

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

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

**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.*

5. Lease Serial No. BHL:NMLC061873;SHL:LC061863A

6. If Indian, Allottee or Tribe Name

**SUBMIT IN TRIPLICATE - Other instructions on page 2**

7. If Unit of CA/Agreement, Name and/or No.

1. Type of Well

Oil Well  Gas Well  Other

8. Well Name and No. Cotton Draw Unit 251H

2. Name of Operator Devon Energy Production Company L.P.

9. API Well No. 30-254-25900

3a. Address 6488 Seven Rivers Highway Artesia, New Mexico 88210

3b. Phone No. (include area code) (575) 748-1871

10. Field and Pool or Exploratory Area Paduca; Delaware

4. Location of Well (Footage, Sec., T.,R.,M., or Survey Description) Sec. 7, T25S, R32E; 125' FNL & 1650' FWL

11. Country or Parish, State Lea County, NM  
Eddy

**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	
	<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 recomplete 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.)

Expected start date as soon as possible after approval; project will take approximately 10 to 15 days.

This is a request to lay one additional 4 inch low pressure poly gas lift line buried within the existing easement from the Cotton Draw Unit 251H to the Cotton Draw Unit 7 DW Tank Battery.

The spacing for this line will be 30 feet wide by 793.8 feet (48.11 rods), containing 0.547 acres

Each poly line will carry approximately 1,000 mcf/day at 125 psi.

The lines will be in place for the life of the well or 30 years.

Devon Energy bond #CO-1104; NMB 000801

Reference APD submission for Cotton Draw Unit 251H; API: 30-254-25900

**NM OIL CONSERVATION**  
ARTESIA DISTRICT  
FEB 08 2016

RECEIVED  
2/16/16  
Accepted for record  
NMCCD

14. I hereby certify that the foregoing is true and correct. Name (Printed/Typed)

Ray Vaz

Title Field Landman

Signature

Date

2/2/16

**THE SPACE FOR FEDERAL OR STATE OFFICE USE**

Approved by

Steve Coffey

Title

FIELD MANAGER

Date

FEB - 3 2016

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.

## GENERAL INSTRUCTIONS

This form is designed for submitting proposals to perform certain well operations and reports of such operations when completed as indicated on Federal and Indian lands pursuant to applicable Federal law and regulations. Any necessary special instructions concerning the use of this form and the number of copies to be submitted, particularly with regard to local area or regional procedures and practices, are either shown below, will be issued by or may be obtained from the local Federal office.

## SPECIFIC INSTRUCTIONS

*Item 4* - Locations on Federal or Indian land should be described in accordance with Federal requirements. Consult the local Federal office for specific instructions.

*Item 13*: Proposals to abandon a well and subsequent reports of abandonment should include such special information as is required by the local Federal office. In addition, such proposals and reports should include reasons for the abandonment; data on any former or present productive zones or other zones with present significant fluid contents not sealed off by cement or otherwise; depths (top and bottom) and method of placement of cement plugs; mud or other material placed below, between and above plugs; amount, size, method of parting of any casing, liner or tubing pulled and the depth to the top of any tubing left in the hole; method of closing top of well and date well site conditioned for final inspection looking for approval of the abandonment. If the proposal will involve **hydraulic fracturing operations**, you must comply with 43 CFR 3162.3-3, including providing information about the protection of usable water. Operators should provide the best available information about all formations containing water and their depths. This information could include data and interpretation of resistivity logs run on nearby wells. Information may also be obtained from state or tribal regulatory agencies and from local BLM offices.

## NOTICES

The privacy Act of 1974 and the regulation in 43 CFR 2.48(d) provide that you be furnished the following information in connection with information required by this application.

**AUTHORITY:** 30 U.S.C. 181 et seq., 351 et seq., 25 U.S.C. 396; 43 CFR 3160.

**PRINCIPAL PURPOSE:** The information is used to: (1) Evaluate, when appropriate, approve applications, and report completion of subsequent well operations, on a Federal or Indian lease; and (2) document for administrative use, information for the management, disposal and use of National Resource lands and resources, such as: (a) evaluating the equipment and procedures to be used during a proposed subsequent well operation and reviewing the completed well operations for compliance with the approved plan; (b) requesting and granting approval to perform those actions covered by 43 CFR 3162.3-2, 3162.3-3, and 3162.3-4; (c) reporting the beginning or resumption of production, as required by 43 CFR 3162.4-1(c) and (d) analyzing future applications to drill or modify operations in light of data obtained and methods used.

**ROUTINE USES:** Information from the record and/or the record will be transferred to appropriate Federal, State, local or foreign agencies, when relevant to civil, criminal or regulatory investigations or prosecutions in connection with congressional inquiries or to consumer reporting agencies to facilitate collection of debts owed the Government.

**EFFECT OF NOT PROVIDING THE INFORMATION:** Filing of this notice and report and disclosure of the information is mandatory for those subsequent well operations specified in 43 CFR 3162.3-2, 3162.3-3, 3162.3-4.

The Paperwork Reduction Act of 1995 requires us to inform you that:

The BLM collects this information to evaluate proposed and/or completed subsequent well operations on Federal or Indian oil and gas leases.

