

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENTFORM APPROVED
OMB NO. 1004-0135
Expires: July 31, 2010**HOBBS OCD****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.

SEP 12 2016

SUBMIT IN TRIPLICATE - Other instructions on reverse side.

1. Type of Well <input type="checkbox"/> Oil Well <input type="checkbox"/> Gas Well <input checked="" type="checkbox"/> Other: INJECTION		5. Lease Serial No. NMLC063458
2. Name of Operator CONOCOPHILLIPS COMPANY ✓ Contact: JEFFREY KAUSER E-Mail: Jeffrey.Kauser@conocophillips.com		6. If Indian, Allottee or Tribe Name
3a. Address MIDLAND, TX 79710	3b. Phone No. (include area code) Ph: 432-688-9038	7. If Unit or CA/Agreement, Name and/or No. 892000601H
4. Location of Well (Footage, Sec., T., R., M., or Survey Description) Sec 35 T20S R38E NWNW 660FNL 660FWL ✓		8. Well Name and No. WARREN UNIT 79 ✓
		9. API Well No. 30-025-26632-00-S1
		10. Field and Pool, or Exploratory WARREN
		11. County or Parish, and State LEA COUNTY, NM

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

TYPE OF SUBMISSION	TYPE OF ACTION			
<input checked="" 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 checked="" type="checkbox"/> Other
	<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 recompleat 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 recompleat 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.)

ConocoPhillips Company request permission to reroute and upgrade a 2" buried steel injection line from the Warren Unit #79 (located in the NWNW of Section 35, T20S, R38E) to the Injection Header (located in the NESW of Section 26, T20S, R38E).

The new buried pipeline will be a 4" O.D. or less Fiberspar injection line approximately 4,618.93ft in length. The pipeline will transport produced water at an estimated operating pressure of 1,000 PSI+/- The pipeline will be buried with a minimum cover of 36 inches between the top of the pipe and ground level.

The pipeline route will follow existing road corridors to keep surface disturbance to a minimum. The new pipeline route will also assist ConocoPhillips Company personnel in detecting possible leaks on the pipeline as soon as they occur.

14. I hereby certify that the foregoing is true and correct. Electronic Submission #289646 verified by the BLM Well Information System For CONOCOPHILLIPS COMPANY, sent to the Hobbs Committed to AFMSS for processing by LINDA JIMENEZ on 08/26/2015 (15LJ1762SE)	
Name (Printed/Typed) MYRA H HARRISON	Title PTRRC-CONTRACT AGENT
Signature (Electronic Submission)	Date 01/27/2015

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved By <i>Cody A. Lytle</i>	Title <i>for</i> FIELD MANAGER	Date <i>09/10/11</i>
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.		Office 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.

**** BLM REVISED ** BLM REVISED ** BLM REVISED ** BLM REVISED ** BLM REVISED ****

Additional data for EC transaction #289646 that would not fit on the form

32. Additional remarks, continued

The existing pipeline will be flushed, capped and abandoned in place.

Construction will begin as soon as BLM Approval Notification has been received. Preferred start date 4-1-2015.

Please contact ConocoPhillips Company's local PTRRC-Contract Agent, Myra Harrison at 575-441-1805 for additional information or assistance concerning this project.



Myra Harrison
Contract Agent, PTRRC
ConocoPhillips Company
P. O. Box 1012
Hobbs, NM 88241
Phone: 432-688-6834
Cell: 575-441-1805
Myra.Harrison@contractor.conocophillips.com

January 27, 2015

Cody Layton, Natural Resource Specialist
Bureau of Land Management
Carlsbad Field Office
620 E Greene Street
Carlsbad, NM 88220

