

Attachment to Exhibit 5
SURFACE FACILITY AND/OR FLOWLINE ROUTE FOR

DEVON-SFS OPERATING, INC.
RIGHT HAND CANYON 34 FED #4
SECTION K-34-T21S-R24E
EDDY CNTY, NEW MEXICO

FORM 2800-14
(August 1985)

Issuing Office
RDO - Carlsbad Resource Area

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
RIGHT-OF-WAY GRANT/TEMPORARY USE PERMIT

SERIAL NUMBER: NM NM-93095

1. A right-of-way is hereby granted pursuant to Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185).

2. Nature of Interest:

a. By this instrument, the holder:

Santa Fe Energy Operating Partners, L.P.
550 W. Texas Ave., Suite 1330
Midland, TX 79701

receives a right to construct, operate, maintain, and terminate a lease development corridor including a six- and eight-inch gas pipeline and a three-inch oil pipeline (fiberglass pipes), on Federal lands described as follows:

T. 21 S., R. 24 E., NMPM

Section 33: Lots 1, 15 and 16;

Section 34: $W\frac{1}{2}W\frac{1}{2}$, $NE\frac{1}{4}SW\frac{1}{4}$.

T. 22 S., R. 24 E., NMPM

Section 04: Lots 2 and 3, $SE\frac{1}{4}NW\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$, $W\frac{1}{2}SW\frac{1}{4}$;

Section 08: $SW\frac{1}{4}NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$, $NE\frac{1}{4}$;

Section 09: $N\frac{1}{2}NW\frac{1}{4}$.

The lands described above contain a total length of 3.580 miles.

b. The right-of-way or permit area granted herein is 100 feet wide, 18,905 feet long and contains 43.400 acres, more or less. If a site type facility, the facility contains N/A acres.

c. This instrument shall terminate on August 23, 2024, 30 years from its effective date unless, prior thereto, it is relinquished, abandoned, terminated, or modified pursuant to the terms and conditions of this instrument or of any applicable Federal law or regulation.

d. This instrument may be renewed. If renewed, the right-of-way or permit shall be subject to the regulations existing at the time of renewal and any other terms and conditions that the authorized officer deems necessary to protect the public interest.

e. Notwithstanding the expiration of this instrument or any renewal thereof, early relinquishment, abandonment, or termination, the provisions of this