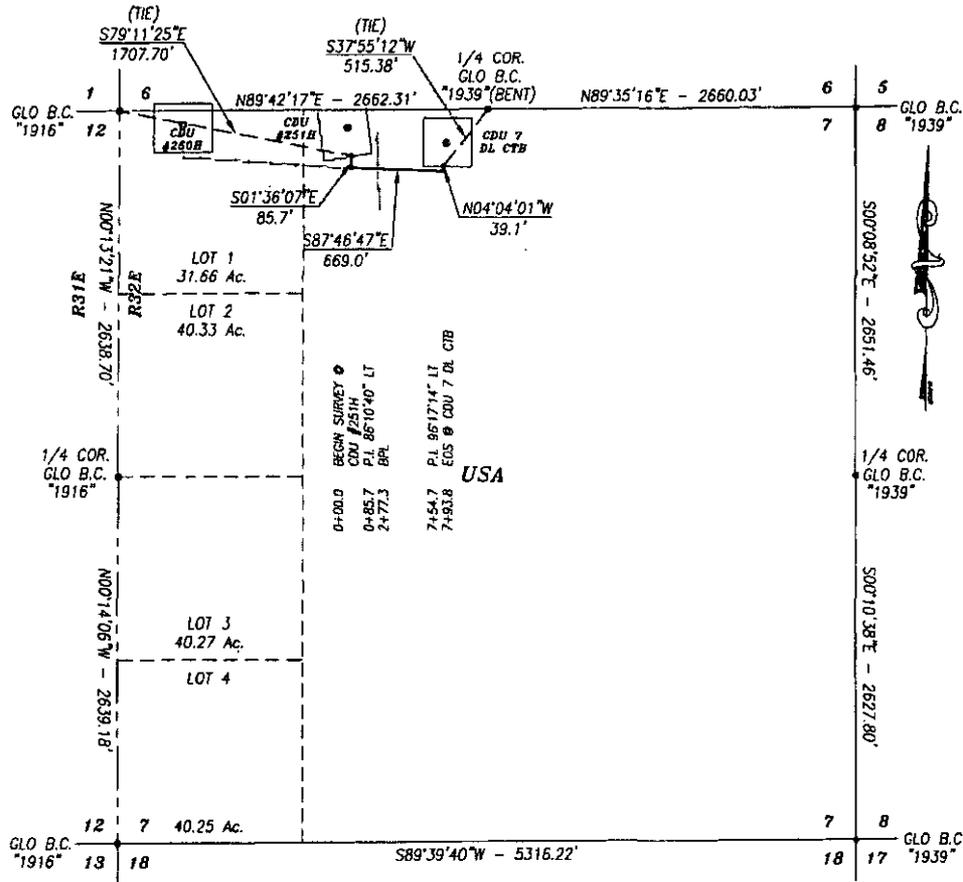
Response to this request is mandatory.

The BLM would like you to know that you do not have to respond to this or any other Federal agency-sponsored information collection unless it displays a currently valid OMB control number.

**BURDEN HOURS STATEMENT:** Public reporting burden for this form is estimated to average 8 hours per response, including the time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to U.S. Department of the Interior, Bureau of Land Management (1004-0137), Bureau Information Collection Clearance Officer (WO-630), 1849 C St., N.W., Mail Stop 401 LS, Washington, D.C. 20240

**CDU #251H FLOWLINE  
DEVON ENERGY PRODUCTION CO. LP.**

A 4" BURIED POLY FLOWLINE FROM THE CDU #251H TO THE CDU 7 DL CTB IN  
SECTION 7, TOWNSHIP 25 SOUTH RANGE 32 EAST, N.M.P.M.,  
LEA COUNTY, NEW MEXICO.



**DESCRIPTION**

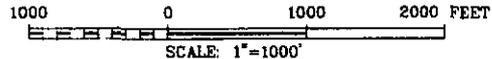
A STRIP OF LAND 30.0 FEET WIDE AND 793.8 FEET OR 48.11 RODS OR 0.150 MILES IN LENGTH CROSSING USA LAND IN SECTION 7, TOWNSHIP 25 SOUTH, RANGE 32 EAST, LEA COUNTY, NEW MEXICO AND BEING 15.0 FEET LEFT AND 15.0 FEET RIGHT OF THE ABOVE PLATTED CENTERLINE SURVEY.

**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 GRID VALUES.

**HARCROW SURVEYING, LLC**  
2314 W. MAIN ST, ARTESIA, N.M. 88210  
PH: (575) 746-2158 FAX: (575) 746-2158  
c.harcrow@harcrowsurveying.com