Dear Mr. Layton,

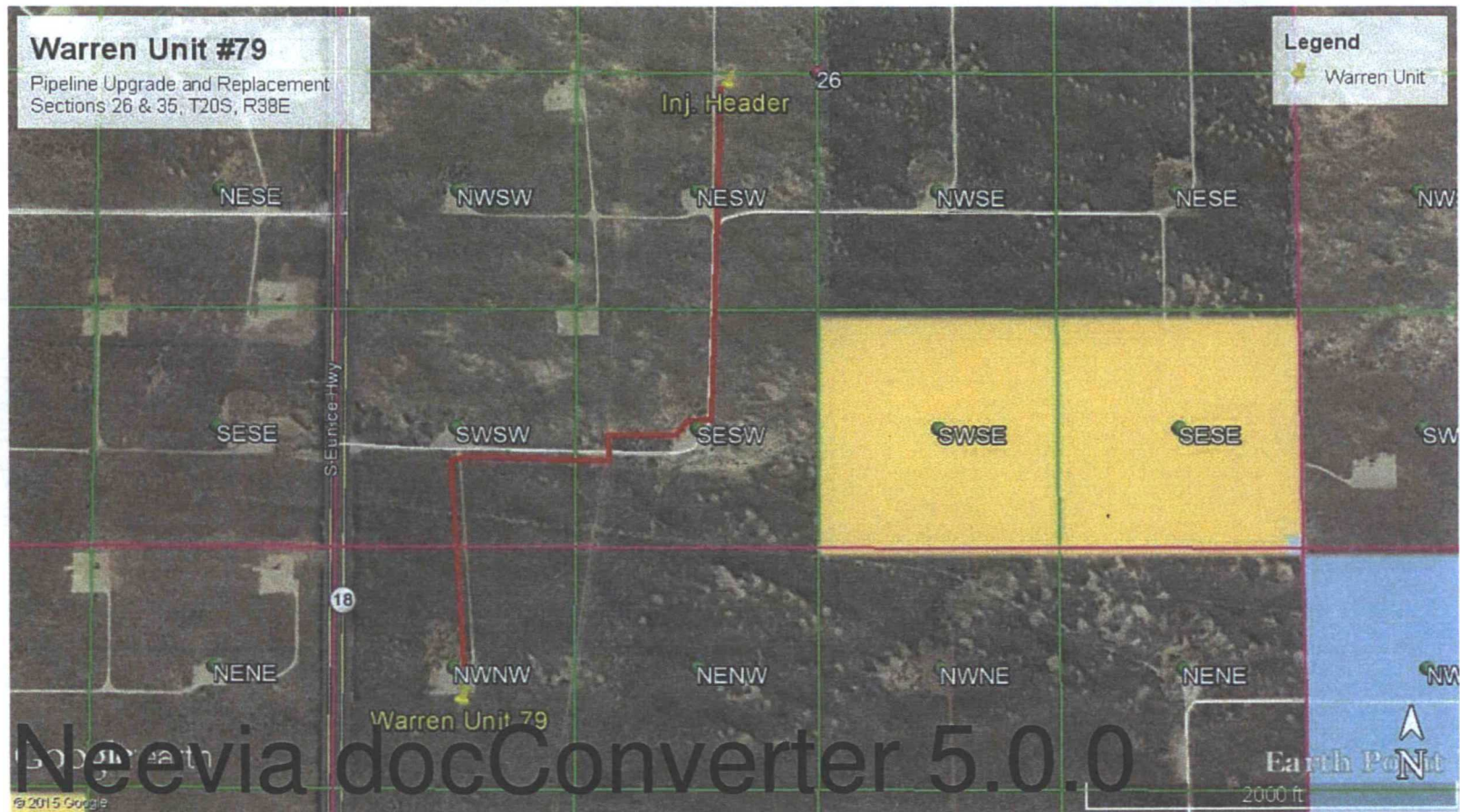
Please find attached ConocoPhillips Company Sundry Notice (Form, 3160-5) requesting the permission to upgrade and reroute a 2" buried steel injection line from the Warren Unit #79 Well located in the NWNw of Section 35, T20S R38E to the Injection Header located in the NESW of Section 26 T20S, R38E. The new buried pipeline will be a 4" O.D. or less Fiberspar injection line approximately 4,618.93ft in length. The injection line will transport produced water at an estimated operating pressure of 1,000PSI+/-.

The pipeline route will follow existing road corridors to keep surface disturbance to a minimum. The new route will also assist ConocoPhillips Company personnel in detecting possible leaks on the pipeline as soon as they occur.

Please feel free to contact me at 575-441-1805 if you should have any questions or need additional information.

Sincerely,

Myra Harrison
PTRRC –Contract Agent
ConocoPhillips Company





LW SURVEY COMPANY
1720 N. DEL PASO
HOBBBS, NM 88240
575-864-8858

LEA COUNTY, NEW MEXICO
SECTION 35, T-20-S, R-38-E
Warren Unit #79 Injection Line Replacement
Proposed 30' Pipeline Easement for ConocoPhillips Company
EXHIBIT "B"

W F M RANCH LTD, ET AL
CALLED 640 ACRES
BOOK 1391, PG. 427
D.R.L.C.N.M.
TOTAL PROPOSED CENTERLINE OF
30' PIPELINE EASEMENT
LENGTH = 708.37 FEET or 42.93 RODS
PERMANENT ACREAGE = 0.45 ACRES

NOTES:

- THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE COMMITMENT AND THEREFORE LW SURVEY CO. HAS NOT RESEARCHED OR SHOWN OWNERSHIP OR ANY OTHER EASEMENTS, RIGHT-OF-WAY, VARIANCES AND OR AGREEMENTS OF RECORD EXCEPT AS SHOWN HEREON.
- THE BEARINGS AND LAT/LONS SHOWN HEREON WERE ESTABLISHED BY NEW MEXICO STATE PLANE EAST, NAD 27. ALL DISTANCES SHOWN HEREON ARE GROUND DISTANCES AND ARE IN U.S. SURVEY FEET. TO OBTAIN GRID DISTANCES MULTIPLY VALUES GIVEN HEREON BY 0.99976719.
- THIS EXHIBIT IS NOT A MONUMENTED BOUNDARY SURVEY.

