

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

OCT 03 2016

FORM APPROVED
OMB NO. 1004-0135
Expires: July 31, 2010**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.***SUBMIT IN TRIPLICATE - Other instructions on reverse side.**

1. Type of Well <input checked="" type="checkbox"/> Oil Well <input type="checkbox"/> Gas Well <input type="checkbox"/> Other		5. Lease Serial No. 751081035
2. Name of Operator BIYA OPERATORS INC		6. If Indian, Allottee or Tribe Name UTE MOUNTAIN UTE
Contact: JUBAL TERRY E-Mail: Jterry@diversifiedresourcesinc.com		7. If Unit or CA/Agreement, Name and/or No.
3a. Address 1789 W. LITTLETON BLVD. LITTLETON, CO 80120	3b. Phone No. (include area code) Ph: 303-797-5417 Fx: 303-797-5418	8. Well Name and No. HSGU 200
4. Location of Well (Footage, Sec., T., R., M., or Survey Description) Sec 33 T31N R16W NESE 1980FSL 660FEL		9. API Well No. 30-045-10141-00-S1
		10. Field and Pool, or Exploratory HORSESHOE GALLUP
		11. County or Parish, and State SAN JUAN COUNTY, NM

12. CHECK 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"/> Fracture Treat	<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	Surface Disturbance
	<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 recompleat 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 shall be filed within 30 days following completion of the involved operations. If the operation results in a multiple completion or recompleat in a new interval, a Form 3160-4 shall be filed once testing has been completed. Final Abandonment Notices shall be filed only after all requirements, including reclamation, have been completed, and the operator has determined that the site is ready for final inspection.)

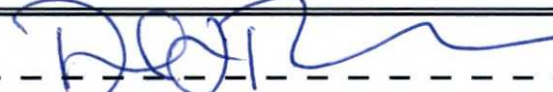
BIYA Operators Inc. and Souder Miller will perform potholing activities near the roadside line leak pursuant to the attached work plan.

OIL CONS. DIV DIST. 3

OCT 28 2016

14. I hereby certify that the foregoing is true and correct. Electronic Submission #353324 verified by the BLM Well Information System For BIYA OPERATORS INC, sent to the Durango Committed to AFMSS for processing by BARBARA TELECKY on 10/03/2016 (17BDT0002SE)	
Name (Printed/Typed) JUBAL TERRY	Title VICE PRESIDENT/AGENT
Signature (Electronic Submission)	Date 10/03/2016

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved By 	Title MSC	Date 10/4/2016
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

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.

** BLM REVISED ** BLM REVISED ** BLM REVISED ** BLM REVISED ** BLM REVISED **

NMOCD

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

Tony Delfin
Acting Cabinet Secretary

David R. Catanach, Division Director
Oil Conservation Division



New Mexico Oil Conservation Division approval and conditions listed below are made in accordance with OCD Rule 19.15.7.11 and are in addition to the actions approved by BLM on the following 3160-4 or 3160-5 form.

Operator Signature Date: 10/3/2016

Well information:

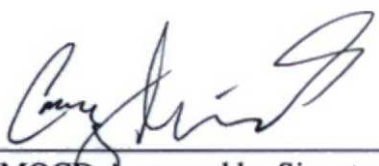
API WELL #	Well Name	Well #	Operator Name	Type	Stat	County	Surf_Owner	UL	Sec	Twp	N/S	Rng	W/E
30-045-10141-00-00	HORSESHOE GALLUP UNIT	200	BIYA OPERATORS INC.	O	A	San Juan	U	I	33	31	N	16	W

Application Type:

- ☐ P&A ☐ Drilling/Casing Change ☐ Location Change
- ☐ ☐ Recomplete/DHC (For hydraulic fracturing operations review EPA Underground injection control Guidance #84; Submit Gas Capture Plan form prior to spudding or initiating recompletion operations)
- ☒ Other:

Conditions of Approval:

- Operator will Submit a C-141 pursuant to 19.15.29 NMAC
- Operator will follow a Division approved corrective action plan pursuant to 19.15.29.11 NMAC