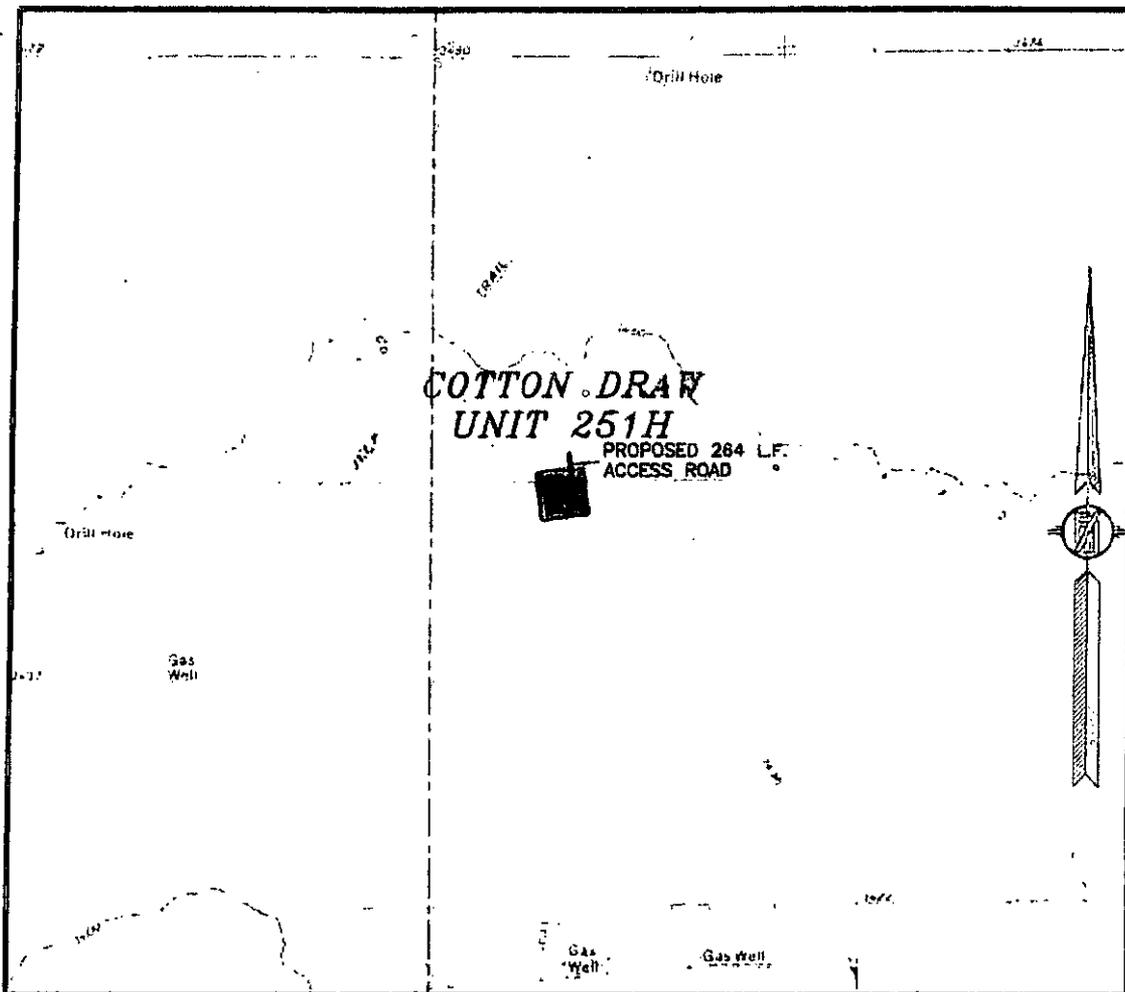
**CERTIFICATION**  
I, CHAD HARCROW, A NEW MEXICO REGISTERED PROFESSIONAL SURVEYOR CERTIFY THAT I DIRECTED AND AM RESPONSIBLE FOR THIS SURVEY, THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO.



*Chad Harcrow*  
CHAD HARCROW N.M.P.S. NO. 17777  
DATE 3/17/15

<b>DEVON ENERGY PRODUCTION CO. LP.</b>	
SURVEY OF A PROPOSED FLOWLINE LOCATED IN SECTION 7, TOWNSHIP 25 SOUTH, RANGE 32 EAST, LEA COUNTY, NMPM, NEW MEXICO	
SURVEY DATE: MARCH 7, 2015	LINE 2
DRAFTING DATE: MARCH 17, 2015	PAGE 1 OF 4
APPROVED BY: CH	DRAWN BY: SP FILE: 15-214

SECTION 7, TOWNSHIP 25 SOUTH, RANGE 32 EAST, N.M.P.M.  
LEA COUNTY, STATE OF NEW MEXICO  
LOCATION VERIFICATION MAP



USGS QUAD MAP:  
PADUCA BREAKS NW

NOT TO SCALE

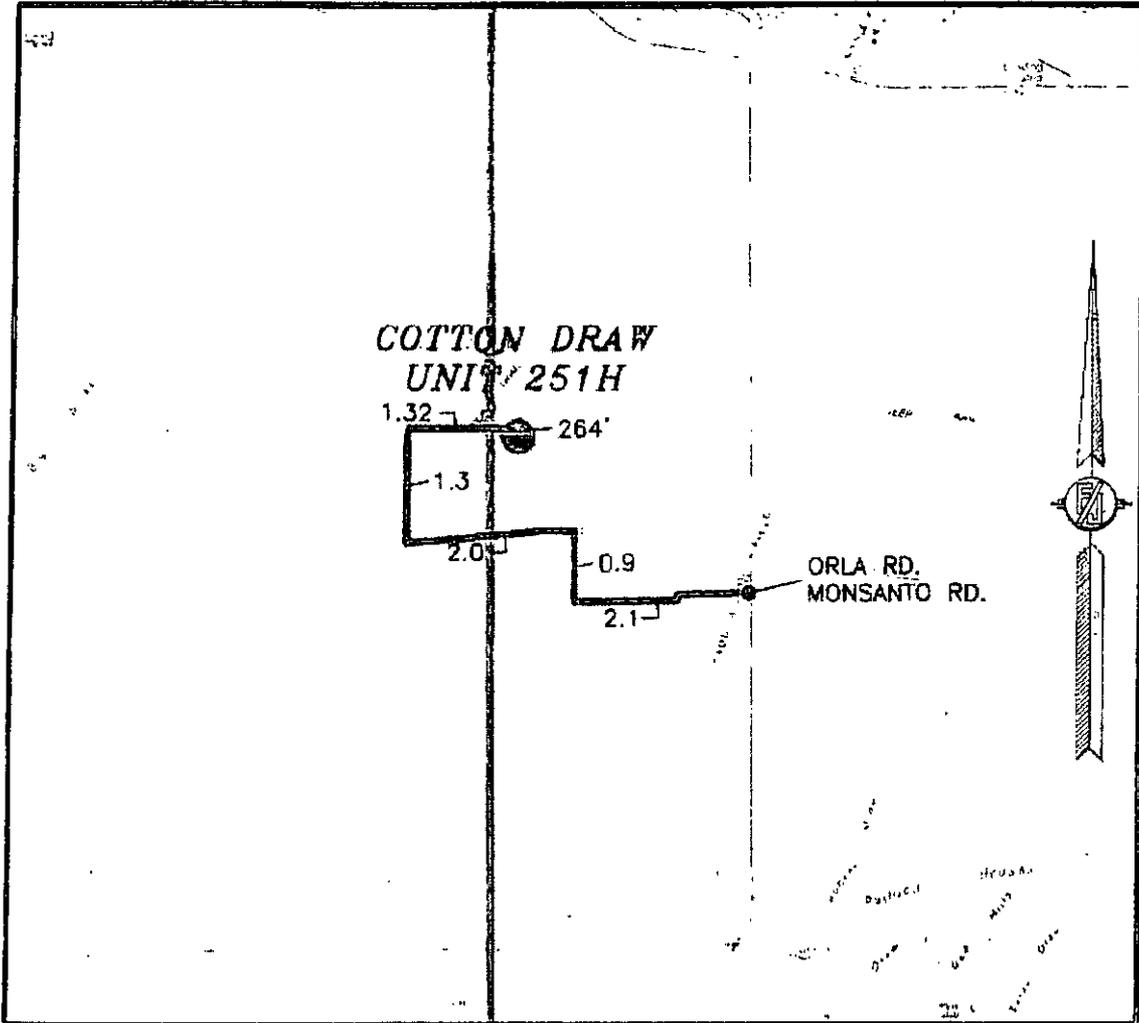
DEVON ENERGY PRODUCTION COMPANY, L.P.  
COTTON DRAW UNIT 251H  
LOCATED 125 FT. FROM THE NORTH LINE  
AND 1650 FT. FROM THE WEST LINE OF  
SECTION 7, TOWNSHIP 25 SOUTH,  
RANGE 32 EAST, N.M.P.M.  
LEA COUNTY, STATE OF NEW MEXICO

