

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

OCD Hobbs

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

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.
NM-0553642

6. If Indian, Allottee or Tribe Name

SUBMIT IN TRIPLICATE - Other instructions on page 2.

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

1. Type of Well

Oil Well Gas Well Other

AUG 29 2014

8. Well Name and No.
DOS EQUIS 13 FED COM #1H

2. Name of Operator
CIMAREX ENERGY COMPANY

9. API Well No.
30-025-41479

3a. Address
600 N. MARIENFELD STREET, SUITE 200
MIDLAND, TEXAS 79701

3b. Phone No. (include area code)
(432) 620-1959 MICHELLE CHAPPELL

10. Field and Pool or Exploratory Area
TRIPLE X; BONE SPRING, WEST

4. Location of Well (Footage, Sec., T., R., M., or Survey Description)
SHL: 330 FNL & 660 FEL, SECTION 13, T. 24 S., R. 32 E.
BHL: 330 FSL & 660 FEL, SECTION 13, T. 24 S., R. 32 E.

11. County or Parish, State
LEA

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"/> 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 <u>GAS, SWD,</u>
	<input type="checkbox"/> Change Plans	<input type="checkbox"/> Plug and Abandon	<input type="checkbox"/> Temporarily Abandon	<u>ELECTRIC LINE</u>
	<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.)

CIMAREX ENERGY REQUESTS APPROVAL TO TRANSPORT SALT WATER DISPOSAL AND GAS FROM THE DOS EQUIS 13 FED COM #1H TO THE BATTERY AND SALES LINE AT THE DOS EQUIS 12 FED #1H VIA PIPELINES. REQUEST IS ALSO MADE FOR AN OVERHEAD ELECTRIC LINE FROM EXCEL IN THE NWNW/4 OF SECTION 13, EAST, TO THE DOS EQUIS 13 FED COM #1H, TYING IN ALL OF THE OTHER WELLS, IN SECTION 13 (#2, #3, #4) AND CONTINUING NORTH TO THE DOS EQUIS 12 FED #1H. NOTE! THE SWD, GAS & E-LINE HAVE BEEN APPLIED FOR UNDER A ROW FOR SECTION 12. APPROVAL IS REQUESTED FOR SECTION 13 (STATE SURFACE/FEDERAL MINERALS). SEE BELOW FOR SPECIFICS ON THE THREE LINES:

1. SALT WATER DISPOSAL LINE (SWD). THE SURFACE LINE WILL BE A 4" POLY (100 PSI) FOLLOWING THE EXISTING ROADWAY. 1,444.59 FT. (0.27 MILE) 0.99 ACRES. N/2NE/4 SECTION 13, T. 24 S., R. 32 E.

2. GAS PIPELINE. THE BURIED GAS LINE WILL BE TWO 4" FLEX PIPE LINES PLACED IN THE SAME DITCH (700 PSI EACH) FOLLOWING THE EXACT SAME ROUTE AS THE SURFACE SWD LINE. 1,444.59 FT. (0.27 MILE) 0.99 ACRES. N/2NE/4 SECTION 13, T. 24 S., R. 32 E.

3. ELECTRIC LINE. THE 12.5 KV, 3 PHASE, 4 WIRE OVERHEAD ELECTRIC LINE WILL TIE IN TO EXCEL LINE AT THE SECTION LINE OF SECTION 13 & 14 IN NW/4NW/4 OF SECTION 13 AND RUN EAST TO #4, #3, #2 & #1 WELLS. 5,473.77 FT. (1.04 MILE) 3.77 ACRES. N/2N/2 SECTION 13, T. 24 S., R. 32 E.

Surface ok-see Attached COAs. JR 8/18/14

A CLASS III ARCHAEOLOGICAL SURVEY HAS BEEN CONDUCTED BY LONE MOUNTAIN AND FILED WITH THE CARLSBAD BLM FIELD OFFICE.

14. I hereby certify that the foregoing is true and correct. Name (Printed/Typed)

BARRY W. HUNT

Title PERMIT AGENT FOR CIMAREX ENERGY COMPANY

Signature

Date

3/17/14

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved by

/S/ STEPHEN J. CAFFEY

Title

FIELD MANAGER

Date

AUG 20 2014

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

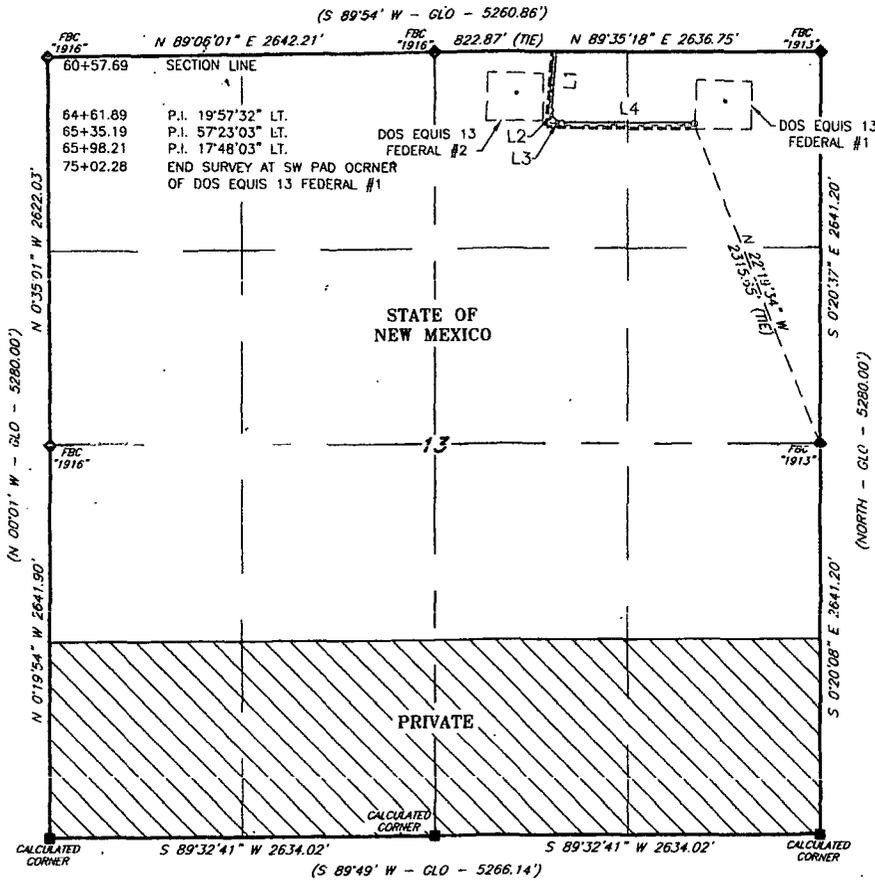
Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

