

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

OCD Artesia

FORM APPROVED  
OMB No 1004-0133  
Expires January 31, 2004

**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.**

**SUBMIT IN TRIPLICATE- Other instructions on reverse side.**

1 Type of Well ☐ Oil Well ☐ Gas Well ☐ Other

2 Name of Operator **Devon Energy Production Company L.P.**

3a Address  
**P.O. Box 250 Artesia, New Mexico 88211**

3b Phone No (include area code)  
**575-748-0163**

4 Location of Well (Footage, Sec., T., R., M., or Survey Description)

**Section 17 T24S, R27E, Eddy County, New Mexico**

5 Lease Serial No  
**NM-112268**

6 If Indian, Allottee or Tribe Name

7 If Unit or CA/Agreement, Name and/or No

8. Well Name and No  
**Habanero 17**

9 API Well No

10 Field and Pool, or Exploratory Area

11 County or Parish, State

**12. CHECK APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE REPORT, OR OTHER DATA**

TYPE OF SUBMISSION	TYPE OF ACTION			
<input type="checkbox"/> Notice of Intent	<input type="checkbox"/> Acidize	<input type="checkbox"/> Deepen	<input type="checkbox"/> Production (Start/Resume)	<input type="checkbox"/> Water Shut-Off
<input type="checkbox"/> Subsequent Report	<input type="checkbox"/> Alter Casing	<input type="checkbox"/> Fracture Treat	<input type="checkbox"/> Reclamation	<input type="checkbox"/> Well Integrity
<input type="checkbox"/> Final Abandonment Notice	<input type="checkbox"/> Casing Repair	<input type="checkbox"/> New Construction	<input type="checkbox"/> Recomplete	<input type="checkbox"/> Other <u>install gas pipeline</u>
	<input type="checkbox"/> Change Plans	<input type="checkbox"/> Plug and Abandon	<input type="checkbox"/> Temporarily Abandon	
	<input type="checkbox"/> Convert to Injection	<input type="checkbox"/> Plug Back	<input type="checkbox"/> Water Disposal	

13 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 recompleate horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones. Attach the Bond under which the work will be performed or provide the Bond No. on file 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 recompleation 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.)

**To install 9765.28' of 3" buried poly flex line transporting 2 MMCFD at 1500 PSI in Section 17, T24S, R27E.**

30-015-36108  
30-015-39371

Accepted for record - NMOC  
DJD 9-15-11



14 I hereby certify that the foregoing is true and correct  
Name (Printed/Typed)

**Don C. Deck**

Title **Right of Way Agent**

Signature

Date

**07/22/2011**

**THIS SPACE FOR FEDERAL OR STATE OFFICE USE**

Approved by

**/s/ Don Peterson**

Title **FIELD MANAGER**

Date

**SEP 7 2011**

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 FIELD OFFICE**

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.

(Instructions on page 2)

## 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 to local area, or regional procedures and practices, either are shown below or will be issued by, or may be obtained from the local Federal office.

## SPECIFIC INSTRUCTIONS

*Item 4* - Locations on Federal or Indian land should be described in accordance with Federal requirements. Consult the local Federal office for specific instructions.

*Item 13* - 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.

## NOTICE

The Privacy Act of 1974 and the regulation in 43 CFR 2.48(d) provide that you be furnished the following information in connection with information required by this application.

**AUTHORITY:** 30 U.S.C. 181 et seq., 351 et seq., 25 U.S.C. 396; 43 CFR 3160.

**PRINCIPAL PURPOSE:** The information is used to: (1) Evaluate, when appropriate, approve applications, and report completion of subsequent well operations, on a Federal or Indian lease, and (2) document for administrative use, information for the management, disposal and use of National Resource lands and resources, such as: (a) evaluating the equipment and procedures to be used during a proposed subsequent well operation and reviewing the completed well operations for compliance with the approved plan; (b) requesting and granting approval to perform those actions covered by 43 CFR 3162.3-2, 3162.3-3, and 3162.3-4; (c) reporting the beginning or resumption of production, as required by 43 CFR 3162.4-1(c) and (d) analyzing future applications to drill or modify operations in light of data obtained and methods used.

**ROUTINE USES:** Information from the record and/or the record will be transferred to appropriate Federal, State, local or foreign agencies, when relevant to civil, criminal or regulatory investigations or prosecutions in connection with congressional inquiries or to consumer reporting agencies to facilitate collection of debts owed the Government.

**EFFECT OF NOT PROVIDING THE INFORMATION:** Filing of this notice and report and disclosure of the information is mandatory for those subsequent well operations specified in 43 CFR 3162.3-2, 3162.3-3, 3162.3-4.