NOVEMBER 15, 2014

SURVEY NO. 2969A

MADRON SURVEYING, INC. 301 SOUTH CANAL CARLSBAD, NEW MEXICO  
(575) 234-3341

SECTION 7, TOWNSHIP 25 SOUTH, RANGE 32 EAST, N.M.P.M.  
 LEA COUNTY, STATE OF NEW MEXICO  
 VICINITY MAP



DISTANCES IN MILES

NOT TO SCALE

**DIRECTIONS TO LOCATION**

FROM THE INTERSECTION OF ORLA ROAD, CR 1 AND MONSANTO ROAD GO WEST ON MONSANTO ROAD APPROX. 2.1 MILES, TURN RIGHT AT ROAD INTERSECTION GO NORTH APPROX. 0.9 MILES ROAD TURNS LEFT GO WEST APPROX. 2.0 MILES TURN RIGHT AT ROAD INTERSECTION GO NORTH APPROX. 1.3 MILES TO CALICHE LEASE ROAD ON RIGHT GO EAST 1.32 MILES TO A ROAD SURVEY ON LEFT (SOUTH) FOLLOW FLAGS SOUTH 284° TO THE PROPOSED NORTHEAST PAD CORNER FOR THIS LOCATION

DEVON ENERGY PRODUCTION COMPANY, L.P.  
 COTTON DRAW UNIT 251H

LOCATED 125 FT. FROM THE NORTH LINE  
 AND 1650 FT. FROM THE WEST LINE OF  
 SECTION 7, TOWNSHIP 25 SOUTH,  
 RANGE 32 EAST, N.M.P.M.  
 LEA COUNTY, STATE OF NEW MEXICO

