Form 3160-5 (June 1990)

UNITED STATES DEPARTMENT OF THE INTERIOR

FORM APPROVED Budget Bureau No. 1004-0135 Expires: March 31, 1993

BUREAU OF	5. Lease Designation and Serial No. NM 9523			
SUNDRY NOTICES Do not use this form for proposals to di Use "APPLICATION FO	6. If Indian, Allonoe or Tribe Name			
SUBMIT	7. If Unit or CA, Agreement Designation			
<u> </u>	1400, DENVER CO 80202	8. Weil Name and No. Dome Federal 17-27-13 # L 9. API Well No. 30-045-24049 10. Field and Pool, or Exploratory Area Basin Frtld Coal 11. County or Parish, State San Juan, NH		
CHECK APPROPRIATE BOX	s) TO INDICATE NATURE OF NOTICE, REPOF	RT, OR OTHER DATA		
TYPE OF SUBMISSION	TYPE OF ACTION			
Notice of Intent	Abandonment	Change of Plans		
Subsequent Report	Recompletion Plugging Back Casing Repair	New Construction Non-Routine Fracturing Water Shut-Off		
Final Abandonment Notice	Altering Casing Other Return to Production	Conversion to Injection Dispose Water (Note: Report results of multiple completion on Well Completion or Recompletion Report and Log form.)		
give subsurface locations and measured and true verba	Il pertinent details, and give pertinent dates, including estimated date of starting call depths for all markers and zones pertinent to this work.)* O RESOLUTION OF THE AL PRODUCTS INDUSTRY MANAGEMENT BO			
	DEOES 17 12 D	RECEIVED 97 FEB 28 AM IO: 16 070 FASHAINGTON, NM		

4. I hereby certafy that the foregoing is true and correct						
Signed Signed	Title J.	KEITH	EDWARDS,	PRES.	Date	
(This space for Federal or State office use)				AUCEPT	ED FOR REC OF	
Approved by Conditions of approval, if any:	Tide	7		MA	NR 0 5 1997	
Tile 18 U.S.C. Section 1001, makes it a crime for any person kn r representations as to any maker within its jurisdiction.	owingly and willfully to	make to any o	epartment or agency	of the United SMING	TONDISTRICTORICE	nt statemen

OIL COM. DAY.

RESOLUTION OF THE NAVAJO AGRICULTURAL PRODUCTS INDUSTRY MANAGEMENT BOARD

Recommending to the Resources Committee of the Navajo Nation Council to Approve
Four Sundry Notices for permission to construct a gas pipeline for J.K. Edwards
Associates Inc. On, Over and Across Navajo Indian Irrigation Project Lands, San Juan
County, New Mexico.

WHEREAS:

- 1. Pursuant to 5 N.T.C. 1604 (1) the Navajo Agricultural Products Industry Management Board has the authority and responsibility for the management and operation of the Navajo Agricultural Products Industry (NAPI), a wholly owned agribusiness enterprise of the Navajo Nation; and
- 2. J.K. Edwards Associates Inc., 7415 E. Main, Farmington New Mexico, 87401 has submitted four (4) Sundry Notices for Permission to immediately lay a temporary 2 inch polypipeline on the surface for water and gas between four gas wells and follow with a 2 inch permanent underground installation on, over and across lands within the Navajo Indian Irrigation Project (NIIP) described as:
 - a. Dome Federal #4, 1830 feet FNL, 1690 feet FEL, Section 17, T27N, R13W, NMPM, San Juan County, New Mexico, consisting of a pipeline 3,000 feet in length (Sundry Notice and map attached hereto as NAPI Attachment 1).
 - b. Ross Federal #1, 990 feet FNL, 1190 feet FEL, Section 4, T26N, R13W, NMPM, San Juan County, New Mexico, consisting of a pipeline 4,500 feet 34,500 feet in length (Sundry Notice and map attached hereto as NAPI Attachment 2).
 - c. Ross Federal #2, 1520 feet FSL, 1520 feet FEL, Section 4, T26N, R13W, NMPM, San Juan County, New Mexico, consisting of a pipeline 4,670 feet in length (Sundry Notice and map attached hereto as NAPI Attachment 3).
 - d. Amour Federal ##, 970 feet FEL, 1350 feet FEL, Section 4, T26N, R13W, Annual County, New Mexico, consisting of a a pipeline 4,670 feet in length (Sundry Notice and map attached hereto as NAPI Attachment 4).

