



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

Field Inspection Program

"Preserving the Integrity of Our Environment"

20-Jan-10

BURGUNDY OIL & GAS OF N M INC

401 W TEXAS STE 1003

MIDLAND TX 79701

LETTER OF VIOLATION - Inspection

Dear Operator:

The following inspection(s) indicate that the well, equipment, location or operational status of the well(s) failed to meet standards of the New Mexico Oil Conservation Division as described in the detail section below. To comply with standards imposed by Rules and Regulations of the Division, corrective action must be taken immediately and the situation brought into compliance. The detail section indicates preliminary findings and/or probable nature of the violation. This determination is based on an inspection of your well or facility by an inspector employed by the Oil Conservation Division on the date(s) indicated.

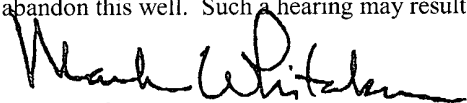
Please notify the proper district office of the Division, in writing, of the date corrective actions are scheduled to be made so that arrangements can be made to reinspect the well and/or facility.

INSPECTION DETAIL SECTION

EUNICE MONUMENT UNIT No.038				D-29-20S-37E	30-025-06279-00-00	
Inspection Date	Type Inspection	Inspector	Violation?	*Significant Non-Compliance?	Corrective Action Due By:	Inspection No.
01/14/2010	Routine/Periodic	Mark Whitaker	Yes	No	4/19/2010	iMAW1001444901
Violations						
Absent Well Identification Signs (Rule 103)						
Comments on Inspection:		Wrong operator on well sign. Well sing does not comply with current rule (19.15.16.8). NEED TO REPLACE WELL SIGN. 1st notice. MW				

EUNICE MONUMENT UNIT No.039				C-29-20S-37E	30-025-20899-00-00	
Inspection Date	Type Inspection	Inspector	Violation?	*Significant Non-Compliance?	Corrective Action Due By:	Inspection No.
01/14/2010	Routine/Periodic	Mark Whitaker	Yes	No	4/19/2010	iMAW1001444601
Violations						
Absent Well Identification Signs (Rule 103)						
Comments on Inspection:		No pumping Unit. Rods stacked out in thg. Production reported in October 2009. No well sign (Rule 19.15.16.8). NEED TO INSTALL WELL SIGN. 1st notice. MW				

In the event that a satisfactory response is not received to this letter of direction by the "Corrective Action Due By:" date shown above, further enforcement will occur. Such enforcement may include this office applying to the Division for an order summoning you to a hearing before a Division Examiner in Santa Fe to show cause why you should not be ordered to permanently plug and abandon this well. Such a hearing may result in imposition of CIVIL PENALTIES for your violation of OCD rules.



Sincerely,

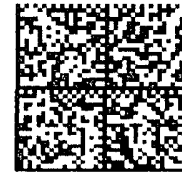
COMPLIANCE OFFICER

Hobbs OCD District Office

Note: Information in Detail Section comes directly from field inspector data entries - not all blanks will contain data.

*Significant Non-Compliance events are reported directly to the EPA, Region VI, Dallas, Texas.

EMNRD
OIL CONSERVATION DIVISION
1625 N FRENCH DRIVE
HOBBS NM 88240



HASLER 017H15554612
\$0.440
01/20/2010
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BURGUNDY OIL & GAS OF NM INC
401 W TEXAS STE 1003
MIDLAND, TX 79701