(Instructions on page 2)

MJB/OCD 9/2/2014 SEP 03 2014

SEE ATTACHED FOR
CONDITIONS OF APPROVAL

CIMAREX ENERGY
PROPOSED SWD LINE FROM THE DOS EQUIS 12 FED COM #1H BATTERY
TO THE DOS EQUIS 13 FEDERAL #1
SEC. 13, T24S, R32E, N.M.P.M., LEA CO., N.M.



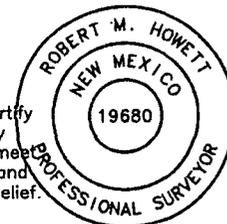
LINE TABLE

LINE	BEARING	DISTANCE
L1	S 04°44'32" W	404.20'
L2	S 15°13'00" E	73.30'
L3	S 72°36'03" E	63.02'
L4	N 89°35'54" E	904.07'

BEARINGS: NAD 83 GRID-NM EAST
 DISTANCES: HORIZ. GROUND
LEGEND
 () RECORD DATA
 FBC**** FOUND BRASS CAP "YEAR"
 ——— PROPOSED SWD LINE
 // // // PRIVATE LAND

I, R. M. Howett, a N. M. Professional Surveyor, hereby certify that this plat was prepared from an actual ground survey made under my direct supervision, said survey and plat meet the Min. Stds. for Land Surveying in the State of N. M. and are true and correct to the best of my knowledge and belief.

Robert M. Howett
 Robert M. Howett NM PS 19680



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NO.	REVISION	DATE
JOB NO.: LS140082		
DWG. NO.: 140082RD3		

PROSPERITY CONSULTANTS, LLC



2251 Double Creek Drive, Suite 602, Round Rock, Texas 78664 o (512) 992-2087 f (512) 251-2518

SCALE: 1" = 1000'
 DATE: 2/10/14
 SURVEYED BY: GB/SM
 DRAWN BY: AF
 APPROVED BY: LWB
 SHEET : 3 OF 4

CIMAREX ENERGY
PROPOSED SWD LINE FROM THE DOS EQUIS 12 FED COM #1H BATTERY
TO THE DOS EQUIS 13 FEDERAL #1
SEC. 13, T24S, R32E, N.M.P.M., LEA CO., N.M.

DESCRIPTION

A strip of land being 30 feet wide, 1444.59 feet or 87.551 rods in length lying in Section 13, Township 24 South, Range 32 East, N. M. P. M., Lea County, New Mexico, being 15 feet left and 15 feet right of the following described survey of a centerline across State of New Mexico lands:

Beginning at Engr. Sta. 60+57.69, a point on the North line of said Section 13, which bears N 89°35'18" E, 822.87 feet from a brass cap, stamped "1916", found for the North quarter corner of said Section 13;

Thence S 04°44'32" W, 404.20 feet to Engr. Sta. 64+61.89, a P.I. of 19°57'32" left;

Thence S 15°13'00" E, 73.30 feet to Engr. Sta. 65+35.19, a P.I. of 57°23'03" left;

Thence S 72°36'03" E, 63.02 feet to Engr. Sta. 65+98.21, a P.I. of 17°48'03" left;

Thence N 89°35'54" E, 904.07 feet to Engr. Sta. 75+02.28, the Point of Ending, a point in the Northeast quarter of said Section 13, which bears N 22°19'34" W, 2315.65 feet from a brass cap, stamped "1913", found for the East quarter corner of said Section 13.

Said strip of land contains 0.995 acres, more or less and is allocated as follows:

NW ¼ NE ¼	0.684 Acres
NE ¼ NE ¼	0.311 Acres

I, R. M. Howett, a N. M. Professional Surveyor, hereby certify that this plat was prepared from an actual ground survey made under my direct supervision, said survey and plat meet the Min. Stds. for Land Surveying in the State of N. M. and are true and correct to the best of my knowledge and belief.

Robert M. Howett

Robert M. Howett NM PS 19680



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NO.	REVISION	DATE
JOB NO.: LS140082		
DWG. NO.: 140082RD4		

