



U.S. Department of the Interior

Well
Information System

MARY STARKEY



Process Number: 3160-5

Process Name: Sundry Notices and Reports on Wells

Process Instance Identifier: 00752-00791

Viewing

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Process

print Process

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Form 3160-5
(August 2007)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

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JAN 05 2011

NMOCD ARTESIA

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.

Bold* fields are required.

Section 1 - Completed by Operator	
1. BLM Office* Carlsbad, NM	2. Well Type* OTHER
3. Submission Type* ☒ Notice of Intent ☐ Subsequent Report ☐ Final Abandonment Notice	4. Action* Other Sundry Notice
Operating Company Information	
5. Company Name* BURNETT OIL	
6. Address* 801 CHERRY ST STE 1500 FORT WORTH TX 76102	7. Phone Number* 817-332-5108
Administrative Contact Information	
8. Contact Name* MARY _ STARKEY	9. Title* Regulatory Coordinator
10. Address* 801 CHERRY STREET SUITE 1500 FORT WORTH TX 76102	11. Phone Number* 817-332-5108
	12. Mobile Number
13. E-mail* mcstarkey@burnettoil.com	14. Fax Number

Technical Contact Information					
☒ Check here if Technical Contact is the same as Administrative Contact.					
15. Contact Name*			16. Title*		
17. Address*			18. Phone Number*		
			19. Mobile Number		
20. E-mail*			21. Fax Number		
Lease and Agreement					
22. Lease Serial Number* NMLC029338A					
24. If Unit or CA/Agreement, Name and/or Number			25. Field and Pool, or Exploratory Area* NOT APPLICABLE		
County and State for Well					
26. County or Parish, State* EDDY NM					
Associated Well Information					
27. Specify well using one of the following methods: a) Well Name, Well Number, API Number, Section, Township, Range, Qtr/Qtr, N/S Footage, E/W Footage b) Well Name, Well Number, API Number, Latitude, Longitude, Metes & Bounds description					
Well Name* GISSLER A			Well Number* 22		API Number
Section 14	Township 17S	Range 30E	Qtr/Qtr —	N/S Footage —	E/W Footage —
Latitude —	Longitude —	Metes and Bounds			
28. 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 markers and zones. Attach the Bond under which the work will be performed or provide the Bond Number on file pertinent 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. Burnett Oil Co., Inc respectfully requests a permit to construct a frac pond to be located in the above sec, township and range. Attached is a surveyed plat describing in detail the exact location of the frac pond, as well as a diagram of the pond with dimensions. Burnett Oil Co., Inc. also respectfully requests that this permit be expedited. The following is a list of wells to be serviced by this pond: Gissler A2 Battery Wells: Gissler A #17, 18, 19, 20, 21, 23H, 24, 25, 26, 27H, 28H, 31, 32, 33H, 37					

Gissler B 3-3 Battery Wells: Gissler B # 20, 24, 25, 31, 32, 34, 35, 36, 37, 38, 43,50, 61

Request pond to be in place for 5 years.

Flowline: No flowline: Yates fresh water line runs parallel to pond

Access Road: West side of pond, running north and south

Stockpile Topsoil: North east side of pond

Construction: Fence in ground, not on berm

Size: 200' x 200' pond floor, depth of pond 14'

Exterior Dimensions: 230' x 230'

I hereby certify that the foregoing is true and correct.

29. Name*

MARY_STARKEY

30. Title

Regulatory Coordinator

31. Date* (MM/DD/YYYY)

12/14/2010 Today

32. Signature*

You have the ability to sign this form only if a SmartCard or digital certificate has been issued to you.

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.

Section 2 - System Receipt Confirmation

33. Transaction

34. Date Sent

35. Processing Office

Section 3 - Internal Review #1 Status

36. Review Category

37. Date
Completed

38. Reviewer Name

39. Comments

Section 4 - Internal Review #2 Status

40. Review Category

41. Date
Completed

42. Reviewer Name

43. Comments

Section 5 - Internal Review #3 Status		
44. Review Category	45. Date Completed	46. Reviewer Name
47. Comments		

Section 6 - Internal Review #4 Status		
48. Review Category	49. Date Completed	50. Reviewer Name
51. Comments		