3. The NAPI Management Board has reviewed the four Sundry Notices for Permission to lay a temporary and permanent two inch water and gas lines within the NIIP lands in consideration of the ongoing development activities, safety, and environmental concerns.

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1. In consideration of the safety, environmental and ongoing development activities on the NIIP lands, The NAPI Management Board hereby recommends the approval of the four Sundry Notice as described herein to the Resources Committee of the Navajo Nation Council for J.K. Edwards Associates Inc. to construct only the permanent 2 inches diameter gas lines as indicated on the NAPI Attachment 1,2,3,and 4 for a period of 10 years.
- 2. J.K. Edwards Associates Inc. will have the option to renew the four Sundry Notice for an additional 10 year period subject to review and renegotiation of the terms and conditions of the Sundry Notice by NAPI Management Board.
- 3. The NAPI Management Board further recommends that the Resources Committee of the Navajo Nation Council include the NAPI stipulations attached hereto as NAPI Attachment 5.
- 4. The NAPI Management Board further provides that the approval of the four Sundry Notice, as described herein, shall commence within 12 months from the date of final approval, otherwise, this grant of approval shall be null and void.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Management Board of Navajo Agricultural Products Industry at a duly called meeting at Farmington, New Mexico, at which a quorum was present and that same was passed by a vote of _ in favor and, _ opposed and _ abstained, this 26th day of February, 1997.

Motion: Second:

> Duane H. Yazzie, Chairman NAPI Management Board

NAPI ATTACHMENT "5"

STIPULATION USE OF NAPI/NIIP LANDS BY

J.K. Edwards Associates, Incorporated

Dome Federal #4, S27N, R13W
Ross Federal #1, S4, T26N, R13W
Ross Federal #2, S4, T26N, R13W
Armour Federal #4, S4, T26N, R13W

- 1. J.K. Edwards Associates Inc. agrees to obtain any other permits or licenses required by any other lawful authority
- 2. In consideration of the ongoing development activities, safety, and environmental concerns only the permanent 2 inches diameter gas lines shall be constructed.
- 3. J.K. Edwards Associates Inc., agrees to indemnify and hold harmless NAPI, the NAVAJO NATION and the UNITED STATES, its employees, agents from any loss or damage and from any liability on account of or claims for personal injury, death, or property damage arising out of J.K. Edwards Associates Inc. exercise of the privilege (s) granted herein
- 3. J.K. Edwards Associates Inc. shall pay NAPI \$17.50 per rod for pipeline and access road described herein escalated at 3.5% annually.
- 4. J.K. Edwards Associates Inc. shall have the right to assign its interest to its successors, heirs, or assigns and this agreement shall be binding on those successors, heirs or assigns.
- 5. Any pipes installed in the field must be marked and have a tracer if it is not a metal pipe. Any pipes installed below ground shall have at least a minimum of 4 feet of ground cover, and any pipes crossing future NAPI or NIIP pipes must cross below and maintain a minimum of 18" between the NAPI or NIIP pipe and the pipe to be installed.
- 6. J.K. Edwards Associates Inc. shall cross the Burnham lateral at the concrete bridge for N4178 in accordance with designs subject to approval of NAPI for the proposed line from Ross Federal #2 to the Dugan Kingfisher, and also the Ross Federal #1 to the the Dugan Kingfisher.
- 7. JK Edwards Associates Inc. Shall be responsible for the costs associated with the realingnment or relocation of the pipelines authorized herein if such facilities conflict with the future construcion and, maintenance of the NAPI and/or NIIP facilities