

15-961

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

APPLICATION FOR PERMIT TO DRILL OR REENTER

SHL

FORM APPROVED  
OMB No. 1004-0137  
Expires October 31, 2014

5. Lease Serial No.  
NMLC-0049998B; BHL: NMLC-0031844

6. If Indian, Allottee or Tribe Name

7. If Unit or CA Agreement, Name and No.

8. Lease Name and Well No. <393695>  
HUMMINGBIRD FEDERAL COM #14H

9. API Well No. 43484  
30-015-

10. Field and Pool, or Exploratory  
FREN; GLORIETA-YESO <26770>

11. Sec., T. R. M. or Blk. and Survey or Area  
SEC: 1 T17S R31E

12. County or Parish  
EDDY

13. State  
NM

1a. Type of work:  DRILL  REENTER

1b. Type of Well:  Oil Well  Gas Well  Other  Single Zone  Multiple Zone

2. Name of Operator APACHE CORPORATION

3a. Address 303 VETERANS AIRPARK LN #1000  
MIDLAND, TX 79705

3b. Phone No. (include area code)  
432-818-1167

4. Location of Well (Report location clearly and in accordance with any State requirements.)  
At surface 890' FNL & 100 FWL NMLC-0049998B  
At proposed prod. zone 890' FNL & 330' FEL NMLC-0031844

**UNORTHODOX  
LOCATION**

14. Distance in miles and direction from nearest town or post office\*  
6.1 MILES WEST OF MALJAMAR, NM

15. Distance from proposed\* location to nearest property or lease line, ft. (Also to nearest drig. unit line, if any)  
100'

16. No. of acres in lease  
839.80 ACRES

17. Spacing Unit dedicated to this well  
160 ACRES

18. Distance from proposed location\* to nearest well, drilling, completed, applied for, on this lease, ft.

19. Proposed Depth  
TVD:5938' LP: 5868'  
MD: 10515'

20. BLM/BIA Bond No. on file  
BLM-C0-1463 NATIONWIDE / NMB000736

21. Elevations (Show whether DF, KDB, RT, GL, etc.)  
GL: 4034'

22. Approximate date work will start\*  
As Soon As Approved

23. Estimated duration  
~ 18 DAYS

24. Attachments

The following, completed in accordance with the requirements of Onshore Oil and Gas Order No.1, must be attached to this form:

- 1. Well plat certified by a registered surveyor.
- 2. A Drilling Plan.
- 3. A Surface Use Plan (if the location is on National Forest System Lands, the SUPO must be filed with the appropriate Forest Service Office).
- 4. Bond to cover the operations unless covered by an existing bond on file (see Item 20 above).
- 5. Operator certification
- 6. Such other site specific information and/or plans as may be required by the BLM.

25. Signature *Sorina L. Flores*

Name (Printed/Typed)  
SORINA L. FLORES

Date 8/31/15

Title  
SUPV OF DRILLING SERVICES

Approved by (Signature)  
**Steve Caffey**

Name (Printed/Typed)

Date NOV 20 2015

Title  
FIELD MANAGER

Office  
CARLSBAD FIELD OFFICE

Application approval 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.  
Conditions of approval, if any, are attached.

**APPROVAL FOR TWO YEARS**

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.

(Continued on page 2)

**NM OIL CONSERVATION**  
ARTESIA DISTRICT

\*(Instructions on page 2)

Roswell Controlled Water Basin

NOV 30 2015

*SD*  
12/2/15

RECEIVED

SEE ATTACHED FOR  
CONDITIONS OF APPROVAL

Approval Subject to General Requirements  
& Special Stipulations Attached

UNITED STATES DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
CARLSBAD FIELD OFFICE  
620 E. GREENE STREET  
CARLSBAD, NM 88220

OPERATOR CERTIFICATION

I HEARBY CERTIFY THAT I, OR SOMEONE UNDER MY DIRECT SUPERVISION, HAVE INSPECTED THE DRILL SITE AND ACCESS ROUTE PROPOSED HEREIN; THAT I AM FAMILIAR WITH THE CONDITIONS WHICH CURRENTLY EXIST; THAT I HAVE FULL KNOWLEDGE OF STATE AND FEDERAL laws applicable to this operation; that the statements made in the APD package are, to the best of my knowledge, true and correct; and that the work associated with the operations proposed herein will be performed in conformity with this APD package and the terms and conditions under which it is approved. I also certify that I, or the company I represent, am responsible for the operations conducted under this application. These statements are subject to the provisions of 18 U.S.C. 1001 for the filing of false statements.

Executed this 31 day of July 2015

Well: HUMMINGBIRD FEDERAL COM #14H

Operator Name: APACHE CORPORATION

Signature:  Printed Name: TIM ORSAK

Title: Drilling Engineer Date: \_\_\_\_\_

Email (optional): tim.orsak@apachecorp.com

Street or Box: 303 Veterans Airpark Ln., Ste. 1000

City, State, Zip Code: Midland, TX 79705

Telephone: 432-818-1630

Field Representative (if not above signatory): \_\_\_\_\_

Address (if different from above): \_\_\_\_\_

Telephone (if different from above): \_\_\_\_\_

Email (optional): \_\_\_\_\_

Agents not directly employed by the operator must submit a letter from the operator authorizing that the agent to act or file this application on their behalf.

DISTRICT I  
1625 N. French Dr., Hobbs, NM 88240  
Phone: (575) 393-6161 Fax: (575) 393-0720

DISTRICT II  
811 S. First St., Artesia, NM 88210  
Phone: (575) 748-1283 Fax: (575) 748-9720

DISTRICT III  
1000 Rio Brazos Road, Aztec, NM 87410  
Phone: (505) 334-6178 Fax: (505) 334-6170

DISTRICT IV  
1220 S. St. Francis Dr., Santa Fe, NM 87505  
Phone: (505) 476-3460 Fax: (505) 476-3462

State of New Mexico  
Energy, Minerals & Natural Resources Department  
OIL CONSERVATION DIVISION  
1220 South St. Francis Dr.  
Santa Fe, New Mexico 87505

Form C-102  
Revised August 1, 2011  
Submit one copy to appropriate  
District Office

AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

API Number <b>30-015-43484</b>	Pool Code <b>26770</b>	Pool Name <b>Frenj, Glorieta-Yeso</b>
Property Code <b>313695</b>	Property Name <b>HUMMINGBIRD FEDERAL COM</b>	
OGRID No. <b>873</b>	Operator Name <b>APACHE CORPORATION</b>	Well Number <b>14H</b>
		Elevation <b>4034'</b>

Surface Location

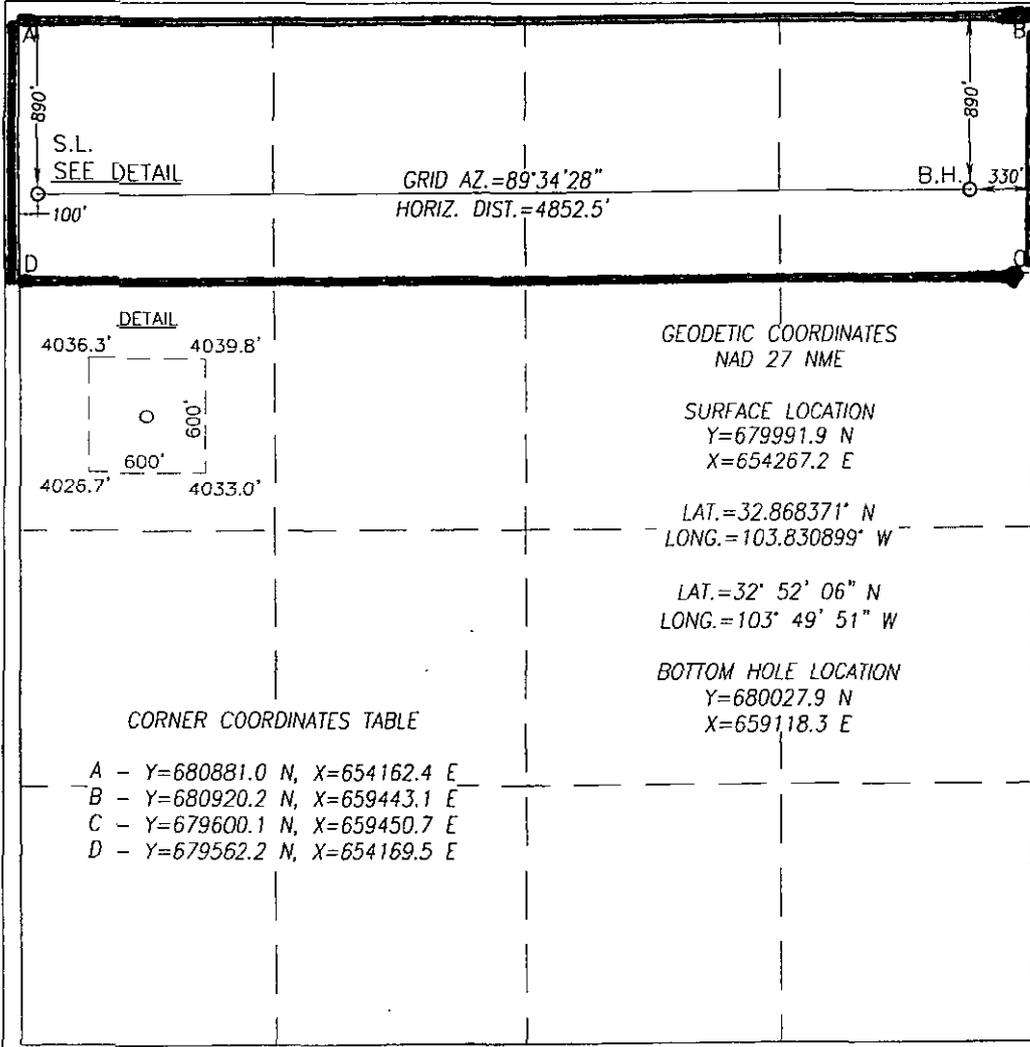
UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
D	I	17-S	31-E		890	NORTH	100	WEST	EDDY

Bottom Hole Location If Different From Surface

UL or lot No.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
A	I	17-S	31-E		890	NORTH	330	EAST	EDDY

Dedicated Acres <b>160</b>	Joint or Infill	Consolidation Code	Order No.
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NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION



**OPERATOR CERTIFICATION**

I hereby certify that the information herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.

*Sorina Flores* 2/19/14  
Signature Date

Sorina h Flores  
Printed Name

Sorina.flores@apachecorp.com  
E-mail Address

**SURVEYOR CERTIFICATION**

I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.

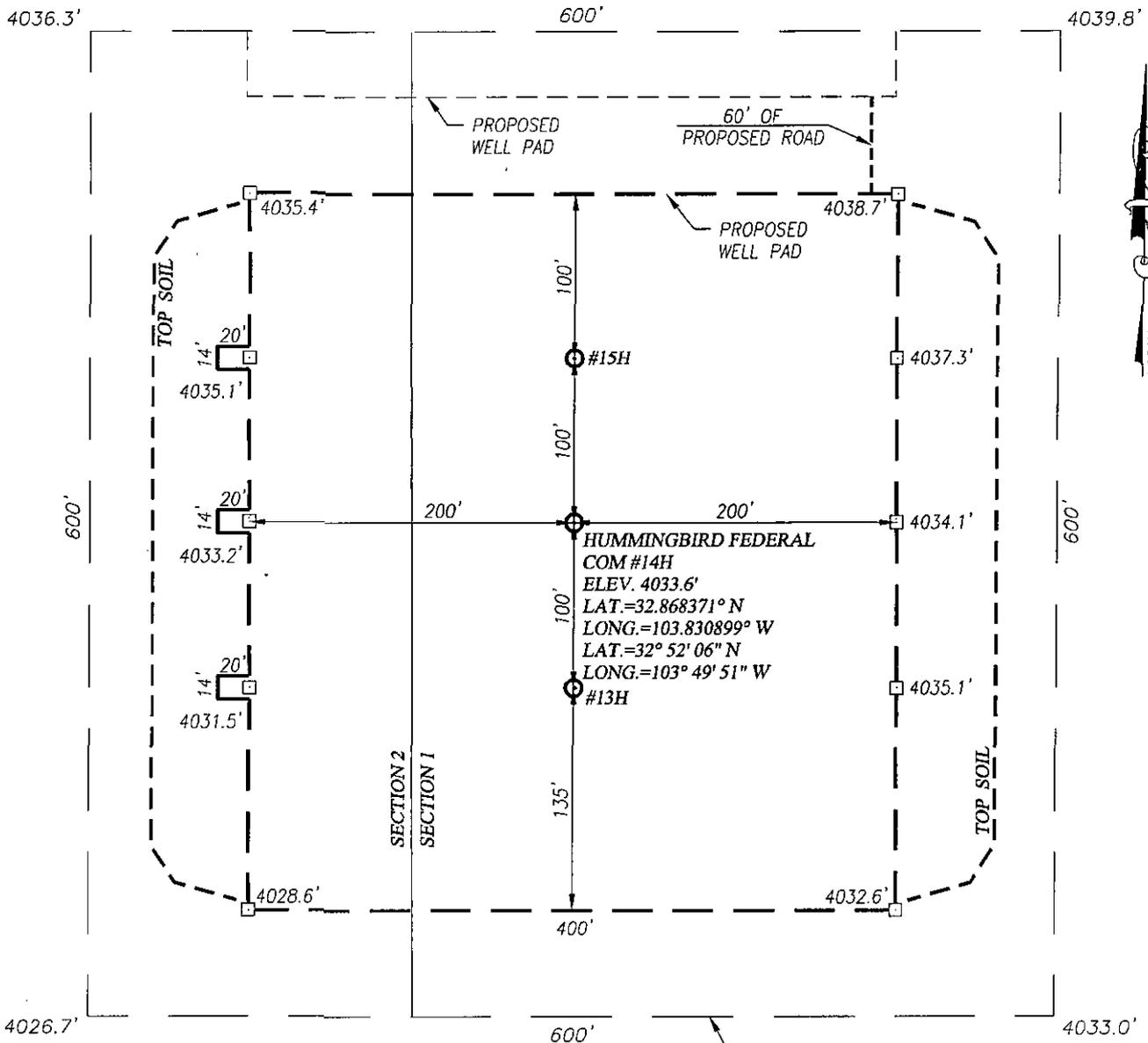
JULY 30, 2013

Date of Survey  
Signature & Seal of Professional Surveyor:

*Ronald J. Eidson* 08/22/2013

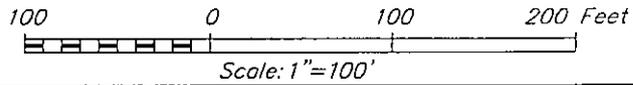
Certificate Number: Gary G. Eidson 12641  
Ronald J. Eidson 3239

BKL JWSC W O.: 13.11.0809



NOTE:  
SEE "TOPOGRAPHICAL AND ACCESS  
ROAD MAP" FOR PROPOSED ROAD  
LOCATION.

ARCHEOLOGICAL SURVEY BOUNDARY



**DIRECTIONS TO LOCATION**

FROM THE INTERSECTION OF US. HIGHWAY 82 AND LEA CO.  
RD. L-124 (SUPEE) GO NORTH-NORTHWEST APPROX. 2.7  
MILES; TURN LEFT AND GO SOUTHWEST 172 FEET; TURN  
LEFT AND GO SOUTH 530 FEET TO THIS LOCATION.

**APACHE CORPORATION**

**HUMMINGBIRD FEDERAL COM #14H WELL  
LOCATED 890 FEET FROM THE NORTH LINE  
AND 100 FEET FROM THE WEST LINE OF SECTION 1,  
TOWNSHIP 17 SOUTH, RANGE 31 EAST, N.M.P.M.,  
EDDY COUNTY, NEW MEXICO**

PROVIDING SURVEYING SERVICES  
SINCE 1946

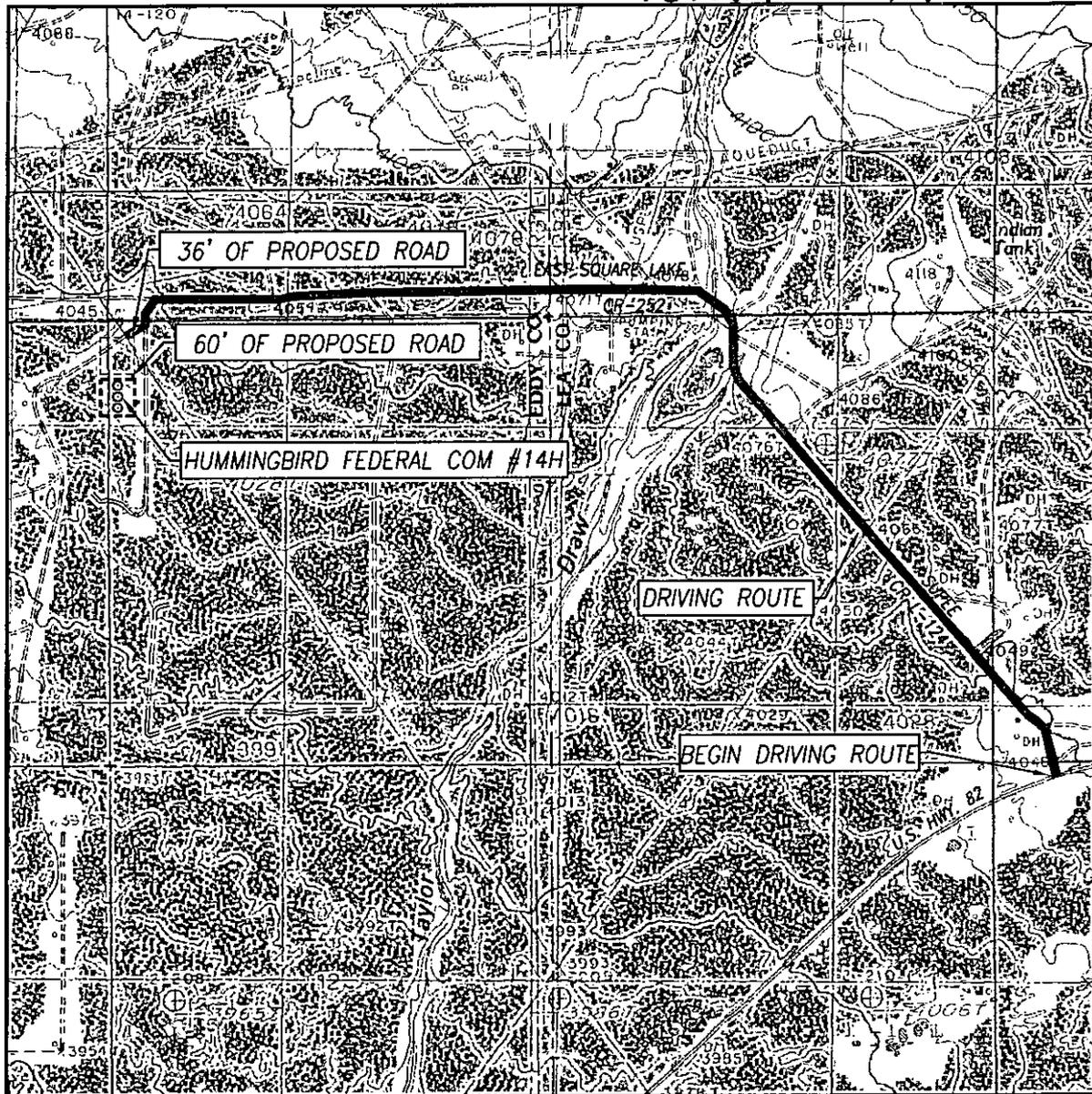
**JOHN WEST SURVEYING COMPANY**

412 N. DAL PASO HOBBS, N.M. 88240  
(575) 393-3117 www.jwsc.biz  
TBPLS# 10021000

Survey Date: 7/30/13	CAD Date: 6/11/15	Drawn By: LSL
W.O. No.: 15130617	Rev: .	Rel. W.O.: 13110809
		Sheet 1 of 1

# TOPOGRAPHICAL AND ACCESS ROAD MAP

## EXHIBIT #1



SCALE: 1" = 2000'

SEC. 1 TWP. 17-S RGE. 31-E

SURVEY \_\_\_\_\_ N.M.P.M. \_\_\_\_\_

COUNTY EDDY STATE NEW MEXICO

DESCRIPTION 890' FNL & 100' FWL

ELEVATION 4034'

OPERATOR APACHE CORPORATION

LEASE HUMMINGBIRD FEDERAL COM

U.S.G.S. TOPOGRAPHIC MAP  
MALJAMAR, N.M.