Section 7 - Final Approval Status			
52. Disposition	53. Date Completed	54. Reviewer Name	55. Reviewer Title
	JAN 3 2011	/s/ Don Peterson	
56. Comments			

GENERAL INSTRUCTIONS

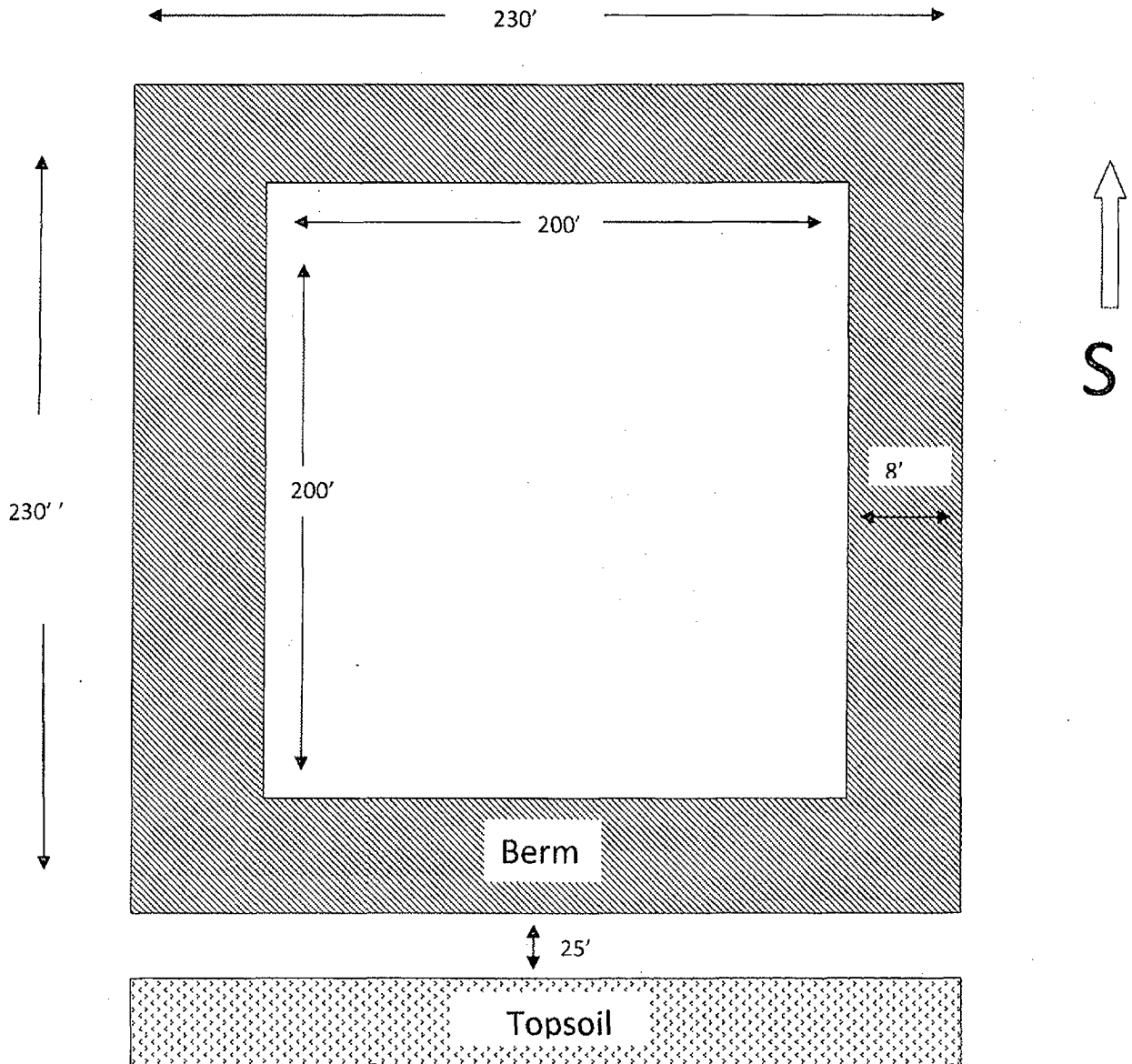
This form is designed for submitting proposals to perform certain well operations, and reports of such operations when completed, as indicated on Federal and Indian lands pursuant to applicable Federal law and regulations. Any necessary special instructions concerning the use of this form and the number of copies to be submitted, particularly with regard local area, or regional procedures and practices, either are shown below will be issued by, or may be obtained from the local Federal office.

