

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Carlsbad Field Office
OCD Artesia

FORM APPROVED
DATE 1004-0137
EFFECTIVE DATE 01, 2018

SUNDRY NOTICES AND REPORTS ON WELLS
Do not use this form for proposals to drill or to re-enter an abandoned well. Use form 3160-3 (APD) for such proposals.

Lease Serial No. **Antesia 5**

6. If Indian, Allottee or Tribe Name

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

8. Well Name and No.
LAGUNA SALADO 22 FED 2

9. API Well No.
30-015-34677-00-S1

10. Field and Pool or Exploratory Area
LAGUNA SALADO-BONE SPRING

11. County or Parish, State
EDDY COUNTY, NM

SUBMIT IN TRIPLICATE - Other instructions on page 2

1. Type of Well
 Oil Well Gas Well Other

2. Name of Operator **DEVON ENERGY PRODUCTION COMPANY** Contact: **RYAN DELONG**
Email: **rdelong@titusoil.com**

3a. Address
**333 WEST SHERIDAN AVENUE
OKLAHOMA, OK 73102**

3b. Phone No. (include area code)
Ph: **817-852-6370**

4. Location of Well (Footage, Sec., T., R., M., or Survey Description)
Sec 22 T23S R29E NENW 1090FNL 2510FWL

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

TYPE OF SUBMISSION	TYPE OF ACTION
<input checked="" type="checkbox"/> Notice of Intent	<input type="checkbox"/> Acidize <input type="checkbox"/> Deepen <input type="checkbox"/> Production (Start/Resume) <input type="checkbox"/> Water Shut-Off
<input type="checkbox"/> Subsequent Report	<input type="checkbox"/> Alter Casing <input type="checkbox"/> Hydraulic Fracturing <input type="checkbox"/> Reclamation <input type="checkbox"/> Well Integrity
<input type="checkbox"/> Final Abandonment Notice	<input type="checkbox"/> Casing Repair <input type="checkbox"/> New Construction <input type="checkbox"/> Recomplete <input checked="" type="checkbox"/> Other
	<input type="checkbox"/> Change Plans <input type="checkbox"/> Plug and Abandon <input type="checkbox"/> Temporarily Abandon <input type="checkbox"/> Production Facility Changes
	<input type="checkbox"/> Convert to Injection <input type="checkbox"/> Plug Back <input type="checkbox"/> Water Disposal

13. Describe Proposed or Completed Operation: Clearly state all pertinent details, including estimated starting date of any proposed work and approximate duration thereof. If the proposal is to deepen directionally or recomplete horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones. Attach the Bond under which the work will be performed or provide the Bond No. on file with BLM/BIA. Required subsequent reports must be filed within 30 days following completion of the involved operations. If the operation results in a multiple completion or recompletion in a new interval, a Form 3160-4 must be filed once testing has been completed. Final Abandonment Notices must be filed only after all requirements, including reclamation, have been completed and the operator has determined that the site is ready for final inspection.

In anticipation of an executed purchase agreement for the subject well bore, Titus Oil & Gas Production, LLC respectfully requests a change in production facility from Devon's Laguna Salado facility located approximately 32.291888,-103.974817 to a newly constructed 30' x 120' Titus Oil & Gas Production, LLC facility located in the southwest corner of the same pad, at approximately 32.292063,-103.975607. Attached is the facility design and surface layout, including critical technical information.

No new surface disturbance is required.

NM OIL CONSERVATION
ARTESIA DISTRICT

SEP 23 2019

RECEIVED

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

**Electronic Submission #474370 verified by the BLM Well Information System
For DEVON ENERGY PRODUCTION COM LP, sent to the Carlsbad
Committed to AFMSS for processing by DEBORAH MCKINNEY on 07/22/2019 (19DLM0571SE)**

Name (Printed/Typed) **EVAN HINKLE** Title **VP - COMPLETIONS & PRODUCTION**

Signature (Electronic Submission) Date **07/19/2019**

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved By *[Signature]* Title *[Signature]* Date *08/29/2019*

Conditions of approval, if any, are attached. Approval of this notice does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.