CONTOUR INTERVAL:  
MALJAMAR, N.M. - 10'  
MALJAMAR NE, N.M. - 5'

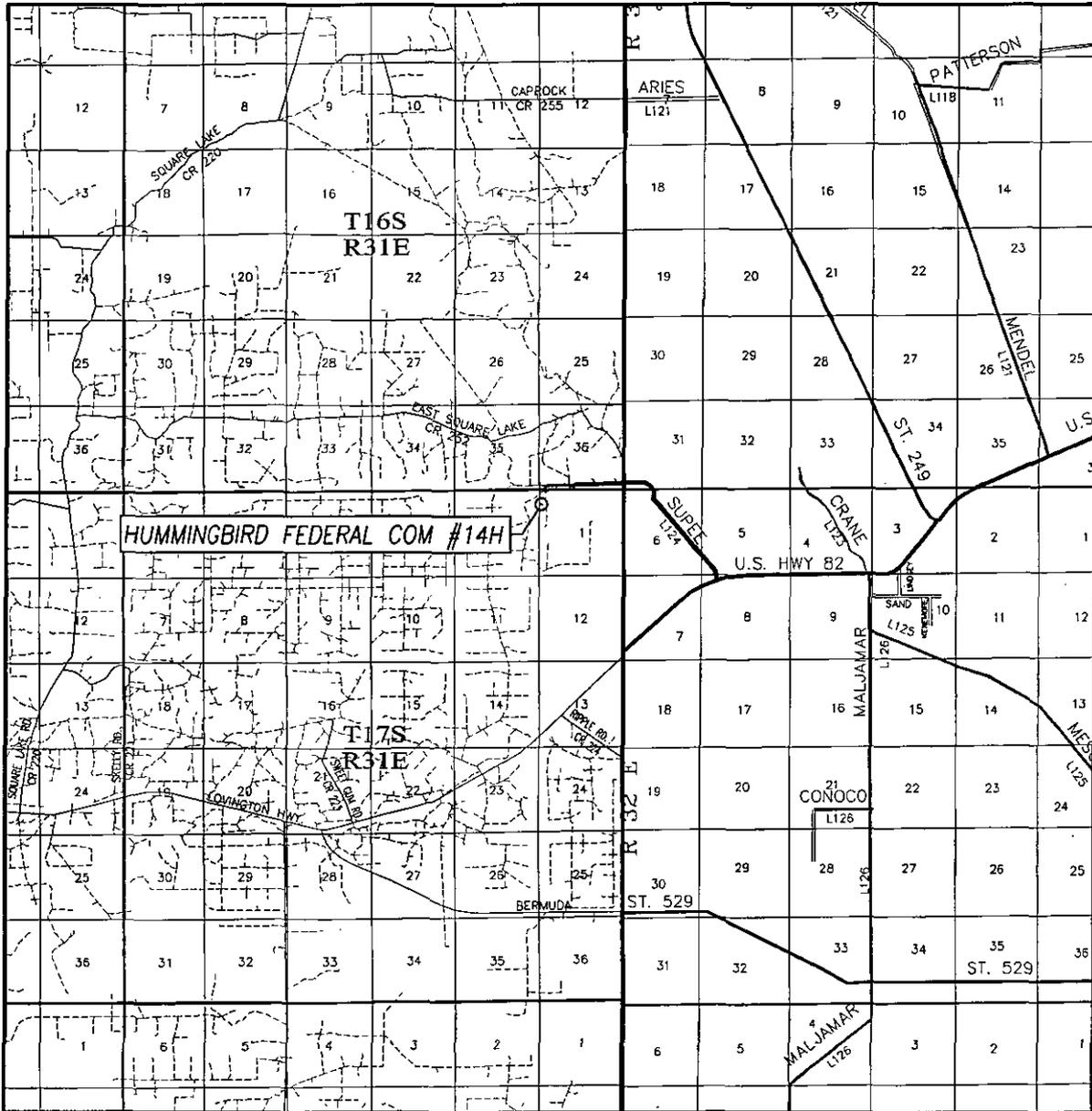
### DIRECTIONS TO LOCATION

FROM THE INTERSECTION OF US. HIGHWAY 82 AND LEA CO. RD. L-124 (SUPEE) GO NORTH-NORTHWEST APPROX. 2.7 MILES; TURN LEFT AND GO SOUTHWEST 172 FEET; TURN LEFT AND GO SOUTH 530 FEET TO THIS LOCATION.



PROVIDING SURVEYING SERVICES  
SINCE 1946  
**JOHN WEST SURVEYING COMPANY**  
412 N. DAL PASO HOBBS, N.M. 88240  
(575) 393-3117 [www.jwsc.biz](http://www.jwsc.biz)  
TBPLS# 10021000

# VICINITY MAP



SCALE: 1" = 2 MILES

DRIVING ROUTE: SEE TOPOGRAPHICAL AND ACCESS ROAD MAP

SEC. 1 TWP. 17-S RGE. 31-E

SURVEY N.M.P.M.

COUNTY EDDY STATE NEW MEXICO

DESCRIPTION 890' FNL & 100' FWL

ELEVATION 4034'

OPERATOR APACHE CORPORATION

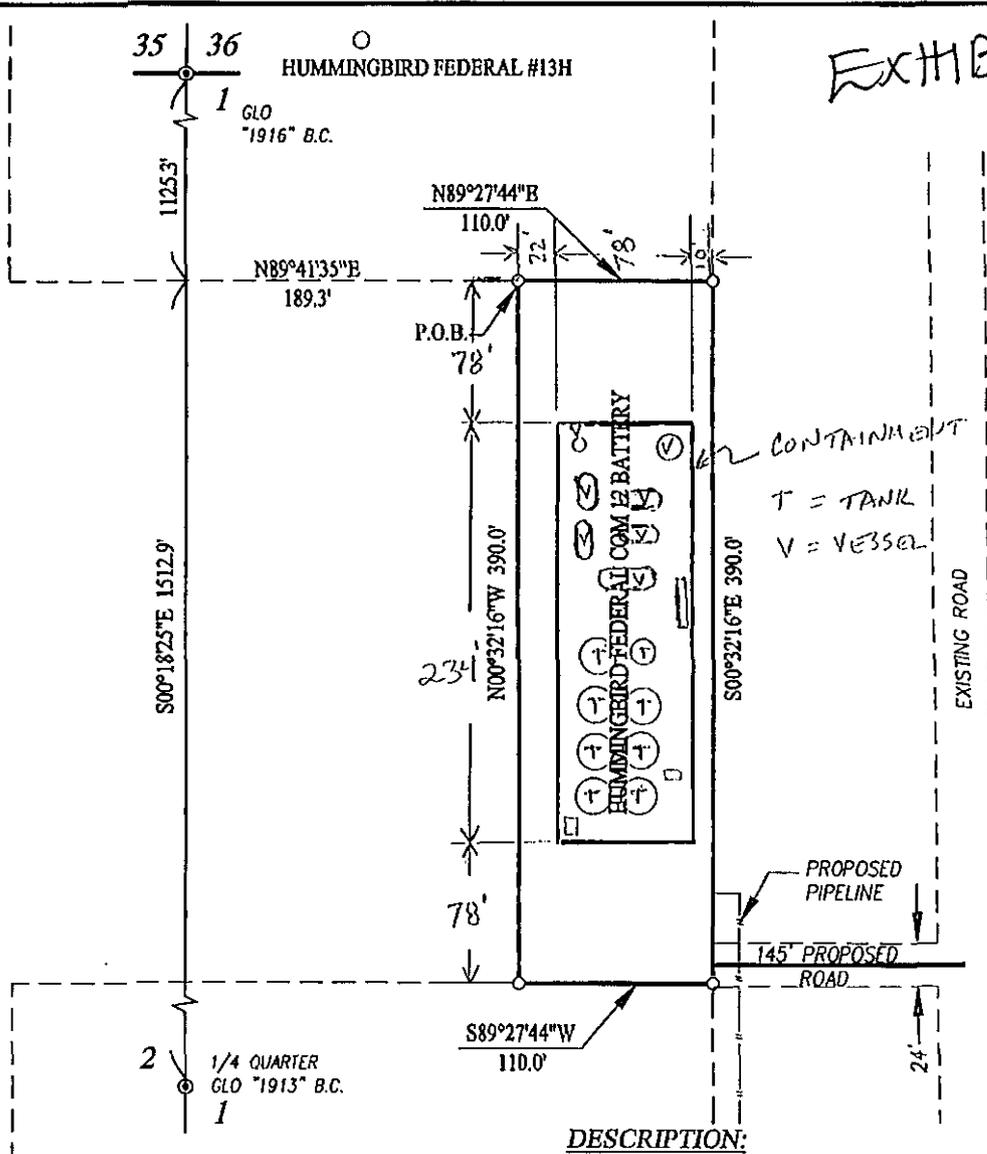
LEASE HUMMINGBIRD FEDERAL COM



PROVIDING SURVEYING SERVICES  
SINCE 1946

**JOHN WEST SURVEYING COMPANY**  
412 N. DAL PASO HOBBS, N.M. 88240  
(575) 393-3117 www.jwsc.biz  
TBPLS# 10021000

EXHIBIT #1A



**LEGEND**

⊙ DENOTES FOUND CORNER AS NOTED

HUMMINGBIRD FEDERAL #12H

**NOTE**

BEARINGS SHOWN HEREON ARE MERCATOR GRID AND CONFORM TO THE NEW MEXICO COORDINATE SYSTEM "NEW MEXICO EAST ZONE" NORTH AMERICAN DATUM 1983. DISTANCES ARE SURFACE VALUES.

I, RONALD J. EIDSON, NEW MEXICO PROFESSIONAL SURVEYOR No. 3239, DO HEREBY CERTIFY THAT THIS SURVEY 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 PROFESSIONAL KNOWLEDGE AND BELIEF.

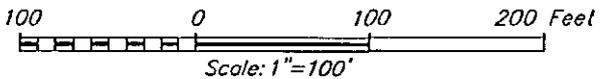
RONALD J. EIDSON *Ronald J. Eidson*

DATE: 05/22/2015

**DESCRIPTION:**

A TRACT SITUATED IN THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 17 SOUTH, RANGE 31 EAST, N.M.P.M., EDDY COUNTY, NEW MEXICO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER WHICH LIES S00°18'25"E 1125.3 FEET AND N89°41'35"E 189.3 FEET FROM THE NORTHWEST CORNER; THEN N89°27'44"E 110.0 FEET; THEN S00°32'16"E 390.0 FEET; THEN S89°27'44"W 110.0 FEET; THEN N00°32'16"W 390.0 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.985 ACRES MORE OR LESS.



**APACHE CORPORATION**

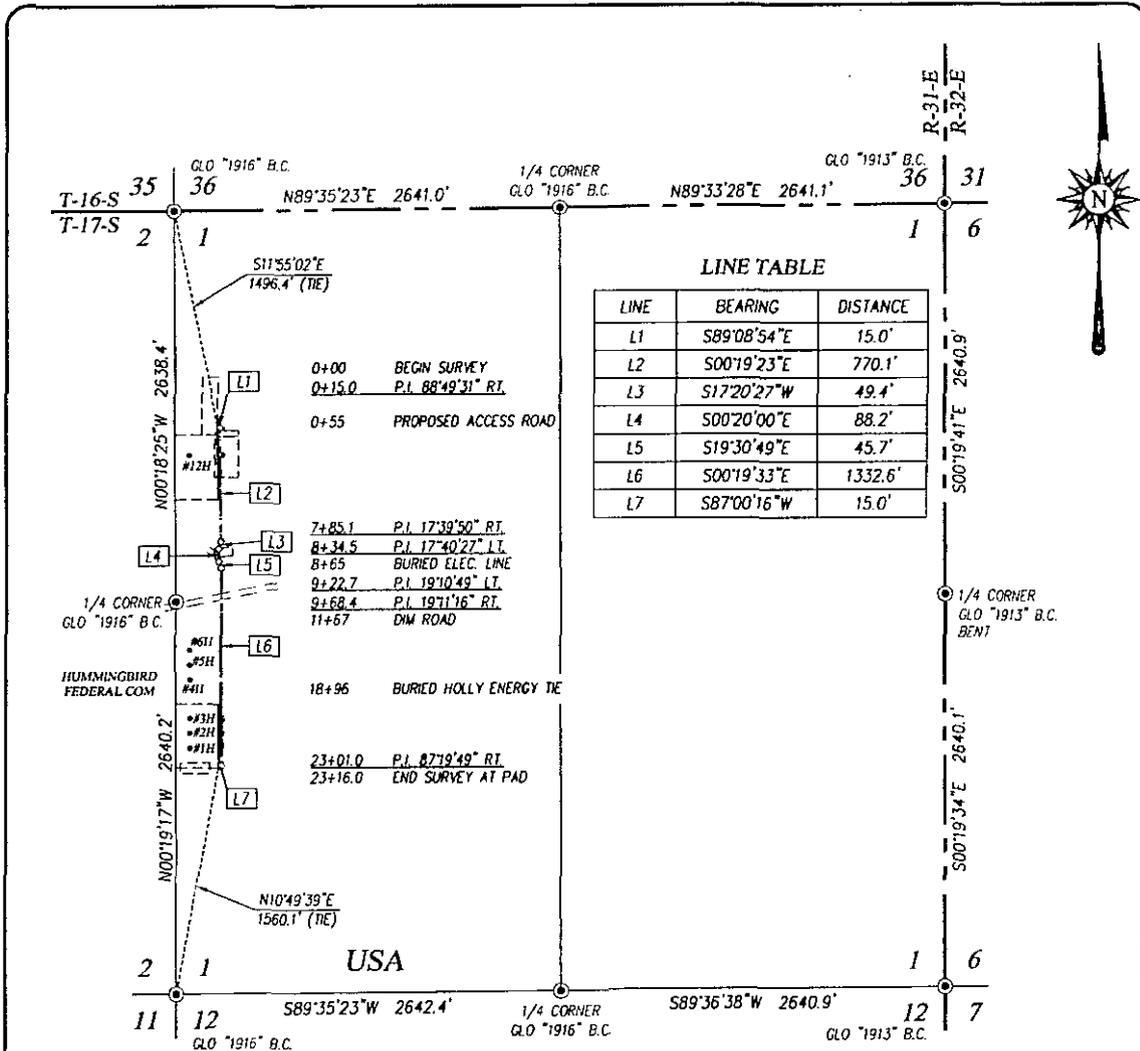
SURVEY FOR A TRACT FOR A TANK BATTERY SITUATED IN THE NW/4 OF SECTION 1, TOWNSHIP 17 SOUTH, RANGE 31 EAST, N.M.P.M. EDDY COUNTY, NEW MEXICO

Survey Date: 5/5/15	CAD Date: 5/21/15	Drawn By: LSL
W.O. No.: 15110554	Rev: 5/22/15	Rel. W.O.:

Sheet 1 of 1

PROVIDING SURVEYING SERVICES SINCE 1946  
**JOHN WEST SURVEYING COMPANY**  
 412 N. DAL PASO HOBBS, N.M. 88240  
 (575) 393-3117 www.jwsc.biz  
 TBPLS# 10021000

Exhibit #1B



**DESCRIPTION**

SURVEY FOR A STRIP OF LAND 50.0 FEET WIDE AND 2316.0 FEET OR 0.439 MILES IN LENGTH CROSSING USA LAND IN SECTION 1, TOWNSHIP 17 SOUTH, RANGE 31 EAST, N.M.P.M., EDDY COUNTY, NEW MEXICO, AND BEING 25.0 FEET LEFT AND 25.0 FEET RIGHT OF THE ABOVE PLATTED CENTERLINE SURVEY.

**NOTE**

BEARINGS SHOWN HEREON ARE MERCATOR GRID AND CONFORM TO THE NEW MEXICO COORDINATE SYSTEM "NEW MEXICO EAST ZONE" NORTH AMERICAN DATUM 1983. DISTANCES ARE SURFACE VALUES.