SPECIFIC INSTRUCTIONS

Item 27 - Locations on Federal or Indian land should be described in accordance with Federal requirements. Consult the local Federal office for specific instructions.

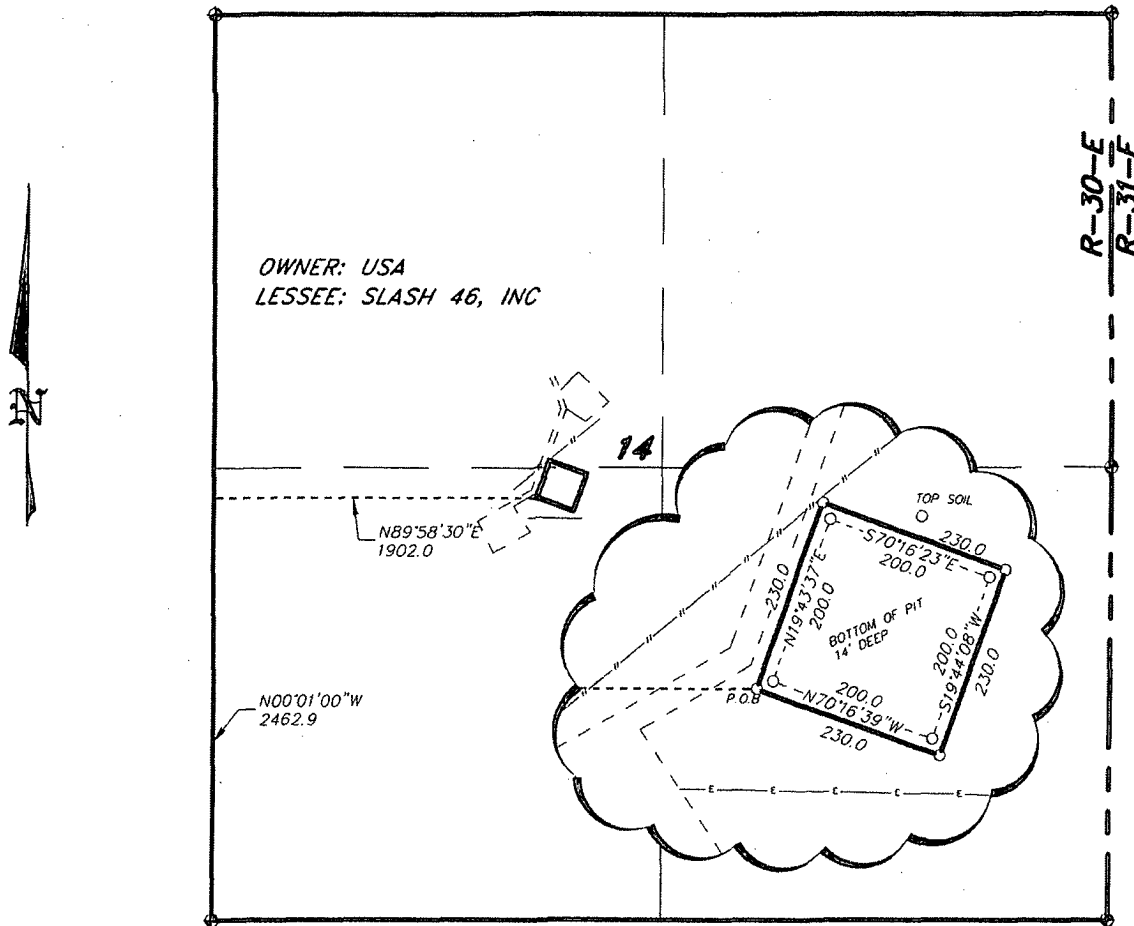
Item 28 - Proposals to abandon a well and subsequent reports of abandonment should include such special information as is required by the local Federal office. In addition, such proposals and reports should include reasons for the abandonment; data on any former or present productive zones, or other zones with present significant fluid contents not sealed off by cement or otherwise; depths (top and bottom) and method of placement of cement plugs; mud or other material placed below, between and above plugs; amount, size, method of parting of any casing, liner or tubing pulled and the depth to top of any left in the hole; method of closing top of well and date well site conditioned for final inspection looking to approval of the abandonment.

