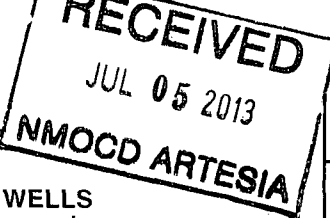


UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENTFORM APPROVED  
OMB NO. 1004-0135  
Expires: July 31, 2010

13-1293

**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. NMNM02862
2. Name of Operator BOPCO LP		6. If Indian, Allottee or Tribe Name
Contact: LORENZO CHACON E-Mail: lchacon@basspet.com		7. If Unit or CA/Agreement, Name and/or No. NMNM71016X
3a. Address P.O. BOX 2760 MIDLAND, TX 79702-2760	3b. Phone No. (include area code) Ph: 575-887-7329	8. Well Name and No. POKER LAKE UNIT 428H
4. Location of Well (Footage, Sec., T., R., M., or Survey Description) Sec 34 T24S R30E		9. API Well No. 30-015-41246
		10. Field and Pool, or Exploratory NASH DRAW
		11. County or Parish, and State EDDY COUNTY, NM

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

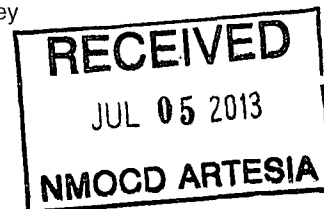
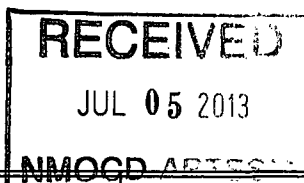
TYPE OF SUBMISSION	TYPE OF ACTION			
<input checked="" type="checkbox"/> Notice of Intent	<input type="checkbox"/> Acidize	<input type="checkbox"/> Deepen	<input type="checkbox"/> Production (Start/Resume)	<input type="checkbox"/> Water Shut-Off
<input type="checkbox"/> Subsequent Report	<input type="checkbox"/> 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.)

Bopco L.P. respectfully request approval to install a 8" steel buried gas line for +/- 10,504.4'in length. The gas line will began at the Poker Lake Unit # 428 Northeast from well pad for 517.9' turn West and will parallel an exsisting gas line for +/- 1,943.2' in section 34-T24S-R30E. The gas line will turn Northwest and parallel an exsiting oil line for +/- 5,547.9' in section 28&27-T24S-R30E, the gas line continue Northwest paralleling exsiting oil for +/- 2,422.2' in section 21-T24S-R30E, and end at Poker Lake Unit # 261 and tie-in on exsiting gas line. The survey plats are attached. Thank you.

Accepted for record

NMOCD 105/7/5/20R



14. I hereby certify that the foregoing is true and correct.

Electronic Submission #208409 verified by the BLM Well Information System  
For BOPCO LP, sent to the Carlsbad  
Committed to AFMSS for processing by JOHNNY DICKERSON on 05/31/2013 ()

Name (Printed/Typed) LORENZO CHACON	Title PROJECT MANAGER
Signature (Electronic Submission)	Date 05/23/2013