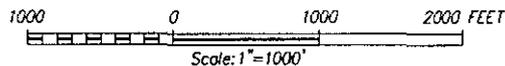
I, RONALD J. EIDSON, NEW MEXICO PROFESSIONAL SURVEYOR No. 3239, DO HEREBY CERTIFY THAT THIS SURVEY PLAT AND THE ACTUAL SURVEY ON THE GROUND UPON WHICH IT IS BASED WERE PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION; THAT I AM RESPONSIBLE FOR THIS SURVEY; THAT THIS SURVEY MEETS THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO; AND THAT IT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

RONALD J. EIDSON

DATE: 07/20/2015

**LEGEND**

⊙ DENOTES FOUND CORNER AS NOTED



**APACHE CORPORATION**

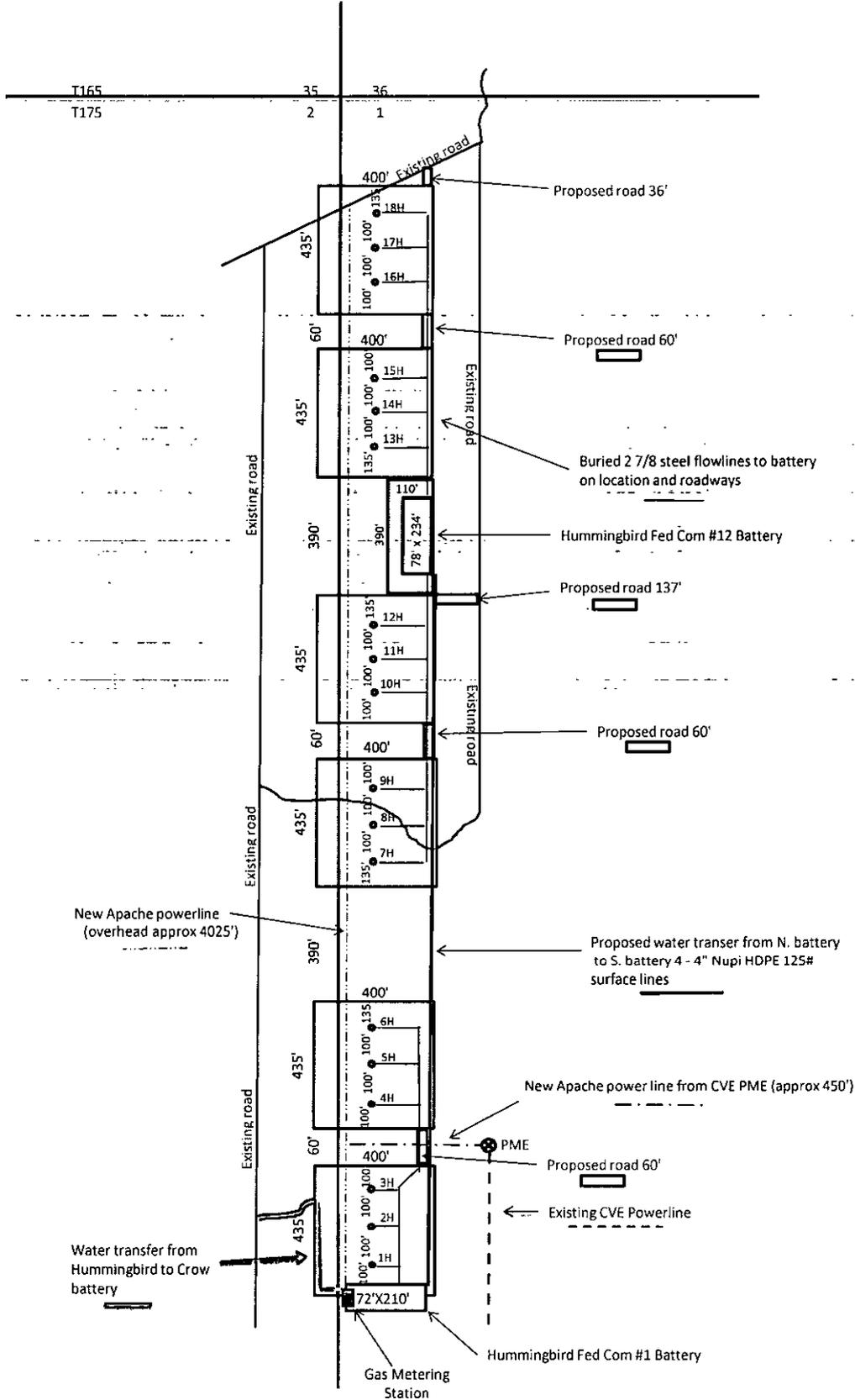
SURVEY FOR A WATER TRANSFER LINE FROM THE HUMMINGBIRD #12H BATTERY TO THE HUMMINGBIRD FEDERAL COM #1H BATTERY CROSSING SECTION 1, TOWNSHIP 17 SOUTH, RANGE 31 EAST, N.M.P.M. EDDY COUNTY, NEW MEXICO

Survey Date: 5/6/15 CAD Date: 5/21/15 Drawn By: LSL  
 W.O. No.: 15110555 Rev: 7/16/15 Rel. W.O.: Sheet 1 of 1

PROVIDING SURVEYING SERVICES SINCE 1946  
**JOHN WEST SURVEYING COMPANY**  
 412 N. DAL PASO HOBBS, N.M. 88240  
 (575) 393-3117 www.jwsc.biz  
 TBPLS# 10021000

**Hummingbird Federal Com Wells 1H thru 18H (REVISED) EXHIBIT #1C**

Pad overview - Elect lines, Battery, Flowlines, roads, water transfer line



APACHE CORPORATION

Hummingbird Federal 13H 14H 15H 16H 17H  
1 MILE RADIUS AROUND SHL & BHL

SEC: 1 T17S R31E

POSTED WELL DATA

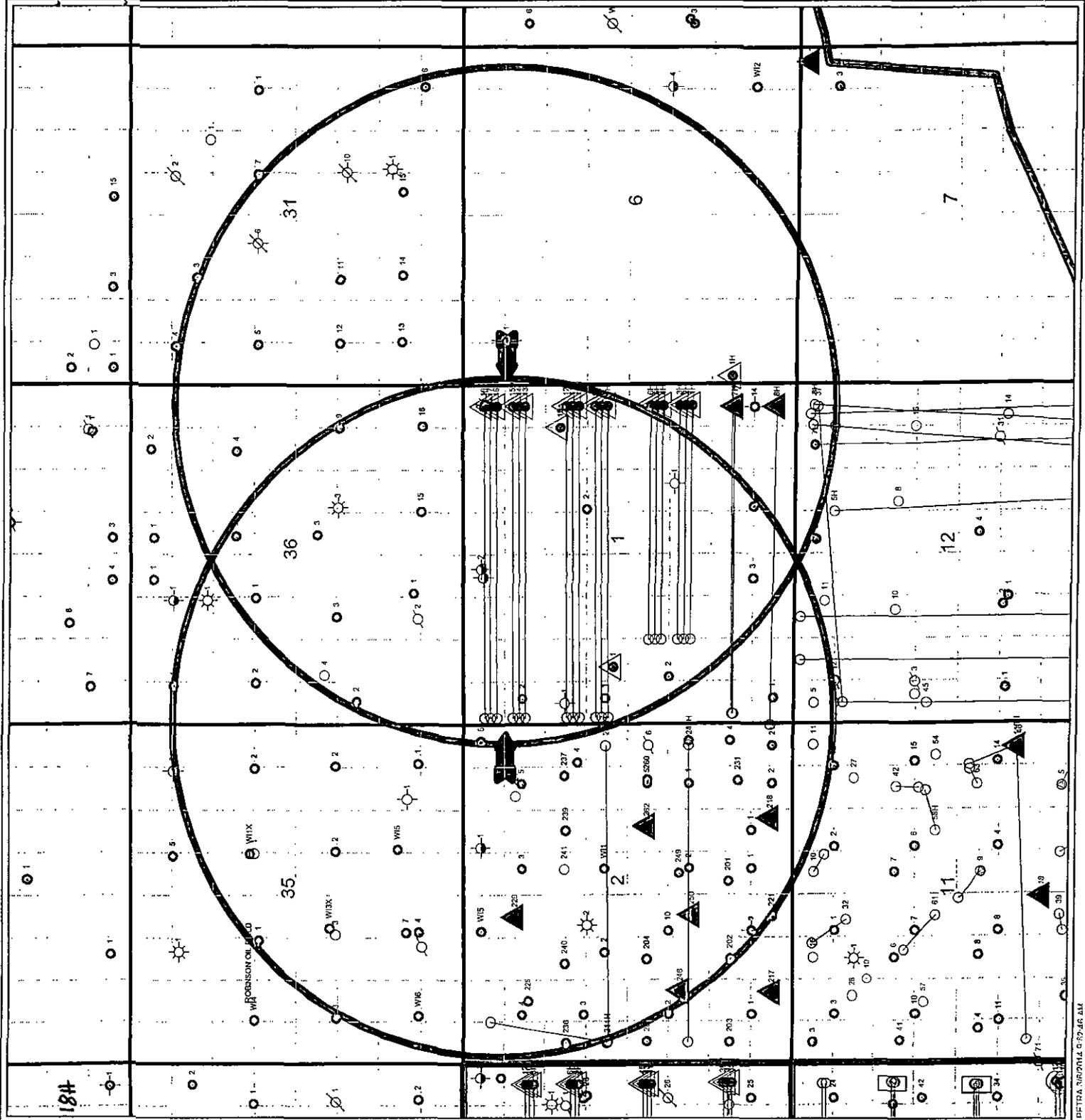
Well Number

- WELL SYMBOLS**
- Abandoned Well
  - Dry Hole, With Show of Oil
  - Dry Hole
  - Gas Well
  - Injection Well
  - Location
  - Proposed Drilling Location
  - Oil Well
  - Plugged and Abandoned
  - Active Producer
  - Suspended Oil Well
  - PERMIT



March 6, 2014

Exhibit # 2



# APACHE CORPORATION

## HUMMINGBIRD FEDERAL COM #14H

### 1. Geologic Formations

TVD of target	5938' LP: 5868'	Pilot hole depth	N/A
MD at TD:	10515'	Deepest expected fresh water:	91'

### Back Reef

Formation)	Depth (TVD) from (KB)	Water/Mineral Bearing/Target Zone?	Hazards*
Quaternary Aeolian	Surf	Water	
Rustler	744'	Water	
Top of Salt	1495'	Salt	
Base of Salt	1960'	Barren	
Yates	2105'	Oil/Water/Gas	
Seven Rivers	2396'	Oil/Water/Gas	
Queen	3021'	Oil/Water/Gas	
Grayburg	3442'	Oil/Water/Gas	
San Andres	3732'	Oil/Water/Gas	
Glorieta	5226'	Oil/Water/Gas	
Yeso	5283'	Oil/Water/Gas	

\*H2S, water flows, loss of circulation, abnormal pressures, etc.

### 2. Casing Program

Hole Size	Casing Interval		Csg. Size	Weight (lbs)	Grade	Conn.	SF Collapse	SF Burst	SF Tension
	From	To							
17-1/2"	0'	800'	13-3/8"	48	H-40	STC	2.133	2.16	8.39
12-1/4"	0'	3750'	9-5/8"	36	J-55	STC	1.189	1.26	2.92
8-1/2"	0'	5390'	7"	26	L-80	LTC	2.055	2.75	3.65
8-1/2"	5390'	10515'	5-1/2"	17	L-80	LTC	2.166	2.67	3.35
BLM Minimum Safety Factor							1.125	1	1.6 Dry 1.8 Wet

\*All casing strings will be tested in accordance with Onshore Oil and Gas Order #2 III.B.1.h

\*Production csg will be tapered string w/7" csg f/surf to KOP (cmt'd thru a stage tool f/KOP to 2500'), uncemented 5-1/2" csg f/KOP to LP & 5-1/2" csg w/packers & sleeves f/LP to TD. Csg will be cmt'd f/KOP to surface. The Glorieta formation will be isolated f/the San Andres cmt thru a stage tool.

	Y or N
Is casing new? If used, attach certification as required in Onshore Order #1	Y
Does casing meet API specifications? If no, attach casing specification sheet.	Y
Is premium or uncommon casing planned? If yes attach casing specification sheet.	N
Does the above casing design meet or exceed BLM's minimum standards? If not provide justification (loading assumptions, casing design criteria).	Y
Will the intermediate pipe be kept at a minimum 1/3 fluid filled to avoid approaching the collapse pressure rating of the casing?	Y
Is well located within Capitan Reef?	N
If yes, does production casing cement tie back a minimum of 50' above the Reef?	
Is well within the designated 4 string boundary.	
Is well located in SOPA but not in R-111-P?	N

**APACHE CORPORATION**  
**HUMMINGBIRD FEDERAL COM #14H**

If yes, are the first 2 strings cemented to surface and 3 <sup>rd</sup> string cement tied back 500' into previous casing?	
Is well located in R-111-P and SOPA?	N
If yes, are the first three strings cemented to surface?	
Is 2 <sup>nd</sup> string set 100' to 600' below the base of salt?	
Is well located in high Cave/Karst?	N
If yes, are there two strings cemented to surface?	
(For 2 string wells) If yes, is there a contingency casing if lost circulation occurs?	
Is well located in critical Cave/Karst?	N
If yes, are there three strings cemented to surface?	

**3. Cementing Program**

See COA

See COA

See COA

Casing	# Sks.	Wt. lb//gal	Yld. ft3//sack	H <sub>2</sub> O gal/s. k.	500# Comp. Strength (hours)	Slurry/Description
Surf	525	14.8	1.34	6.34	6.4	Lead: Cl C + 1% CaCl <sub>2</sub> (12hr-988psi; 24hr-1566psi)
Inter	700	12.9	1.92	9.92	9.7	Lead: 35/65 Poz + 6% Gel + 5% Salt (12hr-820psi; 24hr-1189psi)
	100	14.8	1.33	6.31	7.5	Tail: Cl C (12hr-1120psi; 24hr-1206psi)
Prod	275	13.0	1.48	7.58	13.1	Lead: PVL + 1.3 Salt + 0.3% Retarder (12hr-1100psi; 24hr-1755psi)

\*DV tool depth(s) will be adjusted based on hole conditions and cement volumes will be adjusted proportionally. DV tool will be set a minimum of 50 feet below previous casing and a minimum of 200 feet above current shoe. Lab reports with the 500 psi compressive strength time for the cement will be onsite for review.

\*If water flow is encountered, Apache may 2-stage Interim csg. A DVT may be used in the 9-5/8" csg & ECP may be placed below DVT. Csg slips may be set before cmtg. TD of 12-1/4" @ +/- 3750'

Csg.	#Sks.	Wt. lb//gal	Yld.ft3//sk.	H <sub>2</sub> O gal/sk.	500#)Comp. Strength (hrs)	Slurry/Description
Inter See COA	150	12.4	2.1	11.64	9.7	Lead: Cl C (12hr-598psi; 24hr-859psi)
	ECP/DVT: 1800'					
	100	14.8	1.33	6.31	7.5	Tail: Cl C (12hr-1364psi; 24hr-2026psi)

Casing/String	TOC	%Excess
Surface	0'	25%
Intermediate	0'	25%
Production	3000'	25%

Include Pilot Hole Cementing specs:

Pilot hole depth : N/A

KOP : N/A

**APACHE CORPORATION**  
**HUMMINGBIRD FEDERAL COM #14H**

Plug top	Plug Bottom	% Excess	No. Sacks	Wt. lb/gal	Yld. ft <sup>3</sup> /sack	Water gal/sk	Slurry/Description and Cement Type

**4. Pressure Control Equipment**

**No** A variance is requested for the use of a diverter on the surface casing. See attached for schematic.

BOP installed and tested before drilling which hole?	Size?	Min. Required WP	Type	✓	Tested to:
12-1/4"	13-5/8"	3M	Annular	x	50% of working pressure
			Blind Ram		
			Pipe Ram		
			Double Ram		
			Other*		
9-5/8"	13-5/8"	3M	Annular	x	50% testing pressure
			Blind Ram	x	
			Pipe Ram	x	
			Double Ram		
			Other*		

\*Specify if additional ram is utilized.

BOP/BOPE will be tested by an independent service company to 250 psi low and the high pressure indicated above per Onshore Order 2 requirements. The System may be upgraded to a higher pressure but still tested to the working pressure listed in the table above. If the system is upgraded all the components installed will be functional and tested.

Pipe rams will be operationally checked each 24 hour period. Blind rams will be operationally checked on each trip out of the hole. These checks will be noted on the daily tour sheets. Other accessories to the BOP equipment will include a Kelly cock and floor safety valve (inside BOP) and choke lines and choke manifold. See attached schematics.

X	Formation integrity test will be performed per Onshore Order #2. On Exploratory wells or on that portion of any well approved for a 5M BOPE system or greater, a pressure integrity test of each casing shoe shall be performed. Will be tested in accordance with Onshore Oil and Gas Order #2 III.B.1.i.
No	A variance is requested for the use of a flexible choke line from the BOP to Choke Manifold. See attached for specs and hydrostatic test chart.
No	NO Are anchors required by manufacturer?
No	A multibowl wellhead is being used. The BOP will be tested per Onshore Order #2 after installation on the surface casing which will cover testing requirements for a maximum of 30 days. If any seal subject to test pressure is broken the system must be tested. <ul style="list-style-type: none"> <li>Provide description here</li> </ul> See attached schematic.

**5. Mud Program**

# APACHE CORPORATION

## HUMMINGBIRD FEDERAL COM #14H

Depth		Type	Weight (ppg)	Viscosity	Water Loss
From	To				
0	Surf. shoe	FW	8.3-8.8	28-36	N/C
Surf csg	Int shoe	Brine	9.8-10.0	28-29	N/C
Int shoe	TD	Brine	9.0-10.0	28-29	N/C

*\*Sufficient mud materials to maintain mud properties and meet minimum lost circulation and weight increase requirements will be kept on location at all times.*

What will be used to monitor the loss or gain of fluid? PVT/Pason/Visual Monitoring

### 6. Logging and Testing Procedures

See cert

Logging, Coring, and Testing:	
✓	Will run GR/CNL from TD to surface (horizontal well – vertical portion of hole). Stated logs run will be in the Completion Report and submitted to the BLM.
	No Logs are planned based on well control or offset log information.
	Drill stem test? If yes, explain
	Coring? If yes, explain

Additional logs planned	Interval
Resistivity	Int. shoe to KOP
Density	Int. shoe to KOP
CBL	Production casing
X Mud log	KOP to TD
PEX	

### 7. Drilling Conditions

Condition	Specify, what type and where?
BH Pressure at deepest TVD	2612 psi
Abnormal Temperature	No

Mitigation measure for abnormal conditions. Describe:

Hydrogen Sulfide (H2S) monitors will be installed prior to drilling out the surface shoe. If H2S is detected in concentrations greater than 100 ppm, the operator will comply with the provisions of Onshore Oil and Gas Order #6. If Hydrogen Sulfide is encountered, measured values and formations will be provided to the BLM.

See cert

Y	H2S is present
Y	H2S Plan attached

### 8. Other facets of operation

Is this a walking operation? NO  
 Will be pre-setting casing? NO

Attachments

YES Directional Plan

YES Other: Apache will perf 330' from the West lease line to be in compliance.