GISSLER A 22



Pond depth: 14' feet

SECTION 14, TOWNSHIP 17 SOUTH, RANGE 30 EAST, N.M.P.M.,
EDDY COUNTY, NEW MEXICO.



LEGAL DESCRIPTION

A TRACT OF LAND LOCATED IN SECTION 14, TOWNSHIP 17 SOUTH, RANGE 30 EAST, N.M.P.M., EDDY COUNTY, NEW MEXICO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH LIES N.00°01'00\"W, 2462.9 FEET AND N.89°58'30\"E., 1902.0 FEET FROM THE SOUTHWEST CORNER OF SAID SECTION 14; THENCE N.19°43'37\"E., 230.0 FEET; THENCE S.70°16'23\"E., 230.0 FEET; THENCE S.19°44'08\"W., 230.0 FEET; THENCE N.70°16'39\"W., 230.0 FEET TO THE POINT OF BEGINNING. SAID TRACT OF LAND CONTAINING 1.21 ACRES, MORE OR LESS.

I HEREBY CERTIFY THAT THIS PLAT WAS PREPARED FROM FIELD NOTES OF AN ACTUAL SURVEY AND MEETS ALL REQUIREMENTS FOR LAND SURVEYS AS SPECIFIED IN THIS STATE.

GARY L. JONES, Surveyor
No. 7977
No. 5074

1000 0 1000 2000 FEET

BURNETT OIL COMPANY, INC.

REF: PROPOSED FRAC PIT

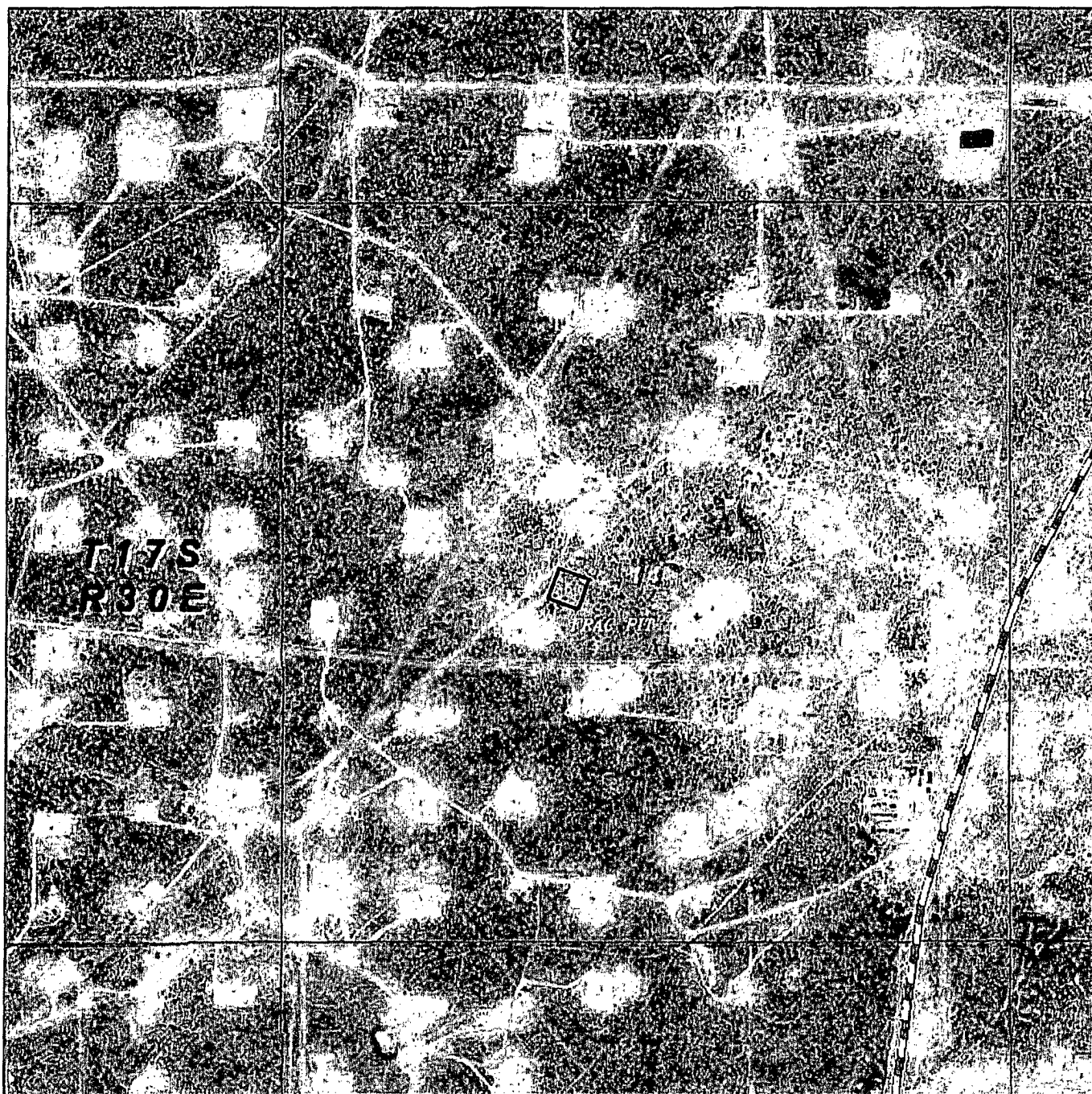
A FRAC PIT LOCATED ON USA LAND IN
SECTION 14, TOWNSHIP 17 SOUTH, RANGE 30 EAST,
N.M.P.M., EDDY COUNTY, NEW MEXICO.

