

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

OCD Artesia

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.**

5. Lease Serial No	NMNM115411
6. If Indian, Allottee or Tribe Name	
7. If Unit or CA/Agreement, Name and/or No	
8. Well Name and No	REALLY SCARY 1
9. API Well No.	30-015-35741
10. Field and Pool, or Exploratory	WILLOW LAKE; DELAWARE
11. County or Parish, and State	EDDY COUNTY, NM

**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	2. Name of Operator COG OPERATING LLC	Contact: MAYTE X REYES E-Mail: mreyes1@conchoresources.com
3a. Address 2208 W. MAIN STREET ARTESIA, NM 88210	3b. Phone No (include area code) Ph: 575-748-6945 Fx: 575-746-2523	4. Location of Well (Footage, Sec, T, R, M, or Survey Description) Sec 33 T24S R28E

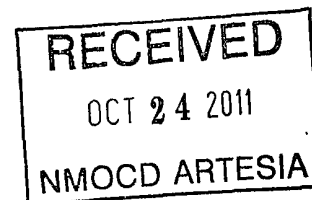
**12. CHECK APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA**

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	
	<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.)

COG Operating LLC respectfully requests approval to construct a 300' x 300' water frac pond in Sec33-24S-28E.

The pit will serve fo the Really Scary Federal #3H and the Buckwheat 33 Federal #2H wells.

*J Fast 9-15-11*

14. I hereby certify that the foregoing is true and correct	
Electronic Submission #113490 verified by the BLM Well Information System For COG OPERATING LLC, sent to the Carlsbad Committed to AFMSS for processing by KURT SIMMONS on 07/25/2011 ()	
Name (Printed/Typed) MAYTE X REYES	Title REGULATORY ANALYST
Signature (Electronic Submission)	Date 07/22/2011

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

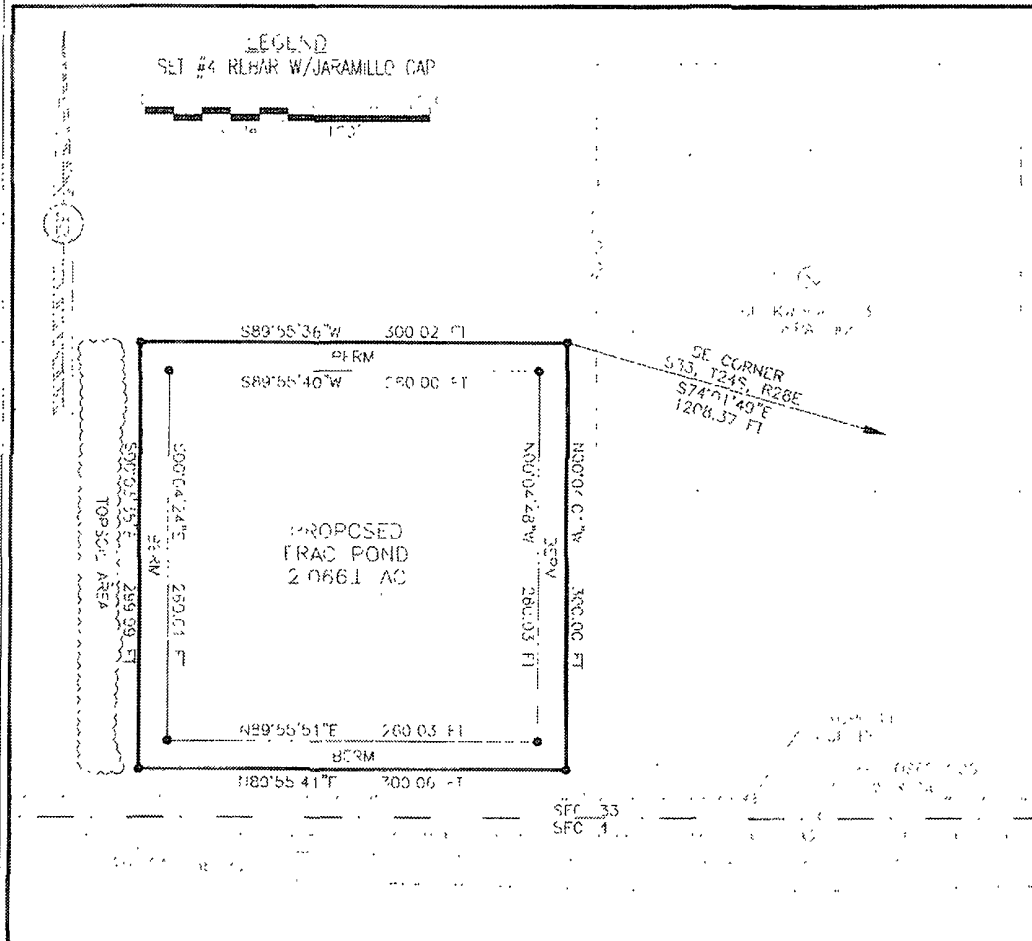
Approved By	Title AFM	Date 10/20/11
Conditions of approval, if any, are attached. Approval of this notice does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.		Office

