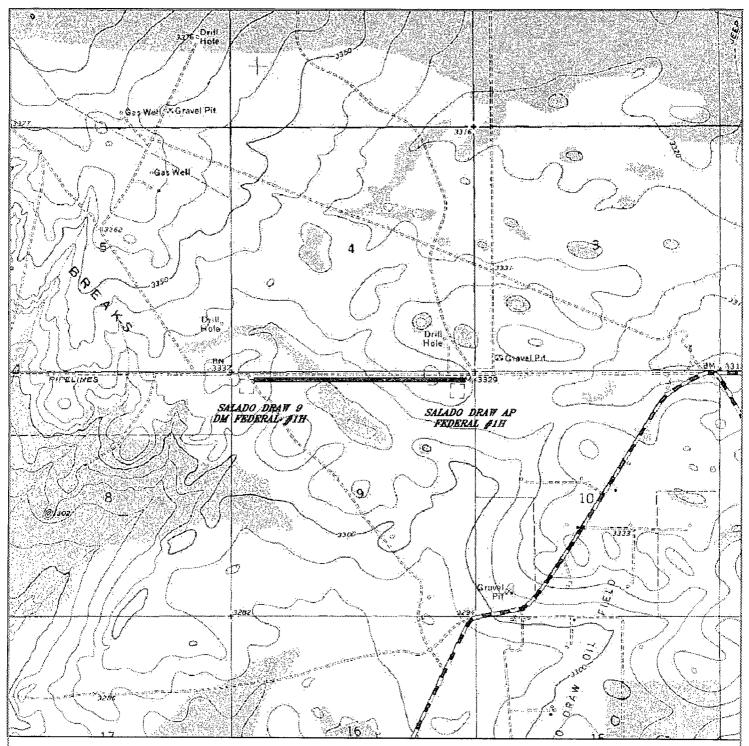
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** OPERATOR-SUBMITTED ** OPERATOR-SUBMITTED ** OPERATOR-SUBMITTED **

OCT 2 3 2018

SECTION 9, TOWNSHIP 26 SOUTH, RANGE 33 EAST, N.M.P.M., LEA COUNTY. NEW MEXICO. \$70°54'20'E \$48°17′09″W 529.51 281.34 N88°41′38″W N89*47'42"W 378.7' 4196.2' SALADO DRAW SALADO DRAW 9 DM FEDERAL #1H AP FEDERAL #1H OWNER: USA LESSEE: OLIVER KIEHNE 9 S. #16 W103*35'02.97" POLE W103'34'09.82' OF SURVEY AT POLE Ъ UNION 4 17 SURVEY 30+76.2 РОLE #11 28+89 SOUTHERN U 27+76.4 РОLE #10 3+78.7 PI 1'06'04" **≯**1# #13 33+75.9 POLE #12 ROAD G# 4 #15 S. # ₽₽ 0+00 BEGIN SUI EXISTING F N32'03'53.08" 39+75.4 POLE 18+77.4 POLE POLE POLE N32'03'53.33" 36+75.6 POLE 24+76.6 POLE 5+77.6 POLE 12+77.9 POLE 45+74.9 END 0+39 LEASE H 0+00 BEGIN S 6+78.4 POLE POLE 9+78.1 POLE 1+89.3 POLE POLE 42+75 1 21+77 LEGAL DESCRIPTION A STRIP OF LAND 30.0 FEET WIDE, LOCATED IN SECTION 9, TOWNSHIP 26 SOUTH, RANGE 33 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO AND BEING 15.0 FEET LEFT AND RIGHT OF THE ABOVE PLATTED CENTERLINE SURVEY. 4574.9 FEET = 0.87 MILES = 285.93 RODS = 3.15 ACRES 1000 1000 0 2000 FEET I HEREBY C WAS PREPARED **H**H FROM FIEL 10 SURVEY AND MEETS OF ENTS FOR LAND SURVE JTF. MEWBOURNE OIL COMPANY REF: PROPOSED SALADO DRAW 9 DM FEDERAL COM #1 ELECTRIC LINE AN ELECTRIC LINE CROSSING USA LAND IN GARY No. 7977 No. 5074 SECTION 9, TOWNSHIP 26 SOUTH, RANGE 33 EAST, BASIN SURVEYS P.O. BOX 1786-HOBBS, NEW MEXICO N.M.P.M., LEA COUNTY, NEW MEXICO. W.O. Number: 27819 J. GOAD Drawn By: Sheet of Sheets Disk: JG - 27819E Survey Date: 12-13-2012 1 1 Date: 12-18-2012



PROPOSED SALADO DRAW 9 DM FEDERAL COM #1 ELECTRIC LINE Section 9, Township 26 South, Range 33 East, N.M.P.M., Lea County, New Mexico.



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W.O. Number:	27819
Survey Date:	12-13-2012
Scale: 1" = 2	000'
Date: 12-18-	-2012

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MEWBOURNE OIL COMPANY

Company: Mewbourne Oil Company **Well No. & Name:** Salado Draw 9 DM Fed Com #1H **Lease No.:** NMNM0127A

STANDARD STIPULATIONS FOR OVERHEAD ELECTRIC DISTRIBUTION LINES

A copy of the application and attachments, including stipulations, 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 <u>et seq</u>. (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, <u>et seq</u>. or the Resource Conservation and Recovery Act, 42 U.S.C. 6901, <u>et seq</u>.) 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. There will be no clearing or blading of the right-of-way unless otherwise agreed to in writing by the Authorized Officer.

5. Power lines shall be constructed and designed in accordance to standards outlined in "Suggested Practices for Avian Protection on Power lines: The State of the Art in 2006" Edison Electric Institute, APLIC, and the California Energy Commission 2006. The holder shall assume the burden and expense of proving that pole designs not shown in the above publication

deter raptor perching, roosting, and nesting. Such proof shall be provided by a raptor expert approved by the Authorized Officer. The BLM reserves the right to require modification or additions to all powerline structures placed on this right-of-way, should they be necessary to ensure the safety of large perching birds. Such modifications and/or additions shall be made by the holder without liability or expense to the United States.

Raptor deterrence will consist of but not limited to the following: triangle perch discouragers shall be placed on each side of the cross arms and a nonconductive perching deterrence shall be placed on all vertical poles that extend past the cross arms.

6. 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 the fence. No permanent gates will be allowed unless approved by the Authorized Officer.

7. The BLM serial number assigned to this authorization shall be posted in a permanent, conspicuous manner where the power line crosses roads and at all serviced facilities. Numbers will be at least two inches high and will be affixed to the pole nearest the road crossing and at the facilities served.

8. Upon cancellation, relinquishment, or expiration of this grant, the holder shall comply with those abandonment procedures as prescribed by the Authorized Officer.

9. All surface structures (poles, lines, transformers, etc.) shall be removed within 180 days of abandonment, relinquishment, or termination of use of the serviced facility or facilities or within 180 days of abandonment, relinquishment, cancellation, or expiration of this grant, whichever comes first. This will not apply where the power line extends service to an active, adjoining facility or facilities.

10. Any cultural and/or paleontological resource (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.

11. Special Stipulations:

- For reclamation remove poles, lines, transformer, etc. and dispose of properly.
- Fill in any holes with native soil from the poles removed.