

BLM approves federal wells in potash area so we do not have to worry about this.

STATE & FEE LEASES

30-025-40316

Post to map and if within the potash area outlined on map or within 1 mile of that area do the following:

- 1) Make certain operator has filed a plat of the area showing the potash lessees for the area where the well is located as well as the 1-mile radius referred to.
- 2) Make certain operator has notified all of the potash lessees by certified mail of the APD. They must send copy of delivery notice to us since 20-day waiting period starts from delivery date.

- 3) Send letter to BLM and SLO advising them of this APD and request they advise if this location is within LMR or buffer zone.

BUFFER ZONE -- shallow well is 1/4 mile of LMR
 -- deep well is 1/2 mile of LMR

- 4) If application is within LMR or buffer zone you must DENY it under R-111-P unless, there is a mutual agreement of lessor and lessees of oil & gas and potash interests. Copy of this agreement must be submitted with APD.
- 5) If application is outside LMR or buffer zone and no objection is received within 20 days from date of receipt by potash lessees of certified notice, the APD may be approved.

CHECK LIST FOR PROCESSING APD IN POTASH AREA

OPERATOR: BTA Oil Producers LLC

LEASE & WELL Gen 8705 JV-P #11H

LOCATION H-2-2Ds-33e PROPOSED DEPTH 1500'

DATE APD RECEIVED 10/24/11 WAS PLAT OF AREA ATTACHED _____

WERE ALL POTASH LESSEES NOTIFIED BY CERTIFIED MAIL? _____

20-DAY WAITING PERIOD BEGINS _____ ENDS _____

WERE WAIVERS RECEIVED? Yes

DATE SLO NOTIFIED 10/24/11 DATE REPLY RECEIVED 10/26/11

DATE BLM NOTIFIED 10/24/11 DATE REPLY RECEIVED _____

IS LOCATION INSIDE LMR OR BUFFER ZONE? YES _____ NO _____

IF LOCATION INSIDE LMR OR BUFFER ZONE WAS LESSEE/LESSOR AGREEMENT FURNISHED _____

DATE APD APPROVED 10/26/11 DATE APD DENIED _____

Pam Inskeep

From: Pam Inskeep
Sent: Wednesday, September 01, 2010 9:25 AM
To: Katie Keller
Subject: RE: Follow up -- BTA Location Review

Thank you for your time, Katie.

Pam

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

From: Katie Keller [mailto:katiek@intrepidpotash.com]
Sent: Wednesday, September 01, 2010 9:13 AM
To: Pam Inskeep
Subject: FW: Follow up -- BTA Location Review

Good Morning Pam,

Tom McGuire passed on your proposed locations to me for the Denver office to review. We do not have a problem with your location in Section 2, T20S-R33E or your location in Section 11, T23S-R28E.

We thank you for running these locations by us. Should you need to get in touch with me I can be reached at (303) 820-4460.

Best Regards,

Katie Keller

Landman - Intrepid Potash, Inc.

New Mexico Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

HOBBS OCD

John H. Bemis
Cabinet Secretary-Designate

OCT 26 2011

Brett F. Woods, Ph.D.
Deputy Cabinet Secretary

RECEIVED

Jami Bailey
Division Director
Oil Conservation Division



Bureau of Land Management

ATT: Craig Cranston
P O Box 1778
Carlsbad, NM 88221

State Land Office

ATT: Joe Mraz
P O Box 1148
Santa Fe, NM 87504

RE: APPLICATION FOR PERMIT TO DRILL IN POTASH AREA

OPERATOR BTA Oil Producers LLC

LEASE NAME Gem 8705 JV-P #11H

PROPOSED LOCATION H-2-20s-33e, 1980/N & 660/E

PROPOSED DEPTH Bone Springs, 15100'

Gentlemen:

The application for permit to drill indentified above has been filed with this office of the New Mexico Oil Conservation Division. Pursuant to the provisions of Oil Conservation Division Order R – 111 – P, please advise this office whether the location is within An established Life-of-Mine-Reserve are filed with an approved by your office. If not, please advise whether it is within the buffer Zone established by the order

Thank you for your assistance. Please return as soon as possible.

Very truly yours,

OIL CONSERVATION DIVISION

EL Gonzales
Acting Supervisor, District I

Response:

The above reference location is in the LMR (2011 year) -----Yes _____ No X *10-24-11*

The above reference location is within the Buffer Zone -----Yes _____ No X *JRM*

Signed *Larry A. Raybal* Date 10/24/11

Printed Signature Larry A Raybal

Representing State Land Office



New Mexico Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

John H Bemis
Cabinet Secretary-Designate

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Very truly yours,

OIL CONSERVATION DIVISION

EL Gonzales
Acting Supervisor, District I

Response:

The above reference location is in the LMR (____year) -----Yes ____ No ____

The above reference location is within the Buffer Zone ----- Yes ____ No ____

Signed _____ Date _____

Printed Signature _____

Representing _____