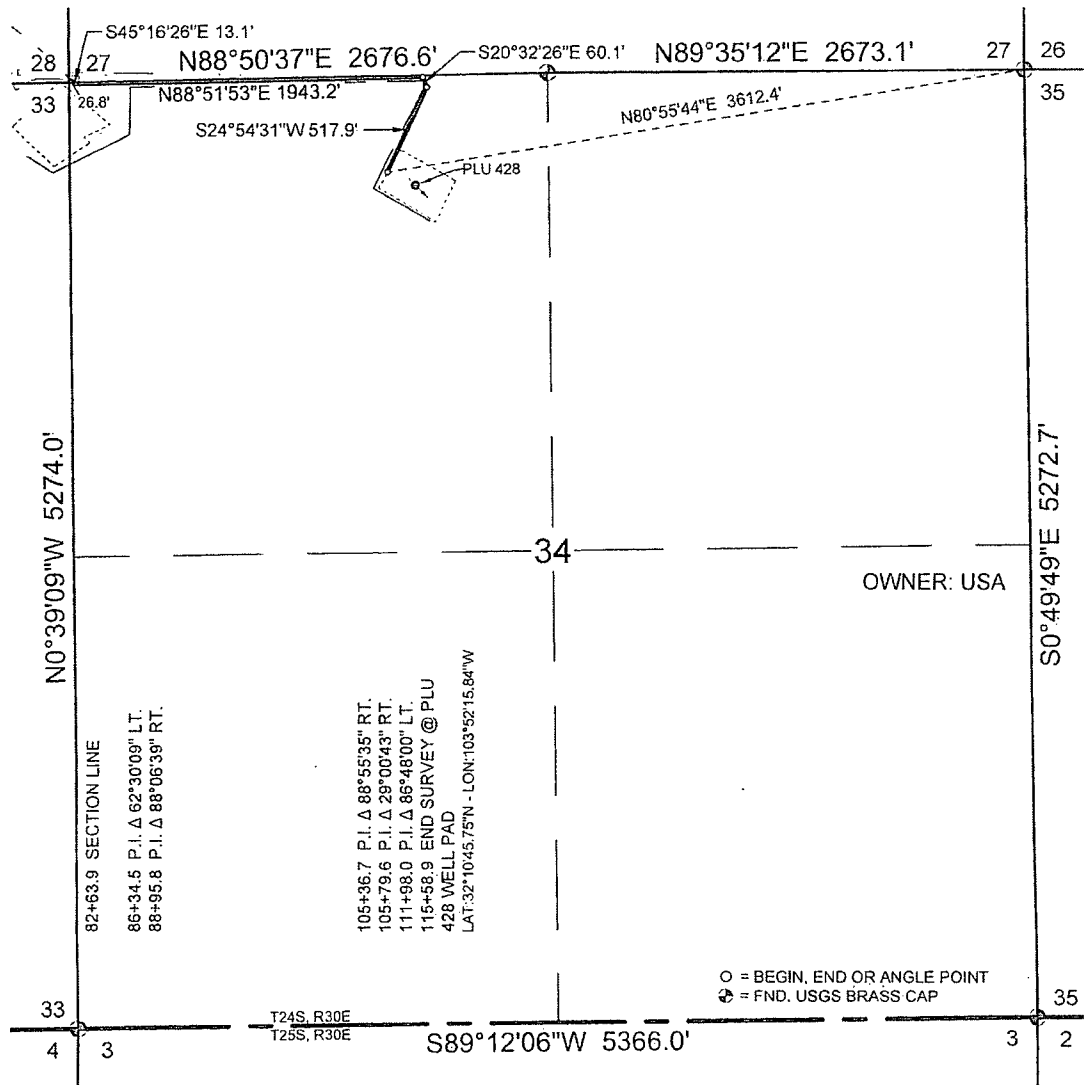
**THIS SPACE FOR FEDERAL OR STATE OFFICE USE**

Approved By /s/George MacDonell	Title FIELD MANAGER	Date JUL 2 2013
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 CARLSBAD FIELD OFFICE

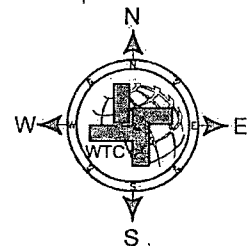
Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

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

SECTION 34, TOWNSHIP 24 SOUTH, RANGE 30 EAST, N.M.P.M., EDDY CO., NM.



A STRIP OF LAND 30 FEET IN WIDTH, 2534.3 FEET, 0.48 MILE OR 153.59 RODS IN LENGTH, SITUATED IN SECTION 34, TOWNSHIP 24 SOUTH, RANGE 30 EAST, N.M.P.M., EDDY COUNTY, NEW MEXICO, AND BEING 15 FEET LEFT AND 15 FEET RIGHT OF THE SURVEY OF CENTERLINE AS SHOWN HEREON.



NOTE:

1. BASIS OF BEARING IS A TRANSVERSE MERCATOR PROJECTION OF THE NEW MEXICO STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD 83, N.M.P.M., AND DISTANCES ARE OF GRID VALUE.

1000 0 1000 2000 FEET



I, JAMES E. TOMPKINS, NEW MEXICO PROFESSIONAL SURVEYOR NO. 14729, DO HEREBY CERTIFY THAT THIS PLAT AND THE ACTUAL SURVEY ON THE GROUND UPON WHICH IT IS BASED WERE PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION; THAT I AM RESPONSIBLE FOR THIS SURVEY; THAT THIS SURVEY MEETS THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO; AND THAT IT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

*James E. Tompkins*  
JAMES E. TOMPKINS, N.M. P.L.S.

05/22/2013

No. 14729

SURVEY DATE: 05/06/2013

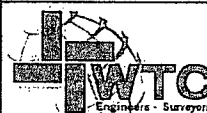
JOB NO.: WTC49087

DRAFT: GMY  
SHEET: 3 OF 3

BOPCO, L.P.

