

Title 18 U.S.C. Section 1001, makes 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 Serial Number NM-36193
Company Reference #3 Four Mile Draw
Sundry Notice pipeline
relocation

BURIED PIPELINE STIPULATIONS FOR THE ROSWELL DISTRICT, BLM

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. 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.
3. All construction and maintenance activity will be confined to the authorized right-of-way.
4. The pipeline will be buried with a minimum cover of 12 inches between the top of the pipe and ground level.
5. Blading of all vegetation ~~(will)~~ (will not) be allowed. Blading is defined as the complete removal of brush and ground vegetation. Clearing of brush species will be allowed. 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. In areas where blading and/or clearing is allowed, maximum width of these operations will not exceed --- feet.
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 of the fence. No permanent gates will be allowed unless approved by the Authorized Officer.
7. 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. A berm will be left over the ditchline to allow for settling back to grade.

(over)

8. In those areas where erosion control structures are required to stabilize soil conditions, the grantee will install such structures as are suitable for the specific soil conditions being encountered and which are in accordance with sound resource management practices.

9. Grantee ~~(will)~~ (will not) reseed. If reseeding is required, it 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

10. 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 a color which simulates "Standard Environmental Colors" - Carlsbad Canyon, Munsell Soil Color No. 2.5Y 6/2 (formerly Sandstone Brown); designated by the Rocky Mountain Five State Interagency Committee.

11. 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.

12. 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. The holder will take whatever steps are necessary to ensure that the pipeline route is not used as a roadway.

13. Special Stipulations:

The maximum width of disturbance will not exceed 15 feet.

Supplemental Environmental Review for Use with
Record of (Categorical Exclusion) Review
No.NM-060-81-088-

I. Description of the Affected Environment and Impacts of the Proposed Action

A 2" steel pipeline would be buried 12" deep across flat terrain to an existing
6" steel line, remaining on lease. The soil is loamy with a layer of rock
underneath. There are no karst features nearby. Some vegetation would be
destroyed; it consists of snakeweed, grama grasses, and muhly. Burying the
line would present less of a safety hazard than laying it on the surface, and
the vegetation should grow back within 5 years.

II. Mitigating Measures/Special Stipulations (in addition to Standard Operating Procedures)

The maximum width of disturbance will not exceed 15 feet.