# **Apache Corporation**

**Eddy County, NM (NAD27 NME)**

**Hummingbird Federal Com**

**#14H**

**Wellbore #1**

**Plan: Plan #2 12-30-14**

## **Standard Planning Report**

**30 December, 2014**



<b>Database:</b>	Compass 5000 GCR	<b>Local Co-ordinate Reference:</b>	Well #14H
<b>Company:</b>	Apache Corporation	<b>TVD Reference:</b>	KB: 11' @ 4045.00usft (TBD)
<b>Project:</b>	Eddy County, NM (NAD27 NME)	<b>MD Reference:</b>	KB: 11' @ 4045.00usft (TBD)
<b>Site:</b>	Hummingbird Federal Corn	<b>North Reference:</b>	Grid
<b>Well:</b>	#14H	<b>Survey Calculation Method:</b>	Minimum Curvature
<b>Wellbore:</b>	Wellbore #1		
<b>Design:</b>	Plan #2 12-30-14		

<b>Project</b>	Eddy County, NM (NAD27 NME)		
<b>Map System:</b>	US State Plane 1927 (Exact solution)	<b>System Datum:</b>	Mean Sea Level
<b>Geo Datum:</b>	NAD 1927 (NADCON CONUS)		
<b>Map Zone:</b>	New Mexico East 3001		

<b>Site</b>	Hummingbird Federal Corn				
<b>Site Position:</b>	<b>Northing:</b>	677,262.80 usft	<b>Latitude:</b>	32° 51' 39.07462 N	
<b>From:</b> Map	<b>Easting:</b>	655,481.80 usft	<b>Longitude:</b>	103° 49' 37.14798 W	
<b>Position Uncertainty:</b>	0.00 usft	<b>Slot Radius:</b>	13-3/16 "	<b>Grid Convergence:</b>	0.27 °

<b>Well</b>	#14H				
<b>Well Position</b>	<b>+N-S</b>	2,729.10 usft	<b>Northing:</b>	679,991.90 usft	
	<b>+E-W</b>	-1,214.60 usft	<b>Easting:</b>	654,267.20 usft	
<b>Position Uncertainty</b>	0.00 usft	<b>Wellhead Elevation:</b>	0.00 usft	<b>Ground Level:</b>	4,034.00 usft

<b>Wellbore</b>	Wellbore #1				
<b>Magnetics</b>	<b>Model Name</b>	<b>Sample Date</b>	<b>Declination (°)</b>	<b>Dip Angle (°)</b>	<b>Field Strength (nT)</b>
	BGGM2013	12/30/2014	7.45	60.63	48,581

<b>Design</b>	Plan #2 12-30-14			
<b>Audit Notes:</b>				
<b>Version:</b>	<b>Phase:</b>	PLAN	<b>Tie On Depth:</b>	0.00
<b>Vertical Section:</b>	<b>Depth From (TVD) (usft)</b>	<b>+N-S (usft)</b>	<b>+E-W (usft)</b>	<b>Direction (°)</b>
	0.00	0.00	0.00	89.57

<b>Plan Sections</b>										
Measured Depth (usft)	Inclination (°)	Azimuth (°)	Vertical Depth (usft)	+N-S (usft)	+E-W (usft)	Dogleg Rate (°/100usft)	Build Rate (°/100usft)	Turn Rate (°/100usft)	TFO (°)	Target
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
5,390.70	0.00	0.00	5,390.70	0.00	0.00	0.00	0.00	0.00	0.00	
6,133.08	89.09	89.57	5,868.10	3.49	469.84	12.00	12.00	12.07	89.57	
10,515.03	89.09	89.57	5,938.00	36.00	4,851.10	0.00	0.00	0.00	0.00	BHL HFC #14H v2

<b>Database:</b>	Compass 5000 GCR	<b>Local Co-ordinate Reference:</b>	Well #14H
<b>Company:</b>	Apache Corporation	<b>TVD Reference:</b>	KB: 11' @ 4045.00usft (TBD)
<b>Project:</b>	Eddy County, NM (NAD27 NME)	<b>MD Reference:</b>	KB: 11' @ 4045.00usft (TBD)
<b>Site:</b>	Hummingbird Federal Com	<b>North Reference:</b>	Grid
<b>Well:</b>	#14H	<b>Survey Calculation Method:</b>	Minimum Curvature
<b>Wellbore:</b>	Wellbore #1		
<b>Design:</b>	Plan #2 12-30-14		

Planned Survey										
Measured Depth (usft)	Inclination (°)	Azimuth (°)	Vertical Depth (usft)	+N/-S (usft)	+E/-W (usft)	Vertical Section (usft)	Dogleg Rate (°/100usft)	Build Rate (°/100usft)	Turn Rate (°/100usft)	
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
737.00	0.00	0.00	737.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Rustler</b>										
1,488.00	0.00	0.00	1,488.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>T/Salt</b>										
1,953.00	0.00	0.00	1,953.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>B/Salt</b>										
2,100.00	0.00	0.00	2,100.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Yates</b>										
2,390.00	0.00	0.00	2,390.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Seven Rivers</b>										
3,015.00	0.00	0.00	3,015.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Queen</b>										
3,436.00	0.00	0.00	3,436.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Grayburg</b>										
3,727.00	0.00	0.00	3,727.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>San Andres</b>										
5,220.00	0.00	0.00	5,220.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Glorieta</b>										
5,278.00	0.00	0.00	5,278.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Yeso (Paddock)</b>										
5,390.70	0.00	0.00	5,390.70	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>KOP, Start 12°/100' Build</b>										
5,400.00	1.12	89.57	5,400.00	0.00	0.09	0.09	12.00	12.00	0.00	0.00
5,500.00	13.12	89.57	5,499.05	0.09	12.46	12.46	12.00	12.00	0.00	0.00
5,600.00	25.12	89.57	5,593.36	0.34	45.14	45.14	12.00	12.00	0.00	0.00
5,700.00	37.12	89.57	5,678.82	0.72	96.72	96.73	12.00	12.00	0.00	0.00
5,767.00	45.16	89.57	5,729.24	1.04	140.76	140.77	12.00	12.00	0.00	0.00
<b>Blinebry</b>										
5,800.00	49.12	89.57	5,751.68	1.22	164.95	164.95	12.00	12.00	0.00	0.00
5,900.00	61.12	89.57	5,808.77	1.83	246.82	246.83	12.00	12.00	0.00	0.00
6,000.00	73.12	89.57	5,847.58	2.51	338.78	338.79	12.00	12.00	0.00	0.00
6,100.00	85.12	89.57	5,866.43	3.24	436.80	436.81	12.00	12.00	0.00	0.00
6,133.08	89.09	89.57	5,868.10	3.49	469.83	469.85	12.00	12.00	0.00	0.00
<b>LP, 88.5° Inc, 89.57° Azm - Start hold</b>										
6,200.00	89.09	89.57	5,869.17	3.98	536.74	536.76	0.00	0.00	0.00	0.00
6,300.00	89.09	89.57	5,870.77	4.73	636.73	636.74	0.00	0.00	0.00	0.00
6,400.00	89.09	89.57	5,872.36	5.47	736.71	736.73	0.00	0.00	0.00	0.00
6,500.00	89.09	89.57	5,873.96	6.21	836.70	836.72	0.00	0.00	0.00	0.00
6,600.00	89.09	89.57	5,875.55	6.95	936.68	936.71	0.00	0.00	0.00	0.00
6,700.00	89.09	89.57	5,877.15	7.69	1,036.66	1,036.69	0.00	0.00	0.00	0.00
6,800.00	89.09	89.57	5,878.74	8.44	1,136.65	1,136.68	0.00	0.00	0.00	0.00
6,900.00	89.09	89.57	5,880.34	9.18	1,236.63	1,236.67	0.00	0.00	0.00	0.00
7,000.00	89.09	89.57	5,881.93	9.92	1,336.62	1,336.65	0.00	0.00	0.00	0.00
7,100.00	89.09	89.57	5,883.53	10.66	1,436.60	1,436.64	0.00	0.00	0.00	0.00
7,200.00	89.09	89.57	5,885.12	11.40	1,536.59	1,536.63	0.00	0.00	0.00	0.00
7,300.00	89.09	89.57	5,886.72	12.14	1,636.57	1,636.62	0.00	0.00	0.00	0.00
7,400.00	89.09	89.57	5,888.31	12.89	1,736.56	1,736.60	0.00	0.00	0.00	0.00
7,500.00	89.09	89.57	5,889.91	13.63	1,836.54	1,836.59	0.00	0.00	0.00	0.00
7,600.00	89.09	89.57	5,891.50	14.37	1,936.53	1,936.58	0.00	0.00	0.00	0.00
7,700.00	89.09	89.57	5,893.10	15.11	2,036.51	2,036.57	0.00	0.00	0.00	0.00
7,800.00	89.09	89.57	5,894.69	15.85	2,136.49	2,136.55	0.00	0.00	0.00	0.00
7,900.00	89.09	89.57	5,896.29	16.60	2,236.48	2,236.54	0.00	0.00	0.00	0.00

<b>Database:</b>	Compass 5000 GCR	<b>Local Co-ordinate Reference:</b>	Well #14H
<b>Company:</b>	Apache Corporation	<b>TVD Reference:</b>	KB: 11' @ 4045.00usft (TBD)
<b>Project:</b>	Eddy County, NM (NAD27 NME)	<b>MD Reference:</b>	KB: 11' @ 4045.00usft (TBD)
<b>Site:</b>	Hummingbird Federal Com	<b>North Reference:</b>	Grid
<b>Well:</b>	#14H	<b>Survey Calculation Method:</b>	Minimum Curvature
<b>Wellbore:</b>	Wellbore #1		
<b>Design:</b>	Plan #2 12-30-14		

Planned Survey										
Measured Depth (usft)	Inclination (°)	Azimuth (°)	Vertical Depth (usft)	+N/-S (usft)	+E/-W (usft)	Vertical Section (usft)	Dogleg Rate (°/100usft)	Build Rate (°/100usft)	Turn Rate (°/100usft)	
8,000.00	89.09	89.57	5,897.88	17.34	2,336.46	2,336.53	0.00	0.00	0.00	
8,100.00	89.09	89.57	5,899.48	18.08	2,436.45	2,436.51	0.00	0.00	0.00	
8,200.00	89.09	89.57	5,901.07	18.82	2,536.43	2,536.50	0.00	0.00	0.00	
8,300.00	89.09	89.57	5,902.67	19.56	2,636.42	2,636.49	0.00	0.00	0.00	
8,400.00	89.09	89.57	5,904.26	20.31	2,736.40	2,736.48	0.00	0.00	0.00	
8,500.00	89.09	89.57	5,905.86	21.05	2,836.39	2,836.46	0.00	0.00	0.00	
8,600.00	89.09	89.57	5,907.45	21.79	2,936.37	2,936.45	0.00	0.00	0.00	
8,700.00	89.09	89.57	5,909.05	22.53	3,036.36	3,036.44	0.00	0.00	0.00	
8,800.00	89.09	89.57	5,910.64	23.27	3,136.34	3,136.43	0.00	0.00	0.00	
8,900.00	89.09	89.57	5,912.24	24.02	3,236.32	3,236.41	0.00	0.00	0.00	
9,000.00	89.09	89.57	5,913.83	24.76	3,336.31	3,336.40	0.00	0.00	0.00	
9,100.00	89.09	89.57	5,915.43	25.50	3,436.29	3,436.39	0.00	0.00	0.00	
9,200.00	89.09	89.57	5,917.02	26.24	3,536.28	3,536.38	0.00	0.00	0.00	
9,300.00	89.09	89.57	5,918.62	26.98	3,636.26	3,636.36	0.00	0.00	0.00	
9,400.00	89.09	89.57	5,920.21	27.73	3,736.25	3,736.35	0.00	0.00	0.00	
9,500.00	89.09	89.57	5,921.81	28.47	3,836.23	3,836.34	0.00	0.00	0.00	
9,600.00	89.09	89.57	5,923.40	29.21	3,936.22	3,936.32	0.00	0.00	0.00	
9,700.00	89.09	89.57	5,925.00	29.95	4,036.20	4,036.31	0.00	0.00	0.00	
9,800.00	89.09	89.57	5,926.59	30.69	4,136.18	4,136.30	0.00	0.00	0.00	
9,900.00	89.09	89.57	5,928.19	31.44	4,236.17	4,236.29	0.00	0.00	0.00	
10,000.00	89.09	89.57	5,929.79	32.18	4,336.15	4,336.27	0.00	0.00	0.00	
10,100.00	89.09	89.57	5,931.38	32.92	4,436.14	4,436.26	0.00	0.00	0.00	
10,200.00	89.09	89.57	5,932.98	33.66	4,536.12	4,536.25	0.00	0.00	0.00	
10,300.00	89.09	89.57	5,934.57	34.40	4,636.11	4,636.24	0.00	0.00	0.00	
10,400.00	89.09	89.57	5,936.17	35.15	4,736.09	4,736.22	0.00	0.00	0.00	
10,500.00	89.09	89.57	5,937.76	35.89	4,836.08	4,836.21	0.00	0.00	0.00	
10,515.03	89.09	89.57	5,938.00	36.00	4,851.10	4,851.23	0.00	0.00	0.00	

TD at 10515.03' MD

Design Targets										
Target Name	Dip Angle (°)	Dip Dir. (°)	TVD (usft)	+N/-S (usft)	+E/-W (usft)	Northing (usft)	Easting (usft)	Latitude	Longitude	
BHL HFC #14H v2	0.00	0.00	5,938.00	36.00	4,851.10	680,027.90	659,118.30	32° 52' 6.26060 N	103° 48' 54.35642 W	
- hit/miss target										
- Shape										
- Point										

<b>Database:</b>	Compass 5000 GCR	<b>Local Co-ordinate Reference:</b>	Well #14H
<b>Company:</b>	Apache Corporation	<b>TVD Reference:</b>	KB: 11' @ 4045.00usft (TBD)
<b>Project:</b>	Eddy County, NM (NAD27 NME)	<b>MD Reference:</b>	KB: 11' @ 4045.00usft (TBD)
<b>Site:</b>	Hummingbird Federal Com	<b>North Reference:</b>	Grid
<b>Well:</b>	#14H	<b>Survey Calculation Method:</b>	Minimum Curvature
<b>Wellbore:</b>	Wellbore #1		
<b>Design:</b>	Plan #2 12-30-14		

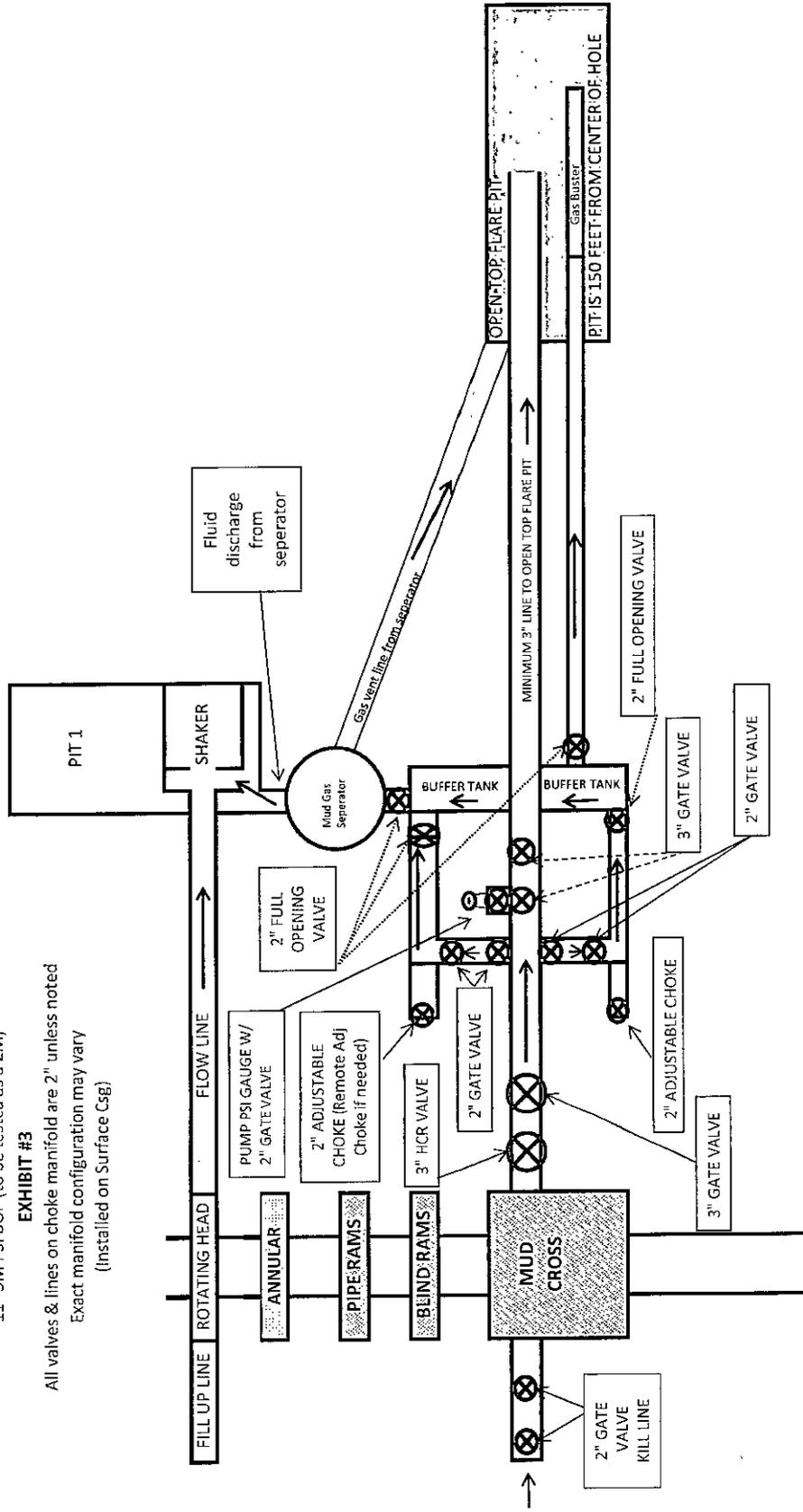
Formations					
Measured Depth (usft)	Vertical Depth (usft)	Name	Lithology	Dip (°)	Dip Direction (°)
737.00	737.00	Rustler		0.91	89.57
1,488.00	1,488.00	T/ Salt		0.91	89.57
1,953.00	1,953.00	B/Salt		0.91	89.57
2,100.00	2,100.00	Yates		0.91	89.57
2,390.00	2,390.00	Seven Rivers		0.91	89.57
3,015.00	3,015.00	Queen		0.91	89.57
3,436.00	3,436.00	Grayburg		0.91	89.57
3,727.00	3,727.00	San Andres		0.91	89.57
5,220.00	5,220.00	Glorieta		0.91	89.57
5,278.00	5,278.00	Yeso (Paddock)		0.91	89.57
5,767.00	5,729.24	Blinberry		0.91	89.57

Plan Annotations					
Measured Depth (usft)	Vertical Depth (usft)	Local Coordinates		Comment	
		+N/-S (usft)	+E/-W (usft)		
5,390.70	5,390.70	0.00	0.00	KOP, Start 12°/100' Build	
6,133.08	5,868.10	3.49	469.83	LP, 88.5° Inc, 89.57° Azm - Start hold	
10,515.03	5,938.00	36.00	4,851.10	TD at 10515.03' MD	

**APACHE BOP AND CHOKE MANIFOLD SCHEMATIC**  
 HUMMINGBIRD FEDERAL COM #13H #14H #15H #16H #17H #18H  
 1.1" 3M PSI BOP (to be tested as a 2M)

**EXHIBIT #3**

All valves & lines on choke manifold are 2" unless noted  
 Exact manifold configuration may vary  
 (Installed on Surface Csg)



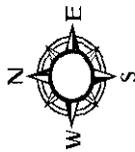
\*\*\* If H2S is encountered in quantities greater than 100ppm, Apache will shut in well & install a remote operated choke \*\*\*



