

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

Carlsbad Field Office

FORM APPROVED  
OMB NO. 1004-0137  
Expires: January 31, 2018

OCD Hobbs

## 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 page 2

1. Type of Well <input checked="" type="checkbox"/> Oil Well <input type="checkbox"/> Gas Well <input type="checkbox"/> Other		5. Lease Serial No. NMNM97151
2. Name of Operator DEVON ENERGY PRODUCTION COMPANY		6. If Indian, Allottee or Tribe Name
3a. Address 333 WEST SHERIDAN AVENUE OKLAHOMA CITY, OK 73102		7. If Unit or CA/Agreement, Name and/or No.
3b. Phone No. (include area code) Ph: 575-784-1819		8. Well Name and No. FLAGLER 8 FED 15H
4. Location of Well (Footage, Sec., T., R., M., or Survey Description) Sec 8 T25S R33E SESW 700FSL 1385FWL 32.139778 N Lat, 103.598366 W Lon		9. API Well No. 30-025-44983-00-X1
		10. Field and Pool or Exploratory Area DRAPER MILL-BONE SPRING
		11. County or Parish, State LEA COUNTY, NM

## 12. CHECK THE 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"/> Hydraulic Fracturing	<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	Change to Original APD
	<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 must be filed within 30 days following completion of the involved operations. If the operation results in a multiple completion or recompletion in a new interval, a Form 3160-4 must be filed once testing has been completed. Final Abandonment Notices must be filed only after all requirements, including reclamation, have been completed and the operator has determined that the site is ready for final inspection.

Devon request change of use for the proposed Flagler 8 CTB2 location (NWSW of T25S 33E Sec 8).  
Devon request permission to change use to a frac pond location for the purposes of section development of lease. Frac pond water will be utilized for drilling and frac completions.

Original COA's for this location approved in APD for Flagler 8 Fed 015H.

Arch and EA completed for this area provided to BLM in NMCRIS No. 139319 document.

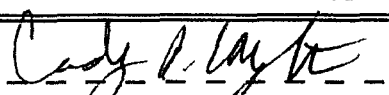
No additional surface will be required for construction of the frac pond. All construction will be contained within the original CTB location boundary approved in on site and with APD.

Road access to frac pond location shown on plat.

SEE ATTACHED FOR  
CONDITIONS OF APPROVAL

14. I hereby certify that the foregoing is true and correct. Electronic Submission #434109 verified by the BLM Well Information System For DEVON ENERGY PRODUCTION COMPANY, sent to the Hobbs Committed to AFMSS for processing by PRISCILLA PEREZ on 09/13/2018 (18PP1839SE)	
Name (Printed/Typed) ROGER LOWERY	Title FIELD LANDMAN
Signature (Electronic Submission)	Date 09/06/2018

## THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved By 	Title AFM - L & M	Date 10/26/2018
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 CFO	

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)