BASIN SURVEYS P.O. BOX 1786-HOBBS, NEW MEXICO

W.O. Number: 23840 Drawn By: J. M. SMALL

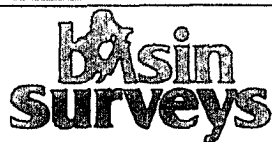
Date: 12-06-2010 Disk: JMS 23840

Survey Date: 12-02-2010 Sheet 1 of 1 Sheets



PROPOSED FRAC PIT

Section 14, Township 17 South, Range 30 East,
N.M.P.M., Eddy County, New Mexico.



focused on excellence
in the oilfield

P.O. Box 1786
1120 N. West County Rd.
Hobbs, New Mexico 88241
(575) 393-7316 - Office
(575) 392-2206 - Fax
basinsurveys.com

W.O. Number: JMS 23840

Scale: 1" = 1000'

YELLOW TINT - USA LAND
BLUE TINT - STATE LAND
NATURAL COLOR - FEE LAND

BURNETT OIL
COMPANY, INC.



"Mary C. Starkey"
<mcstarkey@burnettoil.com>

12/14/2010 09:57 AM

To <Owen_lofton@nm.blm.gov>, <robert_gomez@nm.blm.gov>

cc <Randy_Rust@blm.gov>, <bmathews@burnettoil.com>,
"Mark Jacoby" <mjacoby@burnettoil.com>

bcc

Subject FW: EC Tran 98983 Rejected

What I received from Carlsbad BLM regarding frac pond.

Mary Carter Starkey

Regulatory Coordinator
Burnett Oil Co., Inc.
801 Cherry St. Ste. 1500
Fort Worth, Texas 76102
817-332-5108

-----Original Message-----

From: kmsimmon@blm.gov [mailto:kmsimmon@blm.gov]

Sent: Tuesday, December 14, 2010 10:59 AM

To: Mary C. Starkey

Subject: EC Tran 98983 Rejected

Hi Mary,

Frac ponds that are not attached to a single well are not entered into AFMSS, but treated as a Right-Of-Way issue through the Realty dept. I will give them a copy of the printed SN you sent, but need to reject it here. Please contact Owen Lofton at 575-234-5923 to find out what is required. Thanks and Merry Christmas!
Kurt

Lease #: NMLC029338A
Burnett Oil Company Inc.
Gissler A 22 Central Freshwater (Frac) Facility

FRAC POND CONDITIONS OF APPROVAL

A copy of the Sundry Notice and attachments, including stipulations, survey plat and diagram, will be on location during construction. BLM personnel may request to see a copy of your permit during construction to ensure compliance with all conditions of approval.

