

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

OCD Artesia

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.

5. Lease Serial No.
NMNM70945X

6. If Indian, Allottee or Tribe Name

7. If Unit or CA/Agreement, Name and/or No.

SUBMIT IN TRIPLICATE - Other instructions on reverse side.

1. Type of Well
 Oil Well Gas Well Other

8. Well Name and No.
EMPIRE ABO UNIT 40

2. Name of Operator
APACHE CORPORATION
Contact: FATIMA VASQUEZ
E-Mail: fatima.vasquez@apachecorp.com

9. API Well No.
30-015-01555

3a. Address
303 VETERANS AIRPARK LANE STE 3000
MIDLAND, TX 79705

3b. Phone No. (include area code)
Ph: 432-818-1015

10. Field and Pool, or Exploratory
EMPIRE; ABO (22040)

4. Location of Well (Footage, Sec., T., R., M., or Survey Description)
Sec 26 T17S R28E

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
	<input type="checkbox"/> Change Plans	<input type="checkbox"/> Plug and Abandon	<input type="checkbox"/> Temporarily Abandon	Venting and/or Flaring
	<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.)

Apache is requesting permission to flare gas from the Empire Abo Unit D-40 Federal Battery effective August 1 - October 31, 2013. A combined total of approximately 500 mcf per day will be flared from the wells listed below. Gas will be measured prior to flaring.

- 30-015-01534 EMPIRE ABO UNIT #42 - C
- 30-015-01536 EMPIRE ABO UNIT #41A - C
- 30-015-01538 EMPIRE ABO UNIT #43 - C
- 30-015-01550 EMPIRE ABO UNIT #38 - D
- 30-015-01551 EMPIRE ABO UNIT #37 - D
- 30-015-01552 EMPIRE ABO UNIT #39 - D
- 30-015-01554 EMPIRE ABO UNIT #39A - C
- 30-015-01555 EMPIRE ABO UNIT #40 -

(28 wells)

SUBJECT TO LIKE APPROVAL BY STATE

RECEIVED
JUL 26 2013
NMOCD ARTESIA

SEE ATTACHED FOR CONDITIONS OF APPROVAL

14. I hereby certify that the foregoing is true and correct.

Electronic Submission #213846 verified by the BLM Well Information System For APACHE CORPORATION, sent to the Carlsbad Committed to AFMSS for processing by JOHNNY DICKERSON on 07/18/2013 ()

Name (Printed/Typed) FATIMA VASQUEZ Title REGULATORY TECH II

Signature (Electronic Submission) _____ Date 07/17/2013 *Accepted for record* *Wade NMOCD* *7/31/13*

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved By *Johnny Blahy* Title _____ Date _____

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 _____

APPROVED
JUL 24 2013
BUREAU OF LAND MANAGEMENT
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 ****

Additional data for EC transaction #213846 that would not fit on the form

32. Additional remarks, continued

30-015-01556 EMPIRE ABO UNIT #40A-C
30-015-01557 EMPIRE ABO UNIT #37A-C
30-015-01736 EMPIRE ABO UNIT #38B-E
30-015-03192 EMPIRE ABO UNIT #48-C
30-015-03193 EMPIRE ABO UNIT #47-C
30-015-03194 EMPIRE ABO UNIT #46A-C
30-015-21822 EMPIRE ABO UNIT #382-E
30-015-21826 EMPIRE ABO UNIT #391-E
30-015-22203 EMPIRE ABO UNIT #372-E
30-015-22766 EMPIRE ABO UNIT #384-E
30-015-22772 EMPIRE ABO UNIT #375-F
30-015-22776 EMPIRE ABO UNIT #382-F
30-015-22786 EMPIRE ABO UNIT #376-F
30-015-22804 EMPIRE ABO UNIT #363-E
30-015-22805 EMPIRE ABO UNIT #373-F
30-015-22806 EMPIRE ABO UNIT #383A-F
30-015-22819 EMPIRE ABO UNIT #393-E
30-015-22843 EMPIRE ABO UNIT #395-E
30-015-22911 EMPIRE ABO UNIT #391A-F
30-015-39012 EMPIRE ABO UNIT #420

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

Condition of Approval to Flare Gas

1. Report all volumes on OGOR reports.
2. Comply with NTL-4A requirements
3. Subject to like approval from NMOCD
4. **Flared volumes will still require payment of royalties**
5. 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. Gas meter to meet all requirements for sale meter as Federal Regulations and Onshore Order #5.
6. This approval does not authorize any additional surface disturbance.
7. Submit updated facility diagram as per Onshore Order #3.
8. Approval not to exceed 90 days for date of approval.
9. Submit Subsequent Report to this sundry with actual volumes of gas flared monthly on 3160-5 (sundry notice).
10. If flaring is still required past 90 days submit new request for approval.
11. If a portable unit is used to flare gas it must be monitored at all times.
12. Comply with any restrictions or regulations when on State or Fee surface.

JDB2013