\*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\*

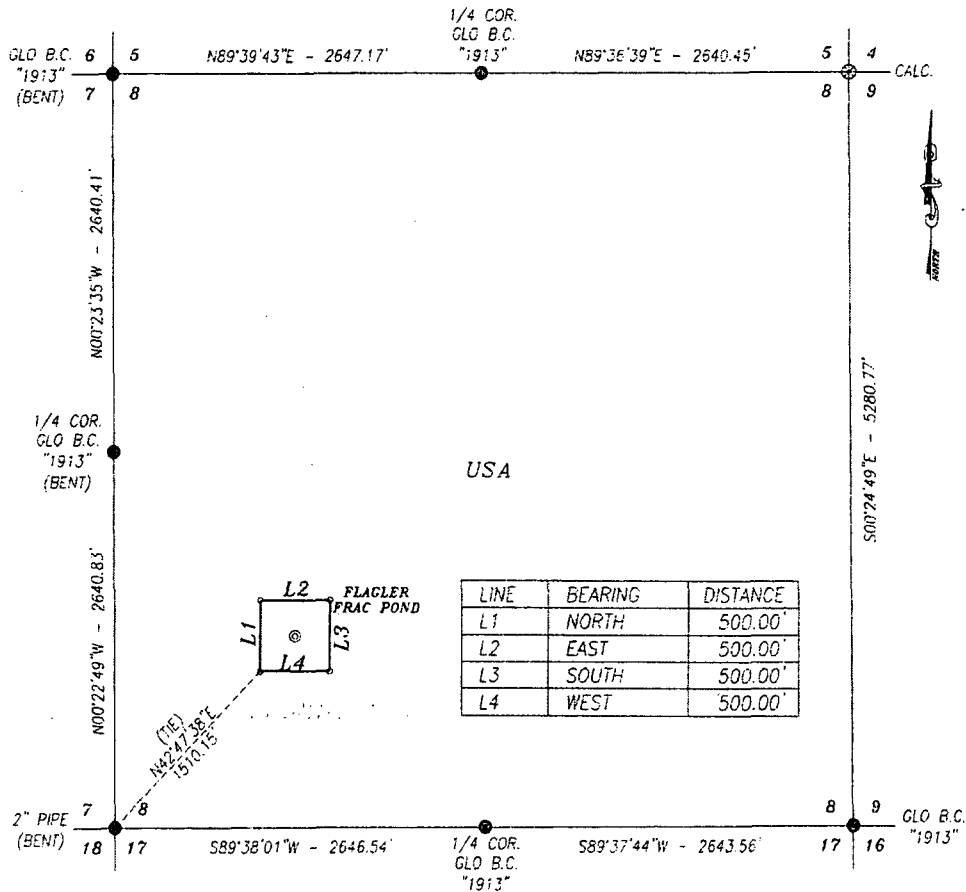


**Additional data for EC transaction #434109 that would not fit on the form**

**32. Additional remarks, continued**

Construction of frac pond will begin upon granting of this sundry request.

**FRAC POND PLAT**  
**DEVON ENERGY PRODUCTION CO., L.P.**  
 A PROPOSED FRAC POND KNOWN AS "FRAGLER FRAC POND" IN  
**SECTION 8, TOWNSHIP 25 SOUTH, RANGE 33 EAST, N.M.P.M.,**  
 LEA COUNTY, NEW MEXICO.



**DESCRIPTION**

A PROPOSED FRAC POND LOCATED WITHIN USA LAND IN SECTION 8, TOWNSHIP 25 SOUTH, RANGE 33 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE PROPOSED FRAC POND, WHICH LIES N42°47'38"E 1510.15 FEET FROM THE SOUTHWEST CORNER; THEN NORTH 500.00 FEET; THEN EAST 500.00 FEET; THEN SOUTH 500.00 FEET; THEN WEST 500.00 FEET TO THE POINT OF BEGINNING.

SAID PAD. CONTAINS 5.739 ACRES

**BASIS OF BEARING:**  
 BEARINGS SHOWN HEREON ARE MERCATOR GRID AND CONFORM TO THE NEW MEXICO COORDINATE SYSTEM "NEW MEXICO EAST ZONE" NORTH AMERICAN DATUM 1983. DISTANCES ARE SURFACE VALUES.

**CERTIFICATION:**  
 I, CHAD HARCROW, A NEW MEXICO REGISTERED PROFESSIONAL SURVEYOR CERTIFY THAT I DIRECTED AND AM RESPONSIBLE FOR THIS SURVEY, THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO.

**HARCROW SURVEYING, LLC**  
 2314 W. MAIN ST. ARTESIA, N.M. 88210  
 PH: (575) 746-2158 FAX: (575) 746-2158  
 Texas Firm No. 10194089  
 c.harcrow@harcrowsurveying.com



1000 0 1000 2000 FEET  
 SCALE: 1"=1000'

**DEVON ENERGY PRODUCTION CO., L.P.**

SURVEY OF A PROPOSED FRAC POND LOCATED IN SECTION 8, TOWNSHIP 25 SOUTH, RANGE 33 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO

SURVEY DATE: AUGUST 23, 2018	AA000052006
DRAFTING DATE: AUGUST 27, 2018	PAGE 1 OF 1
APPROVED BY: CH	DRAWN BY: AM
	FILE: 18-1051