I HEREBY CERTIFY THAT THIS PLAT WAS PREPARED FROM FIELD NOTES OF AN ACTUAL SURVEY AND MEETS OR EXCEEDS ALL REQUIREMENTS FOR LAND SURVEYS AS SPECIFIED IN THIS STATE.

L W Farley
LEROY W. FARLEY, NEW MEXICO PLS NO. 17320
FOR AND ON BEHALF OF LW SURVEY CO.



SCALE: 1" = 1000'

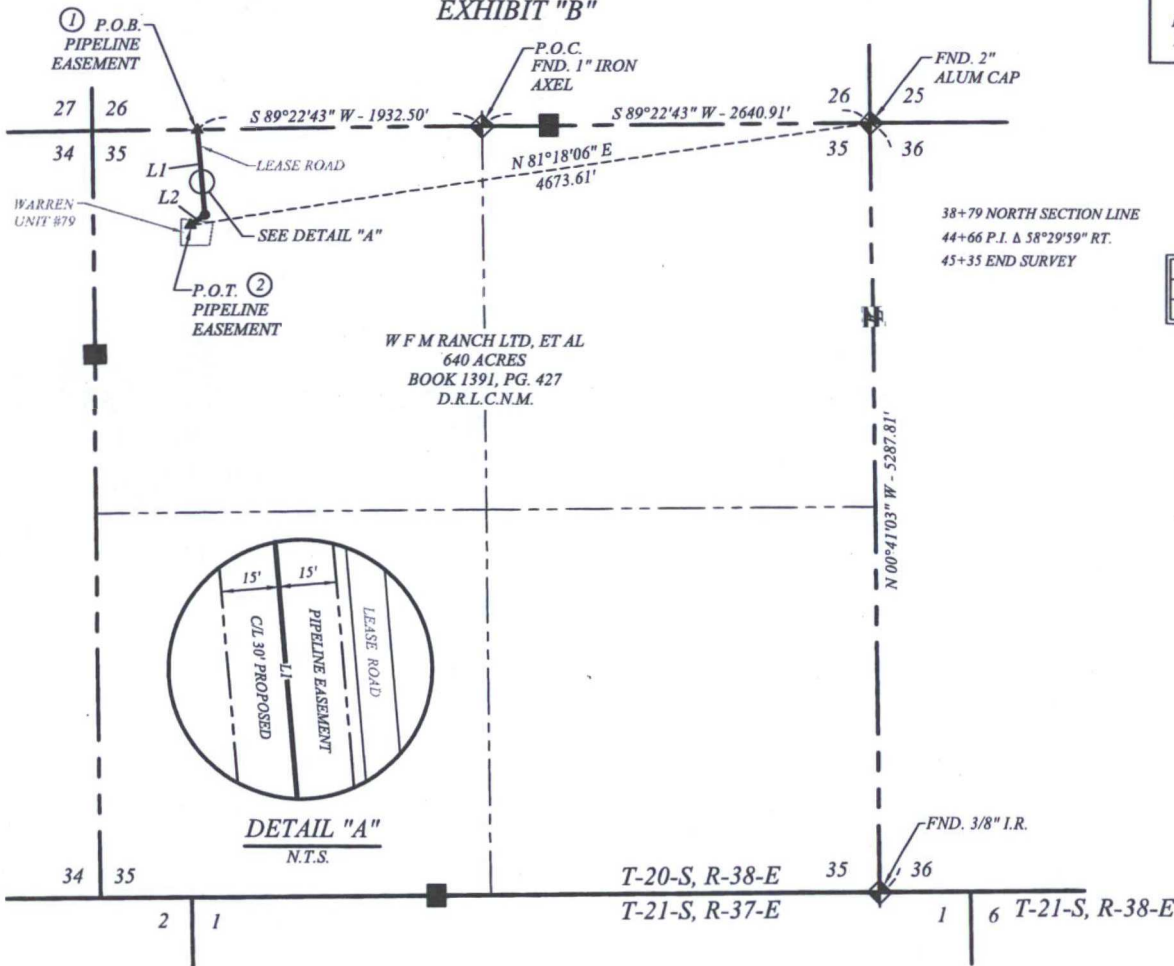
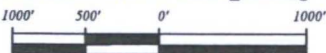
DATE: 01/09/15

NUMBER: 51018.19-LE-002

REV.: 1

DRAWN: SB

FILE NAME: 51018.19-LE-002_Rev1.dwg



GEOGRAPHIC COORDINATES BASED ON
NORTH AMERICAN DATUM 1927
X - DENOTES POINT NUMBER

PT. NO.	LATITUDE	LONGITUDE
1	32.536670 N	103.125053 W
2	32.534865 N	103.125229 W

DEFLECTION ANGLES ROUNDED
TO NEAREST DEGREE

LINE	BEARING	DISTANCE
L1	S 04°54'39\" E	587.77'
ANGLE		
L2	S 53°34'40\" W	120.60'