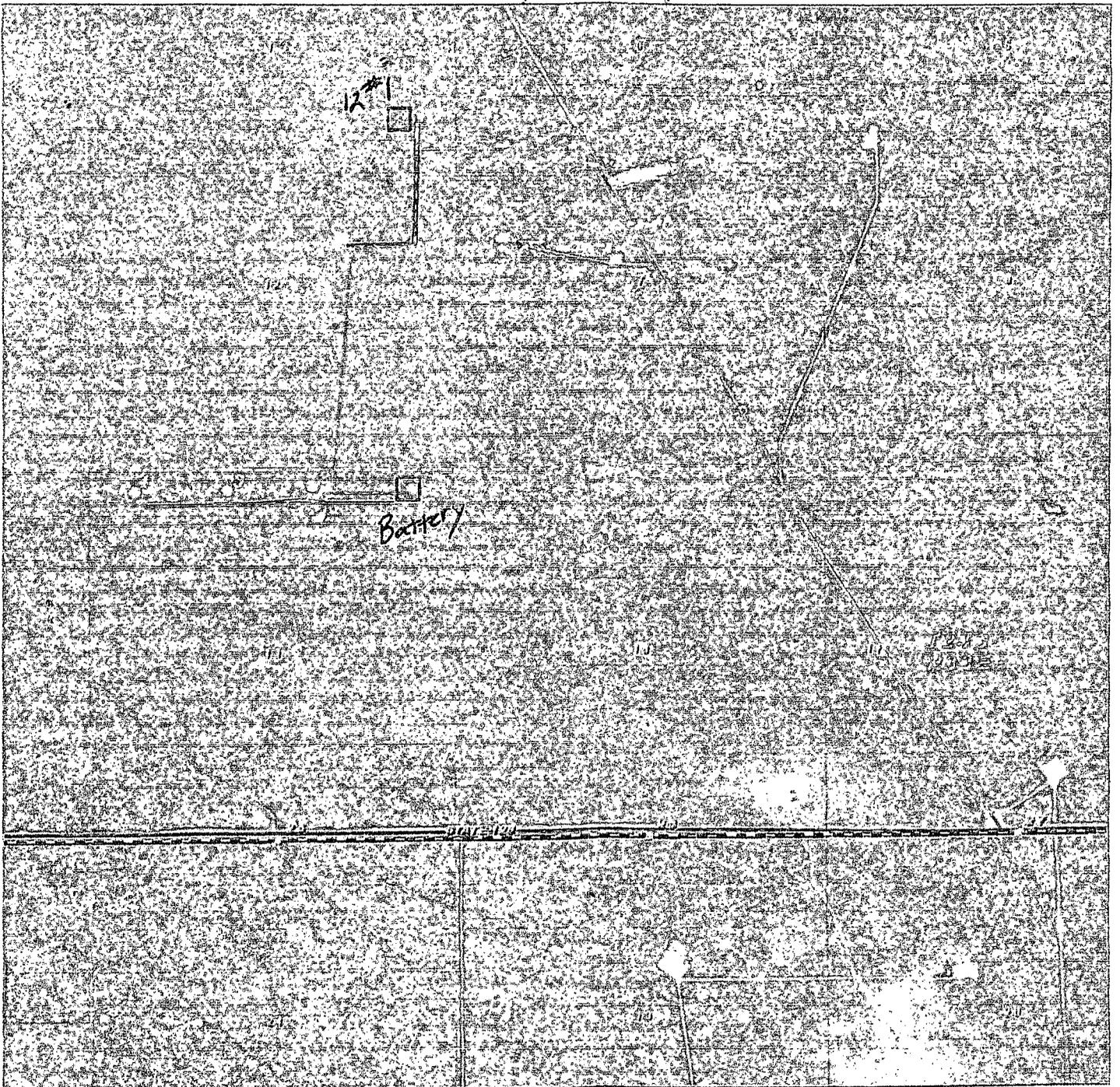
PROSPERITY CONSULTANTS, LLC



SCALE: 1" = 1000'
DATE: 2/10/14
SURVEYED BY: GB/SM
DRAWN BY: AF
APPROVED BY: LWB
SHEET : 4 OF 4

2251 Double Creek Drive, Suite 602, Round Rock, Texas 78664

o (512) 992-2087 f (512) 251-2518



DOS EQUIS 13 FEDERAL COM 1 SWD Surface 4" Poly Line
 Located 100' E of well head E1
 Section 14 Township 4S Range 10E
 N.M.P.M. For County New Mexico

