Form 3160-5 (June 2015)

UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT

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

5. Lease Serial No.

| SUNDRY N | OTICES A | ND REPO | ORTS O | N WELLS | 3 |
|-----------------|-------------|------------|------------|------------|--------|
| Do not use this | form for pr | oposals t | o drill or | to re-ente | r an |
| abandoned well. | Use form | 3160-3 (Al | PD) for s | uch prope | isals. |

NMNM120907

| Do not use thi | s form for proposals to a | drill or to re- | enter an | | | | |
|---|---|---|---|---|---|----------------------|--|
| Do not use this form for proposals to drill or to re-enter an abandoned well. Use form 3160-3 (APD) for such proposals | | | | | 6. If Indian, Allottee or Tribe Name | | |
| SUBMIT IN TRIPLICATE - Other Instructions on page 2 | | | | | 7. If Unit or CA/Agreement, Name and/or No. | | |
| 1. Type of Well | | | WAT 2 | 2019 | 8. Well Name and No. | | |
| ☑ Oil Well ☐ Gas Well ☐ Other | | | | | GADWALL 35 FEDERAL 5H | | |
| 2. Name of Operator Contact: TODD SUTER COG PRODUCTION LLC E-Mail: suterconsultants@gmail.com | | | | | 9. API Well No. 30-025-42291-00-S1 | | |
| 3a. Address 2208 W MAIN STREET ARTESIA, NM 88210 | (include area code) 10. Field and Pool or Ex 8-1555 WC-025 G07 S24 | | | | | | |
| 4. Location of Well (Footage, Sec., T., R., M., or Survey Description) | | | | | 11. County or Parish, State | | |
| Sec 35 T24S R32E SESE 190FSL 380FEL 32.179592 N Lat, 103.638057 W Lon | | | | | LEA COUNTY, NM | | |
| 12. CHECK THE AP | PROPRIATE BOX(ES) | TO INDICA | TE NATURE O | F NOTICE, | REPORT, OR OTH | ER DATA | |
| TYPE OF SUBMISSION | TYPE OF SUBMISSION TYPE OF ACTION | | | | | | |
| ■ Notice of Intent | ☐ Acidize | ☐ Deep | ☐ Deepen | | ion (Start/Resume) | ☐ Water Shut-Off | |
| _ | ☐ Alter Casing | Casing Hydraulic Fracturing | | ☐ Reclam | ation | ■ Well Integrity | |
| ☐ Subsequent Report | Casing Repair | ☐ New | Construction | ☐ Recomp | olete | Other | |
| ☐ Final Abandonment Notice | □ Change Plans | Plug | and Abandon | ☐ Tempor | arily Abandon | Right of Way | |
| | ☐ Convert to Injection | 🗖 Plug | ☐ Plug Back | | ■ Water Disposal | | |
| a communications tower that is Communication Tower will be location in the SE1/4SE1/4 of concrete base that will be 3 ft. itself will be 60 ft. tall. The tow AP Radios with Antennas, and that are attached. | located on the lower west section 35, T. 24S., R. 32I in diameter and 7 ft. deep ver will be equipped with a | side of the G E. The tower o, reinforced of Sierra Wirel | adwall 35 Fede will be construction with rebar. The ess Modem, fou | ral No. 5H cted on a tower r Cambium | | | |
| 14. I hereby certify that the foregoing is | true and correct. | | | | | | |
| Com | Electronic Submission #4 For COG PI | RODUCTION | LLĆ, sent to the | Hobbs | • | | |
| Committed to AFMSS for processing by PR Name(Printed/Typed) TODD SUTER | | | Title REGULATORY CONSULTANT | | | | |
| Signature (Electronic Submission) | | | Date 10/02/2018 | | | | |
| Digitation (Electronic o | THIS SPACE FO | R FEDERA | | | SE | | |
| Approved By Call Walt | | | Title # 1 - L & 10 05/01/20 | | | | |
| 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 CFI | | | | |
| Title 18 U.S.C. Section 1001 and Title 43 States any false, fictitious or fraudulent s | | | | willfully to ma | ake to any department or | agency of the United | |

(Instructions on page 2) ** BLM REVISED ** BLM REVI X2 NMOCD 6-7-19

LPC: Conditions of Approval

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 1 through June 15 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. Additionally, no new drilling will be allowed within up to 200 meters of leks known at the time of permitting. 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.

Upon abandonment, a low profile abandoned well marker will be installed to prevent raptor perching.

The proponent of the proposed action is a Participating Cooperator in the Candidate Conservation Agreement (CCA) for the lesser prairie-chicken (*Tympanuchus pallidicinctus*) and dunes sagebrush lizard (*Sceloporus arenicolus*).

The goal of the Bureau of Land Management (BLM), U.S. Fish and Wildlife Service (USFWS), Center of Excellence for Hazardous Materials Management (CEHMM) and the Participating Cooperator is to reduce and/or eliminate threats to the LPC. By agreeing to conduct the conservation measures described by the CCA, and contribute funding or providing in-kind services for conservation.

The Certificate of Participation (CP) associated with the CCA is voluntary between CEHMM, BLM, USFWS and the Participating Cooperator. Through the CP, the Participating Cooperator voluntarily commits to implement or fund specific conservation actions that will reduce and/or eliminate threats to the LPC. Funds contributed as part of the CP will be used to implement conservation measures and associated activities. The funds will be directed to the highest priority projects to restore or reclaim habitat at the sole discretion of BLM and USFWS.

The following Conservation Measures are to be accomplished in addition to those described in the CCA and Pecos District Special Status Species Resource Management Plan Amendment (RMPA):

- 1. To the extent determined by the BLM representative at the Plan of Development stage, all infrastructures supporting the development of a well (including roads, power lines, and pipelines) will be constructed within the same corridor.
- 2. On enrolled parcels that contain inactive wells, roads and/or facilities that are not reclaimed to current standards, the Participating Cooperator shall remediate and reclaim their facilities within three years of executing this CP, unless the Cooperator can demonstrate they will put the facilities back to beneficial use for the enrolled

Company Reference:

Seed Mixture for LPC Sand/Shinnery Sites

The holder shall seed all disturbed areas with the seed mixture listed below. The seed mixture shall be planted in the amounts specified in pounds of pure live seed (PLS)* per acre. There shall be <u>no</u> primary or secondary noxious weeds in the seed mixture. Seed will be tested and the viability testing of seed will be done in accordance with State law(s) and within nine (9) months prior to purchase. Commercial seed will be either certified or registered seed. The seed container will be tagged in accordance with State law(s) and available for inspection by the authorized officer.

Seed will be planted using a drill equipped with a depth regulator to ensure proper depth of planting where drilling is possible. The seed mixture will be evenly and uniformly planted over the disturbed area (smaller/heavier seeds have a tendency to drop the bottom of the drill and are planted first). The holder shall take appropriate measures to ensure this does not occur. Where drilling is not possible, seed will be broadcast and the area shall be raked or chained to cover the seed. When broadcasting the seed, the pounds per acre are to be doubled. The seeding will be repeated until a satisfactory stand is established as determined by the authorized officer. Evaluation of growth will not be made before completion of at least one full growing season after seeding.

Species to be planted in pounds of pure live seed* per acre:

| lb/acre |
|---------|
| 5lbs/A |
| 5lbs/A |
| 3lbs/A |
| 6lbs/A |
| 2lbs/A |
| 1lbs/A |
| |

^{*}Pounds of pure live seed:

Pounds of seed x percent purity x percent germination = pounds pure live seed