LEGEND

○	PROPERTY CORNERS FOUND
●	P.I. STATION
○	TREE
◆	FOUND SECTION CORNER
⊕	VALVE SITE
⊙	POWER POLES
— P —	EXISTING POWER LINE
— R —	EXISTING PIPELINE
— X —	EXISTING FENCE LINE
—	PROPERTY LINES
—	EASEMENT LINES
—	CENTERLINE PIPELINES
---	TEMPORARY WORK SPACE
---	PAD LINES PER THIS SURVEY

**LEA COUNTY, NEW MEXICO
SECTION 35, T-20-S, R-38-E
WARREN UNIT #79 INJECTION LINE REPLACEMENT
Pipeline Easement for ConocoPhillips Company**

EXHIBIT "A"

CENTERLINE DESCRIPTION OF A 30 FOOT WIDE EASEMENT LYING WITHIN A CALLED 640.00 ACRE TRACT OF LAND SITUATED IN SECTION 35, T-20-S, R-38-E, AND BEING THAT PROPERTY OF W F M RANCH LTD, ET AL, RECORDED IN BOOD 1391, PAGE 427, OF THE DEED RECORDS OF LEA COUNTY, NEW MEXICO, AND BEING 15 FEET ALONG EACH SIDE OF THE CENTERLINE OF SAID EASEMENT DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND 1 INCH IRON AXEL MARKING THE NORTHEAST CORNER OF THE NORTHWEST 1/4 OF SECTION 35;

THENCE S 89°22'43" W A DISTANCE OF 1932.50 FEET TO THE **POINT OF BEGINNING** OF THIS HEREIN DESCRIBED 30 FOOT WIDE EASEMENT;

THENCE S 04°54'39" E A DISTANCE OF 587.77 FEET;

THENCE S 53°34'40" W A DISTANCE OF 120.60 FEET TO THE **POINT OF TERMINATION** OF THIS HEREIN DESCRIBED 30 FOOT WIDE EASEMENT, AND FROM WHICH A FOUND 2 INCH ALUMINUM CAP MARKING THE NORTHEAST CORNER OF SECTION 35 BEARS N 81°18'06" E A DISTANCE OF 4673.61 FEET, BEING 708.37 FEET OR 42.93 RODS IN LENGTH AND CONTAINING 0.45 ACRES OF LAND, MORE OR LESS.

THE SIDE LINES OF THIS EASEMENT ARE TO BE LENGTHENED OR SHORTENED TO MEET AT ALL ANGLE POINTS.

For reference and further information see Dwg. No. 51018.19-LE-002 prepared by LW Survey Company dated 01/09/15.

Basis of Bearing: G.P.S., NM East Zone, NAD 27


LeRoy W. Farley
Professional Surveyor No. 17320





LW SURVEY COMPANY
1720 N. DEL PASO
HOBBBS, NM 86240
575-964-8858

LEA COUNTY, NEW MEXICO
SECTION 26, T-20-S, R-38-E
Warren Unit #79 Injection Line Replacement
Proposed 30' Pipeline Easement for ConocoPhillips Company
EXHIBIT "B"

NOTES

1. THIS EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE COMMITMENT AND THEREFORE LW SURVEY CO. HAS NOT RESEARCHED OR SHOWN OWNERSHIP OR ANY OTHER EASEMENTS, RIGHT-OF-WAY, VARIANCES AND OR AGREEMENTS OF RECORD EXCEPT AS SHOWN HEREON.
2. THE BEARINGS AND LAT/LONS SHOWN HEREON WERE ESTABLISHED BY NEW MEXICO STATE PLANE EAST, NAD 27. ALL DISTANCES SHOWN HEREON ARE GROUND DISTANCES AND ARE IN U.S. SURVEY FEET. TO OBTAIN GRID DISTANCES MULTIPLY VALUES GIVEN HEREON BY 0.99976719.
3. THIS EXHIBIT IS NOT A MONUMENTED BOUNDARY SURVEY.

I HEREBY CERTIFY THAT THIS PLAT WAS PREPARED FROM FIELD NOTES OF AN ACTUAL SURVEY AND MEETS OR EXCEEDS ALL REQUIREMENTS FOR LAND SURVEYS AS SPECIFIED IN THIS STATE.