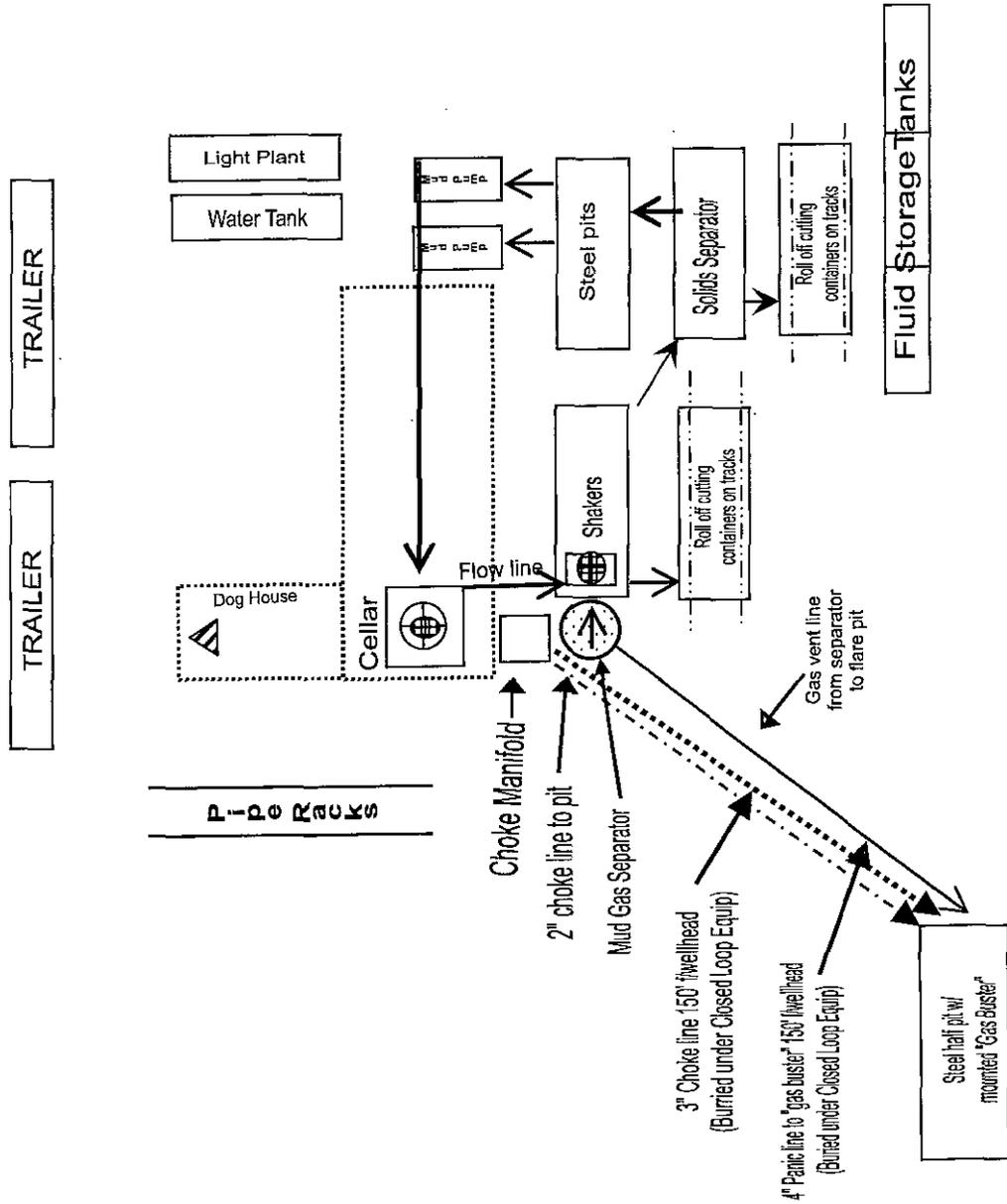
# Closed Loop Equipment Diagram

Exhibit 4

HUMMINGBIRD FEDERAL COM #14H



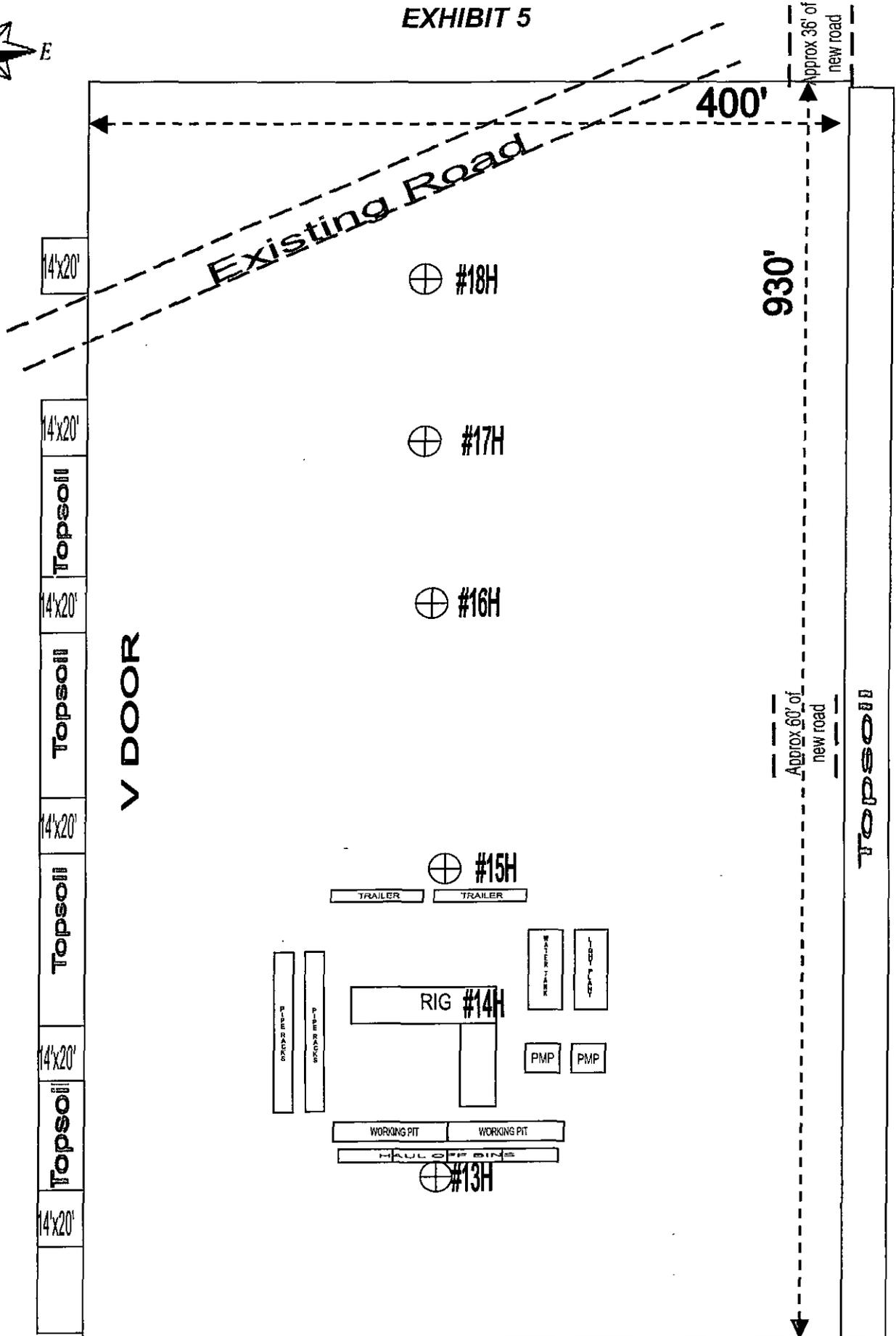
Approx 60' of new road  
North of entire pad



# RIG ORIENTATION & LAYOUT

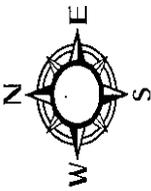
## HUMMINGBIRD FEDERAL COM #13H #14H #15H #16H #17H #18H

### EXHIBIT 5

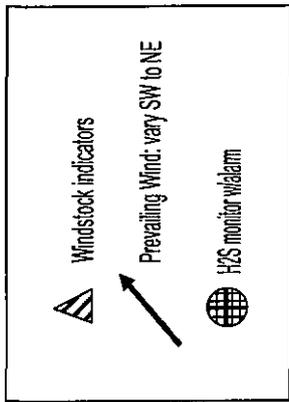




Drilling Location  
H2S Safety Equipment Diagram  
Exhibit 3A



HUMMINGBIRD FEDERAL COM #14H

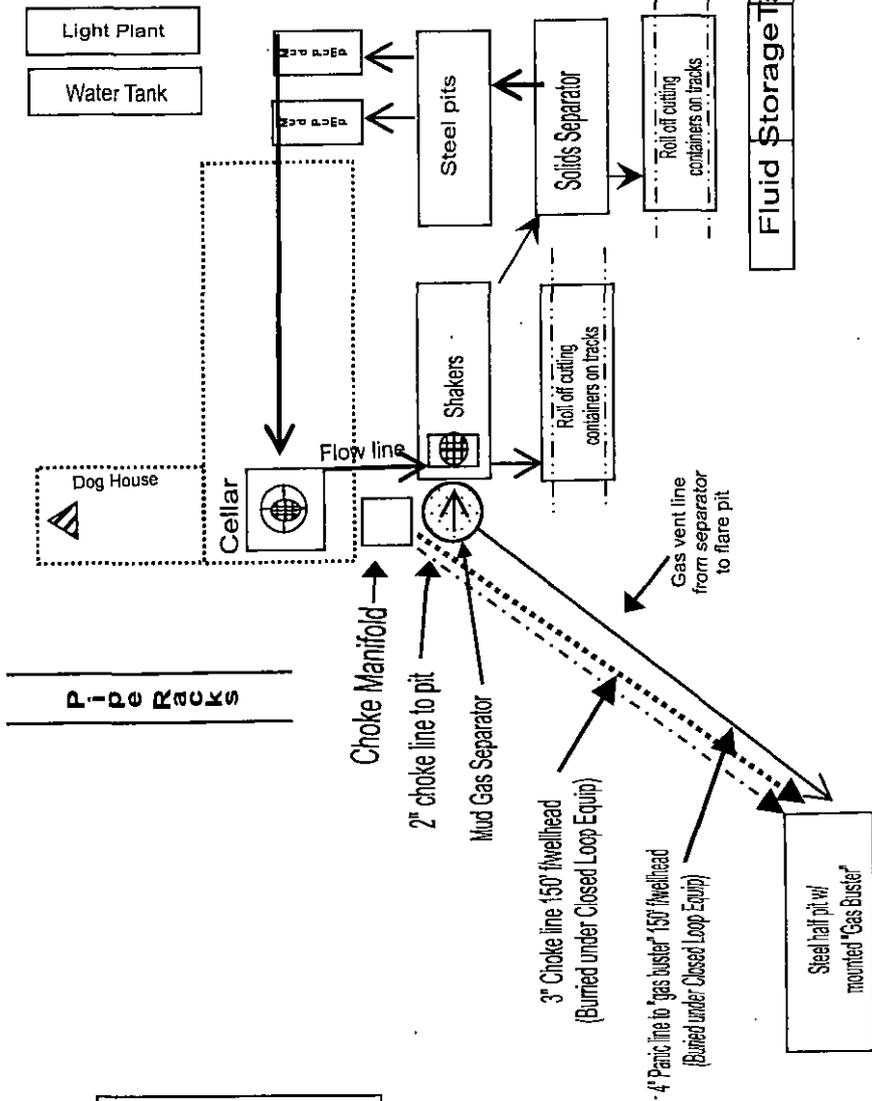


H2S Warning Sign  
~ 200' but no  
more than 500'  
from well location

Approx 60' of new road  
North of entire pad

Primary briefing  
area w/SCBA  
Secondary  
Egress

TRAILER TRAILER



Fluid Storage Tanks

Steel ball pit w/  
mounted "Gas Buster"

# **HYDROGEN SULFIDE (H<sub>2</sub>S) DRILLING OPERATIONS PLAN**

## **Hydrogen Sulfide Training:**

All regularly assigned personnel, contracted or employed by Apache Corporation will receive training from qualified instructor(s) in the following areas prior to commencing drilling possible hydrogen sulfide bearing formations in this well:

- The hazards and characteristics of hydrogen sulfide (H<sub>2</sub>S)
- The proper use and maintenance of personal protective equipment and life support systems.
- The proper use of H<sub>2</sub>S detectors, alarms, warning systems, briefing area, evacuation procedures & prevailing winds.
- The proper techniques for first aid and rescue procedures.

## **Supervisory personnel will be trained in the following areas:**

- The effects of H<sub>2</sub>S on metal components. If high tensile tubulars are to be utilized, personnel will be trained in their special maintenance requirements.
- Corrective action & shut-in procedures when drilling or reworking a well & blowout prevention / well control procedures.
- The contents and requirements of the H<sub>2</sub>S Drilling Operations Plan

There will be an initial training session just prior to encountering a known or probable H<sub>2</sub>S zone (within 3 days or 500') and weekly H<sub>2</sub>S and well control drills for all personnel in each crew. The initial training session shall include a review of the site specific H<sub>2</sub>S Drilling Operations Plan and the Public Protection Plan. This plan shall be available at the well site. All personnel will be required to carry documentation that they have received proper training.

## **H<sub>2</sub>S SAFETY EQUIPMENT AND SYSTEMS:**

### **Well Control Equipment that will be available & installed if H<sub>2</sub>S is encountered:**

- Flare Line with electronic igniter or continuous pilot.
- Choke manifold with a minimum of one remote choke.
- Blind rams & pipe rams to accommodate all pipe sizes with properly sized closing unit.
- Auxiliary equipment to include: annular preventer, mud-gas separator, rotating head & flare gun with flares

### **Protective Equipment for Essential Personnel:**

- Mark II Survive-air 30 minute units located in dog house & at briefing areas, as indicated on wellsite diagram.

### **H<sub>2</sub>S Detection and Monitoring Equipment:**

- Two portable H<sub>2</sub>S monitors positioned on location for best coverage & response. These units have warning lights & audible sirens when H<sub>2</sub>S levels of 20 ppm are reached.
- One portable H<sub>2</sub>S monitor positioned near flare line.

### **H<sub>2</sub>S Visual Warning Systems:**

- Wind direction indicators are shown on wellsite diagram.
- Caution / Danger signs shall be posted on roads providing direct access to location. Signs will be painted a high visibility yellow with black lettering of sufficient size to be readable at a reasonable distance from the immediate location. Bilingual signs will be used when appropriate.

### **Mud Program:**

- The Mud Program has been designed to minimize the volume of H<sub>2</sub>S circulated to the surface. Proper mud weights, safe drilling practices & the use of H<sub>2</sub>S scavengers will minimize hazards when penetrating H<sub>2</sub>S bearing zones.
- A mud-gas separator and H<sub>2</sub>S gas buster will be utilized as needed.

### **Metallurgy:**

- All drill strings, casing, tubing, wellhead, blowout preventers, drilling spool, kill lines, choke manifold & lines, & valves will be suitable for H<sub>2</sub>S service.
- All elastomers used for packing & seals shall be H<sub>2</sub>S trim.

### **Communication:**

- Cellular telephone and 2-way radio communications in company vehicles, rig floor and mud logging trailer.

# HYDROGEN SULFIDE (H<sub>2</sub>S) CONTINGENCY PLAN

**Assumed 100 ppm ROE = 3000'**

100 ppm H<sub>2</sub>S concentration shall trigger activation of this plan.

## Emergency Procedures

In the event of a release of gas containing H<sub>2</sub>S, the first responder(s) must

- Isolate the area and prevent entry by other persons into the 100 ppm ROE.
- Evacuate any public places encompassed by the 100 ppm ROE.
- Be equipped with H<sub>2</sub>S monitors and air packs in order to control the release.
- Use the "buddy system" to ensure no injuries occur during the response
- Take precautions to avoid personal injury during this operation.
- Contact operators and/or local officials to aid in operation. See list of phone numbers attached.
- Have received training in the :
  - Detection of H<sub>2</sub>S, and
  - Measures for protection against the gas,
  - Equipment used for protection and emergency response.

## Ignition of Gas source

Should control of the well be considered lost and ignition considered, take care to protect against exposure to Sulfur Dioxide (SO<sub>2</sub>). Intentional ignition must be coordinated with the NMOCD and local officials. Additionally the NM State Police may become involved. NM State Police shall be the Incident Command on scene of any major release. Take care to protect downwind whenever this is an ignition of the gas.

## **Characteristics of H<sub>2</sub>S and SO<sub>2</sub>**

Common Name	Chemical Formula	Specific Gravity	Threshold Limit	Hazardous Limit	Lethal Concentration
Hydrogen Sulfide	H <sub>2</sub> S	1.189 Air = 1	10 ppm	100 ppm/hr	600 ppm
Sulfur Dioxide	SO <sub>2</sub>	2.21 Air = 1	2 ppm	N/A	1000 ppm

## **Contacting Authorities**

Apache Corporation personnel must liaison with local and state agencies to ensure a proper response to a major release. Additionally, the OCD must be notified of the release as soon as possible but no later than 4 hours. Agencies will ask for information such as type and volume of release, wind direction, location of release, etc. Be prepared with all information available including directions to site. The following call list of essential and potential responders has been prepared for use during a release. Apache's response must be in coordination with the State of New Mexico's "Hazardous Materials Emergency Response Plan" (HMER).

# WELL CONTROL EMERGENCY RESPONSE PLAN

## I. GENERAL PHILOSOPHY

Our objective is to ensure that during an emergency, a predetermined procedure is followed so that prompt decisions can be made based on accurate information.

The best way to handle an emergency is with an experienced organization set up for the sole purpose of solving the problem. The *Well Control Emergency Response Team* was organized to handle dangerous & expensive well control problems. The *Team* is structured such that each individual can contribute the most from his area of expertise. Key decision-makers are determined prior to an emergency to avoid confusion about who is in charge.

If the well is flowing uncontrolled at the surface or subsurface, *The Emergency Response Team* will be mobilized. The *Team* is customized for the people currently on the Apache staff. Staff changes may require a change in the plan.

## II. EMERGENCY PROCEDURE ON DRILLING OR COMPLETION OPERATIONS

- A. In the event of an emergency the *Drilling Foreman* or *Tool-Pusher* will immediately contact only one of the following starting with the first name listed:

Name	Office	Mobile	Home
Danny Laman – Drlg Superintendent	432-818-1022	432-634-0288	
Tim Orsak – Drilling Engineer	432-818-1630	432-634-4471	
Bobby Smith – Drilling Manager	432-818-1020	432-556-7701	
Bill Jones – EH&S Coordinator		432-967-9576	

*\*\*This one phone call will free the Drilling Foreman to devote his full time to securing the safety of personnel & equipment. This call will initiate the process to mobilize the Well Control Emergency Response Team. Apache maintains an Emergency Telephone Conference Room in the Houston office. This room is available for us by the Permian Region. The room has 50 separate telephone lines.*

- B. The Apache employee contacted by the *Drilling Foreman* will begin contacting the rest of the *Team*. If **DANNY LAMAN** is out of contact, **TIM ORSAK** will be notified.
- C. If a member of the *Emergency Response Team* is away from the job, he must be available for call back. Telephone numbers should be left with secretaries or a key decision-maker.
- D. Apache's reporting procedure for spills or releases of oil or hazardous materials will be implemented when spills or releases have occurred or are probable.