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.

**\*\* OPERATOR-SUBMITTED \*\* OPERATOR-SUBMITTED \*\* OPERATOR-SUBMITTED \*\***

COG OPERATING, LLC  
 REALLY SCARY FED. FRAC POND #1  
 IN THE W/2 SE/4 SE/4 & E/2 SW/4 SE/4 OF  
 SECTION 33 TOWNSHIP 24 SOUTH, RANGE 28 EAST, N.M.P.M.  
 EDDY COUNTY, STATE OF NEW MEXICO

JULY 21, 2011



DESCRIPTION

A CERTAIN PIECE OR PARCEL OF LAND AND REAL ESTATE LYING IN THE W/2 SE/4 SE/4 AND E/2 SW/4 SE/4 OF SECTION 33, TOWNSHIP 24 SOUTH, RANGE 28 EAST, N.M.P.M., EDDY COUNTY, NEW MEXICO

BEGINNING AT THE NORTHEAST CORNER OF THE PARCEL WHENCE THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 24 SOUTH, RANGE 28 EAST, N.M.P.M. BEARS S74°01'49\"/>

SURVEYOR CERTIFICATE

I, JIMMON F. JARAMILLO, A NEW MEXICO PROFESSIONAL SURVEYOR NO. 27717, HEREBY CERTIFY THAT I HAVE CONDUCTED AND AM RESPONSIBLE FOR THIS SURVEY, THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR LAND SURVEYING IN THE STATE OF NEW MEXICO.