The Paperwork Reduction Act of 1995 requires us to inform you that:

This information is being collected to evaluate proposed and/or completed subsequent well operations on Federal or Indian oil and gas leases.

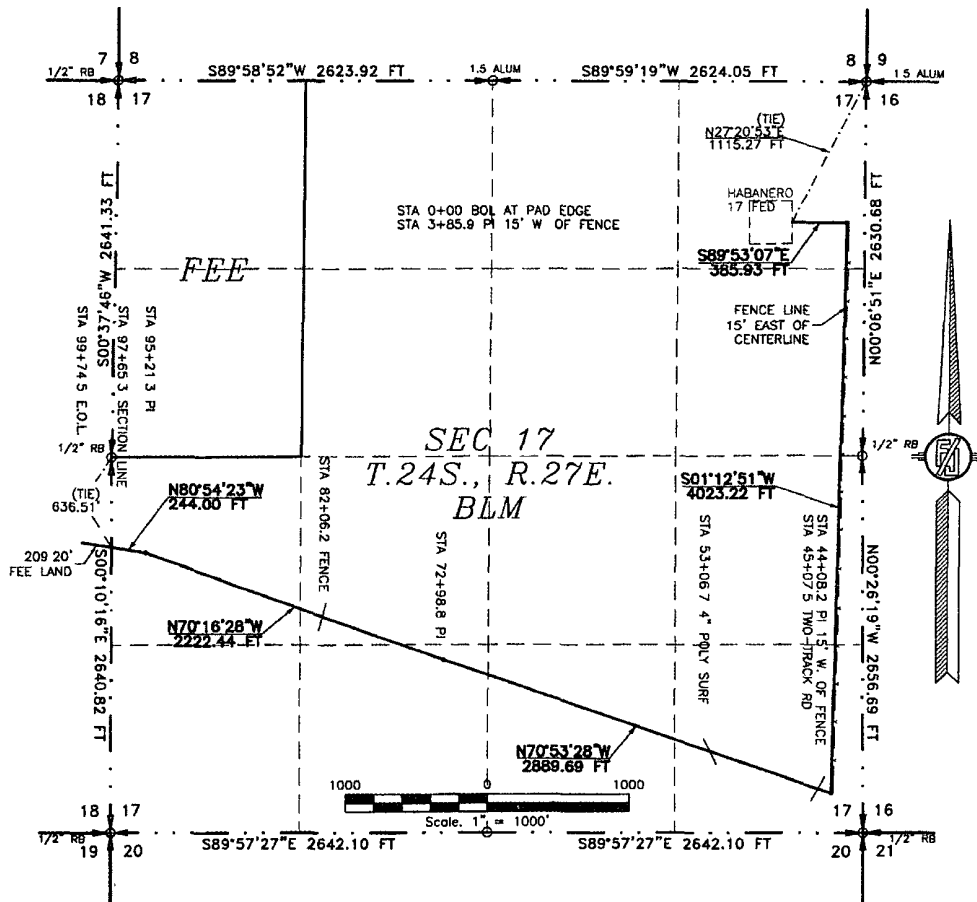
Response to this request is mandatory.

BLM would like you to know that you do not have to respond to this or any other Federal agency-sponsored information collection unless it displays a currently valid OMB control number

## BURDEN HOURS STATEMENT

Public reporting burden for this form is estimated to average 25 minutes per response, including the time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to U.S. Department of the Interior, Bureau of Land Management (1004-0135), Bureau Information Collection Clearance Officer, (WO-630), Mail Stop 401 LS, 1849 C St., N.W., Washington D.C. 20240

**DEVON ENERGY PRODUCTION COMPANY, L.P.**  
**CENTERLINE SURVEY OF A PIPELINE CROSSING**  
**SECTION 17, TOWNSHIP 24 SOUTH, RANGE 27 EAST, N.M.P.M.**  
**EDDY COUNTY, STATE OF NEW MEXICO**  
**JUNE 2011**



**DESCRIPTION**

A STRIP OF LAND 30 FEET WIDE CROSSING BUREAU OF LAND MANAGEMENT LAND IN SECTION 17, TOWNSHIP 24 SOUTH, RANGE 27 EAST, N.M.P.M., EDDY COUNTY, STATE OF NEW MEXICO AND BEING 15 FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE SURVEY:

BEGINNING AT A POINT WITHIN THE NE/4 NE/4 OF SAID SECTION 17, TOWNSHIP 24 SOUTH, RANGE 27 EAST, N.M.P.M., WHENCE THE NORTHEAST CORNER OF SAID SECTION 17, TOWNSHIP 24 SOUTH, RANGE 27 EAST, N.M.P.M. BEARS N27° 20'53\"E, A DISTANCE OF 1115.27 FEET;  
 THENCE S89° 53'07\"E A DISTANCE OF 385.93 FEET TO AN ANGLE POINT OF THE LINE HEREIN DESCRIBED;  
 THENCE S01° 12'51\"W A DISTANCE OF 4023.22 FEET TO AN ANGLE POINT OF THE LINE HEREIN DESCRIBED;  
 THENCE N70° 16'28\"W A DISTANCE OF 2889.69 FEET TO AN ANGLE POINT OF THE LINE HEREIN DESCRIBED;  
 THENCE N70° 16'28\"W A DISTANCE OF 2222.44 FEET TO AN ANGLE POINT OF THE LINE HEREIN DESCRIBED;  
 THENCE N80° 54'23\"W A DISTANCE OF 244.00 FEET THE TERMINUS OF THIS CENTERLINE SURVEY, WHENCE THE WEST QUARTER CORNER OF SAID SECTION 17, TOWNSHIP 24 SOUTH, RANGE 27 EAST, N.M.P.M. BEARS N00° 10'16\"W, A DISTANCE OF 636.51 FEET.

SAID STRIP OF LAND BEING 9765.28 FEET OR 591.84 RODS IN LENGTH, CONTAINING 6.725 ACRES MORE OR LESS AND BEING ALLOCATED BY FORTIES AS FOLLOWS.

NE/4 NE/4	710.11 L.F.	43.04 RODS	0.489 ACRES
SE/4 NE/4	1315.83 L.F.	79.75 RODS	0.906 ACRES
NE/4 SE/4	1328.40 L.F.	80.51 RODS	0.915 ACRES
SE/4 SE/4	2215.37 L.F.	134.26 RODS	1.526 ACRES
SW/4 SE/4	1394.98 L.F.	84.54 RODS	0.961 ACRES
SE/4 SW/4	649.15 L.F.	39.34 RODS	0.447 ACRES
NE/4 SW/4	755.67 L.F.	45.80 RODS	0.520 ACRES
NW/4 SW/4	1395.78 L.F.	84.59 RODS	0.961 ACRES

**SURVEYOR CERTIFICATE**

I, FILMON F. JARAMILLO, A NEW MEXICO PROFESSIONAL SURVEYOR NO 12797, HEREBY CERTIFY THAT I HAVE CONDUCTED AND AM RESPONSIBLE FOR THIS SURVEY, THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR LAND SURVEYING IN THE STATE OF NEW MEXICO.

IN WITNESS WHEREOF, THIS CERTIFICATE IS EXECUTED AT CARLSBAD, NEW MEXICO, THIS 17th DAY OF JUNE 2011

(Signature of Filmon F. Jaramillo)  
 FILMON F. JARAMILLO, P.L.S., 12797  
 301 SOUTH CANAL  
 CARLSBAD, NEW MEXICO 88220  
 (575) 708-9622

**GENERAL NOTES**

- 1.) THE INTENT OF THIS ROUTE SURVEY IS TO ACQUIRE AN EASEMENT ACROSS BLM LAND.
- 2.) BASIS OF BEARING IS NEW MEXICO STATE PLANE EAST ZONE MODIFIED TO SURFACE COORDINATES.