Office *[Signature]*

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.

(Instructions on page 2)

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

RWP 10-29-19

BLM Lease Number: NMNM66425

Company Reference: Devon Energy Production Company

Well Name & Number: Laguna Salado 22 Fed 2

STANDARD STIPULATIONS FOR OIL AND GAS RELATED SITES

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

The holder agrees to comply with the following stipulations to the satisfaction of the Authorized Officer, BLM.

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 and for all response costs, penalties, damages, claims, and other costs arising from the provisions of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. Chap. 82, Section 6901 et. seq., from the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. Chap. 109, Section 9601 et. seq., and from other applicable environmental statutes.
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 U.S.C. 2601, et. seq.) with regard to any toxic substances that are used, generated by or stored on the right-of-way or on facilities authorized by this 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). 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 site or related pipeline(s), any oil or other pollutant should be discharged from site facilities, the pipeline(s) or from containers or vehicles impacting Federal lands, the control and total removal, disposal, and cleanup of such oil or other pollutant, wherever found, shall be the responsibility of the holder, regardless of fault. Upon failure of the holder to control, dispose of, or clean up such discharge on or affecting Federal lands, or to repair all damages to Federal lands resulting therefrom, the Authorized Officer may take such measures as deemed necessary to control and cleanup 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 the holder of any liability or responsibility.
5. Sites shall be maintained in an orderly, sanitary condition at all times. Waste materials, both liquid and solid, shall be disposed of promptly at an appropriate, authorized waste disposal facility in accordance with all applicable State and Federal laws. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, petroleum products, brines, chemicals, oil drums, ashes, and equipment.

6. The operator will notify the Bureau of Land Management (BLM) authorized officer and nearest Fish and Wildlife Service (FWS) Law Enforcement office within 24 hours, if the operator discovers a dead or injured federally protected species (i.e., migratory bird species, bald or golden eagle, or species listed by the FWS as threatened or endangered) in or adjacent to a pit, trench, tank, exhaust stack, or fence. (If the operator is unable to contact the FWS Law Enforcement office, the operator must contact the nearest FWS Ecological Services office.)

7. 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 a color which simulates "Standard Environmental Colors" designated by the Rocky Mountain Five-State Interagency Committee. The color selected for this project is **Shale Green**, Munsell Soil Color Chart Number 5Y 4/2.

8. Any cultural and/or paleontological resource (historic or prehistoric site or object) discovered by the holder, or any person working on the holder's behalf, on public or Federal land shall be immediately reported to the Authorized Officer. The 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 the proper mitigation measures will be made by the Authorized Officer after consulting with the holder.

9. A sales contract for removal of mineral material (caliche, sand, gravel, fill dirt) from an authorized pit, site, or on location must be obtained from the BLM prior to commencing construction. There are several options available for purchasing mineral material: contact the BLM office (575-234-5972).

10. 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.

11. Once the site is no longer in service or use, the site must undergo final abandonment. At final abandonment, the site 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 the abandonment of the site. All pads and 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. 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).

12. The holder shall stockpile an adequate amount of topsoil where blading occurs. The topsoil to be stripped is approximately 6 inches in depth. The topsoil will be segregated from other spoil piles. The topsoil will be used for final reclamation.

13. 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 checked="" type="checkbox"/> seed mixture 4 |
| <input type="checkbox"/> seed mixture 2/LPC | <input type="checkbox"/> Aplomado Falcon Mixture |