### EMERGENCY RESPONSE NUMBERS:

<b>SHERIFF DEPARTMENT</b>	
Eddy County	575-887-7551
Lea County	575-396-3611
<b>FIRE DEPARTMENT</b>	
	911
Artesia	575-746-5050
Carlsbad	575-885-2111
Eunice	575-394-2111
Hobbs	575-397-9308
Jal	575-395-2221
Lovington	575-396-2359
<b>HOSPITALS</b>	
	911
Artesia Medical Emergency	575-746-5050
Carlsbad Medical Emergency	575-885-2111
Eunice Medical Emergency	575-394-2112
Hobbs Medical Emergency	575-397-9308
Jal Medical Emergency	575-395-2221
Lovington Medical Emergency	575-396-2359
<b>AGENT NOTIFICATIONS</b>	
Bureau of Land Management	575-393-3612
New Mexico Oil Conservation Division	575-393-6161

## **EXHIBIT #7**

# **WARNING**

**YOU ARE ENTERING AN H2S AREA  
AUTHORIZED PERSONNEL ONLY**

- 1. BEARDS OR CONTACT LENSES NOT ALLOWED**
- 2. HARD HATS REQUIRED**
- 3. SMOKING DESIGNATED AREAS ONLY**
- 4. BE WIND CONSCIOUS AT ALL TIMES**
- 5. CHECK WITH APACHE CORPORATION**

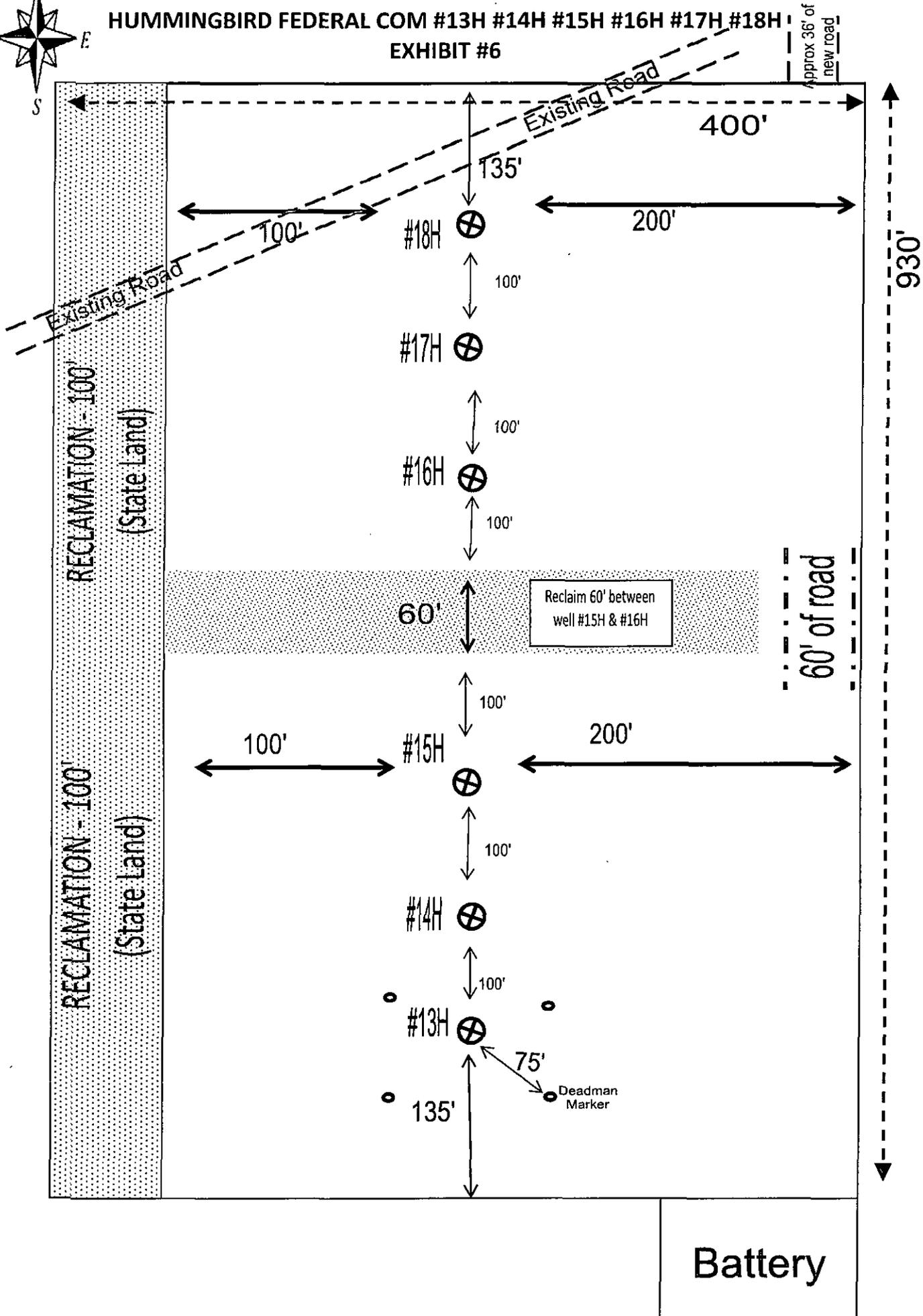
**APACHE CORPORATION**

**1-888-257-6840**

# INTERIM RECLAMATION LAYOUT

HUMMINGBIRD FEDERAL COM #13H #14H #15H #16H #17H #18H

EXHIBIT #6



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# Surface Use Plan of Operations

## Introduction

The following surface use plan of operations will be followed and carried out once the APD is approved. No other disturbance will be created other than what was submitted in this surface use plan. If any other surface disturbance is needed after the APD is approved, a BLM approved sundry notice or right of way application will be acquired prior to any new surface disturbance.

Before any surface disturbance is created, stakes or flagging will be installed to mark boundaries of permitted areas of disturbance, including soils storage areas. As necessary, slope, grade, and other construction control stakes will be placed to ensure construction in accordance with the surface use plan. All boundary markers will be maintained in place until final construction cleanup is completed. If disturbance boundary markers are disturbed or knocked down, they will be replaced before construction proceeds.

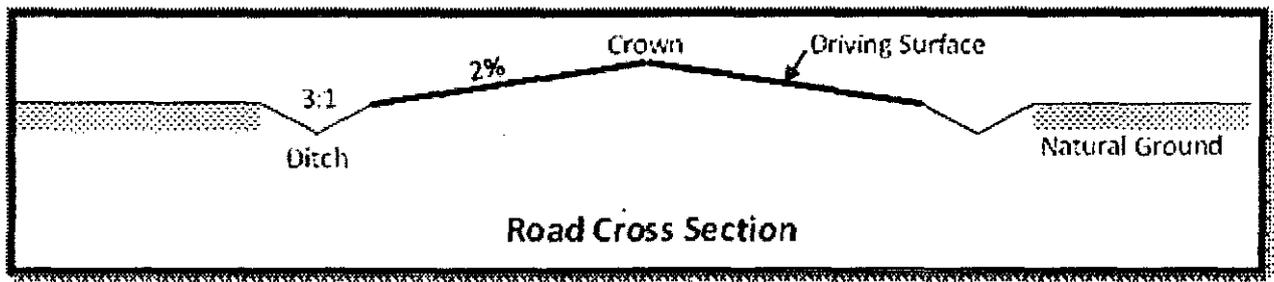
If terms and conditions are attached to the approved APD and amend any of the proposed actions in this surface use plan, we will adhere to the terms and conditions.

## 1. Existing Roads

- a. The existing access road route to the proposed project is depicted on EXHIBIT 1. Improvements to the driving surface will be done where necessary. No new surface disturbance will be done, unless otherwise noted in the New or Reconstructed Access Roads section of this surface use plan..
- b. The existing access road route to the proposed project does not cross lease or unit boundaries, so a BLM right-of-way grant will not be acquired for this proposed road route.
- c. The operator will improve or maintain existing roads in a condition the same as or better than before operations begin. The operator will repair pot holes, clear ditches, repair the crown, etc. All existing structures on the entire access route such as cattleguards, other range improvement projects, culverts, etc. will be properly repaired or replaced if they are damaged or have deteriorated beyond practical use.
- d. We will prevent and abate fugitive dust as needed, whether created by vehicular traffic, equipment operations, or wind events. BLM written approval will be acquired before application of surfactants, binding agents, or other dust suppression chemicals on roadways.

## 2. New or Reconstructed Access Roads

- a. An access road will be needed for this proposed project. See the survey plat for the location of the access road.
- b. The length of access road needed to be constructed for this proposed project is about 60 feet.
- c. The maximum driving width of the access road will be 14 feet. The maximum width of surface disturbance when constructing the access road will not exceed 25 feet. All areas outside of the driving surface will be revegetated.
- d. The access road will be constructed with 6 inches of compacted ROLLED & COMPACTED CALICHE.
- e. When the road travels on fairly level ground, the road will be crowned and ditched with a 2% slope from the tip of the road crown to the edge of the driving surface. The ditches will be 3 feet wide with 3:1 slopes. See Road Cross Section diagram below.



- f. The access road will be constructed with a ditch on each side of the road.
- g. The maximum grade for the access road will be 2 percent.
- h. No turnouts will be constructed on the proposed access road.
- i. No cattleguards will be installed for this proposed access road.
- j. No BLM right-of-way grant is needed for the construction of this access road.
- k. No culverts will be constructed for this proposed access road.
- l. No low water crossings will be constructed for the access road.
- m. Since the access road is on level ground, no lead-off ditches will be constructed for the proposed access road.
- n. Newly constructed or reconstructed roads, on surface under the jurisdiction of the Bureau of Land Management, will be constructed as outlined in the BLM "Gold Book" and to meet the standards of the anticipated traffic flow and all anticipated weather requirements as needed. Construction will include ditching, draining, crowning and capping or sloping and dipping the roadbed as necessary to provide a well-constructed and safe road.

### 3. Location of Existing Wells

- a. EXHIBIT 2 of the APD depicts all known wells within a one mile radius of the proposed well.
- b. There is no other information regarding wells within a one mile radius.

### 4. Location of Existing and/or Proposed Production Facilities

- a. All permanent, lasting more than 6 months, above ground structures including but not limited to pumpjacks, storage tanks, barrels, pipeline risers, meter housing, etc. that are not subject to safety requirements will be painted a non-reflective paint color, Shale Green, from the BLM Standard Environmental Colors chart, unless another color is required in the APD Conditions of Approval.
- b. If any type of production facilities are located on the well pad, they will be strategically placed to allow for maximum interim reclamation, recontouring, and revegetation of the well location.
- c. A production facility is proposed to be installed on the proposed well location. Production from the well will be processed on site in the production facility. EXHIBIT 1A depicts the location of the production facilities as they relate to the well and well pad.
- d. The proposed production facility will have a secondary containment structure that is constructed to hold the capacity of 1-1/2 times the largest tank, plus freeboard to account for precipitation, unless more stringent protective requirements are deemed necessary.
- e. EXHIBIT 1B depicts the production facility as well.

**If any plans change regarding the production facility or other infrastructure (pipeline, electric line, etc.), we will submit a sundry notice or right of way (if applicable) prior to installation or construction.**

### **Additional Pipeline(s)**

We propose to install 4 additional pipeline(s):

1. Surface WATER pipeline:

a. We plan to install a 4 inch surface POLYETHYLENE pipeline from HUMMINGBIRD FEDERAL COM #12 BATTERY to HUMMINGBIRD FEDERAL COM #1 BATTERY. The proposed length of the pipeline will be 2316 feet. The working pressure of the pipeline will be 125 psi or less. The pipeline will transport WATER. If the pipeline route follows an existing road or buried pipeline right-of-way, the surface pipeline will be installed no farther than 10 feet from the edge of the road or buried pipeline right-of-way. If existing surface pipelines prevent this distance, the proposed surface pipeline will be installed immediately adjacent to the outer surface pipeline. All construction and maintenance activity will be confined to existing roads or right-of-ways.

b. EXHIBIT 1B & 1C depicts the proposed WATER pipeline route.

c. Since the proposed pipeline crosses lease boundaries, a right of way grant will be acquired prior to installation of the proposed pipeline.

2. Surface WATER pipeline:

a. We plan to install a 4 inch surface POLYETHYLENE pipeline from HUMMINGBIRD FEDERAL COM #12 BATTERY to HUMMINGBIRD FEDERAL COM #1 BATTERY. The proposed length of the pipeline will be 2316 feet. The working pressure of the pipeline will be 125 psi or less. The pipeline will transport WATER. If the pipeline route follows an existing road or buried pipeline right-of-way, the surface pipeline will be installed no farther than 10 feet from the edge of the road or buried pipeline right-of-way. If existing surface pipelines prevent this distance, the proposed surface pipeline will be installed immediately adjacent to the outer surface pipeline. All construction and maintenance activity will be confined to existing roads or right-of-ways.

b. EXHIBIT 1B & 1C depicts the proposed WATER pipeline route.

c. Since the proposed pipeline crosses lease boundaries, a right of way grant will be acquired prior to installation of the proposed pipeline.

3. Surface WATER pipeline:

a. We plan to install a 4 inch surface POLYETHYLENE pipeline from HUMMINGBIRD FEDERAL COM #12 BATTERY to HUMMINGBIRD FEDERAL COM #1 BATTERY. The proposed length of the pipeline will be 2316 feet. The working pressure of the pipeline will be 125 psi or less. The pipeline will transport WATER. If the pipeline route follows an existing road or buried pipeline right-of-way, the surface pipeline will be installed no farther than 10 feet from the edge of the road or buried pipeline right-of-way. If existing surface pipelines prevent this distance, the proposed surface pipeline will be installed immediately adjacent to the outer surface pipeline. All construction and maintenance activity will be confined to existing roads or right-of-ways.

b. EXHIBIT 1B & 1C depicts the proposed WATER pipeline route.

- c. Since the proposed pipeline crosses lease boundaries, a right of way grant will be acquired prior to installation of the proposed pipeline.
4. Surface WATER pipeline:
  - a. We plan to install a 4 inch surface POLYETHYLENE pipeline from HUMMINGBIRD FEDERAL COM #12 BATTERY to HUMMINGBIRD FEDERAL COM #1 BATTERY. The proposed length of the pipeline will be 2316 feet. The working pressure of the pipeline will be 125 psi or less. The pipeline will transport WATER. If the pipeline route follows an existing road or buried pipeline right-of-way, the surface pipeline will be installed no farther than 10 feet from the edge of the road or buried pipeline right-of-way. If existing surface pipelines prevent this distance, the proposed surface pipeline will be installed immediately adjacent to the outer surface pipeline. All construction and maintenance activity will be confined to existing roads or right-of-ways.
  - b. EXHIBIT 1B & 1C depicts the proposed WATER pipeline route.
  - c. Since the proposed pipeline crosses lease boundaries, a right of way grant will be acquired prior to installation of the proposed pipeline.

#### **Electric Line(s)**

- a. We plan to install an overhead electric line for the proposed well. The proposed length of the electric line will be 4475 feet. EXHIBIT 1C depicts the location of the proposed electric line route. The electric line will be constructed to provide protection from raptor electrocution.
- b. The proposed electric line does not cross lease boundaries, so a right of way grant will not need to be acquired from the BLM.

### **5. Location and Types of Water**

- a. The source and location of the water supply are as follows: ALL WATER\_ FRESH OR OTHERWISE\_ WILL BE PURCHASED FROM A COMMERCIAL SOURCE & TRUCKED TO THE LOCATION VIA EXISTING OR PROPOSED ACCESS ROADS NO WATER SOURCE WELLS WILL BE DRILLED & NO SURFACE WATER WILL BE UTILIZED.
- b. The operator will use established or constructed oil and gas roads to transport water to the well site. The operator will try to utilize the identified access route in the surface use plan.

### **6. Construction Material**

- a. CALICHE WILL BE HAULED/TRUCKED FROM A BLM APPROVED PIT. NO SURFACE MATERIALS WILL BE DISTRIBUTED EXCEPT THOSE NECESSARY FOR ACTUAL GRADING & CONSTRUCTION OF THE DRILL SITE & ACCESS ROAD.

### **7. Methods for Handling Waste**

- a. Drilling fluids and produced oil and water from the well during drilling and completion operations will be stored safely and disposed of properly in an NMOCD approved disposal facility.
- b. Garbage and trash produced during drilling and completion operations will be collected in a trash container and disposed of properly at a state approved disposal facility. All trash on and around the well site will be collected for disposal.
- c. Human waste and grey water will be properly contained and disposed of properly at a state approved disposal facility.
- d. After drilling and completion operations, trash, chemicals, salts, frac sand and other waste material will be

removed and disposed of properly at a state approved disposal facility.

e. The well will be drilled utilizing a closed loop system. Drill cutting will be properly disposed of into steel tanks and taken to an NMOCD approved disposal facility.

## 8. Ancillary Facilities

a. No ancillary facilities will be needed for this proposed project.

## 9. Well Site Layout

a. The following information is presented in the well site survey plat or diagram:

- i. reasonable scale (near 1":50')
- ii. well pad dimensions
- iii. well pad orientation
- iv. drilling rig components
- v. proposed access road
- vi. elevations of all points
- vii. topsoil stockpile
- viii. reserve pit location/dimensions if applicable
- ix. other disturbances needed (flare pit, stinger, frac farm pad, etc.)
- x. existing structures within the 600' x 600' archaeological surveyed area (pipelines, electric lines, well pads, etc.)

b. The proposed drilling pad was staked and surveyed by a professional surveyor. The attached survey plat of the well site depicts the drilling pad layout as staked.

c. A title of a well site diagram is EXHIBIT 5. This diagram depicts the RIG ORIENTATION & LAYOUT.

d. Topsoil Salvaging

i. Grass, forbs, and small woody vegetation, such as mesquite will be excavated as the topsoil is removed. Large woody vegetation will be stripped and stored separately and respread evenly on the site following topsoil respreading. Topsoil depth is defined as the top layer of soil that contains 80% of the roots. In areas to be heavily disturbed, the top 6 inches of soil material, will be stripped and stockpiled on the perimeter of the well location and along the perimeter of the access road to control run-on and run-off, to keep topsoil viable, and to make redistribution of topsoil more efficient during interim reclamation. Stockpiled topsoil should include vegetative material. Topsoil will be clearly segregated and stored separately from subsoils. Contaminated soil will not be stockpiled, but properly treated and handled prior to topsoil salvaging.

## 10. Plans for Surface Reclamation

### Reclamation Objectives

i. The objective of interim reclamation is to restore vegetative cover and a portion of the landform sufficient to maintain healthy, biologically active topsoil; control erosion; and minimize habitat and forage loss, visual impact, and weed infestation, during the life of the well or facilities.

ii. The long-term objective of final reclamation is to return the land to a condition similar to what existed prior to disturbance. This includes restoration of the landform and natural vegetative community, hydrologic systems, visual resources, and wildlife habitats. To ensure that the long-term objective will be reached through human and natural processes, actions will be taken to ensure standards are met for site stability,

visual quality, hydrological functioning, and vegetative productivity.

iii. The BLM will be notified at least 3 days prior to commencement of any reclamation procedures.

iv. *If circumstances allow, interim reclamation and/or final reclamation actions will be completed no later than 6 months from when the final well on the location has been completed or plugged. We will gain written permission from the BLM if more time is needed.*

v. Interim reclamation will be performed on the well site after the well is drilled and completed. EXHIBIT 6 depicts the location and dimensions of the planned interim reclamation for the well site.

#### **Interim Reclamation Procedures (If performed)**

1. Within 30 days of well completion, the well location and surrounding areas will be cleared of, and maintained free of, all materials, trash, and equipment not required for production.
2. In areas planned for interim reclamation, all the surfacing material will be removed and returned to the original mineral pit or recycled to repair or build roads and well pads.
3. The areas planned for interim reclamation will then be recontoured to the original contour if feasible, *or if not feasible, to an interim contour that blends with the surrounding topography as much as possible.* Where applicable, the fill material of the well pad will be backfilled into the cut to bring the area back to the original contour. The interim cut and fill slopes prior to re-seeding will not be steeper than a 3:1 ratio, unless the adjacent native topography is steeper. Note: Constructed slopes may be much steeper during drilling, but will be recontoured to the above ratios during interim reclamation.
4. Topsoil will be evenly respread and aggressively revegetated over the entire disturbed area not needed for all-weather operations including cuts & fills. To seed the area, the proper BLM seed mixture, free of noxious weeds, will be used. Final seedbed preparation will consist of contour cultivating to a depth of 4 to 6 inches within 24 hours prior to seeding, dozer tracking, or other imprinting in order to break the soil crust and create seed germination micro-sites.
5. Proper erosion control methods will be used on the area to control erosion, runoff and siltation of the surrounding area.
6. The interim reclamation will be monitored periodically to ensure that vegetation has reestablished and that erosion is controlled.