**SURVEY NO. 426**

**MADRON SURVEYING, INC. CARLSBAD, NEW MEXICO**

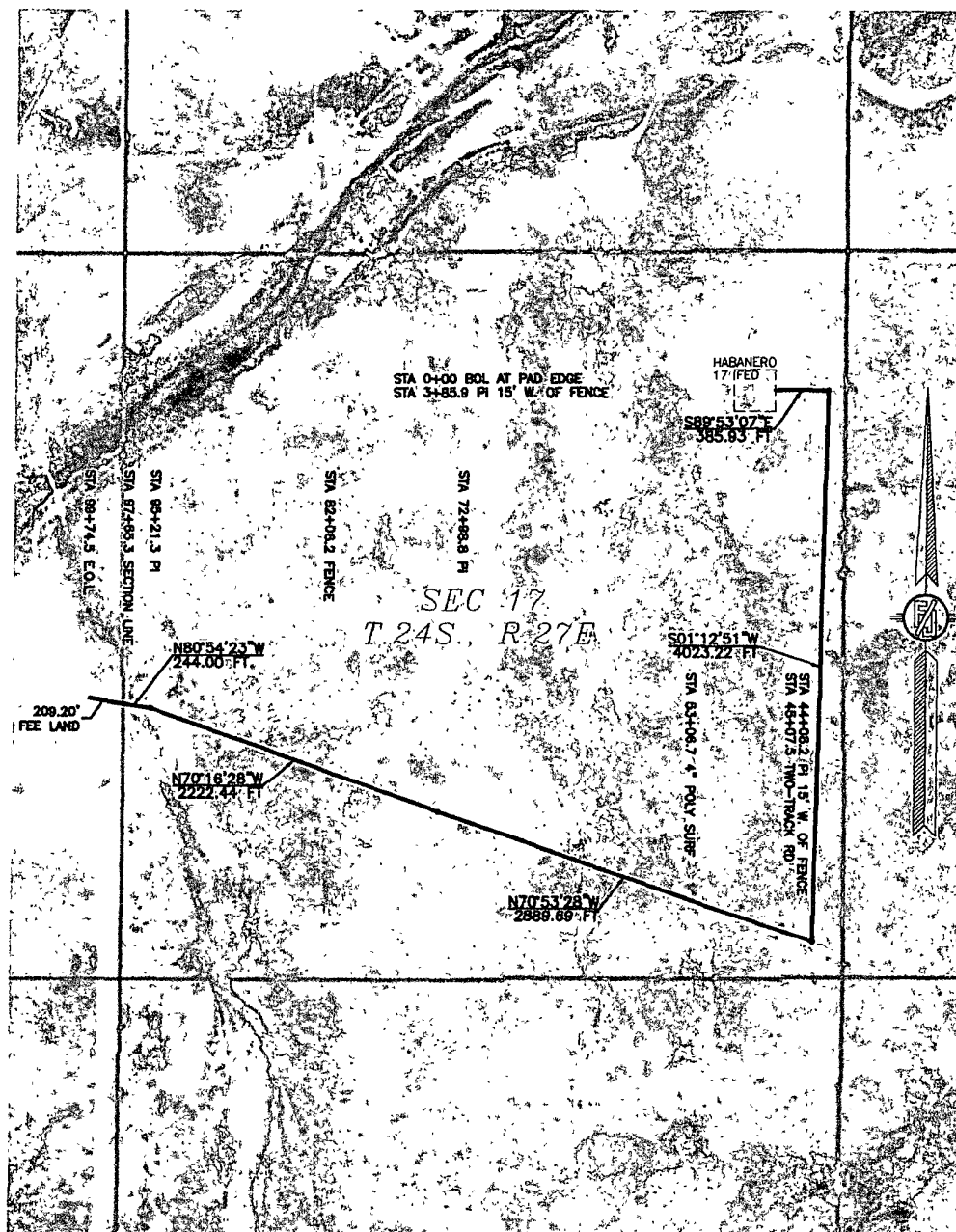
MADRON SURVEYING, INC.  
 301 SOUTH CANAL  
 CARLSBAD, NEW MEXICO 88220  
 Phone (575) 706-9672

[illegible]

**MADRON SURVEYING, INC.** 301 SOUTH CANAL (575) 708-9672 **CARLSBAD, NEW MEXICO**

301 SOUTH CANAL  
(575) 708-9672

DEVON ENERGY PRODUCTION COMPANY, L.P.  
 CENTERLINE SURVEY OF A PIPELINE CROSSING  
 SECTION 17, TOWNSHIP 24 SOUTH, RANGE 27 EAST, N.M.P.M.  
 EDDY COUNTY, STATE OF NEW MEXICO  
 JUNE 2011



Lease #: NM-112268  
**Devon Energy Production Company, LP**  
**Habanero 17 Federal 1H Buried Gas Pipeline**

BURIED PIPELINE STIPULATIONS

BLM personnel may request a copy of your permit during construction to ensure compliance with all stipulations.

Special Requirements:

Avoid N-S oriented allotment boundary fence to the east of the project area. Waddles and other erosion control products will be made from biodegradable materials to mitigate damage to livestock if ingested.

Avoid Range Study area. Limit disturbance to N. side of existing two-track road where practical. Ensure that erosion controls and other surface disturbing actions do not occur within 300' of the study plot.

A pre-construction meeting with the proponent, construction representative, and the BLM is required. Contact Paul Evans – BLM ROW Compliance, at (575) 361-7548

Earthen berms and commercially-available erosion control devices will be emplaced in critical locations to slow the movement of water down-slope.

Driving the east-west portion of this project area after completion of the pipeline is not allowed. Pipeline inspections by Devon representatives will be conducted on foot or all-terrain vehicle.