IN WITNESS WHEREOF, THIS CERTIFICATE IS EXECUTED AT CARLSBAD,

NEW MEXICO THIS 21 DAY OF JULY, 2011

GENERAL NOTES

1) THE INTENT OF THIS SURVEY IS TO ACQUIRE A BUSINESS LEASE FOR THE PURPOSE OF BUILDING A FRAC POND

2) BASIS OF BEARING IS NEW MEXICO STATE PLANE EAST ZONE MODIFIED TO SURFACE COORDINATES

SURVEY NO. 526 1 3

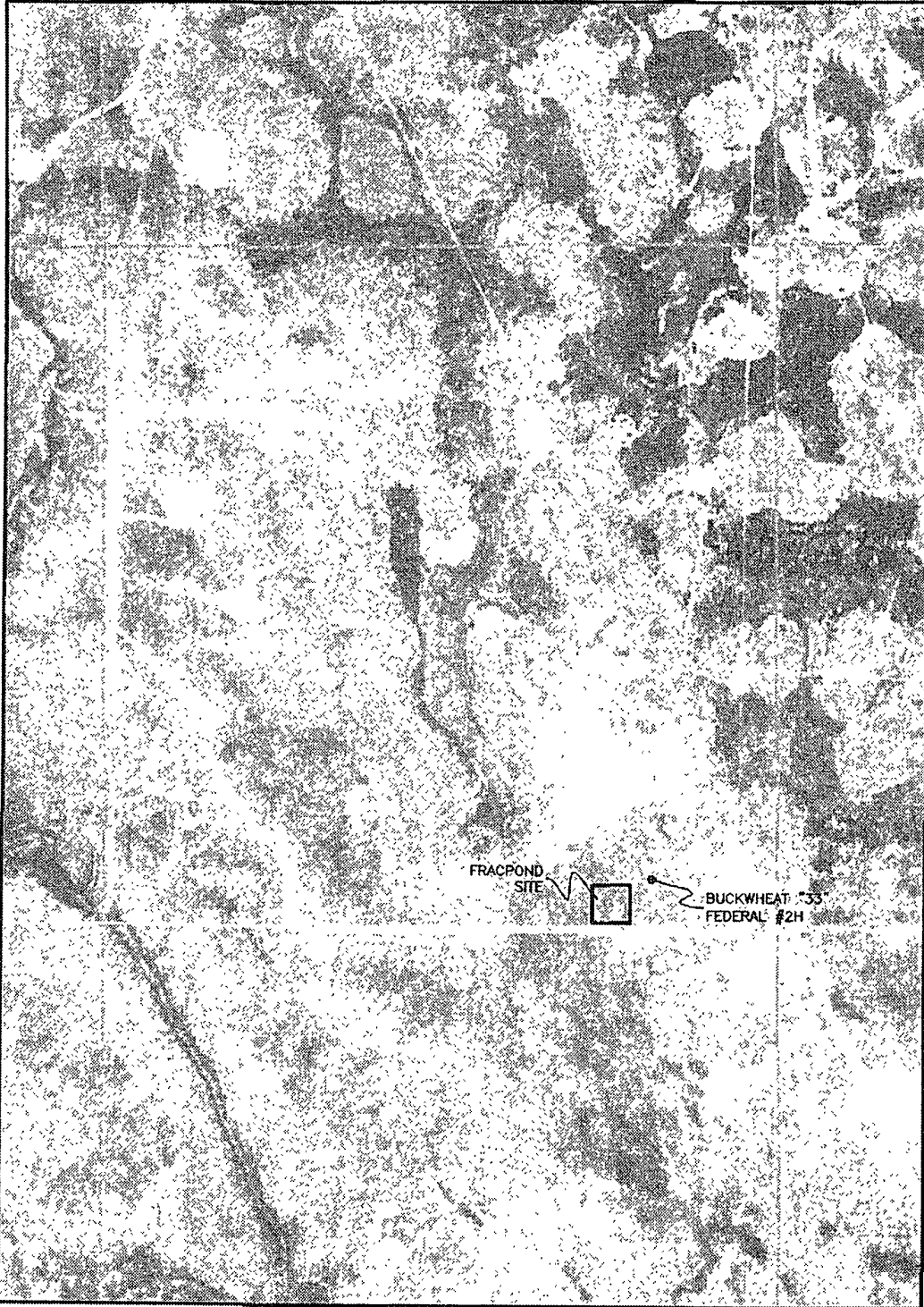
MADRON SURVEYING, INC.

*Jimmon F. Jaramillo*  
 JIMMON F. JARAMILLO PLS. 12794  
 CARLSBAD, NEW MEXICO

COC OPERATING, LLC  
REALLY SCARY FED. FRAC POND #1  
IN THE W/2 SE/4 SE/4 & E/2 SW/4 SE/4 OF  
SECTION 33, TOWNSHIP 24 SOUTH, RANGE 28 EAST, N.M.P.M.  
EDDY COUNTY, STATE OF NEW MEXICO

