Form 3160-5 (August 2007)

## UNITED STATES DEPARTMENT OF THE INTERIOR BURGALLOG LAND MANAGEMENT

NMOCD Artesia FORM APPROVED OMB NO. 1004-0135 Expires: July 31, 2010

## 5. Lease Serial No. • NMLC069514B

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.

6 If Indian Allottee or Tribe Name

abandoned wei	o. 17 Maian, Anottee (	or Truc Panic			
SUBMIT IN TRI	7. If Unit or CA/Agre	ement, Name and/or No.			
1. Type of Wetl		8. Well Name and No. POKER LAKE CVX JV PB 3H			
2. Name of Operator BOPCO LP	9. API Well No. 30-015-39847-0	9. API Well No. 30-015-39847-00-S1			
3a, Address P O BOX 2760 MIDLAND, TX 79702		Phone No. (include area code 432-683-2277	) 10. Field and Poot, or WILDCAT	10. Field and Pool, or Exploratory WILDCAT	
4. Location of Well (Footage, Sec., T., R., M., or Survey Description)			11. County or Parish,	11. County or Parish, and State	
Sec 4 T26S R31E SESW 300FSL 2180FWL			EDDY COUNT	EDDY COUNTY, NM	
12. CHECK APPR	OPRIATE BOX(ES) TO INI	DICATÉ NATURE OF 1	NOTICE, REPORT, OR OTHE	R DATA	
TYPE OF SUBMISSION	TYPE OF ACTION				
	☐ Acidize	☐ Deepen	☐ Production (Start/Resume)	☐ Water Shut-Off	
Notice of Intent	☐ Alter Casing	☐ Fracture Treat	☐ Reclamation	■ Well Integrity	
☐ Subsequent Report	☐ Casing Repair	■ New Construction	Recomplete	Other	
☐ Final Abandonment Notice	☐ Change Plans	☐ Plug and Abandon	☐ Temporarily Abandon	Venting and/or Flaring	
	☐ Convert to Injection	Plug Back	□ Water Disposal		
testing has been completed. Final Abdetermined that the site is ready for final BOPCO, LP respectfully submigo-days, April - June 2016.	andonment Notices shall be filed onl nal inspection.) its this sundry for Notice of Inf	y after all requirements, includ	ompletion in a new interval, a Form 316 ling reclamation, have been completed, for	CONSERVATION	
Wells going to this battery are as follows: POKER LAKE UNIT CVX JV PB 003H* / 30-015-39847-00-S1 POKER LAKE UNIT CVX JV PB 008H / 30-015-42630-00-X1  SEE ATTACHED FOR APR 18 2016					
Estimated amount to flare is 100 MCFD, depending on pipeline condition Chang Will LONS OF APPROVALENED intermittent and is necessary due to restricted pipeline capacity.					
Gas volumes will be metered prior to flaring, allocated back to each well and reported on monthly production reports  ACCEPTED TO FACTOR MADCIDARY					
	Electronic Submission #33313 For BOPC mmitted to AFMSS for processi	O LP, sent to the Carlsba ng by ASHLEY PEREZ on	od/18/2016 (/6AP0053SE)		
Name (Printed/Typed) TRACIE J	CHERRY	Title REGUL	ATORY AMALYST		
Signature (Electronic S	ubmission)	Date 03/08/2	016 / FFF 110 //_L/		
	THIS SPACE FOR F	EDERAL OR STATE	OFFIGE 45 6 2016/	100 M//	
Approved By	·	Title	OUDGAU OF LAND AND	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.			CARLSBAD FILLD OFFICE		
Title 18 U.S.C. Section 1001 and Title 43 States any false, fictitious or fraudulent s	U.S.C. Section 1212, make it a crime tatements or representations as to any	for any person knowingly and matter within its jurisdiction,	willfully to make to any department or	agency of he United	

## 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).
- 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.