*Chad Harcrow*  
 CHAD HARCROW N.M.P.S. NO. 17777

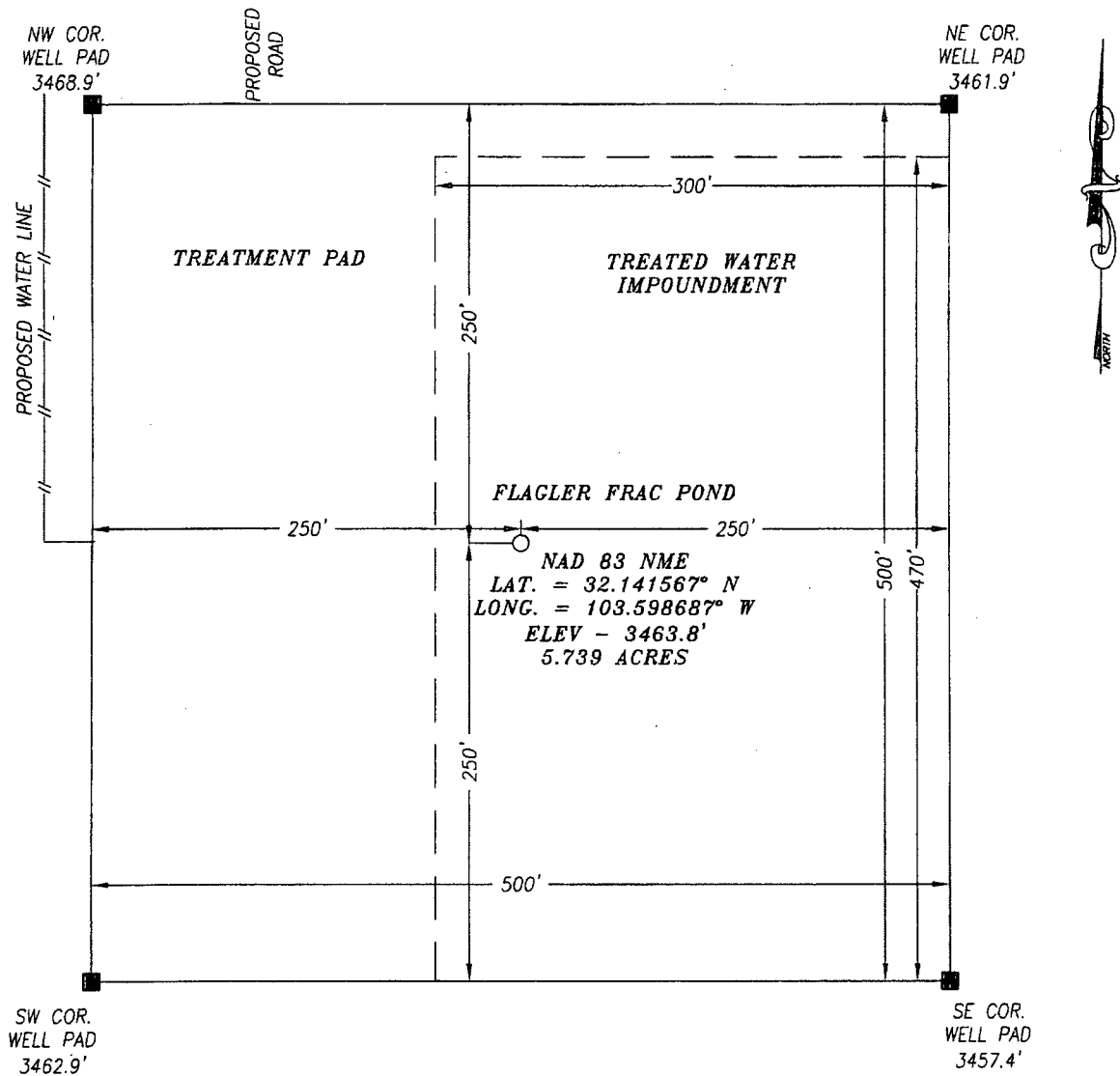


8/27/18  
 DATE

# SECTION 8, TOWNSHIP 25 SOUTH, RANGE 33 EAST, N.M.P.M.,

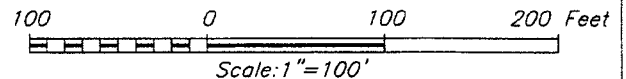
LEA COUNTY

NEW MEXICO



## DIRECTIONS TO LOCATION

FROM THE INTERSECTION OF HWY 128 & C.R. 2, HEAD SOUTH ON C.R. 2 FOR APPROX. 2.6 MILES; STAY RIGHT. AT THE Y, GO APPROX. 1.8 MILES; STAY RIGHT AT Y, GO APPROX. 0.7 MILES TO CALICHE ROAD; TURN RIGHT AND FOLLOW CALICHE ROAD FOR APPROX. 1.1 MILES; FRAC POND LIES APPROX. 0.7 MILES EAST SOUTHEAST.



**HARCROW SURVEYING, LLC**  
2314 W. MAIN ST. ARTESIA, N.M. 88210  
PH: (575) 746-2158 FAX: (575) 746-2158  
Texas Firm No. 10194089  
c.harcrow@harcrowsurveying.com



## DEVON ENERGY PRODUCTION CO., L.P.

**FLAGLER FRAC POND**  
LOCATED 1350 FEET FROM THE SOUTH LINE  
AND 1285 FEET FROM THE WEST LINE OF SECTION 8,  
TOWNSHIP 25 SOUTH, RANGE 33 EAST, N.M.P.M.,  
LEA COUNTY, NEW MEXICO

SURVEY DATE: AUGUST 23, 2018	REV: 9/5/2018
DRAFTING DATE: AUGUST 27, 2018	
APPROVED BY: CH	DRAWN BY: AM
FILE: 18-1051	DEVON #: AA000052006
	PAGE: 1 OF 1
	SITE MAP

T 25 S

R  
3  
E

USA

08

FLAGLER FRAC POND

3463.8'