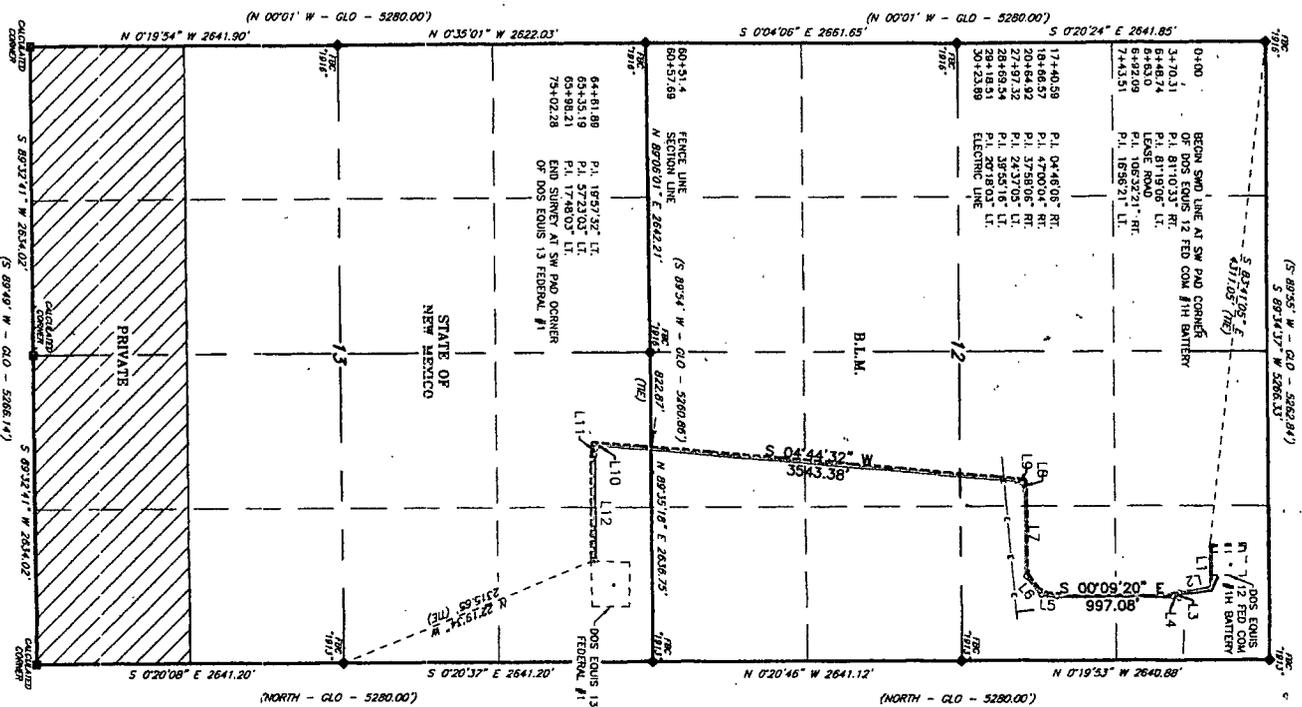
W&S
SURVEYS

Founded on the basis
 in the future

1500 N. West Street
 Denver, Colorado 80202
 (303) 733-1111
 Telex 991110
 Cable W&S SURV

W&S SURVEYS
 1500 N. West Street
 Denver, Colorado 80202
 (303) 733-1111

**CIMAREX
 ENERGY CO.**



OVERVIEW

LINE	BEARING	DISTANCE
L1	S 89°56'47\" E	370.37'
L2	S 08°28'14\" E	278.43'
L3	S 89°45'23\" E	42.25'
L4	S 16°47'07\" W	51.42'
L5	S 04°36'46\" W	125.66'
L6	S 91°36'50\" W	198.35'
L7	S 89°34'56\" W	732.40'
L8	S 64°57'51\" W	72.22'
L9	S 25°02'35\" W	48.97'
L10	S 15°17'00\" E	73.30'
L11	S 72°36'03\" E	83.02'
L12	N 69°55'54\" E	904.07'

BEARINGS: NAD 83 GRID-NAD EAST
 DISTANCES: HORIZ GROUND
 LEGEND
 () RECORD DATA
 --- FOUND BRASS CAP 'YEAR'
 --- PROPOSED SWD LINE
 // PRIVATE LAND



CIMAREX ENERGY

**PROPOSED SWD LINE FROM THE
 DOS EQUUS 12 FED COM #1H BATTERY
 TO THE DOS EQUUS 13 FEDERAL #1
 SECTIONS 12 & 13, T24S, R32E, N.M.P.M., LEA CO., N.M.**

PROSPERITY CONSULTANTS, LLC



2251 Double Creek Drive, Suite 602, Round Rock, Texas 78664 © (512) 992-2087 f (512) 251-2518

DATE: 2/10/14	SURVEYED BY: GB/SM	SCALE: NO SCALE
DWG. NO.: 1400820V	DRAWN BY: AF	SHEET: 1 OF 1
JOB NO.: LS140082	APPR. BY: LWB	

CIMAREX ENERGY
PROPOSED GAS LINE FROM THE DOS EQUIS 12 FED COM #1H BATTERY
TO THE DOS EQUIS 13 FEDERAL #1
SEC. 13, T24S, R32E, N.M.P.M., LEA CO., N.M.

DESCRIPTION

A strip of land being 30 feet wide, 1444.59 feet or 87.551 rods in length lying in Section 13, Township 24 South, Range 32 East, N. M. P. M., Lea County, New Mexico, being 15 feet left and 15 feet right of the following described survey of a centerline across State of New Mexico lands:

Beginning at Engr. Sta. 60+57.69, a point on the North line of said Section 13, which bears N 89°35'18" E, 822.87 feet from a brass cap, stamped "1916", found for the North quarter corner of said Section 13;

Thence S 04°44'32" W, 404.20 feet to Engr. Sta. 64+61.89, a P.I. of 19°57'32" left;

Thence S 15°13'00" E, 73.30 feet to Engr. Sta. 65+35.19, a P.I. of 57°23'03" left;

Thence S 72°36'03" E, 63.02 feet to Engr. Sta. 65+98.21, a P.I. of 17°48'03" left;

Thence N 89°35'54" E, 904.07 feet to Engr. Sta. 75+02.28, the Point of Ending, a point in the Northeast quarter of said Section 13, which bears N 22°19'34" W, 2315.65 feet from a brass cap, stamped "1913", found for the East quarter corner of said Section 13.

Said strip of land contains 0.995 acres, more or less and is allocated as follows:

NW ¼ NE ¼ 0.684 Acres

NE ¼ NE ¼ 0.311 Acres

I, R. M. Howett, a N. M. Professional Surveyor, hereby certify that this plat was prepared from an actual ground survey made under my direct supervision, said survey and plat meet the Min. Stds. for Land Surveying in the State of N. M. and are true and correct to the best of my knowledge and belief.

Robert M. Howett

Robert M. Howett NM PS 19680



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NO.	REVISION	DATE
JOB NO.: LS140082		
DWG. NO.: 140082GAS		