JULY 21, 2011

AERIAL PHOTO



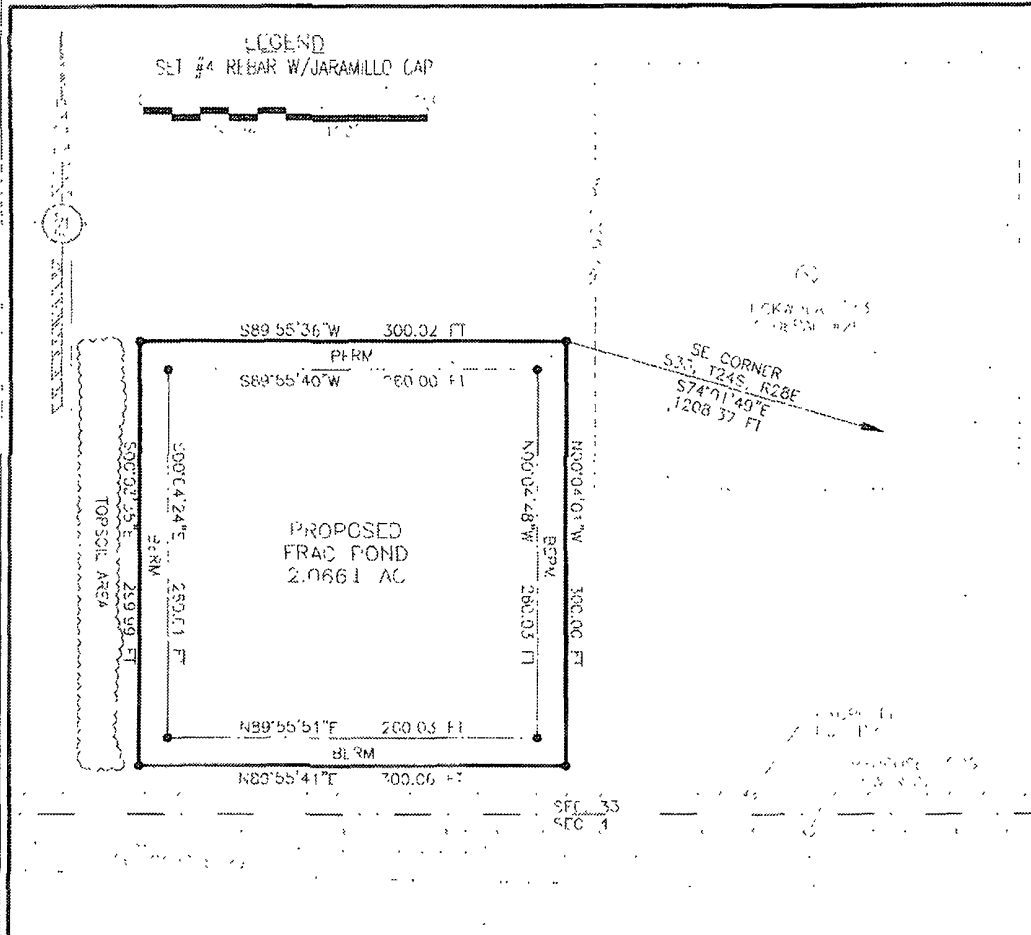
SURVEY NO 526 2-3

MADRON SURVEYING, INC. CARLSBAD, NEW MEXICO

MADRON SURVEYING, INC. 9832 CARLSBAD, NEW MEXICO

**COG OPERATING, LLC**  
**REALLY SCARY FED. FRAC POND #1**  
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BEGINNING AT THE NORTHEAST CORNER OF THE PARCEL, WHENCE THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 24 SOUTH, RANGE 28 EAST, N.M.P.M. BEARS S74°01'49"E, A DISTANCE OF 1208.37 FEET, THENCE S89°55'36"W A DISTANCE OF 300.02 FEET TO THE NORTHWEST CORNER OF THE PARCEL, THENCE S00°03'35"E A DISTANCE OF 299.99 FEET TO THE SOUTHWEST CORNER OF THE PARCEL, THENCE N89°55'51"E A DISTANCE OF 200.03 FEET TO THE SOUTHEAST CORNER OF THE PARCEL, THENCE N00°04'01"W A DISTANCE OF 300.00 FEET TO THE NORTH-EAST CORNER OF THE PARCEL, THE POINT OF BEGINNING, CONTAINING 2.066 ACRES MORE OR LESS.

**SURVEYOR CERTIFICATE**

I, FREDERICK J. JARAMILLO, A NEW MEXICO PROFESSIONAL SURVEYOR NO. 2797, HEREBY CERTIFY THAT I HAVE CONDUCTED AND AM RESPONSIBLE FOR THIS SURVEY, THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT THIS SURVEY AND PLAN MEET THE MINIMUM STANDARDS FOR LAND SURVEYING IN THE STATE OF NEW MEXICO.