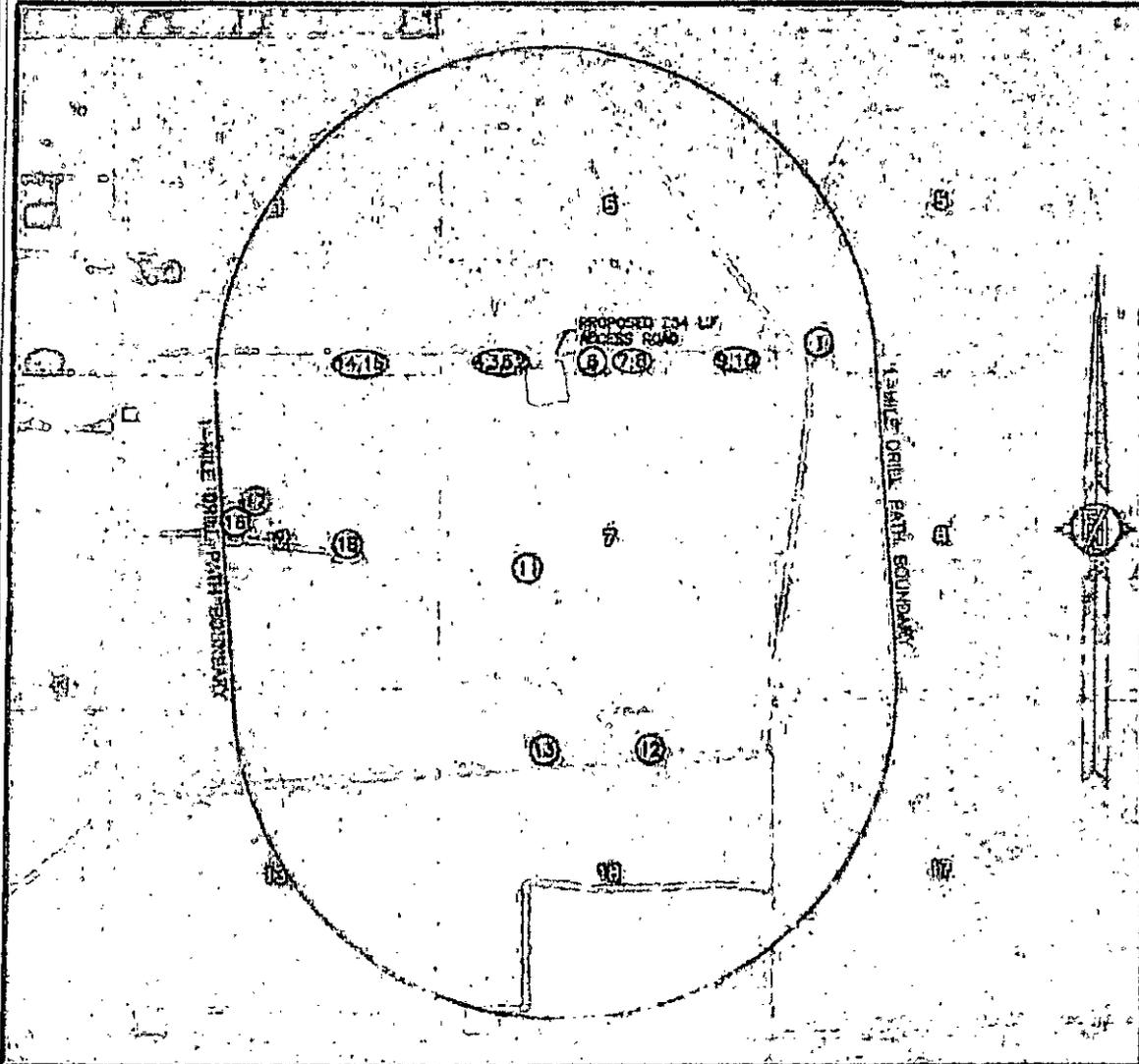
NOVEMBER 15, 2014

SURVEY NO. 2969A

MADRON SURVEYING, INC. CARLSBAD, NEW MEXICO

301 SOUTH CANAL  
 (575) 234-3341

SECTION 7, TOWNSHIP 25 SOUTH, RANGE 32 EAST, N.M.P.M.  
LEA COUNTY, STATE OF NEW MEXICO  
AERIAL PHOTO



NOT TO SCALE  
AERIAL PHOTO:  
GOOGLE EARTH  
FEB. 2014

DEVON ENERGY PRODUCTION COMPANY, L.P.  
COTTON DRAW UNIT 251H

LOCATED 125 FT. FROM THE NORTH LINE  
AND 1650 FT. FROM THE WEST LINE OF  
SECTION 7, TOWNSHIP 25 SOUTH,  
RANGE 32 EAST, N.M.P.M.  
LEA COUNTY, STATE OF NEW MEXICO

NOVEMBER 15, 2014

SURVEY NO. 2969A

MADRON SURVEYING, INC. 301 SOUTH CANAL CARLSBAD, NEW MEXICO  
(575) 234-3341

SECTION 7, TOWNSHIP 25 SOUTH, RANGE 32 EAST, N.M.P.M.  
LEA COUNTY, STATE OF NEW MEXICO  
WELLS WITHIN 1-MILE DRILL PATH BOUNDARY

API	Well	Type	Status	ULSTR	Current Operator
1	30-025-35390	SPENCER 5 FEDERAL #001	Oil	Plugged	M-05-25S-32E [20077] SAHARA OPERATING CO
2	30-025-39984	TRIONYX 6 FEDERAL #003H	Oil	New	7-06-25S-32E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
3	30-025-40105	TRIONYX 6 FEDERAL #003Y	Oil	Active	7-06-25S-32E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
4	30-025-39948	TRIONYX 6 FEDERAL #001	Oil	Active	7-06-25S-32E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
5	30-025-39949	TRIONYX 6 FEDERAL #002	Oil	Active	7-06-25S-32E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
6	30-025-40044	TRIONYX 6 FEDERAL #004H	Oil	Active	N-06-25S-32E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
7	30-025-40045	TRIONYX 6 FEDERAL #005H	Oil	Active	O-06-25S-32E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
8	30-025-40046	TRIONYX 6 FEDERAL #006H	Oil	Active	O-06-25S-32E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
9	30-025-40047	TRIONYX 6 FEDERAL #007H	Oil	Active	P-06-25S-32E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
10	30-025-40048	TRIONYX 6 FEDERAL #008H	Oil	Active	P-06-25S-32E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
11	30-025-35086	TEXACO COTTON DRAW UNIT #088	Gas	Plugged	K-07-25S-32E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
12	30-025-08200	PRE-ONGARD WELL #001	Oil	Plugged	B-18-25S-32E [214263] PRE-ONGARD WELL OPERATOR
13	30-025-21726	COTTON DRAW UNIT #064	Gas	Plugged	C-18-25S-32E [22351] TEXACO EXPLORATION & PRODUCTION INC
14	30-015-42426	COTTON DRAW UNIT #172H	Oil	New	O-01-25S-31E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
15	30-015-42515	COTTON DRAW UNIT #173H	Oil	New	P-01-25S-31E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
16	30-015-20272	COTTON DRAW #068	Gas	Active	F-12-25S-31E [8137] DEVON ENERGY PRODUCTION COMPANY, LP
17	30-015-20270	PRE-ONGARD WELL #068	Oil	Plugged	F-12-25S-31E [214263] PRE-ONGARD WELL OPERATOR
18	30-015-29850	COTTON DRAW UNIT #066	Gas	Active	J-12-25S-31E [8137] DEVON ENERGY PRODUCTION COMPANY, LP