L. W. Farley
LEROY W. FARLEY, NEW MEXICO REG. NO. 17320
FOR AND ON BEHALF OF LW SURVEY CO.



SCALE: 1" = 1000'

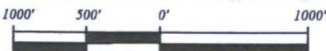
DATE: 01/12/15

NUMBER: 51018.19-LE-001 (1 OF 2)

REV.: 2

DRAWN: SB

FILE NAME: 51018.19-LE-001_Rev2.dwg



MC CASLAND LTD PARTNERSHIP
CALLED 320 ACRES
BOOK 979, PG. 336
D.R.L.C.T.
TOTAL PROPOSED CENTERLINE OF
30' PIPELINE EASEMENT
LENGTH = 3910.56 FEET or 237.00 RODS
PERMANENT ACREAGE = 2.67 ACRES

GEOGRAPHIC COORDINATES BASED ON
NORTH AMERICAN DATUM 1927

(X) - DENOTES POINT NUMBER

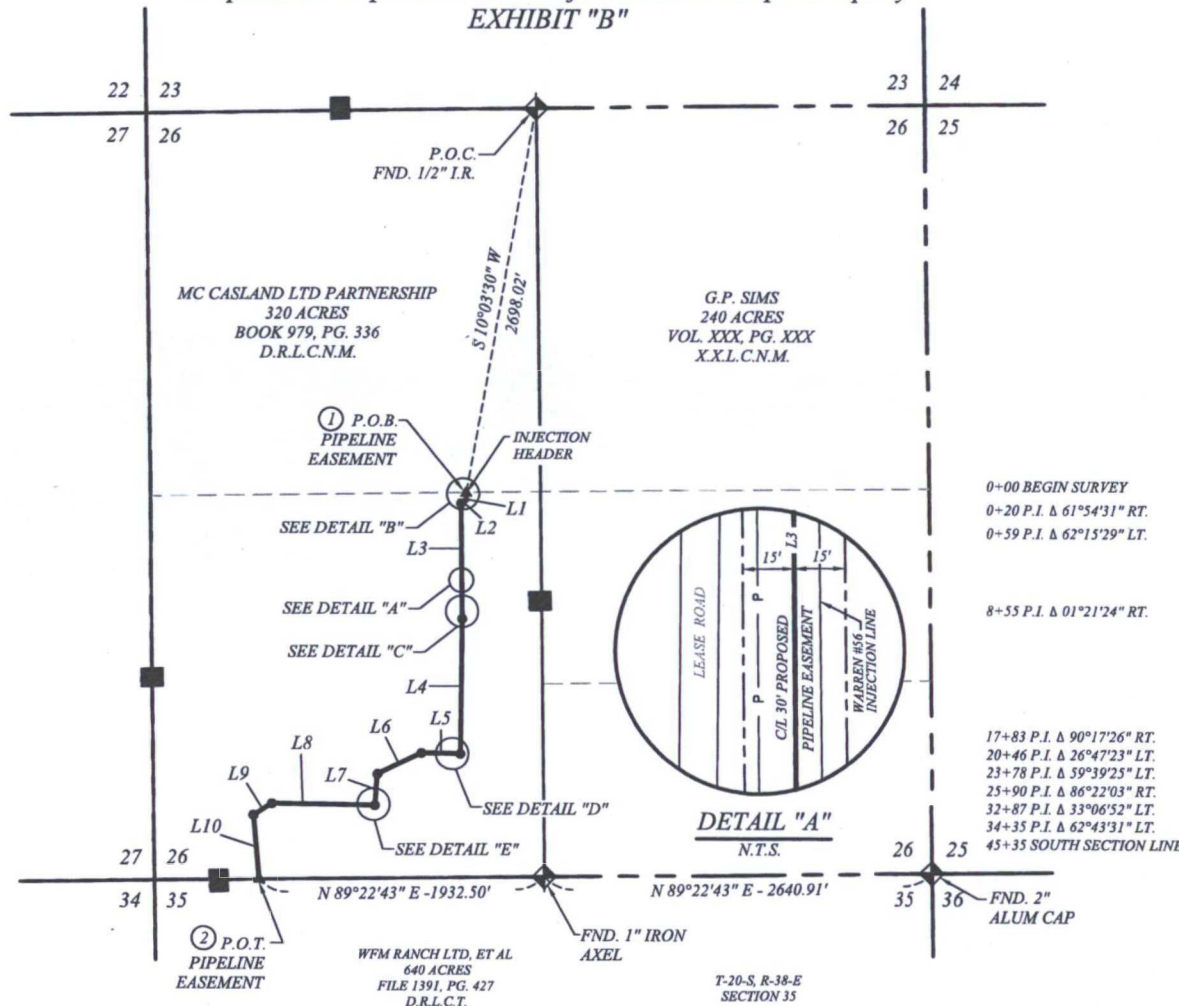
PT. NO.	LATITUDE	LONGITUDE
1	32.543924 N	103.120415 W
2	32.536670 N	103.125053 W

