

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

OCD Artesia

13-1857  
FORM APPROVED  
OMB NO. 1004-0135  
Expires: July 31, 2010

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

5. Lease Serial No.  
NMNM90807

6. If Indian, Allottee or Tribe Name

**SUBMIT IN TRIPLICATE - Other instructions on reverse side.**

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

1. Type of Well  
 Oil Well  Gas Well  Other

8. Well Name and No.  
OSAGE 34 FEDERAL 1H

2. Name of Operator  
SM ENERGY COMPANY

Contact: VICKIE MARTINEZ  
E-Mail: VMARTINEZ@SM-ENERGY.COM

9. API Well No.  
30-015-41508

3a. Address  
3300 N "A" STREET BLDG 7-200  
MIDLAND, TX 79705

3b. Phone No. (include area code)  
Ph: 432-688-1709  
Fx: 432-688-1701

10. Field and Pool, or Exploratory  
PARKWAY BONE SPRING

4. Location of Well (Footage, Sec., T., R., M., or Survey Description)  
Sec 34 T19S R29E 450FNL 330FEL

11. County or Parish, and State  
EDDY COUNTY, NM

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

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

13. Describe Proposed or Completed Operation (clearly state all pertinent details, including estimated starting date of any proposed work and approximate duration thereof. If the proposal is to deepen directionally or 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 shall 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 shall be filed once testing has been completed. Final Abandonment Notices shall be filed only after all requirements, including reclamation, have been completed, and the operator has determined that the site is ready for final inspection.)

The original APD did not include a power line, gas sales line or SWD transfer line. DCP had originally planned to lay a gas line to the battery but will not have the line installed in order to take production. The proposed gas line will be 4" SDR7 HDPE pipe that will follow existing lease roads to the DCP sales meter at SM Energy's Parkway tank battery. The line will operate at pressures no greater than 80 psi. The SWD transfer line will also be 4" SDR7 HDPE pipe and will follow existing lease roads to SM Energy's PDU water injection station. The line will operate at pressures no greater than 100 psi. ~~A power line will be constructed from an existing power line running North-South on the East side of the location. The power line will require one pole to be set at the existing line and one pole set at the well location. The power line will follow an existing lease road to the location.~~ (withdrew powerline) see attached email.

All proposed lines can be seen in the attached surface map.

Accepted for record  
NMOCD 12/4/2013  
**RECEIVED**  
DEC 04 2013  
NMOCD ARTESIA

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

Electronic Submission #219794 verified by the BLM Well Information System  
For SM ENERGY COMPANY, sent to the Carlsbad  
Committed to AFMSS for processing by KURT SIMMONS on 09/18/2013 ( )

Name (Printed/Typed) VICKIE MARTINEZ

Title ENGINEER TECH II

Signature (Electronic Submission)

Date 09/11/2013

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

Approved By **/s/ STEPHEN J. CAFFEY**

Title **FIELD MANAGER**

Date **DEC - 2 2013**

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

Office **CARLSBAD FIELD OFFICE**

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

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

OSAGE 34-1H

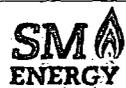
Extend Power Line from Existing Well Pad

4" SDR7 Poly SWD Pipeline  
MAOP < 125 psi

4" SDR7 Poly Gas Pipeline  
MAOP < 125 psi

Existing Sales Meter

PDU Injection Station



Osage 34-1H Sundry

Date: 9/9/13

Eddy County, New Mexico



Dahal, Indra &lt;idahal@blm.gov&gt;

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**SM Energy - Osage 34-1H Sundry**

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Kevin Hinshaw &lt;khinshaw@sm-energy.com&gt;

Wed, Nov 6, 2013 at 9:58 AM

To: "Dahal, Indra" &lt;idahal@blm.gov&gt;

Indra - can you please proceed with the sundry without the powerline. We do not have a surveyed plat and are waiting for the survey to be completed. Thanks

On Sep 26, 2013, at 10:31 AM, "Dahal, Indra" <idahal@blm.gov<mailto:idahal@blm.gov>> wrote:

Indra Dahal  
Natural Resource Specialist  
Bureau of Land Management  
Carlsbad Field Office  
620 East Greene St.  
Carlsbad, NM 88220  
Office: 575-234-5996  
Fax: 575-234-5927

On Thu, Sep 26, 2013 at 8:28 AM, Dahal, Indra <idahal@blm.gov<mailto:idahal@blm.gov>> wrote:  
Ok. I see the existing powerline. Could have your surveyor show the new powerline from the well pad connecting the existing powerline in the plat? Any proposed powerline has to be surveyed.  
Thanks

Indra Dahal  
Natural Resource Specialist  
Bureau of Land Management  
Carlsbad Field Office  
620 East Greene St.  
Carlsbad, NM 88220  
Office: 575-234-5996  
Fax: 575-234-5927

On Thu, Sep 26, 2013 at 8:10 AM, Kevin Hinshaw <khinshaw@sm-energy.com<mailto:khinshaw@sm-energy.com>> wrote:

Hello Indra – Please see the attached copy of the Osage 34-1H plat with the electric line shown. The existing electric line is shown running North-South and we will set a pole off the existing line to the west and run the powerline to well following the existing road. I will call you in a few minutes to make sure you received the plat and go over any questions you might have.

Thanks

[Description: logo2]

Kevin Hinshaw  
Sr. Facilities Engineer  
3300 N. A Street Bldg. #7, Suite 200  
Midland, Texas 79705  
Office (432) 688-2673  
Cell (432) 230-7717  
khinshaw@sm-energy.com<mailto:khinshaw@sm-energy.com>

<Summary of Surface Use Plan of Operations.docx>

**BLM LEASE NUMBER:** NMNM90807  
**COMPANY NAME:** SM Energy Company  
**ASSOCIATED WELL NAME:** Osage 34 Federal 1H

## STANDARD STIPULATIONS FOR SURFACE INSTALLED PIPELINES

**A copy of the application (Grant, Sundry Notice, APD) 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 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 agreement applies without regard to whether a release is caused by the holder, its agent, or unrelated third parties.
4. The holder shall be liable for damage or injury to the United States to the extent provided by 43 CFR Sec. 2883.1-4. The 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 the 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 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 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 the holder of any responsibility as provided herein.

6. All construction and maintenance activity will 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 must 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 must be installed immediately adjacent to the outer surface pipeline. All construction and maintenance activity will be confined to existing roads or right-of-ways.

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

8. The 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 will 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 must be less than or equal to 4 inches and a working pressure below 125 psi.

18. Special Stipulations:

- **Waterline:** Find the waterline and avoid any damage to it.

**Karst**

**Construction:**

In the advent that any underground voids are opened up during construction activities, construction activities will be halted and the BLM will be notified immediately.

**Leak Detection System:**

A method of detecting leaks is required. The method could incorporate gauges to measure loss, situating valves and lines so they can be visually inspected, or installing electronic sensors to alarm when a leak is present. Leak detection plan will be submitted to BLM for approval.

**Automatic Shut-off Systems:**

Automatic shut off, check valves, or similar systems will be installed for pipelines and tanks to minimize the effects of catastrophic line failures used in production or drilling