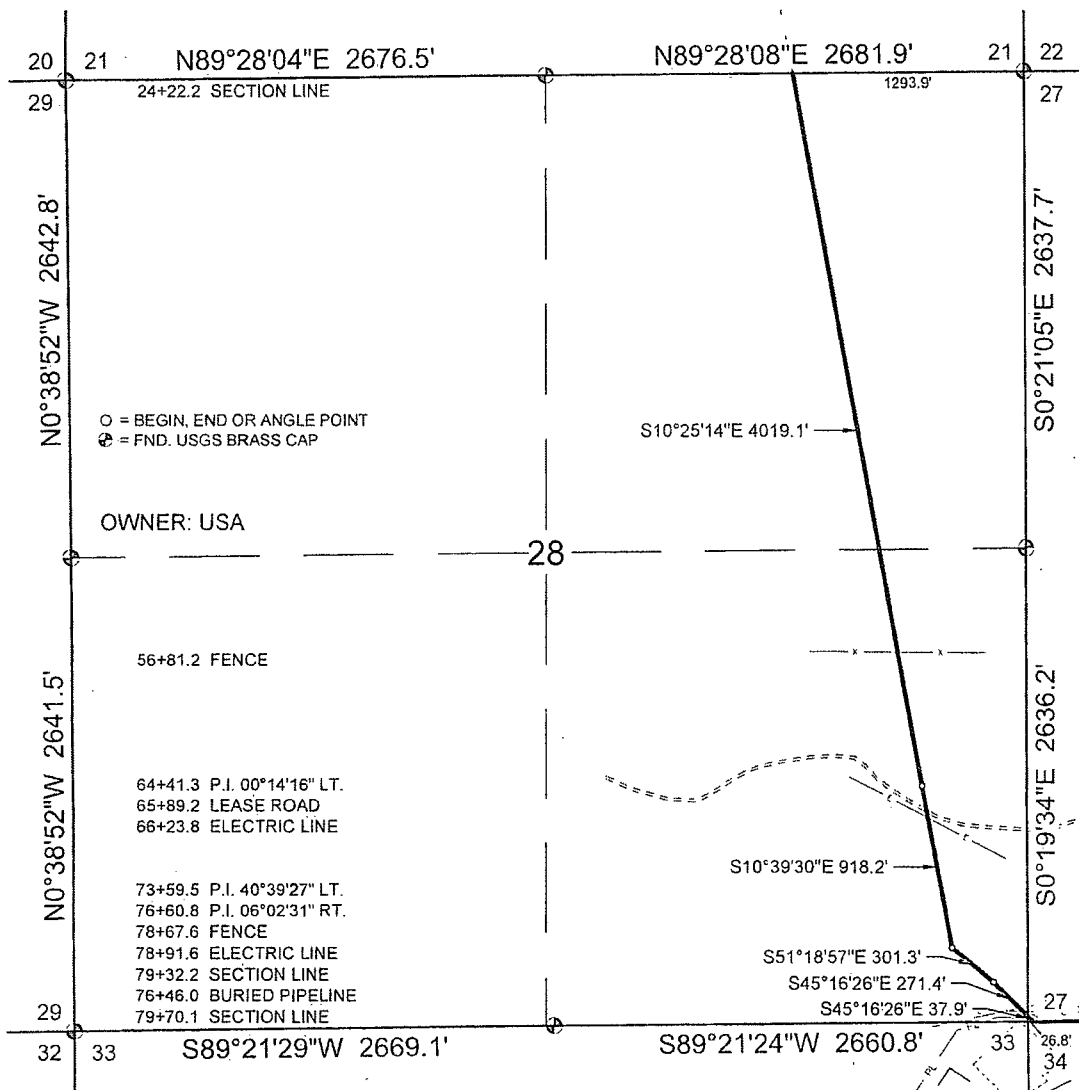


A PROPOSED PIPELINE IN  
SECTION 34, T24S, R30E, N.M.P.M.,  
EDDY COUNTY, NEW MEXICO



WEST TEXAS CONSULTANTS, INC.  
ENGINEERS PLANNERS SURVEYORS  
405 S.W. 1st Street  
Andrews, TX 79714  
(432) 523-2181

SECTIONS 28 & 27, TOWNSHIP 24 SOUTH, RANGE 30 EAST, N.M.P.M., EDDY CO., NM.



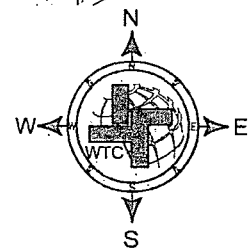
A STRIP OF LAND 30 FEET IN WIDTH, 5547.9 FEET, 1.05 MILES OR 336.24 RODS IN LENGTH, SITUATED IN SECTIONS 28 AND 27, TOWNSHIP 24 SOUTH, RANGE 30 EAST, N.M.P.M., EDDY COUNTY, NEW MEXICO, AND BEING 15 FEET LEFT AND 15 FEET RIGHT OF THE SURVEY OF CENTERLINE AS SHOWN HEREON.

SEC. 28, T24S, R30E = 5510.0 FEET, 1.04 MILES OR 333.94 RODS  
SEC. 27, T24S, R30E = 37.9 FEET, 0.01 MILE OR 2.30 RODS

NOTE:

1. BASIS OF BEARING IS A TRANSVERSE MERCATOR PROJECTION OF THE NEW MEXICO STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD 83, N.M.P.M., AND DISTANCES ARE OF GRID VALUE.

1000 0 1000 2000 FEET



I, JAMES E. TOMPKINS, NEW MEXICO PROFESSIONAL SURVEYOR NO. 14729, DO HEREBY CERTIFY THAT THIS PLAT AND THE ACTUAL SURVEY ON THE GROUND UPON WHICH IT IS BASED WERE PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION; THAT I AM RESPONSIBLE FOR THIS SURVEY; THAT THIS SURVEY MEETS THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO; AND THAT IT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

*James E. Tompkins*  
JAMES E. TOMPKINS, N.M. P.L.S.

05/22/2013

No. 14729

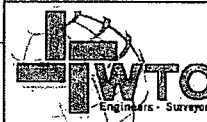
SURVEY DATE: 05/06/2013  
JOB NO.: WTC49087

DRAFT: GMY  
SHEET: 2 OF 3

BOPCO, L.P.