Holder agrees to comply with the following conditions of approval to the satisfaction of the Authorized Officer:

1. The Holder shall indemnify the United States against any liability for damage to life or property arising from the occupancy or use of public lands under this permit.
2. The Holder shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated.

3. Required Standard Conditions of Approval:

- Contact the Supervisory Environmental Protection Specialist, Jim Amos, at 575-234-5909 at least 24 hours prior to starting construction.
- The frac pond will only be authorized to contain freshwater and testing of water quality is required. Additives are not allowed without consent of the authorized officer.
- If at any time the water in the frac pond becomes polluted with salts or other contaminants, use of the frac pond will cease and desist, and all liquids will be removed from the frac pond and disposed of properly.
- Confine all construction and maintenance activity to the authorized area.
- Temporary pipelines flowing from the frac pond to the target well will be laid along existing roadways unless an exception has been granted by the authorized officer.
- Mineral materials extracted during construction of the frac pond will be stored on location and/or used for constructing the frac pond.
- The frac pond will be lined.
- The operator shall stockpile topsoil approximately 25 feet outside the bermed perimeter of the pond in a low profile manner, reasonably protected from wind and water erosion

- Topsoil shall not be used for constructing the frac pond. The topsoil will be used for final reclamation purposes only.
- The frac pond shall be fenced on all sides.
- Frac pond boundary fences will be marked by using highly visible and/or reflective markers
- Inner walls of the frac pond will have a minimum of a 3:1 slope ratio in order to minimize the entrapment of fauna
- Install earthen erosion-control structures as are suitable for the specific terrain and soil conditions.
- The plastic lining will be removed prior to final abandonment
- Reclamation efforts will commence immediately after the frac pond is no longer needed for the purpose of completing wells.
- Within 3 months of completion of frac operations on associated wells, all earthwork and final reclamation must be completed. This includes reclaiming and/or removal of:

Any roads approved for use with the pond

Surface water lines

Tanks, pumps, fencing etc.

- Porto-johns and trash containers will be on-location during fracturing operations or any other crew-intensive operations.

Requirements for Operations and Final Reclamation:

4. If, during any phase of the construction, operation, maintenance, or termination of the frac pond, any pollutant should be released from the contaminated frac pond, the control and total removal, disposal, and cleaning up of such pollutant, wherever found, shall be the responsibility of holder, regardless of fault.

5. The holder shall minimize disturbance to existing fences and other improvements on public lands. The holder is required to promptly repair improvements to at least their former state. Functional use of these improvements will be maintained at all times. The holder will contact the owner of any improvements prior to disturbing them. When necessary to pass through a fence line, the fence shall be braced on both sides of the

passageway prior to cutting of the fence. No permanent gates will be allowed unless approved by the Authorized Officer.

6. Any cultural and/or paleontological resources (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf shall be immediately reported to the Authorized Officer. Holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the Authorized Officer. An evaluation of the discovery will be made by the Authorized Officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the Authorized Officer after consulting with the holder.

7. The operator shall be held responsible if noxious weeds become established within the areas of operations. Weed control shall be required on the disturbed land where noxious weeds exist, which includes the roads, pads, associated pipeline corridor, and adjacent land affected by the establishment of weeds due to this action. The operator shall consult with the Authorized Officer for acceptable weed control methods, which include following EPA and BLM requirements and policies.

8. After all disturbed areas have been satisfactorily contoured and prepared for seeding the location needs to be revegetated with the seed mixture provided. Seeding may need to be repeated until revegetation is successful. Operators shall contact Jim Amos, Supervisor, Environmental Protection – (575)234-5909, **prior** to beginning surface reclamation operations.

9. Seeding is required: Use the following seed mix.

LPC mixture

10. The topsoil to be stripped is approximately 4 inches in depth.

11. Special Stipulations: Temporary Freshwater Lines are authorized along existing roadways only. If the operator wishes to lay a FW line across open terrain a separate approval must be obtained by the BLM-CFO.

12. Upon failure of holder to control, dispose of, or clean up such discharge, or to repair all damages resulting there-from, the Authorized Officer may take such measures as he deems necessary to control and clean up the discharge and restore the area, including where appropriate, the aquatic environment and fish and wildlife habitats, at the full expense of the holder. Such action by the Authorized Officer shall not relieve holder of any responsibility as provided herein.

EA File # 11-0281