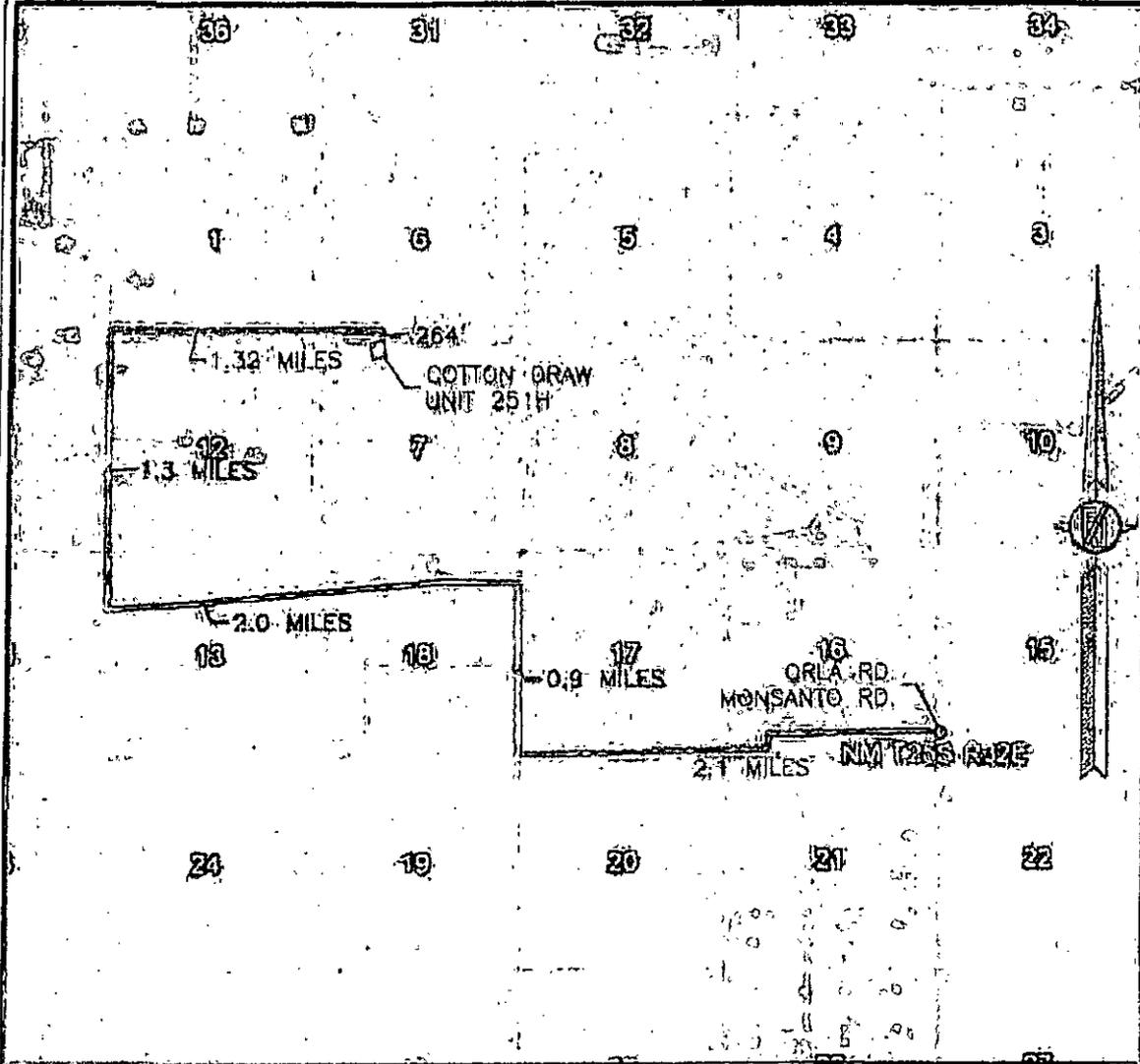
DEVON ENERGY PRODUCTION COMPANY, L.P.  
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LOCATED 125 FT. FROM THE NORTH LINE  
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SECTION 7, TOWNSHIP 25 SOUTH,  
RANGE 32 EAST, N.M.P.M.  
LEA COUNTY, STATE OF NEW MEXICO