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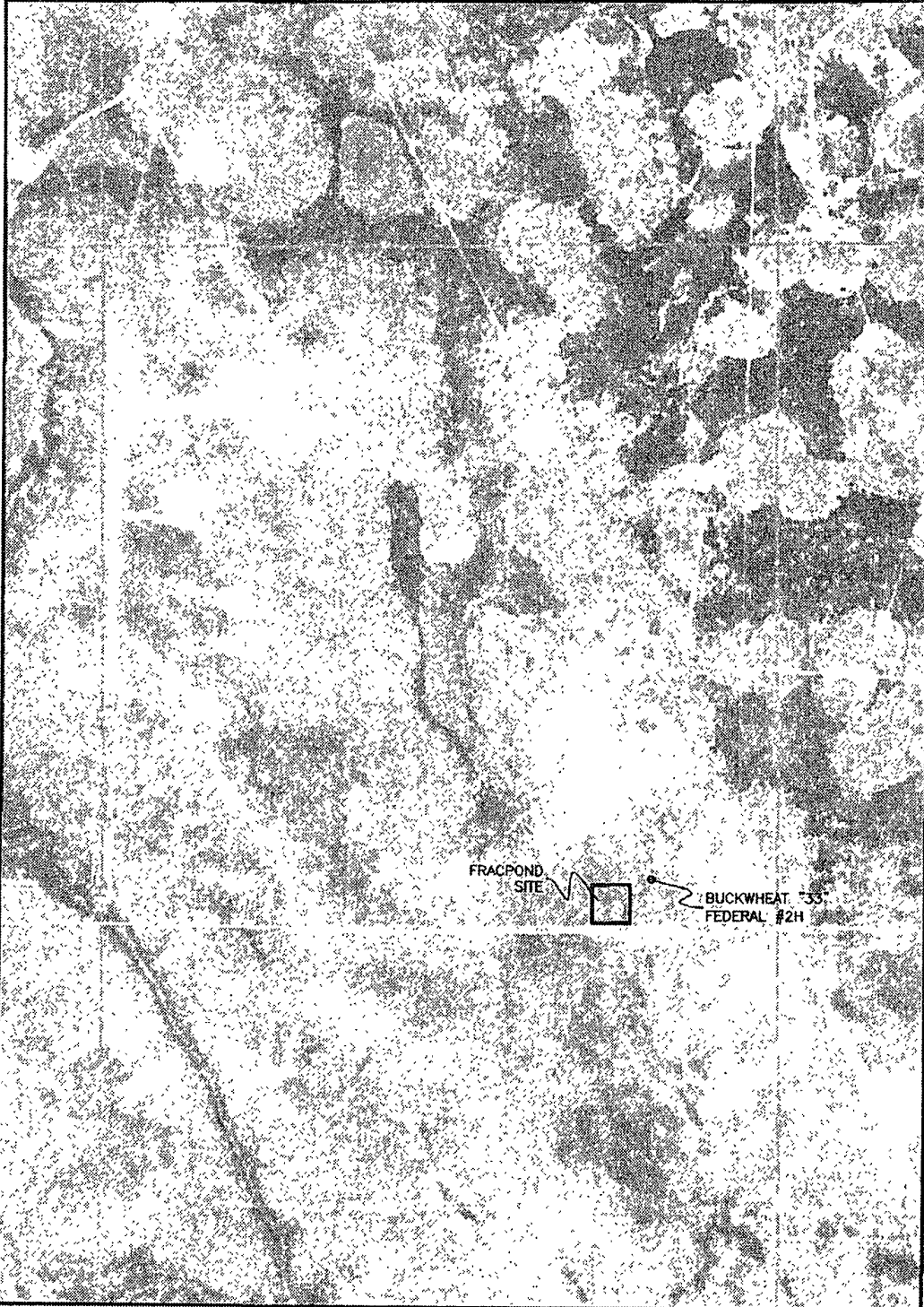
SURVEY NO 526 1-3

