District I 1625 N. French Dr., Hobbs, NM 88240 District II 811 South First, Artesia, NM 88210 District III 1000 Rio Brazos Road, Aztec, NM 87410 1220 S. St. Francis Dr., Santa Fe, NM 87504

State of New Mexico Energy Minerals and Natural Resources

Oil Conservation Division 1220 South St. Francis Dr. Santa Fe, NM 87504

Revised March 17, 1999

Form C-129

Submit 3 Copies to appropriate District Office

NFO Permit No.

APPLICATION FOR EXCEPTION TO NO-FLARE RULE 306

(See Rule 306 and Rule 1129) A. Applicant _____ TMBR/Sharp Drilling, Inc. whose address is P.O. Drawer 10970, Midland, TX 79702 hereby requests an exception to Rule 306 for ______ days or until January , Yr 2003 , for the following described tank battery (or LACT): Name of Lease TMBR "10" State Name of Pool East Saunders Permo-Pennsylvanian Location of Battery: Unit Letter L Section 10 Township 14S Range 34E Number of wells producing into battery One В. Based upon oil production of _______ barrels per day, the estimated * volume of gas to be flared is ____ MCF; Value \$2.30 per day. C. Name and location of nearest gas gathering facility: J. L. Davis Distance 1800' Estimated cost of connection \$15,000 D. E. This exception is requested for the following reasons:

Uneconomic to connect OIL CONSERVATION DIVISION **OPERATOR** I hereby certify that the rules and regulations of the Oil Conservation Division have been complied with and that the information given above Approved Until is true and complete to the best of my knowledge and belief. Signature / Printed Name PETROLEUM ENGINÉE Title & Title Lonnie Arnold, Production Manager Date Date 3/8/02 Telephone No. 915-699-5050

Gas-Oil ratio test may be required to verify estimated gas volume.