities There are no camps or airstrips planned.
- 7. Well Site Layout The well site (see NMOCD C-102 Form) has been staked and is also indicated on the enclosed maps (Exhibits #1, #2, #3, #4 & #5). The drilling site is mainly caliche rock and some soil, covered by sparse native vegetation. The drilling pad will be graded and cut to the north and to the south and covered by 6" caliche and native rock from grade cut. The drilling pad will blend in with the terrain since the topography is generally flat.

Cross section - Before and After is shown below:



- 8. Plans for Restoration of Surface Commercial Well:
 - <u>Reshaped Topography</u> Rubbish will be hauled off upon completion of drilling operations. All future rubbish will be removed by the subcontractor generating same.
 - <u>Caliche Pad</u> Caliche drilling pad will remain intact until well is abandoned.
 - <u>Road</u> The road will remain intact as long as there is production on the lease.
 - <u>Timetable</u> This well is expected to produce for several years.
 - <u>Plans for Restoration of Surface Plugged and Abandoned Well</u>: Surface will be restored in accordance with all regulations in effect at the time of abandonment.
- 9. Other Information -
 - Topography Tributaries of Box Canyon which is major drainage in the area
 - Soil Characteristics Classified as Ector-Reagon association with silty loams
 - <u>Flora</u> Little-leaf sumac, and dense grasses (drainages) algerita, cholla cactus, creosote bush, tarbush, sotel, vucca, cat claw, lechiguilla, prickly pear cactus and sparse grasses (slope)
 - <u>Fauna</u> rabbits, mice, rats, birds, deer and snakes
 - Other Surface Use Activities Ranching
 - Surface Ownership Federal
 - <u>Water Wells</u> No windmills within 1000' of the location.
 - <u>Lakes, Streams, Ponds</u> There is a body south of this location (Man Made body of water stock pond). There are several draws (Exhibit #5A).
 - <u>Dwellings</u> There are no inhabited structure within 1000 feet of the location.
 - <u>Archeological Summary</u> Drilling location and lease roads are covered under sent BLM report completed by Don Clifton. The report was negative and the cultural resource use permit holder recommends clearance for this operation. Drilling and production will be conducted in a manner so as not to disturb the surrounding environment.

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10. Operator's Representative -

Joel Martin	Office Phone Home Phone Mobile Phone	(432) 682-4429 (432) 694-2569 (432) 238-9969
Josh Fernau	Office Phone Home Phone Mobile Phone	(432) 682-4429 (806) 928-5213 (432) 238-2874
Lee Ledbetter	Office Phone Home Phone Mobile Phone	(505) 746-1428 (505) 887-0866 (505) 631-6071

11. Other facets: none

12. <u>Certification</u> - I hereby certify that I, or persons under my direct supervision, have inspected the proposed drilling site and access route; that I am familiar with the condition which presently exists; that the statements made in this plan are, to the best of my knowledge, true and correct; and that the work associated with the operations proposed herein will be performed by B&H Construction Company or their contractors and sub-contractors in conformity with this plan.

- farm Josh Fernau

Staff Engineer Date: 07/23/04

<u>13 Point Drilling Plan:</u>

- 1. Location: (SHL) 780' FSL & 810' FEL, Sec. 30, T-20-S, R-23-E, Eddy County, New Mexico (Form C-102)
- 2. Elevation: 4300' GL
- 3. Geological Name of Surface Formation: Quaternary Rock
- 4. <u>Type of Drilling Tools to be utilized</u>; Rotary Tools
- 5. Proposed Drilling Depth: 9,000'
- 6. Tops of Important Geological Markers:

Glorieta	1,578'	Wolfcamp	4,692'	Atoka	7,596'
Yeso	1,748'	Cisco	5,880'	Morrow	8,087'
Abo	3,598'	Strawn	6,838'	Chester	8,328'

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7. Estimated Depth of Anticipated Water, Oil or Gas:

8. <u>Ca</u>	sing P	rogram:	Oil and Gas Gas Gas Gas	-Wolfcamp -Strawn -Atoka - Morrow	4,6 6,8 7,5 8,3	38' 96'	
	•	9 5/8" 5 1/2"	40# 17#	N-80 P-110	@ @	2,000' 9,000'	2000 sx, circulated to surface TOC to be determined

The 9 5/8" casing strings will be cemented to the surface. The TOC on the 5 1/2" casing will be determined after running open hole logs.

9. Specifications for Pressure Control Equipment: (Exhibit #6)

This rig will have a 13 5/8" 5M BOP with pipe rams and blind rams, kill line, choke manifold, Komey hydraulic controls, and accumulator with remote controls. When nippling up, will test BOP and choke to 1000 psi, will operate BOP once a day or as directed by the company representative.

10. Mud Program:

Spud and drill with fresh water or air to a depth of approx 2,000'. Control lost circulation with paper and LCM pills and maintain a Ph of 10. Drill from 2,000' to 9,000' with cut brine at approximately 9.2 to 10 PPG. Use starch and XCD polymer for filtrate control and mix pre-hydrated freshwater gel slurry to clean and condition hole prior to running electric logs.

11. Testing, Logging & Coring Program:

- a. Testing: No DST's are expected.
- b. Coring: no coring is planned.
- c. Logging: open hole logs will be run prior to running production casing. The standard suite will be a Dual Lateral/ML and GR/Density/Neutron combination.
- d. Depending on the sand quality, a FMI and/or formation tester may be run.
- e. Open hole logs will not be run through the surface hole section.

12. Potential Hazards:

No significant hazards are expected. Lost circulation may occur, no H_2S expected, but the operator will utilize a 3^{rd} party H_2S monitoring package from 3000' to TD.