1350' FSL • 1285' EWL

LAT = 32.141567° N  
LONG = 103.598687° W

07

PROPOSED  
FLAGLER WELLPAD 2PROPOSED  
FLAGLER REED  
C-14, C-17, C-11, C-15H

SITE	ELEVATIONS			
	NW	NE	SE	SW
FLAGLER FRAC POND	3468.9'	3461.9'	3457.4'	3462.9'

18

17

DEVON # AA000052006

## LEGEND

- CENTER POINT
- WELL

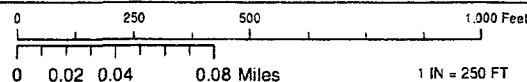


WELLPAD

FRAC POND

## FLAGLER FRAC POND

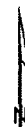
SECTION: 8 TOWNSHIP: 25 S. RANGE: 33 E.  
 STATE: NEW MEXICO COUNTY: LEA SURVEY: N.M.P.M.  
 W.O. # 18-1051 LEASE: FLAGLER



AREA OVERVIEW

IMAGERY

A.M.



devon

ENERGY PRODUCTION CO. L.P.



HARCROW SURVEYING, LLC.  
 2314 W. MAIN ST., ARTESIA, N.M. 88210  
 PH: (575) 746-2158 FAX: (575) 746-2158  
 Texas Firm No. 30196089  
 c.harcrow@harcrowsurveying.com

ORIG: 8/27/2018

PAGE: 1 OF 1

EXHIBIT B  
December 5, 2011  
BLM Serial Number: NMNM097151  
Company Reference: FRAC Pond Flagler Frac Pond

FRAC POND CONDITIONS OF APPROVAL

A copy of the Right-of-Way Request, and attachments, including stipulations, survey plat and diagram, will be on location during construction. BLM personnel may request to see a copy of your permit during construction to ensure compliance with all conditions of approval.

Holder agrees to comply with the following conditions of approval 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 permit.
2. The Holder shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated.
3. Required Standard Conditions of Approval:
  - Contact the Supervisory Environmental Protection Specialist, Jim Amos, at 575-234-5909 at least 24 hours prior to starting construction.
  - The frac pond will only be authorized to contain freshwater and testing of water quality is required. Additives are not allowed without consent of the authorized officer.
  - If at any time the water in the frac pond becomes polluted with salts or other contaminants, use of the frac pond will cease and desist, and all liquids will be removed from the frac pond and disposed of properly.
  - Confine all construction and maintenance activity to the authorized area.
  - Temporary pipelines flowing from the frac pond to the target well will be laid along existing roadways unless an exception has been granted by the authorized officer.
  - Mineral materials extracted during construction of the frac pond will be stored on-location and/or used for constructing the frac pond.
  - The frac pond will be lined.
  - The operator shall stockpile topsoil approximately 25 feet outside the bermed perimeter of the pond in a low profile manner, reasonably protected from wind and water erosion

- Topsoil shall not be used for constructing the frac pond. The topsoil will be used for final reclamation purposes only.
- The frac pond shall be fenced on all sides.
- Install earthen erosion-control structures as are suitable for the specific terrain and soil conditions.
- The plastic lining will be removed prior to final abandonment
- Reclamation efforts will commence immediately after the frac pond is no longer needed for the purpose of completing wells.
- Within 3 months of completion of frac operations on associated wells, all earthwork and final reclamation must be completed. This includes reclaiming and/or removal of:

Any roads approved for use with the pond

Surface water lines

Tanks, pumps, fencing etc.

- Porto-johns and trash containers will be on-location during fracturing operations or any other crew-intensive operations.

#### Requirements for Operations and Final Reclamation:

4. If, during any phase of the construction, operation, maintenance, or termination of the frac pond, any pollutant should be released from the contaminated frac pond, the control and total removal, disposal, and cleaning up of such pollutant, wherever found, shall be the responsibility of holder, regardless of fault.

5. 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.

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

7. 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 the roads, pads, associated 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.

8. After all disturbed areas have been satisfactorily contoured and prepared for seeding the location needs to be revegetated with the seed mixture provided. Seeding may need to be repeated until revegetation is successful. Operators shall contact Jim Amos, Supervisor, Environmental Protection – (575)234-5909, **prior** to beginning surface reclamation operations.

9. Seeding is required: Use the following seed mix.

<input type="checkbox"/> seed mixture 1	<input type="checkbox"/> seed mixture 3
<input checked="" type="checkbox"/> seed mixture 2	<input type="checkbox"/> seed mixture 4
<input type="checkbox"/> LPC mixture	<input type="checkbox"/> Aplomado Falcon mix

10. The topsoil to be stripped is approximately            inches in depth.

11. Special Stipulations:

12. Upon failure of holder to control, dispose of, or clean up such discharge, or to repair all damages resulting there-from, 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.

EA File # DOI-BLM-NM-P020-2018-0633-EA  
FLAGLER 8 FED COM Devon  
Signed 6-14-2018