OCD-FYI



# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Carlsbad Field Office 620 E. Greene St. P.O. Box 1778 Carlsbad, New Mexico 88221-1778 Tel. (505) 234-5972 Fax (505) 885-9264

IN REPLY REFER TO

3162.4 (NM-080) LC-028098 FEB 2 1 2001

Anadarko Petroleum Corp. P.O. Box 2497 Midland, TX 79702

Your application was received in our office on February 12, 2001, for the installation and maintenance of the Baish Federal No. 12, surface, 3-inch poly, saltwater disposal line. It is located in the NE¼NW¼ and NW¼NE¼ of section 9, T.18S., R. 31E., and is approved subject to the enclosed stipulations. Please notify the grazing allottee one week prior to start of construction.

Sincerely,

sale & Shein

Leslie A. Theiss Field Manager



Enclosure

| 4. Location of Well (For   |   | FORM APPROVED<br>OMB NO. 1004-0135<br>Expires: November 30, 2000<br>5. Lease Serial No. L(-O2FCIF<br>LC-029389(A): NMLC-28098<br>6. If Indian, Allottee or Tribe Name<br>7. If Unit or CA/Agreement, Name and/or No.<br>8. Well Name and No.<br>BAISH FEDERAL<br>9. API Well No.<br>30-015-31376<br>10. Field and Pool, or Exploratory Area<br>SHUGART MORROW, NORTH<br>11. County or Parish, State |   |   |  |                            |                                  |  |
|--|---|---|---|---|--|----------------------------|----------------------------------|--|
|  |   |   |   |   | EDDY NM  |                            |                                  |  |
|  | 12. CHECK APPROPRI  | ATE BOX(ES) TO IND  | ICATE NATURE OF NO  |   |  | ATA                        |                                  |  |
| TYPE OF  | SUBMISSION  |   | TYF   |   | <u>&gt;N</u>   |                            |                                  |  |
| <ul> <li>Subse</li> <li>Subse</li> <li>Final</li> <li>13. Describe Proposed<br/>If the proposal is<br/>Attach the Bond u<br/>following completi<br/>testing has been of<br/>determined that the</li> </ul> | e of Inten:<br>quent Report<br>Abandonment Notice<br>or Coommpleted Operation (clear)<br>to deepen directionally or recomp<br>inder which the work will be per<br>on of the involved operations. If<br>completed. Final Abandonment N<br>final site is ready for final inspection<br>POLY SWD LINE FROM WEL | formed or provide the Bo<br>the operation results in a<br>otices shall be filed only<br>1.)   | s, including estimated startin<br>surface locations and measu<br>nd No. on file with BLM/<br>multiple completion or recu<br>after all requirements, inc | Reclamat<br>Recompl<br>Tempora<br>Water Di<br>Water Di<br>red and true ver<br>BIA. Required 3<br>ompletion in a n<br>huding reclamation | ete<br>rily Abandon<br>sposal<br>roposed work an-<br>rucal depths of a<br>subsequent report: | s shall be filed within 30 | ereof.<br>zones.<br>days<br>once |  |
|  |   |   |   |   |  |                            |                                  |  |
| Name (Printed/Typed  |   |   | Title<br>FNGR   | TECH III  |  |                            |                                  |  |
| SABRA WOODY  |   |   | Date 02/09/0  |   |  |                            |                                  |  |
|  |   | S SPACE FOR FED   | ERAL OR STATE OF  | FICE USE  |  |                            |                                  |  |
| certify that the applica<br>which would entitle the a  | if any, are attached. Approval<br>nt holds legal or equitable tile to<br>pplicant to conduct operations thereon<br>n 1001, and Title 43 U.S.C. Secti  | o those fights in the subj<br>n.  |   |   | NAGER  | Date TEB 2 () 2001         | United                           |  |
| Title 18 U.S.C. Section<br>States any false, fictitiou   | n 1001, and Title 43 U.S.C. Sections or fraudulent statements or represe  | on 1212, makes it a clime<br>ntations as to any matter wit  | hin its jurisdiction.   |   |  |                            |                                  |  |