- All frequent vehicle travel routes (routed expected to be traversed by any wheeled and/or motorized vehicle greater than 2 times) that do not utilize existing roads, trails, and existing disturbance shall follow pre-surveyed, pre-approved locations. This shall include, but not be limited to, buggies, ATV/OHVs, pickup trucks, and other vehicles.
- Dawson shall be responsible for identifying and maintaining these restrictions. If vehicles deviate from approved routes, Dawson will immediately notify the BLM. Dawson will be responsible for any remediation, including impact monitoring, which becomes necessary as a result of any damage to special status species and their occupied habitats caused by geophysical activities.
- Prior to beginning operations in an area, Dawson will survey all source and off-road frequent vehicle travel routes for any occurrences of *Coryphantha robustispina* var. *scheeri* (Scheer's beehive cactus); any occurrences will be documented and mapped for avoidance, and survey results will be reported to the BLM. Any occurrences will be avoided by a 20 meter buffer, and vehicle travel of any kind will not be allowed within these buffer areas unless explicitly authorized. If any damage occurs, Dawson will immediately notify the BLM. Dawson will be responsible for any remediation, including impact monitoring, which becomes necessary as a result of any damage to special status species and their occupied habitats caused by geophysical activities.

Special Status Plant Species

To prevent direct impacts to the Scheer's Beehive Cactus individuals that were observed during field surveys, the individuals will be visibly marked and barricaded to impede accidental pedestrian, vehicle or equipment travel over the individual. Project participants will be briefed about the avoidance area and trained in Scheer's Beehive Cactus identification prior to initiating any ground disturbing activities, including vehicle travel. Upon project completion, the barricade and visible markings will be removed, and the condition of the individual will be documented and reported to the Authorized Officer and BLM Botanist.

To limit any impacts to vegetation and to protect any special status plant species that were not observed during field surveys, vehicles and equipment would be kept on existing roads and approved surfaces and would avoid travel across undisturbed surfaces; workers would be instructed not to park off roads or ROWs in undisturbed areas more than 20 meters from fence line.

Blading of vegetation within the right-of-way will not be allowed: maximum width of blading operations will not exceed 0 feet. The fence line is included in this area. (Blading is defined as the complete removal of brush and ground vegetation).

BLM special status plant surveys would be required for subsequent actions tiered from this analysis when the impacts effects zones of the proposed actions intersect SSPS potential habitat that has not been surveyed within three years prior to the notice of application for the proposed action. If occupied habitat is observed within the impacts effects zones for the proposed action(s), the proposed action(s) would avoid occupied habitat and mitigate anticipated impacts as determined appropriate for the conservation of the species by the Authorized Officer in coordination with a BLM biologist.

For projects with potential for direct impacts but not direct displacement

No blading would be authorized within the ROW. Occupied habitat areas at high risk for habitat degradation and/or displacement of special status plant species individuals would be barricaded from project-related activities, as specified in the Conditions of Approval or by a BLM Authorized Officer. All surface disturbance within 50 meters of known special status plant species locations will be mulched after construction, as specified in the Conditions of Approval or by a BLM Authorized Officer.

Hydrology:

The entire well pad(s) will be bermed to prevent oil, salt, and other chemical contaminants from leaving the well pad. The compacted berm shall be constructed at a minimum of 12 inches with impermeable mineral material (e.g. caliche). Topsoil shall not be used to construct the berm. No water flow from the uphill side(s) of the pad shall be allowed to enter the well pad. The integrity of the berm shall be maintained around the surfaced pad throughout the life of the well and around the downsized pad after interim reclamation has been completed. Any water erosion that may occur due to the construction of the well pad during the life of the well will be quickly corrected and proper measures will be taken to prevent future erosion. Stockpiling of topsoil is required. The top soil shall be stockpiled in an appropriate location to prevent loss of soil due to water or wind erosion and not used for berming or erosion control. If fluid collects within the bermed area, the fluid must be vacuumed into a safe container and disposed of properly at a state approved facility.

Mixture 4, for Gypsum Sites

The holder shall seed all the 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 will be done in accordance with State law(s) and within nine (9) months prior to purchase. Commercial seed will be either certified or registered seed. The seed container will 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). The 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. The seeding will be repeated until a satisfactory stand is established as determined by the authorized officer. Evaluation of growth will 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>
Alkali Sacaton (<i>Sporobolus airoides</i>)	1.5	
DWS~ Four-wing saltbush (<i>Atriplex canescens</i>)		8.0

~DWS: DeWinged Seed

*Pounds of pure live seed:

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