NOVEMBER 15, 2014

SURVEY NO. 2969A

MADRON SURVEYING, INC. 301 SOUTH CANAL (575) 234-3341 CARLSBAD, NEW MEXICO

SECTION 7, TOWNSHIP 25 SOUTH, RANGE 32 EAST, N.M.P.M.  
 LEA COUNTY, STATE OF NEW MEXICO  
**AERIAL ACCESS ROUTE MAP**



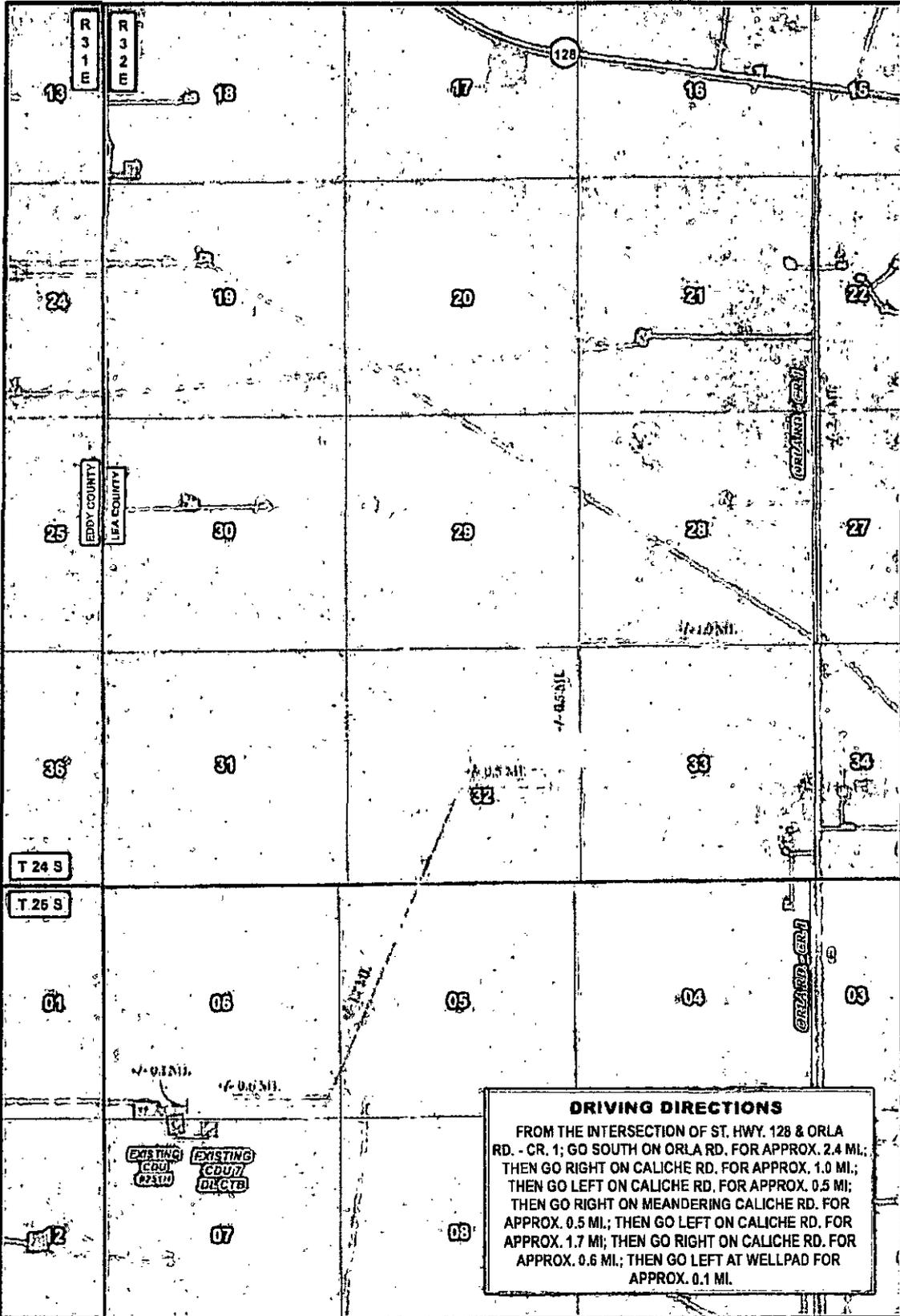
NOT TO SCALE  
 AERIAL PHOTO:  
 GOOGLE EARTH  
 FEB. 2014

**DEVON ENERGY PRODUCTION COMPANY, L.P.**  
**COTTON DRAW UNIT 251H**  
 LOCATED 125 FT. FROM THE NORTH LINE  
 AND 1650 FT. FROM THE WEST LINE OF  
 SECTION 7, TOWNSHIP 25 SOUTH,  
 RANGE 32 EAST, N.M.P.M.  
 LEA COUNTY, STATE OF NEW MEXICO

NOVEMBER 15, 2014

SURVEY NO. 2969A

MADRON SURVEYING, INC. 101 SOUTH CANAL CARLSBAD, NEW MEXICO  
 (505) 234-3341



**DRIVING DIRECTIONS**  
 FROM THE INTERSECTION OF ST. HWY. 128 & ORLA RD. - CR. 1; GO SOUTH ON ORLA RD. FOR APPROX. 2.4 MI.; THEN GO RIGHT ON CALICHE RD. FOR APPROX. 1.0 MI.; THEN GO LEFT ON CALICHE RD. FOR APPROX. 0.5 MI.; THEN GO RIGHT ON MEANDERING CALICHE RD. FOR APPROX. 0.5 MI.; THEN GO LEFT ON CALICHE RD. FOR APPROX. 1.7 MI.; THEN GO RIGHT ON CALICHE RD. FOR APPROX. 0.6 MI.; THEN GO LEFT AT WELLPAD FOR APPROX. 0.1 MI.

**LEGEND**

- PIPELINE
- WELL
- WELLPAD
- TANK BATTERY

**CDU #25H FLOWLINE**

SECTION: 7      TOWNSHIP: 25 S.      RANGE: 32 E.  
 STATE: NEW MEXICO      COUNTY: LEA      SURVEY: N.M.P.M  
 W.O. # 15-214      LEASE: COTTON DRAW UNIT

0      2,500      5,000 FEET  
 0      0.15      0.3      0.6 Miles      1 IN = 2,500 FT

**DRIVING DIRECTIONS**      **MACERY**      **SP.**

**devon**  
 ENERGY PRODUCTION CO. L.P.

**HARCROW SURVEYING, LLC.**  
 2314 W. MAIN ST. ARTESIA, NM 88210  
 PH: (505) 746-2115 FAX: (505) 746-2128  
 charcrow@harcrowsurveying.com

ORIG: 03/17/2015      PAGE: 2 OF 4



**LEGEND**

- PIPELINE
- WELL
- WELLPAD
- TANK BATTERY

**CDU #251H FLOWLINE**

SECTION: 7	TOWNSHIP: 25 S.	RANGE: 32 E.
STATE: NEW MEXICO	COUNTY: LEA	SURVEY: N.M.P.M
W.O. # 15-214	LEASE: COTTON DRAW UNIT	