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13. Anticipated starting date & duration:

Plans are to begin drilling operations about September 1, 2004; approximately 30 days will be required to drill the well and 10 days will be needed for the completion.

Hydrogen Sulfide Drilling Operations Plan

- 1. Company and Contract personnel admitted on location should be trained by a qualified H₂S safety instructor to the following:
 - A. Characteristics of H_2S .

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- B. Physical Effects and Hazards.
- C. Proper Use of Safety Equipment and Life Support Systems.
- D. Principle and Operation of H₂S Detectors, Warning System and Briefing.
- E. Evacuation Procedure, Routes and First Aid.
- F. Proper Use of 30 minute Pressure Demand Air Pack.
- 2. H₂S Detection and Alarm Systems
 - A. H₂S Detectors and Audio Alarm System to be Located at Bell Nipple, End of Blooie Line (mud pit) and on Derrick floor or doghouse.
- 3. Windsock and/or Wind Streamers
 - A. Windsock at Mud Pit Area Should be High Enough to be Visible.
 - B. Windsock at Briefing Area Should be High Enough to be Visible.
 - C. There Should be a Windsock at Entrance to Location.
- 4. Condition Flags and Signs
 - A. Warning Sign on Access Road to Location.
 - B. Flags to be Displayed on Sign at Entrance to Location.
 - 1. Green Flag, Normal Safe Condition.
 - 2. Yellow Flag, Indicates Potential Pressure and Danger.
 - 3. Red Flag, Danger H₂S Present in Dangerous Concentration Only Emergency Personnel Admitted to Location.
- 5. Well Control Equipment
 - A. See Exhibit #6.
- 6. Communication
 - A. While Working Under Masks Chalkboards Will be Used for Communication.
 - B. Hand Signals will be Used Where Chalk Board is Inappropriate.
 - C. Two Way Radio or Cell Phone will be Used to Communicate off Location in Case of Available at Most Drilling Foreman's Trailer or Living Quarters.
- 7. Drillstem Testing
 - A. Exhausts will be Watered.
 - B. Flare Line will be Equipped with an Electric Igniter or a propane pilot light in case gas reaches the surface.
 - C. If Location is near any Dwelling a Closed DST will be Performed.
- 8. Drilling Contractor Supervisor will be Required to be Familiar with the Effects H₂S has on tubular goods and other mechanical equipment.
- 9. If H₂S Encountered, Mud system will be Altered if Necessary to Maintain Control of Formation. A Mud Gas Separator will be Brought into Service Along with H₂S Scavengers if Necessary.

DISTRICT I 1825 N. French Dr., Hobbs, NM 88240 DISTRICT II 811 South First, Artesia, NM 88210

DISTRICT III 1000 Rio Brazos Rd., Aztec, NM 87410 DISTRICT IV

2040 South Pacheco, Santa Fe, NM 87505

EXHIBIT #1 State of New Mexico

Energy, Minerals and Natural Resources Department

Form C-102 Revised March 17, 1999

Submit to Appropriate District Office State Lease - 4 Copies Fee Lease - 3 Copies

OIL CONSERVATION DIVISION

2040 South Pacheco

Santa Fe, New Mexico 87504-2088

□ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API	Number			Pool Code		Pool Name				
Property (Code		Property Name						Well Number	
					JOSEY				1	
OGRID N	D.		ΝΙΑΓ		-	tor Nam		^	Eleva 430	
<u></u>		<u>I</u>	NAL .	JEL AND		e Loci	PERMIAN, L.L.	·	430	0
UL or lot No.	Section	Township	Range	Lot Idn	Feet fro		North/South line	Feet from the	East/West line	County
P	30	20 S	23 E		78		SOUTH	810	EAST	EDDY
			4	Hole Loc			rent From Sur			
UL or lot No.	Section	Township	Range	Lot Idn	Feet fro		North/South line	Feet from the	East/West line	County
		<u> </u>								
Dedicated Acre	s Joint o	r Infill Co	onsolidation	Code Ord	ler No.					
	OWABLE W	TILL BE A	SSIGNED	TO THIS	COMPLE	TION U	NTIL ALL INTER	ESTS HAVE BI	EEN CONSOLIDA	ATED
		OR A	NON-STAN	IDARD UN	IT HAS	BEEN	APPROVED BY	THE DIVISION	·	
	T							OPERATO	R CERTIFICAT	TION
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	ļ							Title	ernau Engineer 4	[
]							07/23/0	4	
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LOT 2								SURVEYO	OR CERTIFICAT	FION
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EXHIBIT #4





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EXHIBIT #5A JOSEY FEDERAL #1 Located at 780' FSL and 810' FEL Section 30, Township 20 South, Range 23 East, N.M.P.M., Eddy County, New Mexico.

[P.O. Box 1786	W.O. Number: 4360AA — KJG CD#6	
	DASIM	HODDS, New Mexico 002411	Survey Date: 06-23-2004	NADEL & GUSSMAN
		(505) 393-7316 - Office (505) 392-3074 - Fax	Scale: 1" = 2000'	PERMIAN, L.L.C.
	focused on excellence in the oilfield	basinsurveys.com	Date: 06-25-2004	



EXHIBIT #5B

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LEASE ROAD TO THE JOSEY FEDERAL #1 Located at 780' FSL and 810' FEL Section 30, Township 20 South, Range 23 East, N.M.P.M., Eddy County, New Mexico.

P.O. Box 1786 1120 N. West County Rd. Hobbs, New Mexico 88241 (505) 393-7316 - Office (505) 392-3074 - Fax basinsurveys.com		NADEL & GUSSMAN PERMIAN, L.L.C.
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EXHIBIT #6 Nadel and Gussman Permian MINIMUM BLOWOUT PREVENTER REQUIREMENTS

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