DEFLECTION ANGLES ROUNDED
TO NEAREST DEGREE

LINE	BEARING	DISTANCE
L1	S 00°14'43" E	51.69'
ANGLE		62°
L2	S 61°36'43" W	39.18'
ANGLE		62°
L3	S 00°38'43" E	796.21'
ANGLE		01°
L4	S 00°41'29" W	927.63'
ANGLE		90°
L5	N 89°01'05" W	263.26'
ANGLE		26°
L6	S 64°11'45" W	332.12'
ANGLE		59°
L7	S 04°32'29" W	212.16'
ANGLE		86°
L8	N 89°05'19" W	696.17'
ANGLE		33°
L9	S 57°48'07" W	148.73'
ANGLE		62°
L10	S 04°54'39" E	443.41'

LEGEND

- PROPERTY CORNERS FOUND
- P.I. STATION
- TREE
- ◆ FOUND SECTION CORNER
- h VALVE SITE
- POWER POLES
- P - EXISTING POWER LINE
- - - EXISTING PIPELINE
- x - EXISTING FENCE LINE
- - - PROPERTY LINES
- - - EASEMENT LINES
- - - CENTERLINE PIPELINES
- - - TEMPORARY WORK SPACE
- - - PAD LINES PER THIS SURVEY



DETAIL "A"
N.T.S.



LW SURVEY COMPANY
1720 N. DEL PASO
HOBBS, NM 88240
575-964-8858

LEA COUNTY, NEW MEXICO
SECTION 26, T-20-S, R-38-E
Warren Unit #79 Injection Line Replacement
Proposed 30' Pipeline Easement for ConocoPhillips Company
EXHIBIT "B"

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3. THIS EXHIBIT IS NOT A MONUMENTED BOUNDARY SURVEY.

I HEREBY CERTIFY THAT THIS PLAT WAS PREPARED FROM FIELD NOTES OF AN ACTUAL SURVEY AND MEETS OR EXCEEDS ALL REQUIREMENTS FOR LAND SURVEYS AS SPECIFIED IN THIS STATE.

L. W. Farley
LEROY W. FARLEY, NEW MEXICO PLSD NO. 17320
FOR AND ON BEHALF OF LW SURVEY CO.



SCALE: 1" = 1000'

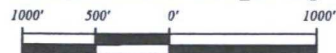
DATE: 01/12/15

NUMBER: 51018.19-LE-001 (2 OF 2)

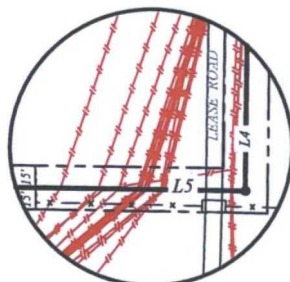
REV.: 2

DRAWN: SB

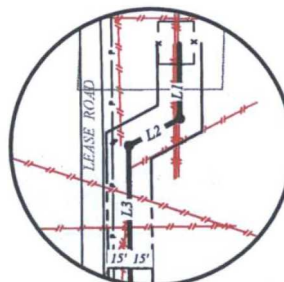
FILE NAME: 51018.19-LE-001_Rev2.dwg



19+07 EXIST. PIPELINE
18+82 EXIST. PIPELINE
18+78 EXIST. PIPELINE
18+68 EXIST. PIPELINE
18+56 EXIST. PIPELINE
18+55 EXIST. PIPELINE
18+54 EXIST. PIPELINE
18+51 EXIST. PIPELINE
18+49 EXIST. PIPELINE
18+39 EXIST. PIPELINE
18+37 EXIST. PIPELINE
18+04 C/L LEASE ROAD
17+93 EXIST. PIPELINE
17+92 EXIST. PIPELINE
17+83 P.I. Δ 90°17'36" RT.



DETAIL "D"
N.T.S.



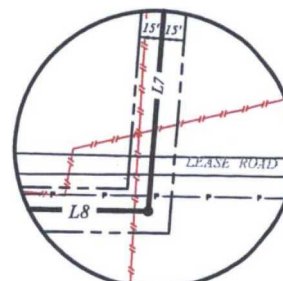
DETAIL "B"
N.T.S.

0+20 P.I. Δ 61°54'31" RT.
0+24 EXIST. PIPELINE
0+20 EXIST. PIPELINE
0+22 EXIST. PIPELINE
0+59 P.I. Δ 62°15'29" LT.
0+84 EXIST. PIPELINE
0+92 EXIST. PIPELINE
1+16 EXIST. PIPELINE



DETAIL "C"
N.T.S.

7+63 O.H. POWERLINE
7+68 EXIST. PIPELINE
7+72 EXIST. PIPELINE
8+10 C/L LEASE ROAD
8+35 EXIST. PIPELINE
8+51 EXIST. PIPELINE
8+52 EXIST. PIPELINE
8+48 EXIST. PIPELINE
8+51 EXIST. PIPELINE
8+53 EXIST. PIPELINE
8+55 P.I. Δ 01°21'24" RT.
8+72 EXIST. PIPELINE
8+84 EXIST. PIPELINE
8+93 EXIST. PIPELINE
9+13 EXIST. PIPELINE
9+70 EXIST. PIPELINE



DETAIL "E"
N.T.S.