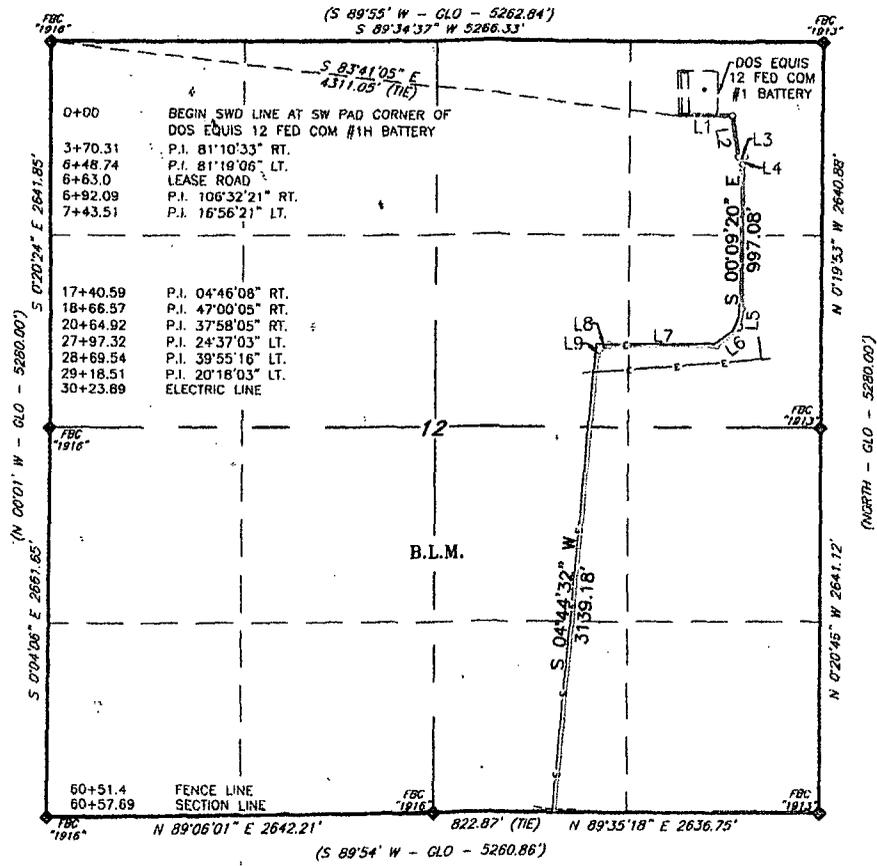
PROSPERITY CONSULTANTS, LLC



2251 Double Creek Drive, Suite 602, Round Rock, Texas 78664 ☎ (512) 992-2087 f (512) 251-2518

SCALE: 1" = 1000'
DATE: 2/10/14
SURVEYED BY: GB/SM
DRAWN BY: AF
APPROVED BY: LWB
SHEET : 2 OF 2

CIMAREX ENERGY
PROPOSED GAS LINE FROM THE DOS EQUIS 12 FED COM #1H BATTERY
TO THE DOS EQUIS 13 FEDERAL #1
SEC. 12, T24S, R32E, N.M.P.M., LEA CO., N.M.



LINE TABLE

LINE	BEARING	DISTANCE
L1	S 88°36'47\" E	370.31'
L2	S 08°26'14\" E	278.43'
L3	S 89°45'20\" E	43.35'
L4	S 16°47'01\" W	51.42'
L5	S 04°36'46\" W	125.98'
L6	S 51°36'50\" W	198.35'
L7	S 89°34'56\" W	732.40'
L8	S 64°57'51\" W	72.22'
L9	S 25°02'35\" W	48.97'

BEARINGS: NAD 83 GRID-NM EAST
 DISTANCES: HORIZ. GROUND

LEGEND
 () RECORD DATA
 FBC**** FOUND BRASS CAP YEAR
 ——— PROPOSED SWD LINE
 // // // PRIVATE LAND

I, R. M. Howett, a N. M. Professional Surveyor, hereby certify that this plat was prepared from an actual ground survey made under my direct supervision, said survey and plat meet the Min. Stds. for Land Surveying in the State of N. M. and are true and correct to the best of my knowledge and belief.

Robert M. Howett
 Robert M. Howett NM PS 19680

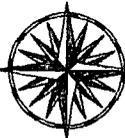


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NO.	REVISION	DATE

JOB NO.: LS140082
 DWG. NO.: 140082GAS

PROSPERITY CONSULTANTS, LLC



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SCALE: 1" = 1000'
 DATE: 2/10/14
 SURVEYED BY: GB/SM
 DRAWN BY: AF
 APPROVED BY: LWB
 SHEET : 1 OF 2

CIMAREX ENERGY
PROPOSED GAS LINE FROM THE DOS EQUIS 12 FED COM #1H BATTERY
TO THE DOS EQUIS 13 FEDERAL #1
SEC. 12, T24S, R32E, N.M.P.M., LEA CO., N.M.

DESCRIPTION

A strip of land being 30 feet wide, 6057.89 feet or 367.133 rods in length lying in Section 12, Township 24 South, Range 32 East, N. M. P. M., Lea County, New Mexico, being 15 feet left and 15 feet right of the following described survey of a centerline across B.L.M. lands:

Beginning at Engr. Sta. 0+00, a point in the Northeast quarter of said Section 12, which bears S 83°41'05" E, 4311.05 feet from a brass cap, stamped "1916", found for the Northwest corner of said Section 12;

Thence S 89°36'47" E, 370.31 feet to Engr. Sta. 3+70.31, a P.I. of 81°10'33" right;

Thence S 08°26'14" E, 278.43 feet to Engr. Sta. 6+48.74, a P.I. of 81°19'06" left;

Thence S 89°45'20" W, 43.35 feet to Engr. Sta. 6+92.09, a P.I. of 106°32'21" right;

Thence S 16°47'01" W, 51.42 feet to Engr. Sta. 7+43.51, a P.I. of 16°56'21" left;

Thence S 00°09'20" E, 997.08 feet to Engr. Sta. 17+40.59, a P.I. of 04°46'06" right;

Thence S 04°36'46" W, 125.98 feet to Engr. Sta. 18+66.57, a P.I. of 47°00'05" right;

Thence S 51°36'50" W, 198.35 feet to Engr. Sta. 20+64.92, a P.I. of 37°58'05" right;

Thence S 89°34'56" W, 732.40 feet to Engr. Sta. 27+97.32, a P.I. of 24°37'03" left;

Thence S 64°57'51" W, 72.22 feet to Engr. Sta. 28+69.54, a P.I. of 39°55'16" left;

Thence S 25°02'35" W, 48.97 feet to Engr. Sta. 29+18.51, a P.I. of 20°18'03" left;

Thence S 04°44'32" W, 3139.18 feet to Engr. Sta. 60+57.69, a point on the South line of said Section 12, which bears N 89°35'18" E, 822.87 feet from a brass cap, stamped "1916", found for the South quarter corner of said Section 12.