Holder agrees to comply with the following stipulations 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 grant.
2. The Holder shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated. In any event, the holder shall comply with the Toxic Substances Control Act of 1976 as amended, 15 USC 2601 et seq. (1982) with regards to any toxic substances that are used, generated by or stored on the right-of-way or on facilities authorized under this right-of-way grant. (See 40 CFR Part 702-799 and especially, provisions on polychlorinated biphenyls, 40 CFR 761.1-761.193.) Additionally, any release of toxic substances (leaks, spills, etc.) in excess of the reportable quantity established by 40 CFR Part 117 shall be reported as required by the Comprehensive Environmental Response, Compensation, and Liability Act, section 102b. A copy of any report required or requested by any Federal agency or State government as a result of a reportable release or spill of any toxic substances shall be furnished to the authorized officer concurrent with the filing of the reports to the involved Federal agency or State government.
3. The holder agrees to indemnify the United States against any liability arising from the release of any hazardous substance or hazardous waste (as these terms are defined in the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. 9601, et seq. or the Resource Conservation and Recovery Act, 42 U.S.C. 6901, et seq.) on the Right-of-Way (unless the release or threatened release is wholly unrelated to the Right-of-Way holder's activity on the Right-of-Way), or resulting from the activity of the Right-of-Way holder on the Right-of-Way.

This agreement applies without regard to whether a release is caused by the holder, its agent, or unrelated third parties.

4. If, during any phase of the construction, operation, maintenance, or termination of the pipeline, any oil or other pollutant should be discharged from the pipeline system, impacting Federal lands, the control and total removal, disposal, and cleaning up of such oil or other pollutant, wherever found, shall be the responsibility of holder, regardless of fault. Upon failure of holder to control, dispose of, or clean up such discharge on or affecting Federal lands, or to repair all damages resulting therefrom, on the Federal lands, 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.

5. All construction and maintenance activity will be confined to the authorized right-of-way.

- a. Temporary use of a 25' ROW is authorized. This includes truck travel along corridor and movement of other wheeled vehicles in the work area.

6. The pipeline will be buried with a minimum cover of **36** inches between the top of the pipe and ground level.

7. Blading of all vegetation will be allowed: maximum width of blading is **15** feet. Blading is defined as the complete removal of brush and ground vegetation.

Clearing is allowed, maximum total width of disturbance will not exceed **25** feet. Clearing defined as the removal of brush while leaving ground vegetation (grasses, weeds, etc.) intact. Clearing is best accomplished by holding the blade 4 to 6 inches above the ground surface.

Maximum **combined width** of blading and clearing operations **will not exceed 25** feet.

8. 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.

9. Vegetation, soil, and rocks left as a result of construction or maintenance activity will be randomly scattered on this right-of-way and will not be left in row, piles, or berms, unless otherwise approved by the Authorized Officer. A berm will be left over the ditch line to allow for settling back to grade.

10. In those areas where erosion control structures are required to stabilize soil conditions, the holder will install such structures as are suitable for the specific soil conditions being encountered and which are in accordance with sound resource management practices.

11. The holder will reseed. Seeding will be done according to the attached seeding requirements, using the following seed mix:

Seed Mix #1

12. All above-ground structures not subject to safety requirements shall be painted by the holder to blend with the natural color of the landscape. The paint used shall be color which simulates "Standard Environmental Colors" – **Shale Green**, Munsell Soil Color No. 5Y 4/2.

13. The pipeline will be identified by signs at the point of origin and completion of the right-of-way and at all road crossings. At a minimum, signs will state the holder's name, BLM serial number, and the product being transported. All signs and information thereon will be posted in a permanent, conspicuous manner, and will be maintained in a legible condition for the life of the pipeline.



14. The holder shall not use the pipeline route as a road for purposes other than routine maintenance as determined necessary by the Authorized Officer in consultation with the holder. The holder will take whatever steps are necessary to ensure that the pipeline route is not used as a roadway.

15. Any cultural and/or paleontological resources (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf, on public or Federal land 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.

16. Special Stipulations:

Timing Limitation Stipulation/Condition of Approval for Lesser Prairie-Chicken: Oil and gas activities including 3-D geophysical exploration, and drilling will not be allowed in lesser prairie-chicken habitat during the period from March 1st through June 15th annually. During that period, other activities that produce noise or involve human activity, such as the maintenance of oil and gas facilities, geophysical exploration other than 3-D operations, and pipeline, road, and well pad construction, will be allowed except between 3:00 am and 9:00 am.

Your 25' right-of-way Explained:

