

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

NMOCD

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 checked="" type="checkbox"/> Oil Well <input type="checkbox"/> Gas Well <input type="checkbox"/> Other		5. Lease Serial No. STATE
2. Name of Operator XTO ENERGY INCORPORATED Contact: SHERRY PACK E-Mail: sherry_pack@xtoenergy.com		6. If Indian, Allottee or Tribe Name
3a. Address 500 W ILLINOIS STREET SUITE 100 MIDLAND, TX 79701	3b. Phone No. (include area code) Ph: 432-620-6709 Fx: 432-224-1126	7. If Unit or CA/Agreement, Name and/or No. 891014168B
4. Location of Well (Footage, Sec., T., R., M., or Survey Description) Sec 13 T23S R29E SENE 1980FNL 660FEL		8. Well Name and No. NASH UNIT 1
		9. API Well No. 30-015-21277-00-S3
		10. Field and Pool, or Exploratory CHERRY CANYON
		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 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 checked="" 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 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 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.)

**5. LEASE SERIAL NO., CONT**

NMNM0556857  
NMNM0556859  
NMNM0556863

**7. IF UNIT OR CA/AGREEMENT, NAME AND NO., CONT**

891014168B  
891014168X

**24. Agreement Numbers:**

NMNM70992C  
NMNM70992X

NM OIL CONSERVATION  
ARTESIA DISTRICT

SEE ATTACHED FOR  
CONDITIONS OF APPROVAL  
Accepted for record  
NMOCD  
3-31-16

RECEIVED

14. I hereby certify that the foregoing is true and correct. Electronic Submission #326203 verified by the BLM Well Information System For XTO ENERGY INCORPORATED, sent to the Carlsbad Committed to AFMSS for processing by JENNIFER SANCHEZ on 12/17/2015 (16JAS1336SE)	
Name (Printed/Typed) SHERRY PACK	Title REGULATORY ANALYST
Signature (Electronic Submission)	Date 12/17/2015
THIS SPACE FOR FEDERAL OR STATE OFFICE USE	
Approved By	Title
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	

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.

\*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\*

**Additional data for EC transaction #326203 that would not fit on the form**

**32. Additional remarks, continued**

NASH 42 BATTERY  
ASSOCIATED WELLS  
WELL/FAC NAME, NO. API NUMBER LEASE LOCATION  
NASH UNIT #001 30-015-21277 STATE H-13-23S-29E  
NASH UNIT #006 30-015-21803 FEDERAL 2-18-23S-30E  
NASH UNIT #014 30-015-27510 STATE A-13-23S-29E  
NASH UNIT #020 30-015-27877 FEDERAL 1-18-23S-30E  
NASH UNIT #038 30-015-29737 FEDERAL N-13-23S-29E  
NASH UNIT #042H 30-015-37194 FEDERAL 2-18-23S-30E  
NASH UNIT #044H 30-015-42195 FEDERAL 1-18-23S-30E—  
NASH UNIT #045H 30-015-42048 FEDERAL 1-18-23S-30E—  
NASH UNIT #049H 30-015-38663 FEDERAL A-13-23S-29E—  
NASH UNIT #050H 30-015-38991 FEDERAL I-13-23S-29E—  
NASH UNIT #051 30-015-38365 FEDERAL 4-18-23S-30E—

*Nmm 70992X*

Enterprise continues to have compressor issues causing us to flare at our Nash 42 Battery causing us to flare intermittently from 11/18/15 to 11/30/15.

IN RESPONSE TO CONDITIONS OF APPROVAL ATTACHED TO NOTICE OF INTENT AND IN ACCORDANCE WITH NTL-4A, XTO ENERGY INC. WOULD LIKE TO REQUEST APPROVAL TO FLARE ROYALTY FEE DUE TO 3RD PARTY ISSUES LISTED ABOVE.

Total amount flared : 3962 mcf

*see COA*

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

This field office has evaluated the attached Notice of Intent as a request for flaring/venting beyond NTL-4A allowable thresholds (reasons, timeframes and volumes), and has determined the following Conditions of Approval apply.

**Condition of Approval to Flare Gas**

1. Comply with NTL-4A requirements
2. Subject to like approval from NMOCD
3. **Flared volumes are considered "avoidably lost" and will require payment of royalties. Volumes shall be reported on OGOR "B" reports as disposition code "08"**
4. "Avoidably lost" flare volumes shall be metered due to their royalty bearing status. 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.
5. Vent/flare gas metering to meet all requirements for a sales meter as per Federal Regulations, Onshore Order #5 and NTL 2008-01. Include meter serial number on sundry (form 3160-5).
6. This approval does not authorize any additional surface disturbance.
7. An updated facility diagram is required within 60 days of modifications to existing facilities per Onshore Order #3.
8. Approval not to exceed 90 days, if flaring is still required past 90 days submit new request for approval.
9. Submit Subsequent Report with actual volumes of gas flared for each month gas is flared on a sundry form 3160-5.

**Definition:** As per **NTL-4A II. A.** "Avoidably lost" production shall mean the venting or flaring of produced gas without the prior authorization, approval, ratification, or acceptance of the Supervisor and the loss of produced oil or gas when the Supervisor determines that such loss occurred as a result of (1) negligence on the part of the lessee or operator, or (2) the failure of the lessee or operator to take all reasonable measures to prevent and/or to control the loss, or (3) the failure of the lessee or operator to comply fully with the applicable lease terms and regulations, appropriate provisions of the approved operating plan, or the prior written orders of the Supervisor, or (4) and combination of the foregoing.

**43CFR3162.7-1 (a)** The operator shall put into marketable condition, if economically feasible, all oil, other hydrocarbons, gas and sulphur produced from the leased land.

**43CFR3162.1 (a)** The operating rights owner or operator, as appropriate, shall comply with applicable laws and regulations; with the lease terms, Onshore Oil and Gas Orders, NTL's; and with other orders and instructions of the authorized officer. These include, but are not limited to, conducting all operations in a manner which ensures the proper handling, measurement, disposition, and site security of leasehold production; which protects other natural resources and environmental quality; which protects life and property; and which results in maximum ultimate economic recovery of oil and gas with minimum waste and with minimum adverse effect on ultimate recovery of other mineral resources.

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