NMOCD Approved by Signature

12-2-16
Date

#NCS 1633753872



September 19, 2016

SMA #5124920

Mr. Jubal Terry
Diversified Resources, Inc./BIYA Operators, Inc.
1789 West Littleton Blvd.
Littleton, CO 80120

**RE: WORK PLAN FOR DELINEATION ACTIVITIES OF A HYDROCARBON
RELEASE AT THE ROADSIDE LINE LEAK RELEASE, SAN JUAN COUNTY,
NEW MEXICO**

Dear Mr. Terry:

Souder, Miller & Associates (SMA) is pleased to submit this work plan for excavation at the BIYA Operators, Inc., Roadside Line Leak release site. The site is located in Unit F (SE ¼ NW ¼), Section 33, Township 31 North, Range 16 West; GPS: 36.857103°, -108.857103, in San Juan County, New Mexico on Ute Mountain Ute tribal lands.

Delineation Activities

Prior to the start of delineation activities, BIYA Operators, Inc. will contact the Bureau of Indian Affairs (BIA), the Bureau of Land Management (BLM) and New Mexico One Call to make notification of potholing activities. Potholing will be to the south of the Roadside excavation area. Approval of right of way (ROW) access and documented approval from all involved entities requiring notification will be provided to Scott Clow, Environmental Programs Manager, Ute Mountain Tribe prior to commencing field work.

A single pothole will be excavated to the south of the current Roadside excavation, roadway and underground gas lines. The placement of this hole will be determined on site with representation from the gas line entities involved to ensure safety of all involved parties. The pothole is not to extend more than 15 feet in depth. During potholing activities, SMA will conduct field screening via PID and visual observation. A minimum of two subsurface soil samples will be collected, one at the point of the highest level of contamination measured by field instrumentation and visual observation and at the base of the pothole. Additional samples may be collected at one foot intervals in areas of concern as directed by Ute Mountain Ute onsite representative. Each sample collected will be submitted to Hall Environmental Analysis Laboratory (Hall) for analysis via EPA method 8015 GRO/DRO and EPA Method 8021 BTEX.

Following the completion of the initial pothole, representatives from BIYA Operators, Inc., the Ute Mountain Ute Tribe and SMA will discuss if additional potholing is needed to further delineate. In the event additional delineation is required, SMA will assist BIYA

Operators, Inc. with the development of a remediation plan that will be subject to approval by the Ute Mountain Ute Tribe.

Excavated material spoils are to be placed on a liner and within a bermed and fenced area. In the event excavated material is hydrocarbon impacted, it is to be transported for disposal at an approved facility within 10 days of excavation commencing. Excavated material is not to remain on location more than 10 consecutive days at a given time. Replacement soils used following remediation shall be analyzed for total petroleum hydrocarbons and electrolytic conductivity and approved by the Ute Mountain Ute Tribe prior to use.

The open excavation known as the Roadside excavation and the pothole area(s) will require fencing when excavation activities are not occurring to limit access by cattle and wildlife. Livestock exclusion shall be implemented by October 7, 2016.

Upon receiving approval of the work plan from BIYA and the Ute Mountain Tribe, potholing activities are to begin within a 7 business days of receiving documented approval from all involved entities. Notification of exact date and time of potholing activities will be made to all involved entities will be made so that representatives can be present during potholing activities. Scott Clow will be the onsite representative for the Ute Mountain Ute Tribe. Coordination with Mr. Clow and gas line representatives is to occur the first week of October 2016. Following pothole delineation activities, a final remediation plan will be developed and approved by BIYA Operators, Inc. and The Ute Mountain Ute Tribe.

In addition to the above listed activities, the fiberglass line plastic weld is to be repaired and the associated hydrocarbon impacted stained soil is to be removed.

If there are any questions regarding this report, please contact myself or Reid Allan at 505-325-7535.

Sincerely,
Souder, Miller & Associates



Ashley Maxwell
Staff Scientist



Reid S. Allan
Principal Scientist

Roadside Line Leak Release
Delineation Activities

September 2016
SMA #5124920

Work Plan Approval

Diversified Resources, Inc.
BIYA Operators, Inc.:

By: 

Name, Title: Subal Ferry V.P.

Date: 9/21/16

Ute Mountain Ute Tribe

By: 

Name, Title: Scott Clow, EPD

Date: 9/30/16