0 0.05 0.1 0.2 Miles      0 2,500 FEET

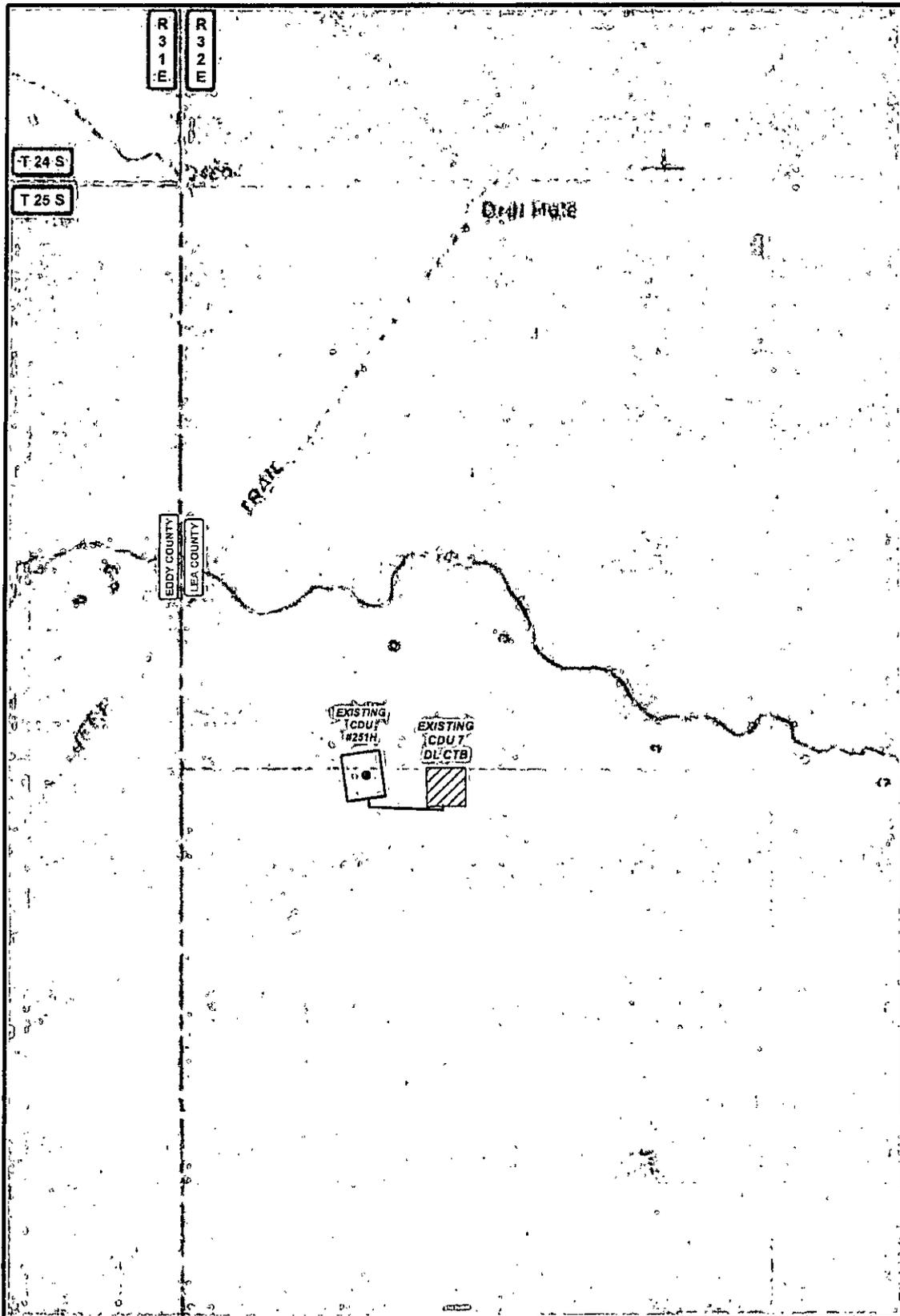
1 IN = 1,000 FT

**PIPELINE OVERVIEW      (MAGERY)      SR.**

**devon**  
ENERGY PRODUCTION CO. L.P.

**HARCROW SURVEYING, LLC**  
2214 W. BRAM ST., ARTESIA, NM 86210  
PH: (505) 746-2128 FAX: (505) 746-2159  
chrcrow@harcrowsurveying.com

ORIG: 03/17/2015	PAGE: 3 OF 4
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**LEGEND**

- PIPELINE
- WELL
- WELLPAD
- ▨ TANK BATTERY
- PRIVATE
- STATE OF NM
- US BLM

CDU #251H FLOWLINE		
SECTION: 7	TOWNSHIP: 25 S.	RANGE: 32 E.
STATE: NEW MEXICO	COUNTY: LEA	SURVEY: N.M.P.M
W.O. # 15-214	LEASE: COTTON DRAW UNIT	
0 0.05 0.1 0.2 Miles		1 IN = 1,000 FT
<b>PIPELINE OVERVIEW</b>	<b>LAND STATUS</b>	<b>SP</b>

ENERGY PRODUCTION CO. L.P.

**HARCROW SURVEYING, LLC**  
 2114 W. MAIN ST. ARTESIA, NM 88210  
 PH: (575) 746-2158 FAX: (575) 746-2158  
 chrcrow@harcrowsurveying.com

ORIG: 03/17/2015	PAGE: 4 OF 4
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**BLM LEASE NUMBER:** SHL NMLC061863A BHLNMLC061873

**COMPANY NAME:** Devon Energy Production Company LP

**ASSOCIATED WELL NAME:** Cotton Draw Unit 251H

### 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.

- |  |  |
|--|--|
| <input type="checkbox"/> seed mixture 1                | <input type="checkbox"/> seed mixture 3          |
| <input type="checkbox"/> seed mixture 2                | <input type="checkbox"/> seed mixture 4          |
| <input checked="" type="checkbox"/> seed mixture 2/LPC | <input type="checkbox"/> 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:

Will be buried within the existing easement from Cotton Draw Unit 251H pad to the Cotton draw Unit 7 DW Tank Battery.

**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.