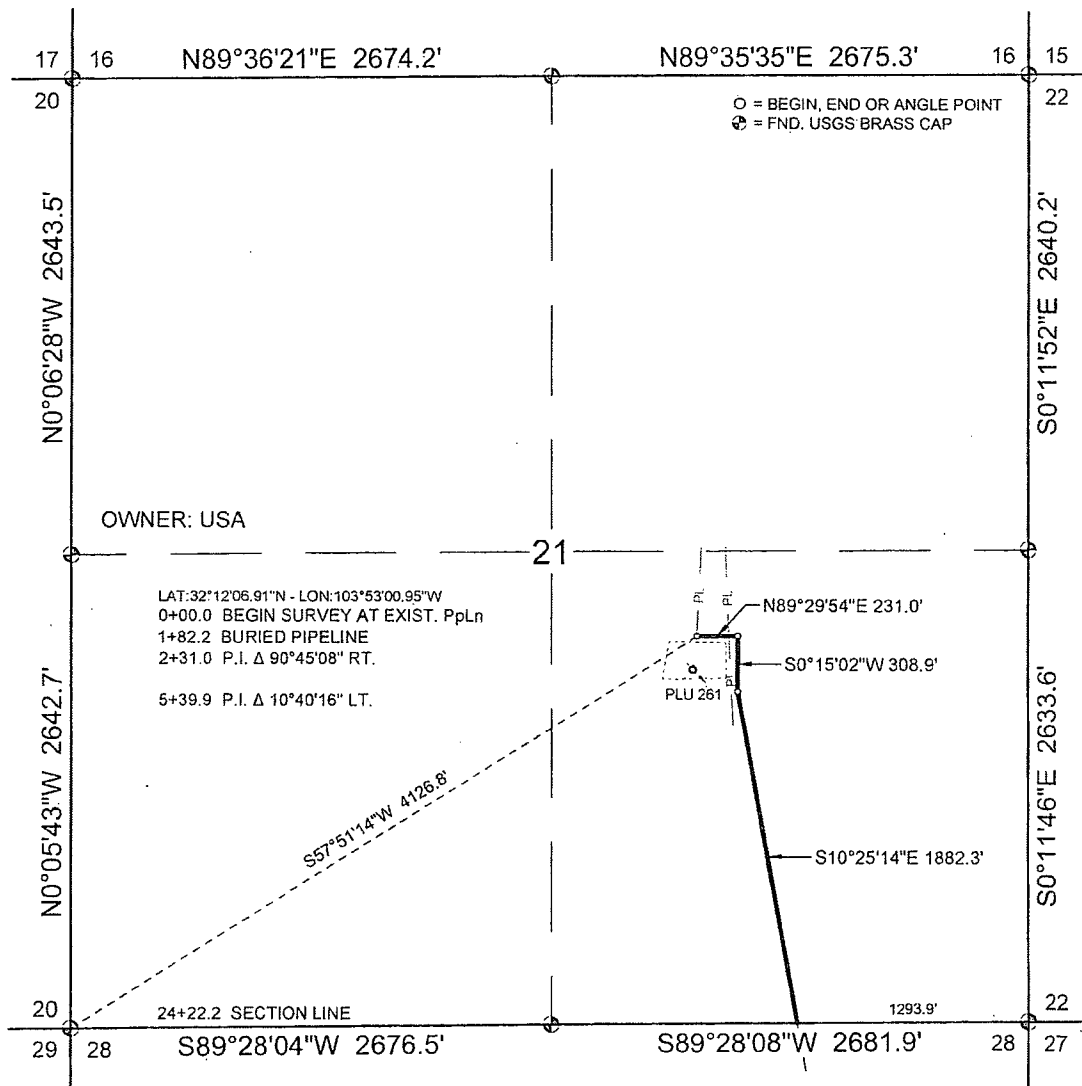


A PROPOSED PIPELINE IN  
SECTION 28 & 27, T24S, R30E, N.M.P.M.,  
EDDY COUNTY, NEW MEXICO

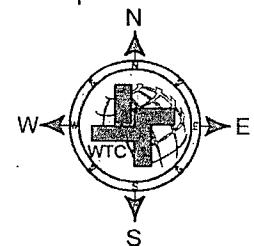


WEST TEXAS CONSULTANTS, INC.  
ENGINEERS PLANNERS SURVEYORS  
405 S.W. 1st Street  
Andrews, TX 79714  
(432) 523-2181

SECTION 21, TOWNSHIP 24 SOUTH, RANGE 30 EAST, N.M.P.M., EDDY CO., NM.



A STRIP OF LAND 30 FEET IN WIDTH, 2422.2 FEET, 0.46 MILE OR 146.8 RODS IN LENGTH, SITUATED IN SECTION 21, TOWNSHIP 24 SOUTH, RANGE 30 EAST, N.M.P.M., EDDY COUNTY, NEW MEXICO, AND BEING 15 FEET LEFT AND 15 FEET RIGHT OF THE SURVEY OF CENTERLINE AS SHOWN HEREON.



NOTE:

1. BASIS OF BEARING IS A TRANSVERSE MERCATOR PROJECTION OF THE NEW MEXICO STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD 83, N.M.P.M., AND DISTANCES ARE OF GRID VALUE.

1000 0 1000 2000 FEET



I, JAMES E. TOMPKINS, NEW MEXICO PROFESSIONAL SURVEYOR NO. 14729, DO HEREBY CERTIFY THAT THIS PLAT AND THE ACTUAL SURVEY ON THE GROUND UPON WHICH IT IS BASED WERE PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION; THAT I AM RESPONSIBLE FOR THIS SURVEY; THAT THIS SURVEY MEETS THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO; AND THAT IT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

*James E. Tompkins*  
JAMES E. TOMPKINS, N.M. P.L.S.