MADRON SURVEYING, INC. CARLSBAD, NEW MEXICO

COC OPERATING, LLC  
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IN THE W/2 SE/4 SE/4 & E/2 SW/4 SE/4 OF  
SECTION 33, TOWNSHIP 24 SOUTH, RANGE 28 EAST N.M.P.M.  
EDDY COUNTY, STATE OF NEW MEXICO

JULY 21, 2011

AIRIAL PHOTO



SURVEY NO. 526 2-3

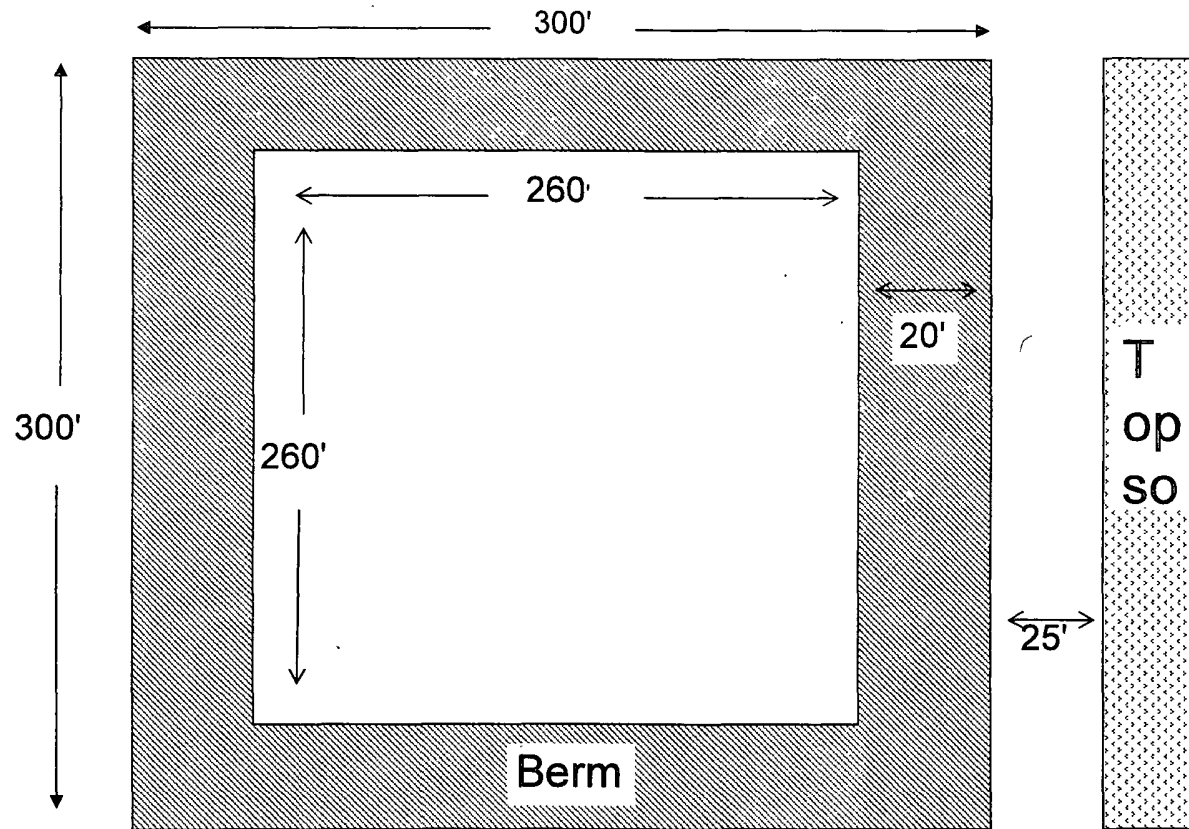
MADRON SURVEYING, INC. CARLSBAD, NEW MEXICO



COG Operating LLC  
2208 West Main  
Artesia, NM 88210

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## Really Scary Federal Frac Pond



Pond depth: 14-15 feet

BLM LEASE NUMBER: NMNM 115411  
COMPANY NAME: **COG Operating LLC**  
ASSOCIATED WELL NO. & NAME: **Really Scary Federal No 1**

#### FRAC POND CONDITIONS OF APPROVAL

A copy of the APD, Right-of-Way Request, or Sundry Notice and attachments, including stipulations, survey plat and diagram, will be on location during construction. BLM personnel may request to see a copy of your permit during construction to ensure compliance with all conditions of approval.