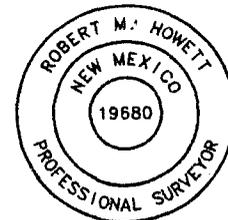
Said strip of land contains 4.172 acres, more or less.

NE ¼ NE ¼	0.845 Acres
SE ¼ NE ¼	0.990 Acres
SW ¼ NE ¼	0.510 Acres
NW ¼ SE ¼	0.913 Acres
SW ¼ SE ¼	0.913 Acres

I, R. M. Howett, a N. M. Professional Surveyor, hereby certify that this plat was prepared from an actual ground survey made under my direct supervision, said survey and plat meet the Min. Stds. for Land Surveying in the State of N. M. and are true and correct to the best of my knowledge and belief.

Robert M. Howett

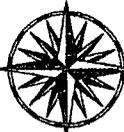
Robert M. Howett NM PS 19680



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NO.	REVISION	DATE
JOB NO.: LS140082		
DWG. NO.: 140082GAS		

PROSPERITY CONSULTANTS, LLC



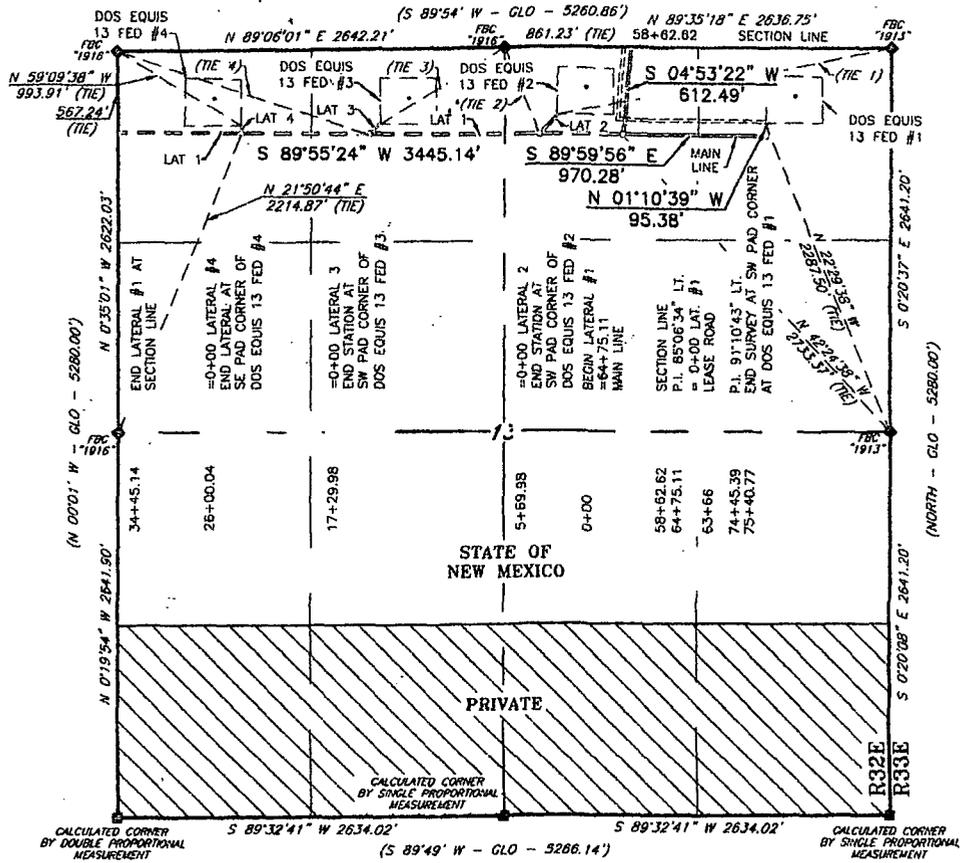
2251 Double Creek Drive, Suite 602, Round Rock, Texas 78664 ☎ (512) 992-2087 f (512) 251-2518

SCALE: 1" = 1000'
DATE: 2/10/14
SURVEYED BY: GB/SM
DRAWN BY: AF
APPROVED BY: LWB
SHEET : 2 OF 2

CIMAREX ENERGY

PROPOSED DISTRIBUTION LINE AND LATERALS FROM THE DOS EQUIS 12 FED COM #1H TO THE DOS EQUIS 13 FED COM WELLS SEC. 13, T24S, R32E, N.M.P.M., LEA CO., N.M.

LATERAL #4 LATERAL #3 LATERAL #2
 0+00 = 26+00.04 LATERAL #1 0+00 = 17+29.98 LATERAL #1 0+00 = 5+69.98 LATERAL #1
 1+89.15 E. O. L. AT PAD 1+89.15 E. O. L. AT PAD 1+89.15 E. O. L. AT PAD



LINE TABLE

LINE	BEARING	DISTANCE
(TIE 1)	N 77°55'36" E	2320.12'
LAT 2	N 42°55'42" E	189.15'
(TIE 2)	S 21°33'56" E	650.37'
(TIE 3)	N 58°00'28" E	1001.01'
LAT 3	N 43°25'10" E	104.71'
(TIE 4)	S 71°49'38" E	1811.29'
LAT 4	N 02°32'09" E	56.62'



I, Larry W. Busby, a N. M. Professional Surveyor, hereby certify that this plat was prepared from an actual survey made on the ground under my direct supervision and the survey and plat meet the Minimum Standards for Land Surveying in the State of New Mexico and are true and correct to the best of my knowledge and belief.