05/22/2013

No. 14729

SURVEY DATE: 05/06/2013  
JOB NO.: WTC49087

DRAFT: GMY  
SHEET: 1 OF 3

BOPCO, L.P.



A PROPOSED PIPELINE IN  
SECTION 21, T24S, R30E, N.M.P.M.,  
EDDY COUNTY, NEW MEXICO



WEST TEXAS CONSULTANTS, INC.  
ENGINEERS PLANNERS SURVEYORS  
405 S.W. 1st Street  
Andrews, TX 79714  
(432) 523-2181

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENTFORM 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.**

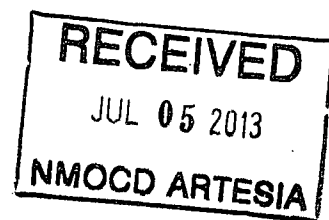
1. Type of Well <input checked="" type="checkbox"/> Oil Well <input type="checkbox"/> Gas Well <input type="checkbox"/> Other		5. Lease Serial No. NMNM02862
2. Name of Operator BOPCO LP		6. If Indian, Allottee or Tribe Name
Contact: LORENZO CHACON E-Mail: lchacon@basspet.com		7. If Unit or CA/Agreement, Name and/or No. NMNM71016X
3a. Address P.O.BOX 2760 MIDLAND, TX 79702-2760	3b. Phone No. (include area code) Ph: 575-887-7329 Fx: 575-887-7473	8. Well Name and No. POKER LAKE UNIT 428H
4. Location of Well (Footage, Sec., T., R., M., or Survey Description) Sec 34 T24S R30E		9. API Well No. 30-015-41246
		10. Field and Pool, or Exploratory NASH DRAW
		11. County or Parish, and State EDDY 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"/> Subsequent Report	<input type="checkbox"/> Deepen
<input type="checkbox"/> Final Abandonment Notice	<input type="checkbox"/> Alter Casing
	<input type="checkbox"/> Fracture Treat
	<input type="checkbox"/> Casing Repair
	<input type="checkbox"/> New Construction
	<input type="checkbox"/> Change Plans
	<input type="checkbox"/> Plug and Abandon
	<input type="checkbox"/> Convert to Injection
	<input type="checkbox"/> Plug Back
	<input type="checkbox"/> Production (Start/Resume)
	<input type="checkbox"/> Reclamation
	<input type="checkbox"/> Recomplete
	<input type="checkbox"/> Temporarily Abandon
	<input type="checkbox"/> Water Disposal
	<input type="checkbox"/> Water Shut-Off
	<input type="checkbox"/> Well Integrity
	<input checked="" type="checkbox"/> Other Surface Disturbance

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.)

Bopco L.P. respectfully request approval to install a low pressure +/- (100-200 psi.) 8" buried SWD waterline for +/- 14,853.9' in length. The SWD waterline will begin at the Poker Lake Unit # 428 Southwest side of well pad for +/- 360.9' turn Northeast along well pad for +/- 618.4' turn West, will parallel an existing gas line for +/- 1,640.9' turn South for +/- 261.3' and Southwest for +/- 370.6' in section 34-T24S-R30E. The SWD waterline will turn Northwest for +/- 426.1' turn Southwest and parallel an existing powerline for +/- 6,133.5' in section 33-T24S-R30E, the SWD waterline will continue Southwest paralleling existing powerline for +/- 1,601' in section 4-T24S-R30E, end and tie-in on existing SWD waterline. The survey plats are attached. Thank you.



14. I hereby certify that the foregoing is true and correct.	
Electronic Submission #208545 verified by the BLM Well Information System For BOPCO LP, sent to the Carlsbad Committed to AFMSS for processing by JOHNNY DICKERSON on 05/31/2013 ()	
Name (Printed/Typed) LORENZO CHACON	Title PROJECT MANAGER
Signature (Electronic Submission)	Date 05/24/2013