25+35 EXIST. PIPELINE
25+60 CENTERLINE LEASE RD.
25+80 O.H. POWERLINE
26+00 EXIST. PIPELINE

LEGEND

- PROPERTY CORNERS FOUND
- P.I. STATION
- TREE
- ◆ FOUND SECTION CORNER
- ⊕ VALVE SITE
- ⊙ POWER POLES
- P - EXISTING POWER LINE
- - - EXISTING PIPELINE
- - - EXISTING FENCE LINE
- x - PROPERTY LINES
- - - EASEMENT LINES
- - - CENTERLINE PIPELINES
- - - TEMPORARY WORK SPACE
- - - PAD LINES PER THIS SURVEY

**LEA COUNTY, NEW MEXICO
SECTION 26, T-20-S, R-38-E
WARREN UNIT #79 INJECTION LINE REPLACEMENT
Pipeline Easement for ConocoPhillips Company**

EXHIBIT "A"

CENTERLINE DESCRIPTION OF A 30 FOOT WIDE EASEMENT LYING WITHIN A CALLED 320.00 ACRE TRACT OF LAND SITUATED IN SECTION 26, T-20-S, R-38-E, AND BEING THAT PROPERTY OF MC CASLAND LTD PARTNERSHIP, RECORDED IN BOOK 979, PAGE 336 OF THE DEED RECORDS OF LEA COUNTY, NEW MEXICO, AND BEING 15 FEET ALONG EACH SIDE OF THE CENTERLINE OF SAID EASEMENT DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND 1/2 INCH IRON ROD MARKING THE NORTHEAST CORNER OF THE PROPERTY;

THENCE S 10°03'30" W A DISTANCE OF 2698.02 FEET TO THE **POINT OF BEGINNING** OF THIS HEREIN DESCRIBED 30 FOOT WIDE EASEMENT;

THENCE S 00°14'43" E A DISTANCE OF 51.69 FEET;

THENCE S 61°36'43" W A DISTANCE OF 39.18 FEET;

THENCE S 00°38'43" E A DISTANCE OF 796.21 FEET;

THENCE S 00°41'29" W A DISTANCE OF 927.63 FEET;

THENCE N 89°01'05" W A DISTANCE OF 263.26 FEET;

THENCE S 64°11'45" W A DISTANCE OF 332.12 FEET;

THENCE S 04°32'29" W A DISTANCE OF 212.16 FEET;

THENCE N 89°05'19" W A DISTANCE OF 696.17 FEET;

THENCE S 57°48'07" W A DISTANCE OF 148.73 FEET;

THENCE S 04°54'39" E A DISTANCE OF 443.41 FEET TO THE **POINT OF TERMINATION** OF THIS HEREIN DESCRIBED 30 FOOT WIDE EASEMENT, AND FROM WHICH A FOUND 1 INCH IRON AXEL MARKING THE SOUTHEAST CORNER OF THE SAID 320 ACRE TRACT BEARS N 89°22'43" E A DISTANCE OF 1932.50 FEET, BEING 3910.56 FEET OR 237.00 RODS IN LENGTH AND CONTAINING 2.67 ACRES OF LAND, MORE OR LESS.

THE SIDE LINES OF THIS EASEMENT ARE TO BE LENGTHENED OR SHORTENED TO MEET AT ALL ANGLE POINTS.

For reference and further information see Dwg. No. 51018.19-LE-001 prepared by LW Survey Company dated 01/12/15.

Basis of Bearing: G.P.S., NM East Zone, NAD 27


LeRoy W. Farley
Professional Surveyor No. 17320



BLM LEASE NUMBER: NMLC063458
COMPANY NAME: ConocoPhillips Company
ASSOCIATED WELL NAME: Warren Unit 79

BURIED PIPELINE STIPULATIONS

A copy of the application (Grant, APD, or Sundry Notice) and attachments, including conditions of approval, survey plat and/or map, will be on location during construction. BLM personnel may request to you a copy of your permit during construction to ensure compliance with all stipulations.

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.
6. The pipeline will be buried with a minimum cover of 36 inches between the top of the pipe and ground level.
7. The maximum allowable disturbance for construction in this right-of-way will be 30 feet:
- Blading of vegetation within the right-of-way will be allowed: maximum width of blading operations will not exceed 20 feet. The trench is included in this area. (*Blading is defined as the complete removal of brush and ground vegetation.*)
 - Clearing of brush species within the right-of-way will be allowed: maximum width of clearing operations will not exceed 30 feet. The trench and bladed area are included in this area. (*Clearing is 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.*)
 - The remaining area of the right-of-way (if any) shall only be disturbed by compressing the vegetation. (*Compressing can be caused by vehicle tires, placement of equipment, etc.*)
8. The holder shall stockpile an adequate amount of topsoil where blading is allowed. The topsoil to be stripped is approximately 6 inches in depth. The topsoil will be segregated from other spoil piles from trench construction. The topsoil will be evenly distributed over the bladed area for the preparation of seeding.
9. 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.
10. 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 rows, piles, or berms, unless otherwise approved by the Authorized Officer. The entire right-of-way shall be recontoured to match the surrounding landscape. The backfilled soil shall be compacted and a 6 inch berm will be left over the ditch line to allow for settling back to grade.
11. 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.
12. The holder will reseed all disturbed areas. Seeding will be done according to the attached seeding requirements, using the following seed mix.
- | | |
|--------------------------|-----------------------------|
| () seed mixture 1 | () seed mixture 3 |
| () seed mixture 2 | () seed mixture 4 |
| (X) seed mixture 2/LPC | () Aplomado Falcon Mixture |
13. 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.
14. 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.