Larry W. Busby
 NM PS 11398

BEARINGS: NAD 83 GRID-NM EAST
 DISTANCES: HORIZ. GROUND

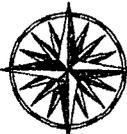
LEGEND

- () RECORD DATA
- FBC**** FOUND BRASS CAP "YEAR"
- ===== PROPOSED ELECTRIC LINE
- PROPOSED LATERAL
- //// //// PRIVATE LAND
- ===== EXISTING LEASE ROAD

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NO.	REVISION	DATE
JOB NO.: LS140078		
DWG. NO.: 140078		

PROSPERITY CONSULTANTS, LLC



2251 Double Creek Drive, Suite 602, Round Rock, Texas 78664

o (512) 992-2087 f (512) 251-2518

SCALE: 1" = 1000'
DATE: 2/10/14
SURVEYED BY: GB/SM
DRAWN BY: AF
APPROVED BY: LWB
SHEET : 1 OF 2

CIMAREX ENERGY
PROPOSED DISTRIBUTION LINE AND LATERALS FROM THE
DOS EQUIS 12 FED COM #1H TO THE DOS EQUIS 13 FED COM WELLS
SEC. 13, T24S, R32E, N.M.P.M., LEA CO., N.M.

DESCRIPTION

A strip of land being 30 feet wide, 5473.77 feet or 331.744 rods in length lying in Section 13, Township 24 South, Range 32 East, N. M. P. M., Eddy County, New Mexico, being 15 feet left and 15 feet right of the following described survey of a centerline across State of New Mexico lands:

BEGINNING at Engr. Sta. 58+62.62, a point on the North line of said Section 13, which bears N 89°35'18" E, 861.26 feet from a brass cap, stamped "1916", found for the North quarter corner of said Section 13;

Thence S 04°53'22" W, 612.49 feet to Engr. Sta. 64+75.11, a P.I. of 94°53'18" left;

Thence S 89°59'56" E, 970.28 feet to Engr. Sta. 74+45.39, a P.I. of 91°10'43" left;

Thence N 01°10'39" W, 95.38 feet to Engr. Sta. 75+40.77, the End of Survey, a point in the Northeast quarter of said Section 13, which bears N 22°29'38" W, 2287.50 feet from a brass cap, stamped "1913", found for the East quarter corner of said Section 13.

Thence BEGINNING AGAIN at Engr. Sta. 0+00, for Lateral #1, (= Engr. Sta. 64+75.11 Main Line) and a point which bears N 42°24'38" W, 2733.37 feet from a brass cap, stamped "1913", found for the East quarter corner of said Section 13.

Thence S 89°55'24" W, 3445.14 feet to Engr. Sta. 34+45.14, the End of Survey, a point on the West boundary line of said Section 13 from which a brass cap, stamped "1916", found for the Northwest corner of said Section 13, bears N 00°35'01" W, 567.24 feet.

Thence BEGINNING AGAIN at Engr. Sta. 0+00, for Lateral #2 (= Engr. Sta. 5+69.98 Lateral #1) and a point which bears S 21°33'56" E, 650.37 feet from a brass cap, stamped "1916", found for the North quarter corner of said Section 13.

Thence N 42°55'42" E, 189.15 feet to Engr. Sta. 1+89.15, the End of Survey, a point from which a brass cap, stamped "1913", found for the Northeast corner of said Section 13, bears N 77°55'36" E, 2320.12 feet.

Thence BEGINNING AGAIN at Engr. Sta. 0+00, for lateral #3 (= Engr. Sta. 17+29.98 Lateral #1) and a point which bears S 71°49'38" E, 1811.29 feet from a brass cap, stamped "1916", found for the Northwest corner of said Section 13.

Thence N 43°25'10" E, 104.71 feet to Engr. Sta. 1+04.71, the End of Survey, a point from which a brass cap, stamped "1916", found for the North quarter corner of said Section 13, bears N 58°00'28" W, 1001.01 feet.

Thence BEGINNING AGAIN at Engr. Sta. 0+00, for Lateral #4 (= Engr. Sta. 26+00.04 Lateral #1) and a point which bears N 21°50'44" E, 2214.87 feet from a brass cap, stamped "1916", found for the West quarter corner of said Section 13.

Thence N 02°32'09" E, 56.62 feet to Engr. Sta. 0+56.52, the End of Survey, a point from which a brass cap, stamped "1916", found for the Northwest corner of said Section 13, bears N 59°09'38" W 993.91 feet.

Said strip of land contains 3.770 acres, more or less and is allocated by forties as follows:

NE ¼ NE ¼	0.380 Acres
NW ¼ NE ¼	1.461 Acres
NE ¼ NW ¼	0.981 Acres
NW ¼ NW ¼	0.948 Acres



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NO.	REVISION	DATE
JOB NO.: LS140078		
DWG. NO.: 140078		