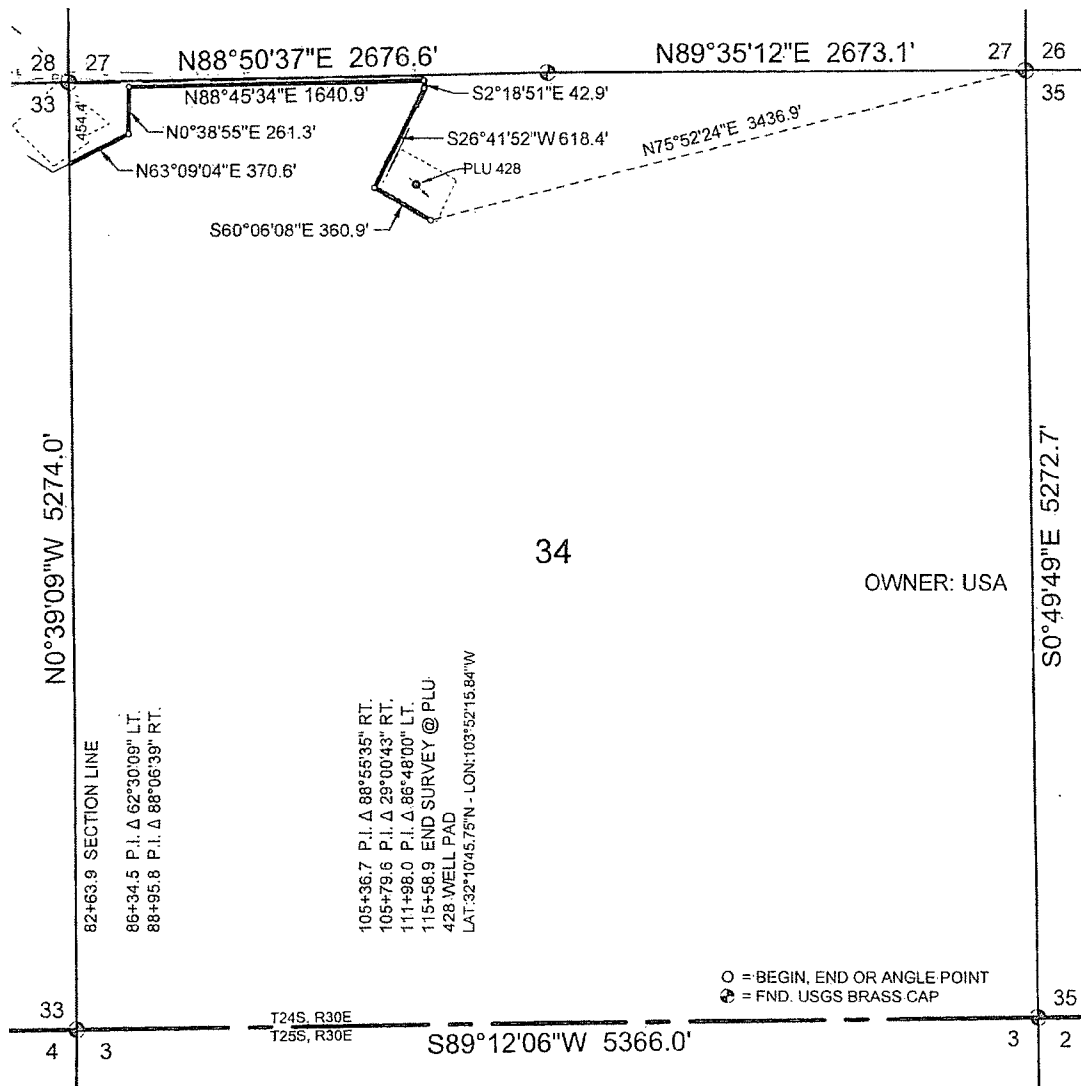
**THIS SPACE FOR FEDERAL OR STATE OFFICE USE**

Approved By _____	Title _____	Date _____
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 _____

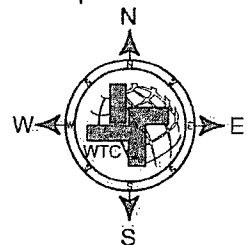
Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

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

SECTION 34, TOWNSHIP 24 SOUTH, RANGE 30 EAST, N.M.P.M., EDDY CO., NM.



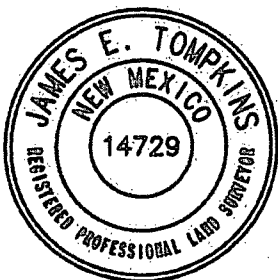
A STRIP OF LAND 30 FEET IN WIDTH, 3295.0 FEET, 0.62 MILE OR 199.70 RODS IN LENGTH, SITUATED IN SECTION 34, TOWNSHIP 24 SOUTH, RANGE 30 EAST, N.M.P.M., EDDY COUNTY, NEW MEXICO, AND BEING 15 FEET LEFT AND 15 FEET RIGHT OF THE SURVEY OF CENTERLINE AS SHOWN HEREON.



NOTE:

1. BASIS OF BEARING IS A TRANSVERSE MERCATOR PROJECTION OF THE NEW MEXICO STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD 83, N.M.P.M., AND DISTANCES ARE OF GRID VALUE.

1000 0 1000 2000 FEET



I, JAMES E. TOMPKINS, NEW MEXICO PROFESSIONAL SURVEYOR NO. 14729, DO HEREBY CERTIFY THAT THIS PLAT AND THE ACTUAL SURVEY ON THE GROUND UPON WHICH IT IS BASED WERE PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION; THAT I AM RESPONSIBLE FOR THIS SURVEY; THAT THIS SURVEY MEETS THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO; AND THAT IT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

*James E. Tompkins*  
JAMES E. TOMPKINS, N.M. P.L.S.

05/22/2013

No. 14729

SURVEY DATE: 05/06/2013  
JOB NO.: WTC49087

DRAFT: GMY  
SHEET: 3 OF 3

BOPCO, L.P.



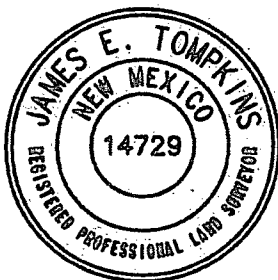
A PROPOSED PIPELINE IN  
SECTION 34, T24S, R30E, N.M.P.M.,  
EDDY COUNTY, NEW MEXICO



WEST TEXAS CONSULTANTS, INC.  
ENGINEERS PLANNERS SURVEYORS  
405 S.W. 1st Street  
Arlene, TX 79714  
(432) 523-2181

1. BASIS OF BEARING IS A TRANSVERSE MERCATOR PROJECTION OF THE NEW MEXICO STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD 83, N.M.P.M., AND DISTANCES ARE OF GRID VALUE.