Holder agrees to comply with the following conditions of approval 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 permit.
2. The Holder shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated.
3. Required Standard Conditions of Approval:
  - Contact the Supervisory Environmental Protection Specialist, Jim Amos, at 575-234-5909 at least 24 hours prior to starting construction.
  - The frac pond will only be authorized to contain freshwater and testing of water quality is required. Additives are not allowed without consent of the authorized officer.
  - If at any time the water in the frac pond becomes polluted with salts or other contaminants, use of the frac pond will cease and desist, and all liquids will be removed from the frac pond and disposed of properly.
  - Confine all construction and maintenance activity to the authorized area.
  - Temporary pipelines flowing from the frac pond to the target well will be laid along existing roadways unless an exception has been granted by the authorized officer.
  - Mineral materials extracted during construction of the frac pond will be stored on-location and/or used for constructing the frac pond.
  - The frac pond will be lined.



- The operator shall stockpile topsoil approximately 25 feet outside the bermed perimeter of the pond in a low profile manner, reasonably protected from wind and water erosion
- Topsoil shall not be used for constructing the frac pond. The topsoil will be used for final reclamation purposes only.
- The frac pond shall be fenced on all sides.
- Frac pond boundary fences will be marked by using highly visible and/or reflective markers
- Inner walls of the frac pond will have a minimum of a 3:1 slope ratio in order to minimize the entrapment of fauna
- Install earthen erosion-control structures as are suitable for the specific terrain and soil conditions.
- The plastic lining will be removed prior to final abandonment
- Reclamation efforts will commence immediately after the frac pond is no longer needed for the purpose of completing wells.
- Within 3 months of completion of frac operations on associated wells, all earthwork and final reclamation must be completed. This includes reclaiming and/or removal of:

Any roads approved for use with the pond

Surface water lines

Tanks, pumps, fencing etc.

- Porto-johns and trash containers will be on-location during fracturing operations or any other crew-intensive operations.

#### Requirements for Operations and Final Reclamation:

4. If, during any phase of the construction, operation, maintenance, or termination of the frac pond, any pollutant should be released from the contaminated frac pond, the control and total removal, disposal, and cleaning up of such pollutant, wherever found, shall be the responsibility of holder, regardless of fault.

5. 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.

6. Any cultural and/or paleontological resources (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf 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.

7. 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 the roads, pads, associated 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.

8. After all disturbed areas have been satisfactorily contoured and prepared for seeding the location needs to be revegetated with the seed mixture provided. Seeding may need to be repeated until revegetation is successful. Operators shall contact Jim Amos, Supervisor, Environmental Protection – (575)234-5909, **prior** to beginning surface reclamation operations.

9. Seeding is required: Use the following seed mix.

- |                                                             |                                                  |
|-------------------------------------------------------------|--------------------------------------------------|
| <input checked="" type="checkbox"/> (x) seed mixture 1loamy | <input type="checkbox"/> ( ) seed mixture 3      |
| <input type="checkbox"/> ( ) seed mixture 2                 | <input type="checkbox"/> ( ) seed mixture 4      |
| <input type="checkbox"/> ( ) LPC mixture                    | <input type="checkbox"/> ( ) Aplomado Falcon mix |

10. The topsoil to be stripped is approximately 6 inches in depth.

**11. Special Stipulations:**

A. Total disturbance including fencing should not exceed 300 x 300

12. Upon failure of holder to control, dispose of, or clean up such discharge, or to repair all damages resulting there-from, 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.

The BLM, Carlsbad Field Office, will be informed immediately if any subsurface drainage channels, passages, or voids are intersected during construction or operation, and construction or operation activities will stop at that point until clearance has been issued by the Authorized Officer. Special restoration stipulations or realignment may be required at such intersections, if any.

EA File #: EA-11-1215