#### **Final Reclamation (well pad, buried pipelines, etc.)**

1. Prior to final reclamation procedures, the well pad, road, and surrounding area will be cleared of material, trash, and equipment.
2. All surfacing material will be removed and returned to the original mineral pit or recycled to repair or build roads and well pads.
3. All disturbed areas, including roads, pipelines, pads, production facilities, and interim reclaimed areas will be recontoured to the contour existing prior to initial construction or a contour that blends indistinguishably with the surrounding landscape. Topsoil that was spread over the interim reclamation areas will be stockpiled prior to recontouring. The topsoil will be redistributed evenly over the entire disturbed site to ensure successful revegetation.
4. After all the disturbed areas have been properly prepared, the areas will be seeded with the proper BLM seed mixture, free of noxious weeds. Final seedbed preparation will consist of contour cultivating to a depth of 4 to 6 inches within 24 hours prior to seeding, dozer tracking, or other imprinting in order

to break the soil crust and create seed germination micro-sites.

5. Proper erosion control methods will be used on the entire area to control erosion, runoff and siltation of the surrounding area.
6. All unused equipment and structures including pipelines, electric line poles, tanks, etc. that serviced the well will be removed.
7. All reclaimed areas will be monitored periodically to ensure that revegetation occurs, that the area is not redisturbed, and that erosion is controlled.

## 11. Surface Ownership

- a. The surface ownership of the proposed project is FEDERAL.

## 12. Other Information

a. ONSITE BY JESSE RICE ON 7/25/13 AND ANOTHER ONSITE BY JEFFERY ROBERTSON ON 5/14/15. PRODUCTION LINES: IN THE EVENT THIS WELL IS PRODUCTIVE, A DITCH, APPROX 4 FOOT WIDE, WILL BE TRENCHED FROM THE WELL TO THE BATTERY HEADER, TO INSTALL A NEW 4" POLYETHYLENE BURIED 500PSI PIPELINE. BATTERY WILL BE LOCATED ON THE WELL PAD. FOUR 4" SURFACE WATER TRANSFER LINES ARE BEING APPLIED FOR ON THIS APD TO TRANSFER WATER FROM THE HUMMINGBIRD FEDERAL COM #12 BATTERY TO THE HUMMINGBIRD FEDERAL COM #1 BATTERY (125 PSI, POLY, NUPI HDPE)\*\*\* PLEASE NOTE: APACHE WILL PERF 330' FROM LEASE LINE TO BE IN COMPLIANCE\*\*\* OPERATOR REP: DANNY LAMAN, DRLG SUP, 432-818-1022 OR 432-634-0288; OPERATOR PRODUCTION REP: CRIAG MAXWELL, 575-393-7106 OR 575-441-2568.

## 13. Maps and Diagrams

- EXHIBIT 1 - Existing Road
- EXHIBIT 2 - Wells Within One Mile
- EXHIBIT 1A - Production Facilities Diagram
- EXHIBIT 1C - Additional Production Facilities Diagram
- EXHIBIT 1B & 1C - WATER Pipeline
- EXHIBIT 1C - Electric Line
- EXHIBIT 5 - Well Site Diagram
- EXHIBIT 6 - Interim Reclamation

# PECOS DISTRICT CONDITIONS OF APPROVAL

<b>OPERATOR'S NAME:</b>	Apache Corporation
<b>LEASE NO.:</b>	NMLC-031844
<b>WELL NAME &amp; NO.:</b>	Hummingbird Federal Com 14H
<b>SURFACE HOLE FOOTAGE:</b>	0890' FNL & 0100' FWL
<b>BOTTOM HOLE FOOTAGE:</b>	0890' FNL & 0330' FEL
<b>LOCATION:</b>	Section 01, T. 17 S., R 31 E., NMPM
<b>COUNTY:</b>	Eddy County, New Mexico

## TABLE OF CONTENTS

Standard Conditions of Approval (COA) apply to this APD. If any deviations to these standards exist or special COAs are required, the section with the deviation or requirement will be checked below.

- General Provisions**
- Permit Expiration**
- Archaeology, Paleontology, and Historical Sites**
- Noxious Weeds**
- Special Requirements**
  - Communitization Agreement
  - Lesser Prairie-Chicken Timing Stipulations
  - Below Ground-level Abandoned Well Marker
  - Dunes Sagebrush Lizard Monitor Trenching Stipulation
- Construction**
  - Notification
  - Topsoil
  - Closed Loop System
  - Federal Mineral Material Pits
  - Well Pads
  - Roads
- Road Section Diagram**
- Drilling**
  - Cement Requirements
  - H2S Requirements
  - Logging Requirements
  - Waste Material and Fluids
- Production (Post Drilling)**
  - Well Structures & Facilities
  - Pipelines
  - Electric Lines
- Interim Reclamation**
- Final Abandonment & Reclamation**

## **I. GENERAL PROVISIONS**

The approval of the Application For Permit To Drill (APD) is in compliance with all applicable laws and regulations: 43 Code of Federal Regulations 3160, the lease terms, Onshore Oil and Gas Orders, Notices To Lessees, New Mexico Oil Conservation Division (NMOCD) Rules, National Historical Preservation Act As Amended, and instructions and orders of the Authorized Officer. Any request for a variance shall be submitted to the Authorized Officer on Form 3160-5, Sundry Notices and Report on Wells.

## **II. PERMIT EXPIRATION**

If the permit terminates prior to drilling and drilling cannot be commenced within 60 days after expiration, an operator is required to submit Form 3160-5, Sundry Notices and Reports on Wells, requesting surface reclamation requirements for any surface disturbance. However, if the operator will be able to initiate drilling within 60 days after the expiration of the permit, the operator must have set the conductor pipe in order to allow for an extension of 60 days beyond the expiration date of the APD. (Filing of a Sundry Notice is required for this 60 day extension.)

## **III. ARCHAEOLOGICAL, PALEONTOLOGY & HISTORICAL SITES**

Any cultural and/or paleontological resource discovered by the operator or by any person working on the operator's behalf shall immediately report such findings to the Authorized Officer. The operator is fully accountable for the actions of their contractors and subcontractors. The operator 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 shall be made by the Authorized Officer to determine the appropriate actions that shall be required to prevent the loss of significant cultural or scientific values of the discovery. The operator shall be held responsible for the cost of the proper mitigation measures that the Authorized Officer assesses after consultation with the operator on the evaluation and decisions of the discovery. Any unauthorized collection or disturbance of cultural or paleontological resources may result in a shutdown order by the Authorized Officer.

## **IV. NOXIOUS WEEDS**

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.

## V. SPECIAL REQUIREMENT(S)

### **Communitization Agreement**

A Communitization Agreement covering the acreage dedicated to this well must be filed for approval with the BLM. The effective date of the agreement shall be prior to any sales. In addition, the well sign shall include the surface and bottom hole lease numbers. If the Communitization Agreement number is known, it shall also be on the sign. If not, it shall be placed on the sign when the sign is replaced.

### **Timing Limitation Stipulation / Condition of Approval for lesser prairie-chicken:**

Oil and gas activities including 3-D geophysical exploration, and drilling 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, 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. Additionally, no new drilling will be allowed within up to 200 meters of leks known at the time of permitting. 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 feet from the source of the noise.

**Ground-level Abandoned Well Marker to avoid raptor perching:** Upon the plugging and subsequent abandonment of the well, the well marker will be installed at ground level on a plate containing the pertinent information for the plugged well. For more installation details, contact the Carlsbad Field Office at 575-234-5972.

This authorization is subject to your Certificate of Participation and/or Certificate of Inclusion under the New Mexico Candidate Conservation Agreement. Because it involves surface disturbing activities covered under your Certificate, your Habitat Conservation Fund Account with the Center of Excellence for Hazardous Materials Management (CEHMM) will be debited according to Exhibit B Part 2 of the Certificate of Participation.

Power lines shall be constructed and designed in accordance to standards outlined in "Suggested Practices for Avian Protection on Power lines: The State of the Art in 2006" Edison Electric Institute, APLIC, and the California Energy Commission 2006. The holder shall assume the burden and expense of proving that pole designs not shown in the above publication deter raptor perching, roosting, and nesting. Such proof shall be provided by a raptor expert approved by the Authorized Officer. The BLM reserves the right to require modification or additions to all power line structures placed on this right-of-way, should they be necessary to ensure the safety of large perching birds. The holder without liability or expense shall make such modifications and/or additions to the United States.

## **Dunes Sagebrush Lizard Monitor Trenching Stipulation**

- Pre-construction contact with a BLM wildlife biologist is required before any ground disturbing activities associated with the project occurs.
- Successful completion of the BLM Trench Stipulation Workshop is required for a non-agency person to be approved as a monitor.
- Any trench left open for (8) hours or less is not required to have escape ramps; however, before the trench is backfilled, an agency approved monitor shall walk the entire length of the open trench and remove all trapped vertebrates. The bottom surface of the trench will be disturbed a minimum of 2 inches in order to arouse any buried vertebrates. All vertebrates will be released a minimum of 100 yards from the trench.
- For trenches left open for eight (8) hours or more the following requirements apply:
  - Earthen escape ramps and/or structures (built at no more than a 30 degree slope and spaced no more than 500 feet apart) shall be placed in the trench. Metal structures will not be authorized. Options will be discussed in detail at the required Trench Stipulation Workshop.
  - One approved monitor shall be required to survey up to three miles of trench between the hours of 11 AM-2 PM. A daily report (consolidate if there is more than one monitor) on the vertebrates found and removed from the trench shall be provided to the BLM (email/fax is acceptable) the following morning.
  - Prior to backfilling of the trench all structures used as escape ramps will be removed and the bottom surface of the trench will be disturbed a minimum of 2 inches in order to arouse any buried vertebrates. All vertebrates will be released a minimum of 100 yards from the trench.
- This stipulation shall apply to the entire length of the project in the DSL habitat polygon regardless of land ownership or CCA/CCAA enrollment status.
- A project closeout will be required within three business days of the completion of the project.

## **VI. CONSTRUCTION**

### **A. NOTIFICATION**

The BLM shall administer compliance and monitor construction of the access road and well pad. Notify the Carlsbad Field Office at (575) 234-5909 at least 3 working days prior to commencing construction of the access road and/or well pad.

When construction operations are being conducted on this well, the operator shall have the approved APD and Conditions of Approval (COA) on the well site and they shall be made available upon request by the Authorized Officer.

### **B. TOPSOIL**

The operator shall strip the top portion of the soil (root zone) from the entire well pad area and stockpile the topsoil along the edge of the well pad as depicted in the APD. The root zone is typically six (6) inches in depth. All the stockpiled topsoil will be redistributed over the interim reclamation areas. Topsoil shall not be used for berming the pad or facilities. For final reclamation, the topsoil shall be spread over the entire pad area for seeding preparation.

Other subsoil (below six inches) stockpiles must be completely segregated from the topsoil stockpile. Large rocks or subsoil clods (not evident in the surrounding terrain) must be buried within the approved area for interim and final reclamation.

### **C. CLOSED LOOP SYSTEM**

Tanks are required for drilling operations: No Pits.

The operator shall properly dispose of drilling contents at an authorized disposal site.

### **D. FEDERAL MINERAL MATERIALS PIT**

Payment shall be made to the BLM prior to removal of any federal mineral materials. Call the Carlsbad Field Office at (575) 234-5972.

### **E. WELL PAD SURFACING**

Surfacing of the well pad is not required.

If the operator elects to surface the well pad, the surfacing material may be required to be removed at the time of reclamation. The well pad shall be constructed in a manner which creates the smallest possible surface disturbance, consistent with safety and operational needs.

## **F. EXCLOSURE FENCING (CELLARS & PITS)**

### **Exclosure Fencing**

The operator will install and maintain exclosure fencing for all open well cellars to prevent access to public, livestock, and large forms of wildlife before and after drilling operations until the pit is free of fluids and the operator initiates backfilling. (For examples of exclosure fencing design, refer to BLM's Oil and Gas Gold Book, Exclosure Fence Illustrations, Figure 1, Page 18.)

## **G. ON LEASE ACCESS ROADS**

### **Road Width**

The access road shall have a driving surface that creates the smallest possible surface disturbance and does not exceed fourteen (14) feet in width. The maximum width of surface disturbance, when constructing the access road, shall not exceed twenty-five (25) feet.

### **Surfacing**

Surfacing material is not required on the new access road driving surface. If the operator elects to surface the new access road or pad, the surfacing material may be required to be removed at the time of reclamation.

Where possible, no improvements should be made on the unsurfaced access road other than to remove vegetation as necessary, road irregularities, safety issues, or to fill low areas that may sustain standing water.

The Authorized Officer reserves the right to require surfacing of any portion of the access road at any time deemed necessary. Surfacing may be required in the event the road deteriorates, erodes, road traffic increases, or it is determined to be beneficial for future field development. The surfacing depth and type of material will be determined at the time of notification.

### **Crowning**

Crowning shall be done on the access road driving surface. The road crown shall have a grade of approximately 2% (i.e., a 1" crown on a 14' wide road). The road shall conform to Figure 1; cross section and plans for typical road construction.

### **Ditching**

Ditching shall be required on both sides of the road.

### **Turnouts**

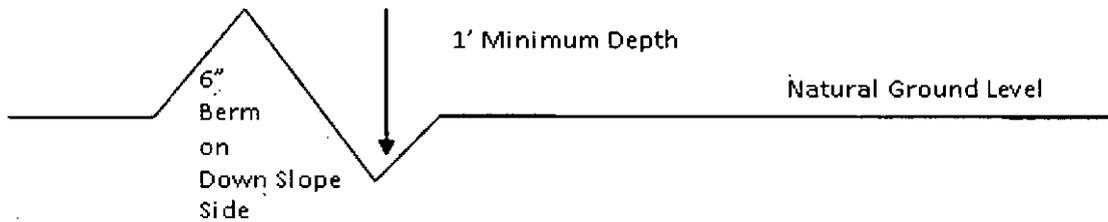
Vehicle turnouts shall be constructed on the road. Turnouts shall be intervisible with interval spacing distance less than 1000 feet. Turnouts shall conform to Figure 1; cross section and plans for typical road construction.

## Drainage

Drainage control systems shall be constructed on the entire length of road (e.g. ditches, sidehill outsloping and insloping, lead-off ditches, culvert installation, and low water crossings).

A typical lead-off ditch has a minimum depth of 1 foot below and a berm of 6 inches above natural ground level. The berm shall be on the down-slope side of the lead-off ditch.

### Cross Section of a Typical Lead-off Ditch



All lead-off ditches shall be graded to drain water with a 1 percent minimum to 3 percent maximum ditch slope. The spacing interval are variable for lead-off ditches and shall be determined according to the formula for spacing intervals of lead-off ditches, but may be amended depending upon existing soil types and centerline road slope (in %);

### Formula for Spacing Interval of Lead-off Ditches

Example - On a 4% road slope that is 400 feet long, the water flow shall drain water into a lead-off ditch. Spacing interval shall be determined by the following formula:

$$400 \text{ foot road with } 4\% \text{ road slope: } \frac{400'}{4\%} + 100' = 200' \text{ lead-off ditch interval}$$

## Cattleguards

An appropriately sized cattleguard sufficient to carry out the project shall be installed and maintained at fence/road crossings. Any existing cattleguards on the access road route shall be repaired or replaced if they are damaged or have deteriorated beyond practical use. The operator shall be responsible for the condition of the existing cattleguards that are in place and are utilized during lease operations.

## Fence Requirement

Where entry is granted across a fence line, the fence shall be braced and tied off on both sides of the passageway prior to cutting. The operator shall notify the private surface landowner or the grazing allotment holder prior to crossing any fences.

## Public Access

Public access on this road shall not be restricted by the operator without specific written approval granted by the Authorized Officer.

**Construction Steps**

1. Salvage topsoil
2. Construct road

3. Redistribute topsoil
4. Revegetate slopes

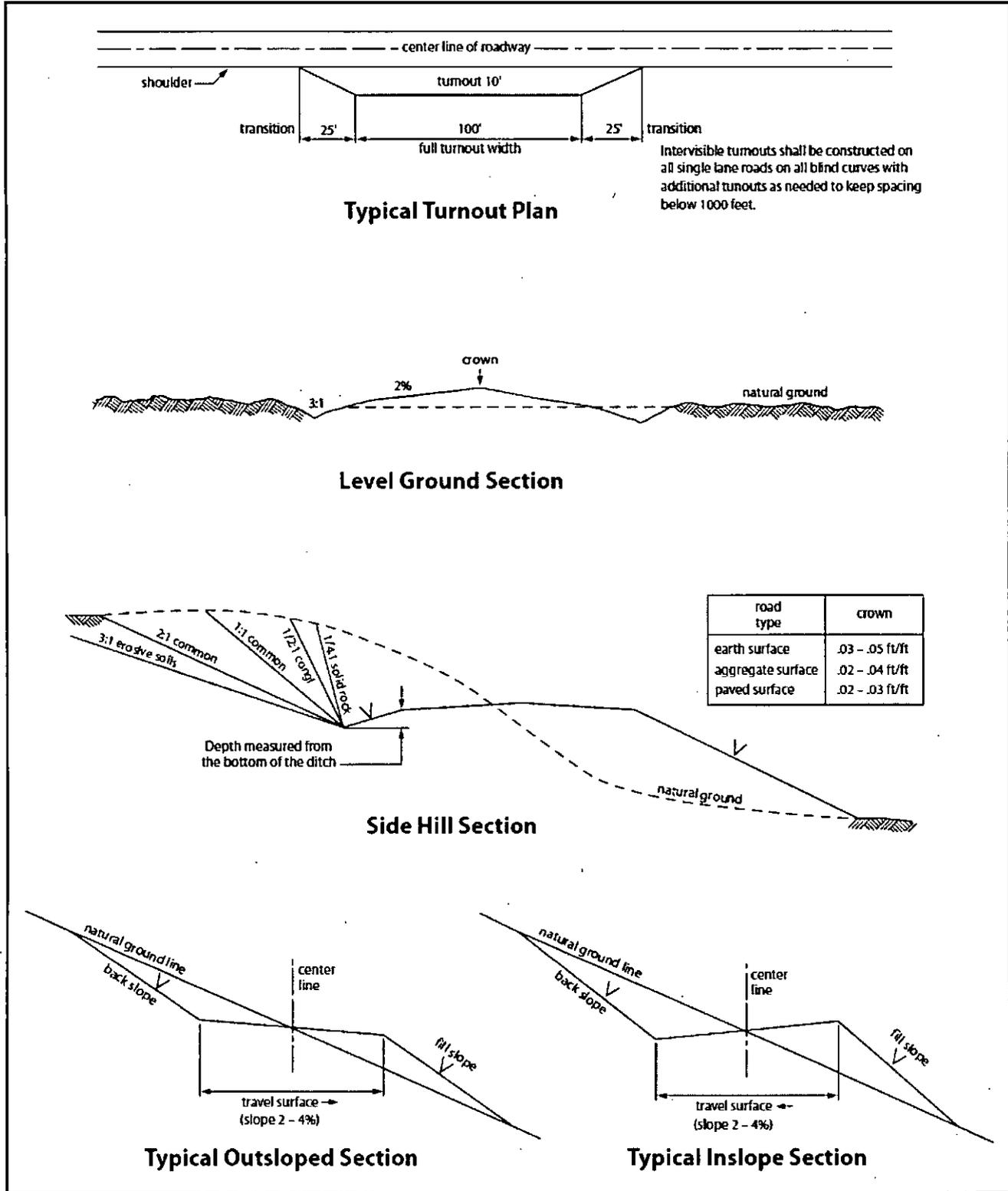


Figure 1. Cross-sections and plans for typical road sections representative of BLM resource or FS local and higher-class roads.