1000                      0                      1000                      2000 FEET



I, JAMES E. TOMPKINS, NEW MEXICO PROFESSIONAL SURVEYOR NO. 14729, DO HEREBY CERTIFY THAT THIS PLAN AND THE ACTUAL SURVEY ON THE GROUND UPON WHICH IT IS BASED WERE PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION; THAT I AM RESPONSIBLE FOR THIS SURVEY; THAT THIS SURVEY MEETS THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO; AND THAT IT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

James E. Tompkins  
JAMES E. TOMPKINS, N.M. P.L.S.

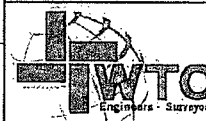
SURVEY DATE: 05/06/2013  
JOB NO.: WTC49087

05/22/2013

No. 14729

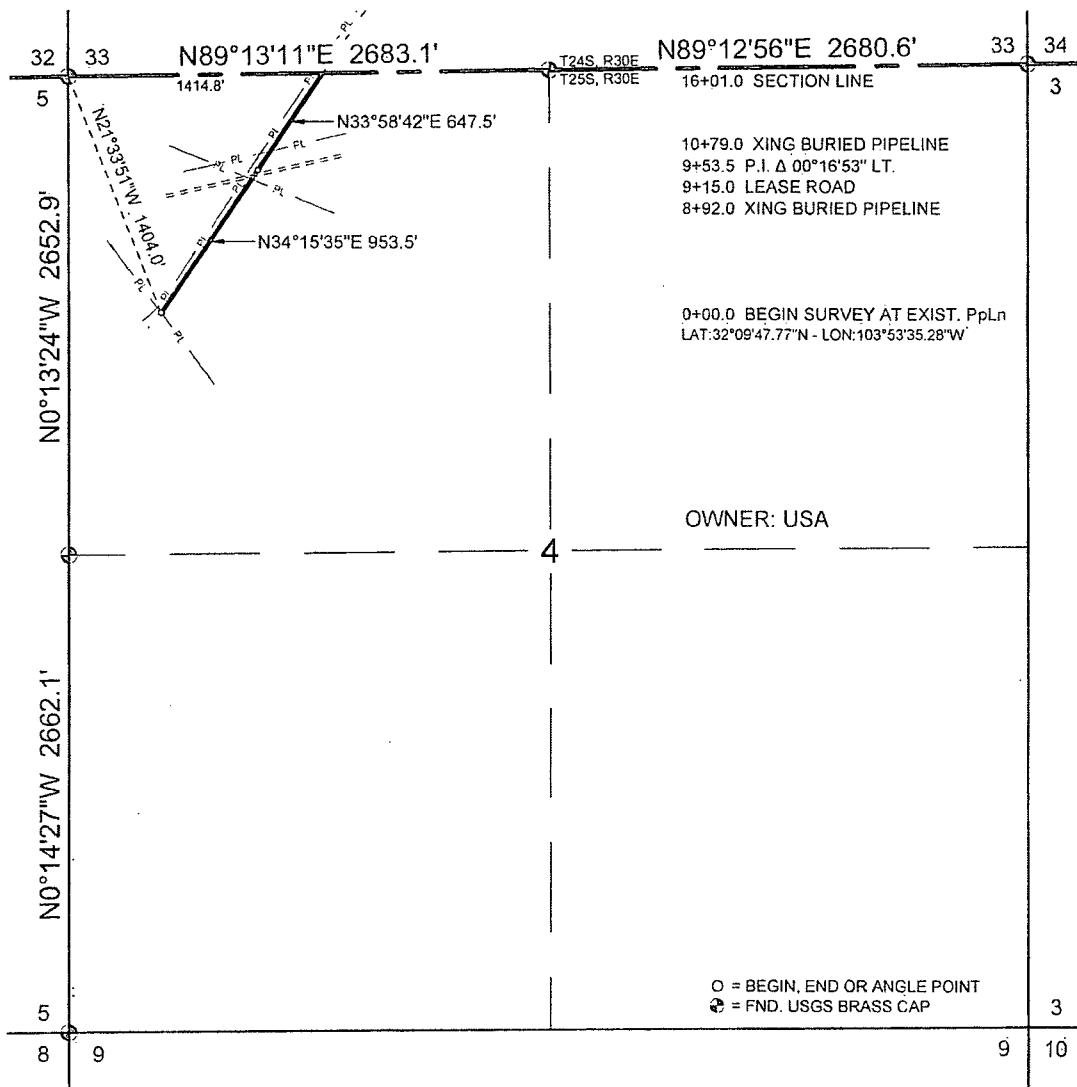
DRAFT: GMV  
SHEET: 2 OF 3

A PROPOSED PIPELINE IN  
SECTION 33, T24S, R30E, N.M.P.M.,  
EDDY COUNTY, NEW MEXICO

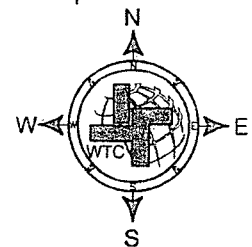


**WEST TEXAS CONSULTANTS, INC.**  
ENGINEERS PLANNERS SURVEYORS  
405 S.W. 1st. Street  
Andrews, TX 75714  
(432) 523-2181

SECTION 4, TOWNSHIP 25 SOUTH, RANGE 30 EAST, N.M.P.M., EDDY CO., NM.