15. 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 before maintenance begins. The holder will take whatever steps are necessary to ensure that the pipeline route is not used as a roadway. As determined necessary during the life of the pipeline, the Authorized Officer may ask the holder to construct temporary deterrence structures.

16. 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.

17. The operator shall be held responsible if noxious weeds become established within the areas of operations. Weed control shall be required on the disturbed land where noxious weeds exist, which includes associated roads, pipeline corridor and adjacent land affected by the establishment of weeds due to this action. The operator shall consult with the Authorized Officer for acceptable weed control methods, which include following EPA and BLM requirements and policies.

18. Escape Ramps - The operator will construct and maintain pipeline/utility trenches [that are not otherwise fenced, screened, or netted] to prevent livestock, wildlife, and humans from becoming entrapped. At a minimum, the operator will construct and maintain escape ramps, ladders, or other methods of avian and terrestrial wildlife escape in the trenches according to the following criteria:

- a. Any trench left open for eight (8) hours or less is not required to have escape ramps; however, before the trench is backfilled, the contractor/operator shall inspect the trench for wildlife, remove all trapped wildlife, and release them at least 100 yards from the trench.
- b. For trenches left open for eight (8) hours or more, earthen escape ramps (built at no more than a 30 degree slope and spaced no more than 500 feet apart) shall be placed in the trench.

19. Special Stipulations:

Lesser Prairie-Chicken

Oil and gas activities 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. The 3:00 am to 9:00 am restriction will not apply to normal, around-the-clock operations, such as venting, flaring, or pumping, which do not require a human presence during this period. Normal vehicle use on existing roads will not be restricted. Exhaust noise from pump jack engines must be muffled or otherwise controlled so as not to exceed 75 db measured at 30 ft. from the source of the noise.

This authorization is subject to your Certificate of Participation and/or Certificate of Inclusion under the New Mexico Candidate Conservation Agreement. Because it involves surface disturbing activities covered under your Certificate, your Habitat Conservation Fund Account with the Center of Excellence for Hazardous Materials Management (CEHMM) will be debited according to Exhibit B Part 2 of the Certificate of Participation.

Dunes Sagebrush Lizard Trenching Monitor Stipulation

- Pre-construction contact with a BLM wildlife biologist is required 5 days prior to any ground disturbing activities associated with the project occurs.
- Successful completion of the BLM Trench Stipulation Workshop is required for a non-agency person to be approved as a monitor.
- Any trench left open for (8) hours or less is not required to have escape ramps; however, before the trench is backfilled, an agency approved monitor shall walk the entire length of the open trench and remove all trapped vertebrates. The bottom surface of the trench will be disturbed a minimum of 2 inches in order to arouse any buried vertebrates. All vertebrates will be released a minimum of 100 yards from the trench.
- For trenches left open for eight (8) hours or more the following requirements apply:
 - Earthen escape ramps and/or structures (built at no more than a 30 degree slope and spaced no more than 500 feet apart) shall be placed in the trench. Metal structures will not be authorized. Options will be discussed in detail at the required Trench Stipulation Workshop.
 - One approved monitor shall be required to survey up to three miles of trench between the hours of 11 AM-2 PM. A daily report (consolidate if there is more than one monitor) on the vertebrates found and removed from the trench shall be provided to the BLM (email/fax is acceptable) the following morning.
 - Prior to backfilling of the trench all structures used as escape ramps will be removed and the bottom surface of the trench will be disturbed a minimum of 2 inches in order to arouse any buried vertebrates. All vertebrates will be released a minimum of 100 yards from the trench.
- This stipulation shall apply to the entire length of the project in the DSL habitat polygon regardless of land ownership or CCA/CCAA enrollment status.
- A project closeout will be required within three business days of the completion of the project.

Range

Fence Requirement

Where entry is granted across a fence line, the fence must be braced and tied off on both sides of the passageway with H-braces prior to cutting. Once the work is completed, the fence will be restored to its prior condition, or better. The operator shall notify the private surface landowner or the grazing allotment holder prior to crossing any fence(s).

Any water erosion that may occur due to the construction of the pipeline or during the life of the pipeline will be quickly corrected and proper measures will be taken to prevent future erosion.