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| Creek (C   | Stuperty Fed US TO ANY USE   | Driszta Liffrances  | Lease Serial N   | acres<br>o. NMLC-28098   |  |
| γοιες 555 (2007) ( 4 - 3 - 3 - 3 - 3 - 3 - 3 - 3 - 3 - 3 -   | Burnington Res Wasproger (Art) 363   |   |  | acres<br>, New Mexico  |  |
|  | Startes Startes Startes  | Remer Constant  |  |  |  |

A Number LC-28098 Company Reference Ana dar Ko Petro Leum Fe/ #12

## STANDARD STIPULATIONS FOR SURFACE INSTALLED PIPELINES

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 eristing 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. The holder shall be liable for damage or injury to the United States to the extent provided by 43 CFR Sec. 2883.1-4. The holder shall be held to a standard of strict liability for damage or injury to the United States resulting from pipe rupture, fire, or spills caused or substantially aggravated by any of the following within the right-of-way or permit area:

a. Activities of the holder including, but not limited to construction, operation, maintenance, and termination of the facility.

(over)

- b. Activities of other parties including, but not limited to:
  - (1) Land clearing.
  - (2) Earth-disturbing and earth-moving work.
  - (3) Blasting.
  - (4) Vandalism and sabotage.

c. Acts of God.

The maximum limitation for such strict liability damages shall not exceed one million dollars (\$1,000,000) for any one event, and any liability in excess of such amount shall be determined by the ordinary rules of negligence of the jurisdiction in which the damage or injury occurred.

This section shall not impose strict liability for damage or injury resulting primarily from an act of war or from the negligent acts or omissions of the United States.

5. If, during any phase of the construction, operation, maintenance, or termination of the pipeline, any oil, salt water, 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, salt water, or other pollutant, wherever found, shall be the responsibility of the holder, regardless of fault. Upon failure of the 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 the holder of any responsibility as provided herein.

7. No blading or clearing of any vegetation will be allowed unless approved in writing by the Authorized Officer.

8. The holder shall install the pipeline on the surface in such a manner that will minimize suspension of the pipeline across low areas in the terrain. In hummocky or duney areas, the pipeline will be "snaked" around hummocks and dunes rather then suspended across these features.

9. The pipeline shall be buried with a minimum of 24 inches under all roads, "two-tracks," and trails. Burial of the pipe will continue for 20 feet on each side of each crossing. The condition of the road, upon completion of construction, shall be returned to at least its former state with no bumps or dips remaining in the road surface.

10. 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.

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. Excluding the pipe, all above-ground structures not subject to safety requirements shall be painted by the holder to blend with the natural color of 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.

13. 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. Signs will be maintained in a legible condition for the life of the pipeline.

14. 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 in not used as a roadway.

15. 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 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.

16. Special Stipulations: Des See attached timing Limitation Stipulations

3.

#### SENM-S-22

#### PRAIRIE CHICKENS

No surface use is allowed during the following time periods; unless otherwise specified, this stipulation does not apply to operation and maintenance of production facilities.

On the lands described below:

T. 185. R. 312 Sec. 9-ALL

For the purpose of: Protecting Prairie Chickens:

Drilling for oil and gas, and 3-D geophysical exploration operations will not be allowed in Lesser Prairie Chicken Habitat during the period of March 15 through June 15, each year. 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 a.m. and 9:00 a.m. The 3:00a.m. and 9:00a.m. restriction will not apply to normal, around-the-clock operations, such as venting, flaring, or pumping, which do not require a human presence during the 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 exixting roads will not be restricted. Exhaust noise from pump jack engines must be muffled or otherwise controlled so as not toexceed 75 db measured at 30 feet from the source of the noise.

Bureau of Land Management Roswell/Carlsbad Field Offices SENM-S-22 December 1997