PROSPERITY CONSULTANTS, LLC

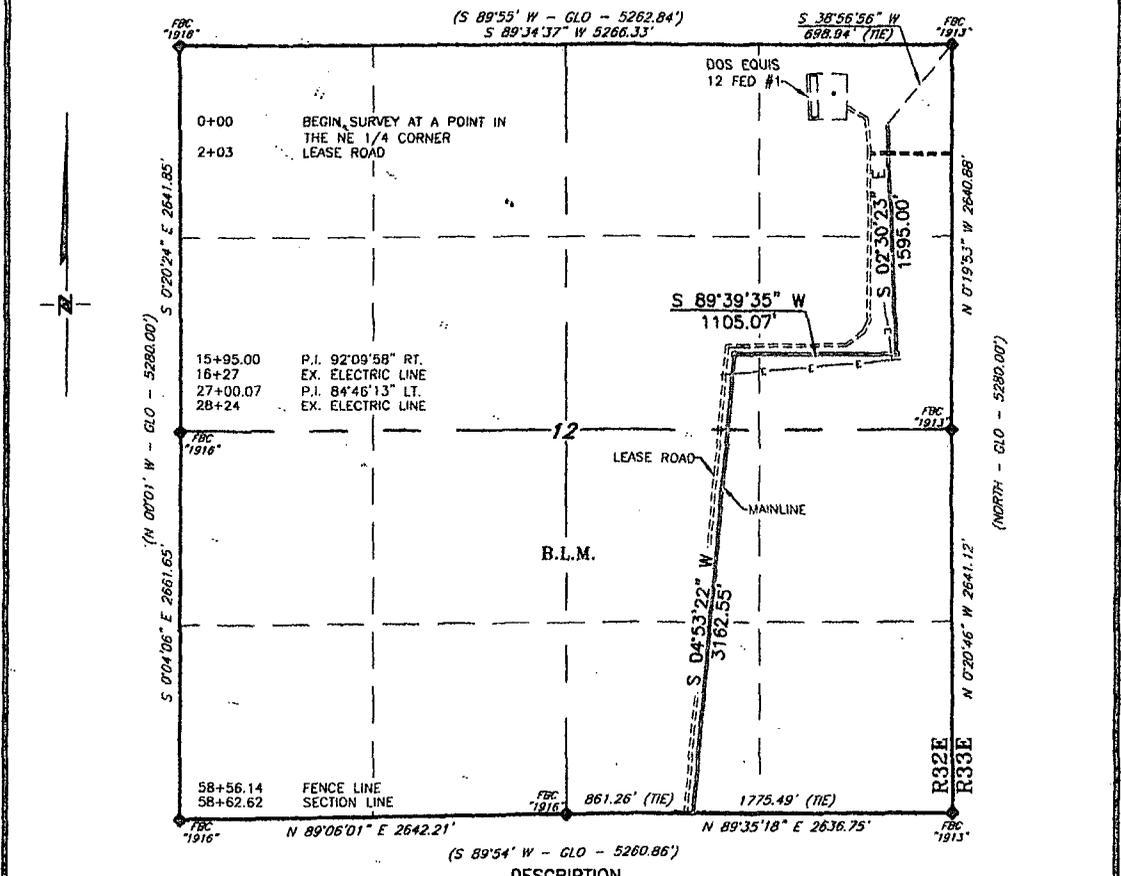


2251 Double Creek Drive, Suite 602, Round Rock, Texas 78664

o (512) 992-2087 f (512) 251-2518

SCALE: 1" = 1000'
DATE: 2/10/14
SURVEYED BY: GB/SM
DRAWN BY: AF
APPROVED BY: LWB
SHEET : 2 OF 2

CIMAREX ENERGY
PROPOSED DISTRIBUTION LINE AND LATERALS FROM THE
DOS EQUIS 12 FED COM #1H TO THE DOS EQUIS 13 FED COM WELLS
SEC. 12, T24S, R32E, N.M.P.M., LEA CO., N.M.



DESCRIPTION

A strip of land being 30 feet wide, 5862.62 feet or 355.310 rods in length lying in Section 12, Township 24 South, Range 32 East, N. M. P. M., Eddy County, New Mexico, being 15 feet left and 15 feet right of the following described survey of a centerline across B.L.M. lands:

Beginning at Engr. Sta. 0+00, a point in the Northeast quarter of said Section 12, which bears S 38°56'56" W, 698.94 feet from a brass cap, stamped "1913", found for the Northeast corner of said Section 12;

Thence S 02°30'23" E, 1595.00 feet to Engr. Sta. 15+95.00, a P.I. of 92°09'58" right;

Thence S 89°39'35" W, 1105.07 feet to Engr. Sta. 27+00.07, a P.I. of 84°46'13" left;

Thence S 04°53'22" W, 3162.55 feet to Engr. Sta. 58+82.62, a point on the South line of said Section 12, which bears N 89°35'18" E, 861.26 feet from a brass cap, stamped "1916", found for the South quarter corner of said Section 12.

Said strip of land contains 4.038 acres, more or less.

NE ¼ NE ¼	0.538 Acres
SE ¼ NE ¼	1.205 Acres
SW ¼ NE ¼	0.469 Acres
NW ¼ SE ¼	0.913 Acres
SW ¼ SE ¼	0.913 Acres



- BEARINGS: NAD 83 GRID-NM EAST
 DISTANCES: HORIZ. GROUND
LEGEND
 () RECORD DATA
 FBC**** FOUND BRASS CAP "YEAR"
 ——— PROPOSED ELECTRIC LINE
 ===== EXISTING LEASE ROAD
 —E— EXISTING ELECTRIC LINE

I, Larry W. Busby, a N. M. Professional Surveyor, hereby certify that this plat was prepared from an actual survey made on the ground under my direct supervision and the survey and plat meet the Minimum Standards for Land Surveying in the State of New Mexico and are true and correct to the best of my knowledge and belief.

Larry W. Busby
 NM PS 11398

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NO.	REVISION	DATE
JOB NO.: LS140078		
DWG. NO.: 140078RD		

PROSPERITY CONSULTANTS, LLC

2251 Double Creek Drive, Suite 602, Round Rock, Texas 78664 ☎ (512) 992-2087 / (512) 251-2518

SCALE: 1" = 1000'
DATE: 2/10/14
SURVEYED BY: GB/SM
DRAWN BY: AF
APPROVED BY: LWB
SHEET : 1 OF 1

BLM LEASE NUMBER: NM0553548

COMPANY NAME: Cimarex Energy Company

ASSOCIATED WELL NAME: Dos Equis 13 Fed Com #1H

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.

Seed Mixture for LPC Sand/Shinnery Sites

The 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 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>
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

Company Reference: Cimarex Energy Company
Well No. & Name: Dos Equis 13 Fed Com 1H

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 deterrence 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.

BLM LEASE NUMBER: NM0553548

COMPANY NAME: Cimarex Energy Company

ASSOCIATED WELL NAME: Dos Equis 13 Fed Com 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:

- 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.