## VII. DRILLING

### A. DRILLING OPERATIONS REQUIREMENTS

The BLM is to be notified in advance for a representative to witness:

- a. Spudding well (minimum of 24 hours)
- b. Setting and/or Cementing of all casing strings (minimum of 4 hours)
- c. BOPE tests (minimum of 4 hours)

**Eddy County**

Call the Carlsbad Field Office, 620 East Greene St., Carlsbad, NM 88220,  
(575) 361-2822

1. A Hydrogen Sulfide (H<sub>2</sub>S) Drilling Plan shall be activated 500 feet prior to drilling into the **Grayburg** formation. **As a result, the Hydrogen Sulfide area must meet Onshore Order 6 requirements, which includes equipment and personnel/public protection items. If Hydrogen Sulfide is encountered, please provide measured values and formations to the BLM.**
2. Unless the production casing has been run and cemented or the well has been properly plugged, the drilling rig shall not be removed from over the hole without prior approval. **If the drilling rig is removed without approval – an Incident of Non-Compliance will be written and will be a “Major” violation.**
3. **The record of the drilling rate along with the GR/N well log run from TD to surface (horizontal well – vertical portion of hole) shall be submitted to the BLM office as well as all other logs run on the borehole 30 days from completion. If available, a digital copy of the logs is to be submitted in addition to the paper copies. The Rustler top and top and bottom of Salt are to be recorded on the Completion Report.**

### B. CASING

**Changes to the approved APD casing program need prior approval if the items substituted are of lesser grade or different casing size or are Non-API. The Operator can exchange the components of the proposal with that of superior strength (i.e. changing from J-55 to N-80, or from 36# to 40#). Changes to the approved cement program need prior approval if the altered cement plan has less volume or strength or if the changes are substantial (i.e. Multistage tool, ECP, etc.). The initial wellhead installed on the well will remain on the well with spools used as needed.**

**Centralizers required on surface casing per Onshore Order 2.III.B.1.f.**

**Wait on cement (WOC) for Water Basin:**

After cementing but before commencing any tests, the casing string shall stand cemented under pressure until both of the following conditions have been met: 1) cement reaches a minimum compressive strength of 500 psi at the shoe, 2) until cement has been in place at least **8 hours**. WOC time will be recorded in the driller's log. See individual casing strings for details regarding lead cement slurry requirements.

**No pea gravel permitted for remedial or fall back remedial without prior authorization from the BLM engineer.**

**Possibility for water flows in the Artesia Group, Salado, and Queen.**

**Possibility of lost circulation in the Artesia Group, Rustler, Grayburg, and San Andres.**

1. The 13-3/8 inch surface casing shall be set at approximately **800 feet** (a minimum of 25 feet into the Rustler Anhydrite and above the salt) and cemented to the surface. **If salt is encountered, set casing at least 25 feet above the salt. Excess calculates to 15% - Additional cement may be required.**
  - a. If cement does not circulate to the surface, the appropriate BLM office shall be notified and a temperature survey utilizing an electronic type temperature survey with surface log readout will be used or a cement bond log shall be run to verify the top of the cement. Temperature survey will be run a minimum of six hours after pumping cement and ideally between 8-10 hours after completing the cement job.
  - b. **Wait on cement (WOC) time for a primary cement job is to include the lead cement slurry.**
  - c. Wait on cement (WOC) time for a remedial job will be a minimum of 4 hours after bringing cement to surface or 500 pounds compressive strength, whichever is greater.
  - d. If cement falls back, remedial cementing will be done prior to drilling out that string.

**Intermediate casing shall be kept fluid filled while running into hole to meet BLM minimum collapse requirements.**

2. The minimum required fill of cement behind the 9-5/8 inch intermediate casing is:

- Cement to surface. If cement does not circulate see B.1.a, c-d above. **Excess calculates to 19% - Additional cement may be required.**

**Operator has proposed a contingency DV tool at 1800'. If operator circulates cement on the first stage, operator is approved to run the DV tool cancellation plug and cancel the second stage of the proposed cement plan. If cement does not circulate, operator will proceed with the second stage.**

a. Second stage above DV tool:

- Cement to surface. If cement does not circulate, contact the appropriate BLM office. **Excess calculates to negative 27% - Additional cement will be required.**

**Centralizers required on horizontal leg, must be type for horizontal service and a minimum of one every other joint.**

3. The minimum required fill of cement behind the 7 X 5-1/2 inch production casing is:

- Cement as proposed by operator. Operator shall provide method of verification. **Excess calculates to negative 2% - Additional cement will be required.**

4. If hardband drill pipe is rotated inside casing, returns will be monitored for metal. If metal is found in samples, drill pipe will be pulled and rubber protectors which have a larger diameter than the tool joints of the drill pipe will be installed prior to continuing drilling operations.

### **C. PRESSURE CONTROL**

1. All blowout preventer (BOP) and related equipment (BOPE) shall comply with well control requirements as described in Onshore Oil and Gas Order No. 2 and API 53.

2. Minimum working pressure of the blowout preventer (BOP) and related equipment (BOPE) required for drilling below the surface casing shoe shall be **2000 (2M) psi (Installing 3M and testing to 2,000 psi).**

- a. **For surface casing only:** If the BOP/BOPE is to be tested against casing, the wait on cement (WOC) time for that casing is to be met (see WOC statement at start of casing section). Independent service company required.

3. The appropriate BLM office shall be notified a minimum of 4 hours in advance for a representative to witness the tests.
  - a. In a water basin, for all casing strings utilizing slips, these are to be set as soon as the crew and rig are ready and any fallback cement remediation has been done. The casing cut-off and BOP installation can be initiated four hours after installing the slips, which will be approximately six hours after bumping the plug. For those casing strings not using slips, the minimum wait time before cut-off is eight hours after bumping the plug. BOP/BOPE testing can begin after cut-off or once cement reaches 500 psi compressive strength (including lead when specified), whichever is greater. However, if the float does not hold, cut-off cannot be initiated until cement reaches 500 psi compressive strength (including lead when specified).
  - b. The tests shall be done by an independent service company utilizing a test plug **not a cup or J-packer**. The operator also has the option of utilizing an independent tester to test without a plug (i.e. against the casing) pursuant to Onshore Order 2 with the pressure not to exceed 70% of the burst rating for the casing. Any test against the casing must meet the WOC time for water basin (8 hours) or potash (24 hours) or 500 pounds compressive strength, whichever is greater, prior to initiating the test (see casing segment as lead cement may be critical item).
  - c. The test shall be run on a 5000 psi chart for a 2-3M BOP/BOP, on a 10000 psi chart for a 5M BOP/BOPE and on a 15000 psi chart for a 10M BOP/BOPE. If a linear chart is used, it shall be a one hour chart. A circular chart shall have a maximum 2 hour clock. If a twelve hour or twenty-four hour chart is used, tester shall make a notation that it is run with a two hour clock.
  - d. The results of the test shall be reported to the appropriate BLM office.
  - e. All tests are required to be recorded on a calibrated test chart. **A copy of the BOP/BOPE test chart and a copy of independent service company test will be submitted to the appropriate BLM office.**
  - f. The BOP/BOPE test shall include a low pressure test from 250 to 300 psi. The test will be held for a minimum of 10 minutes if test is done with a test plug and 30 minutes without a test plug. This test shall be performed prior to the test at full stack pressure.

#### **D. DRILL STEM TEST**

If drill stem tests are performed, Onshore Order 2.III.D shall be followed.

## **E. WASTE MATERIAL AND FLUIDS**

All waste (i.e. drilling fluids, trash, salts, chemicals, sewage, gray water, etc.) created as a result of drilling operations and completion operations shall be safely contained and disposed of properly at a waste disposal facility. No waste material or fluid shall be disposed of on the well location or surrounding area.

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

**JAM 111815**

## VIII. PRODUCTION (POST DRILLING)

### A. WELL STRUCTURES & FACILITIES

#### **Placement of Production Facilities**

Production facilities should be placed on the well pad to allow for maximum interim recontouring and revegetation of the well location.

#### **Exclosure Netting (Open-top Tanks)**

Immediately following active drilling or completion operations, the operator will take actions necessary to prevent wildlife and livestock access, including avian wildlife, to all open-topped tanks that contain or have the potential to contain salinity sufficient to cause harm to wildlife or livestock, hydrocarbons, or Resource Conservation and Recovery Act of 1976-exempt hazardous substances. At a minimum, the operator will net, screen, or cover open-topped tanks to exclude wildlife and livestock and prevent mortality. If the operator uses netting, the operator will cover and secure the open portion of the tank to prevent wildlife entry. The operator will net, screen, or cover the tanks until the operator removes the tanks from the location or the tanks no longer contain substances that could be harmful to wildlife or livestock. Use a maximum netting mesh size of 1 ½ inches. The netting must not be in contact with fluids and must not have holes or gaps.

#### **Chemical and Fuel Secondary Containment and Exclosure Screening**

The operator will prevent all hazardous, poisonous, flammable, and toxic substances from coming into contact with soil and water. At a minimum, the operator will install and maintain an impervious secondary containment system for any tank or barrel containing hazardous, poisonous, flammable, or toxic substances sufficient to contain the contents of the tank or barrel and any drips, leaks, and anticipated precipitation. The operator will dispose of fluids within the containment system that do not meet applicable state or U. S. Environmental Protection Agency livestock water standards in accordance with state law; the operator must not drain the fluids to the soil or ground. The operator will design, construct, and maintain all secondary containment systems to prevent wildlife and livestock exposure to harmful substances. At a minimum, the operator will install effective wildlife and livestock exclosure systems such as fencing, netting, expanded metal mesh, lids, and grate covers. Use a maximum netting mesh size of 1 ½ inches.

#### **Open-Vent Exhaust Stack Exclosures**

The operator will construct, modify, equip, and maintain all open-vent exhaust stacks on production equipment to prevent birds and bats from entering, and to discourage perching, roosting, and nesting. (*Recommended exclosure structures on open-vent exhaust stacks are in the shape of a cone.*) Production equipment includes, but may not be limited to, tanks, heater-treaters, separators, dehydrators, flare stacks, in-line units, and compressor mufflers.

#### **Containment Structures**

Proposed production facilities such as storage tanks and other vessels will have a secondary containment structure that is constructed to hold the capacity of 1.5 times the

largest tank, plus freeboard to account for precipitation, unless more stringent protective requirements are deemed necessary.

### **Painting Requirement**

All above-ground structures including meter housing that are not subject to safety requirements shall be painted a flat non-reflective paint color, **Shale Green** from the BLM Standard Environmental Color Chart (CC-001: June 2008).

## **B. PIPELINES**

### **STANDARD STIPULATIONS FOR SURFACE INSTALLED PIPELINES**

**A copy of the Grant and attachments, including stipulations, survey plat(s) and/or map(s), shall be on location during construction. BLM personnel may request to review 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. 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. Holder shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated. In any event, Holder shall comply with the Toxic Substances Control Act of 1976 as amended, 15 USC § 2601 *et seq.* (1982) with regard 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 in particular, 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. 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 activity of 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 provision applies without regard to whether a release is caused by Holder, its agent, or unrelated third parties.

4. Holder shall be liable for damage or injury to the United States to the extent provided by 43 CFR Sec. 2883.1-4. 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 Holder including, but not limited to: construction, operation, maintenance, and termination of the facility;
- 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 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/she 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 Holder. Such action by the Authorized Officer shall not relieve Holder of any responsibility as provided herein.

6. All construction and maintenance activity shall be confined to the authorized right-of-way width of 20 feet. If the pipeline route follows an existing road or buried pipeline right-of-way, the surface pipeline shall be installed no farther than 10 feet from the edge of the road or buried pipeline right-of-way. If existing surface pipelines prevent this distance, the proposed surface pipeline shall be installed immediately adjacent to the outer surface pipeline. All construction and maintenance activity shall be confined to existing roads or right-of-ways.

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

8. 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 dune areas, the pipeline shall be "snaked" around hummocks and dunes rather than 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 requirement shall be painted by the holder to blend with the natural color of the landscape. The paint used shall be a color which simulates "Standard Environmental Colors" – **Shale Green**, Munsell Soil Color No. 5Y 4/2; 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 is 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. 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, powerline 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.

17. Surface pipelines shall be less than or equal to 4 inches and a working pressure below 125 psi.

18. Special Stipulations:

- a. **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 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.
- b. This authorization is subject to your Certificate of Participation and/or Certificate of Inclusion under the New Mexico Candidate Conservation Agreement. Because it involves surface disturbing activities covered under your Certificate, your Habitat Conservation Fund Account with the Center of Excellence for Hazardous Materials Management (CEHMM) will be debited according to Exhibit B Part 2 of the Certificate of Participation.

#### 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.

- |  |  |
|--|--|
| <input type="checkbox"/> seed mixture 1                | <input type="checkbox"/> seed mixture 3          |
| <input type="checkbox"/> seed mixture 2                | <input type="checkbox"/> seed mixture 4          |
| <input checked="" type="checkbox"/> seed mixture 2/LPC | <input type="checkbox"/> 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.

This authorization is subject to your Certificate of Participation and/or Certificate of Inclusion under the New Mexico Candidate Conservation Agreement. Because it involves surface disturbing activities covered under your Certificate, your Habitat Conservation Fund Account with the Center of Excellence for Hazardous Materials Management (CEHMM) will be debited according to Exhibit B Part 2 of the Certificate of Participation.

#### **C. ELECTRIC LINES STANDARD STIPULATIONS FOR OVERHEAD ELECTRIC DISTRIBUTION LINES**

**A copy of the grant and attachments, including stipulations, 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. There will be no clearing or blading of the right-of-way unless otherwise agreed to in writing by the Authorized Officer.
5. Power lines shall be constructed and designed in accordance to standards outlined in "Suggested Practices for Avian Protection on Power lines: The State of the Art in 2006" Edison Electric Institute, APLIC, and the California Energy Commission 2006 . The holder shall assume the burden and expense of proving that pole designs not shown in the above publication deter raptor perching, roosting, and nesting. Such proof shall be provided by a raptor expert approved by the Authorized Officer. The BLM reserves the right to require modification or additions to all powerline structures placed on this right-of-way, should they be necessary to ensure the safety of large perching birds. Such modifications and/or additions shall be made by the holder without liability or expense to the United States.

Raptor deterrence will consist of but not limited to the following: triangle perch discouragers shall be placed on each side of the cross arms and a nonconductive perching deterrent shall be placed on all vertical poles that extend past the cross arms.

6. 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 the fence. No permanent gates will be allowed unless approved by the Authorized Officer.

7. The BLM serial number assigned to this authorization shall be posted in a permanent, conspicuous manner where the power line crosses roads and at all serviced facilities. Numbers will be at least two inches high and will be affixed to the pole nearest the road crossing and at the facilities served.

8. Upon cancellation, relinquishment, or expiration of this grant, the holder shall comply with those abandonment procedures as prescribed by the Authorized Officer.

9. All surface structures (poles, lines, transformers, etc.) shall be removed within 180 days of abandonment, relinquishment, or termination of use of the serviced facility or facilities or within 180 days of abandonment, relinquishment, cancellation, or expiration of this grant, whichever comes first. This will not apply where the power line extends service to an active, adjoining facility or facilities.

10. 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 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.

11. Special Stipulations:

- For reclamation remove poles, lines, transformer, etc. and dispose of properly.
- Fill in any holes from the poles removed.

**Timing Limitation Stipulation/Condition of Approval for Lesser Prairie-Chicken:**

Oil and gas activities including 3-D geophysical exploration, and drilling 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. Additionally, no new drilling will be allowed within up to 200 meters of leks known at the time of permitting. 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.

This authorization is subject to your Certificate of Participation and/or Certificate of Inclusion under the New Mexico Candidate Conservation Agreement. Because it involves surface disturbing activities covered under your Certificate, your Habitat Conservation Fund Account with the Center of Excellence for Hazardous Materials Management (CEHMM) will be debited according to Exhibit B Part 2 of the Certificate of Participation.

## **IX. INTERIM RECLAMATION**

During the life of the development, all disturbed areas not needed for active support of production operations should undergo interim reclamation in order to minimize the environmental impacts of development on other resources and uses.

Within six (6) months of well completion, operators should work with BLM surface management specialists (Jim Amos: 575-234-5909) to devise the best strategies to reduce the size of the location. Interim reclamation should allow for remedial well operations, as well as safe and efficient removal of oil and gas.

During reclamation, the removal of caliche is important to increasing the success of revegetating the site. Removed caliche that is free of contaminants may be used for road repairs, fire walls or for building other roads and locations. In order to operate the well or complete workover operations, it may be necessary to drive, park and operate on restored interim vegetation within the previously disturbed area. Disturbing revegetated areas for production or workover operations will be allowed. If there is significant disturbance and loss of vegetation, the area will need to be revegetated. Communicate with the appropriate BLM office for any exceptions/exemptions if needed.

All disturbed areas after they have been satisfactorily prepared need to be reseeded with the seed mixture provided below.

Upon completion of interim reclamation, the operator shall submit a Sundry Notices and Reports on Wells, Subsequent Report of Reclamation (Form 3160-5).

## **X. FINAL ABANDONMENT & RECLAMATION**

At final abandonment, well locations, production facilities, and access roads must undergo "final" reclamation so that the character and productivity of the land are restored.

Earthwork for final reclamation must be completed within six (6) months of well plugging. All pads, pits, facility locations and roads must be reclaimed to a satisfactory revegetated, safe, and stable condition, unless an agreement is made with the landowner or BLM to keep the road and/or pad intact.

After all disturbed areas have been satisfactorily prepared, these areas need to be revegetated with the seed mixture provided below. Seeding should be accomplished by drilling on the contour whenever practical or by other approved methods. Seeding may need to be repeated until revegetation is successful, as determined by the BLM.

Operators shall contact a BLM surface protection specialist prior to surface abandonment operations for site specific objectives (Jim Amos: 575-234-5909).

Below Ground-level Abandoned Well Marker to avoid raptor perching: Upon the plugging and subsequent abandonment of the well, the well marker will be installed at ground level on a plate containing the pertinent information for the plugged well.

## Seed Mixture for LPC Sand/Shinnery Sites

Holder shall seed all disturbed areas with the seed mixture listed below. The seed mixture shall be planted in the amounts specified in pounds of pure live seed (PLS)\* per acre. There shall be no primary or secondary noxious weeds in the seed mixture. Seed will be tested and the viability testing of seed shall be done in accordance with State law(s) and within nine (9) months prior to purchase. Commercial seed shall be either certified or registered seed. The seed container shall be tagged in accordance with State law(s) and available for inspection by the Authorized Officer.

Seed will be planted using a drill equipped with a depth regulator to ensure proper depth of planting where drilling is possible. The seed mixture will be evenly and uniformly planted over the disturbed area (smaller/heavier seeds have a tendency to drop the bottom of the drill and are planted first). Holder shall take appropriate measures to ensure this does not occur. Where drilling is not possible, seed will be broadcast and the area shall be raked or chained to cover the seed. When broadcasting the seed, the pounds per acre are to be doubled. Seeding shall be repeated until a satisfactory stand is established as determined by the Authorized Officer. Evaluation of growth may not be made before completion of at least one full growing season after seeding.

Species to be planted in pounds of pure live seed\* per acre:

<u>Species</u>	<u>lb/acre</u>
Plains Bristlegrass	5lbs/A
Sand Bluestem	5lbs/A
Little Bluestem	3lbs/A
Big Bluestem	6lbs/A
Plains Coreopsis	2lbs/A
Sand Dropseed	1lbs/A

\*Pounds of pure live seed:

Pounds of seed x percent purity x percent germination = pounds pure live seed