A STRIP OF LAND 30 FEET IN WIDTH, 1601.0 FEET, 0.30 MILE OR 97.03 RODS IN LENGTH, SITUATED IN SECTION 4, TOWNSHIP 25 SOUTH, RANGE 30 EAST, N.M.P.M., EDDY COUNTY, NEW MEXICO, AND BEING 15 FEET LEFT AND 15 FEET RIGHT OF THE SURVEY OF CENTERLINE AS SHOWN HEREON.



NOTE:

1. BASIS OF BEARING IS A TRANSVERSE MERCATOR PROJECTION OF THE NEW MEXICO STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD 83, N.M.P.M., AND DISTANCES ARE OF GRID VALUE.

1000 0 1000 2000 FEET



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*James E. Tompkins*  
JAMES E. TOMPKINS, N.M. P.L.S.

SURVEY DATE: 05/06/2013  
JOB NO.: WTC49087

05/22/2013

No. 14729

DRAFT: GMY  
SHEET: 1 OF 3

BOPCO, L.P.



A PROPOSED PIPELINE IN  
SECTION 4, T25S, R30E, N.M.P.M.,  
EDDY COUNTY, NEW MEXICO



WEST TEXAS CONSULTANTS, INC.  
ENGINEERS PLANNERS SURVEYORS  
405 S.W. 1st Street  
Arlene, TX 79714  
(432) 523-2181



**BLM LEASE NUMBER:** NMNM 2862  
**COMPANY NAME:** BOPCO  
**ASSOCIATED WELL NAME:** PLU 428H

#### BURIED PIPELINE STIPULATIONS

A copy of the application (Grant, APD, or Sundry Notice) and attachments, including conditions of approval, survey plat and/or map, will be on location during construction. BLM personnel may request to you a copy of your permit during construction to ensure compliance with all stipulations.

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 existing 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. 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.

5. All construction and maintenance activity will be confined to the authorized right-of-way.
6. The pipeline will be buried with a minimum cover of 36 inches between the top of the pipe and ground level.
7. The maximum allowable disturbance for construction in this right-of-way will be 30 feet:
- Blading of vegetation within the right-of-way will be allowed: maximum width of blading operations will not exceed 20 feet. The trench is included in this area. (*Blading is defined as the complete removal of brush and ground vegetation.*)
  - Clearing of brush species within the right-of-way will be allowed: maximum width of clearing operations will not exceed 30 feet. The trench and bladed area are included in this area. (*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.*)
  - The remaining area of the right-of-way (if any) shall only be disturbed by compressing the vegetation. (*Compressing can be caused by vehicle tires, placement of equipment, etc.*)
8. The holder shall stockpile an adequate amount of topsoil where blading is allowed. The topsoil to be stripped is approximately 6 inches in depth. The topsoil will be segregated from other spoil piles from trench construction. The topsoil will be evenly distributed over the bladed area for the preparation of seeding.
9. 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.
10. 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. The entire right-of-way shall be recontoured to match the surrounding landscape. The backfilled soil shall be compacted and a 6 inch berm will be left over the ditch line to allow for settling back to grade.
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. The holder will reseed all disturbed areas. Seeding will be done according to the attached seeding requirements, using the following seed mix.

- |                        |                             |
|------------------------|-----------------------------|
| ( ) seed mixture 1     | ( ) seed mixture 3          |
| ( X ) seed mixture 2   | ( ) seed mixture 4          |
| ( ) seed mixture 2/LPC | ( ) Aplomado Falcon Mixture |

13. 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 color which simulates "Standard Environmental Colors" – **Shale Green**, Munsell Soil Color No. 5Y 4/2.

14. 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.

15. 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 before maintenance begins. The holder will take whatever steps are necessary to ensure that the pipeline route is not used as a roadway. As determined necessary during the life of the pipeline, the Authorized Officer may ask the holder to construct temporary deterrence structures.

16. Any cultural and/or paleontological resources (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 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.

17. 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 associated roads, 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.

18. Escape Ramps - The operator will construct and maintain pipeline/utility trenches that are not otherwise fenced, screened, or netted to prevent livestock, wildlife, and humans from becoming entrapped. At a minimum, the operator will construct and maintain escape ramps, ladders, or other methods of avian and terrestrial wildlife escape in the trenches according to the following criteria:

- a. Any trench left open for eight (8) hours or less is not required to have escape ramps; however, before the trench is backfilled, the contractor/operator shall inspect the trench for wildlife, remove all trapped wildlife, and release them at least 100 yards from the trench.
- b. For trenches left open for eight (8) hours or more, earthen escape ramps (built at no more than a 30 degree slope and spaced no more than 500 feet apart) shall be placed in the trench.

19. Special Stipulations:

**Lesser Prairie-Chicken**

Oil and gas activities will not be allowed in lesser prairie-chicken habitat during the period from March 1st through June 15th annually. 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 am and 9:00 am. The 3:00 am to 9:00 am restriction will not apply to normal, around-the-clock operations, such as venting, flaring, or pumping, which do not require a human presence during this period. Normal vehicle use on existing roads will not be restricted. Exhaust noise from pump jack engines must be muffled or otherwise controlled so as not to exceed 75 db measured at 30 ft. from the source of the noise.