

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

OCD Hobbs

FORM APPROVED
OMB No. 1004-0137
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.
LC031670B

6. If Indian, Allottee or Tribe Name

SUBMIT IN TRIPLICATE - Other instructions on page 2.

MAR 30 2015

1. Type of Well
 Oil Well Gas Well Other

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

2. Name of Operator
ConocoPhillips Company

8. Well Name and No.
SEMU McKee #50

3a. Address
3300 N. "A" Street, 6-100

3b. Phone No. (include area code)
432-688-9145

9. API Well No.
30-025-07832

4. Location of Well (Footage, Sec., T., R., M., or Survey Description)
Section 20, T-20-S, R-38-E, N.M.P.M, Lea County, New Mexico
1980 FSL & 600 FWL

10. Field and Pool or Exploratory Area
Warren; McKee Simpson

11. Country or Parish, State
Lea, NM

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

TYPE OF SUBMISSION	TYPE OF ACTION			
<input 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>Line replacement</u>
	<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 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.)

ConocoPhillips Company request permission to replace 3 miles of existing 4" & 6" buried fiberspar water transfer line from the SEMU BMT Battery to the SEMU #95 SWD with 4" buried flexpipe (200#NOP). The new line will follow the existing line route.

The replacement line will be located in Sections 20, 19, T-20-S, R-38-E & Sections 24, 23, T-20-S, R-37-E

Robert McCasland is the private surface owner in the SW/4 of the SW/4 of Section 20, T-20-S, R-38-E. As per a previously negotiated and agreed upon surface use agreement Mr. McCasland will be issued proper and timely payment for surface damage associated with this project.

Trent Stradley of the S&W Cattle Company is the private surface owner in the NW/4 of the SW/4 of Section 20, Section 19 T-20-S, R-38-E, Sections 24, 23, T-20-S, R-37-E. As per a previously negotiated and agreed upon surface use agreement Mr. Stradley will be issued proper and timely payment for surface damage associated with this project.

14. I hereby certify that the foregoing is true and correct.
 Name (Printed/Typed)
Brandon Bergen
 Title PTRRC - Staff Agent
 Signature *Brandon Bergen*
 Date 12/09/2013

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved by **Steve Caffey** Title FIELD MANAGER Date
 Conditions of approval, if any, are attached. Approval of this notice does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon. Office CARLSBAD FIELD OFFICE

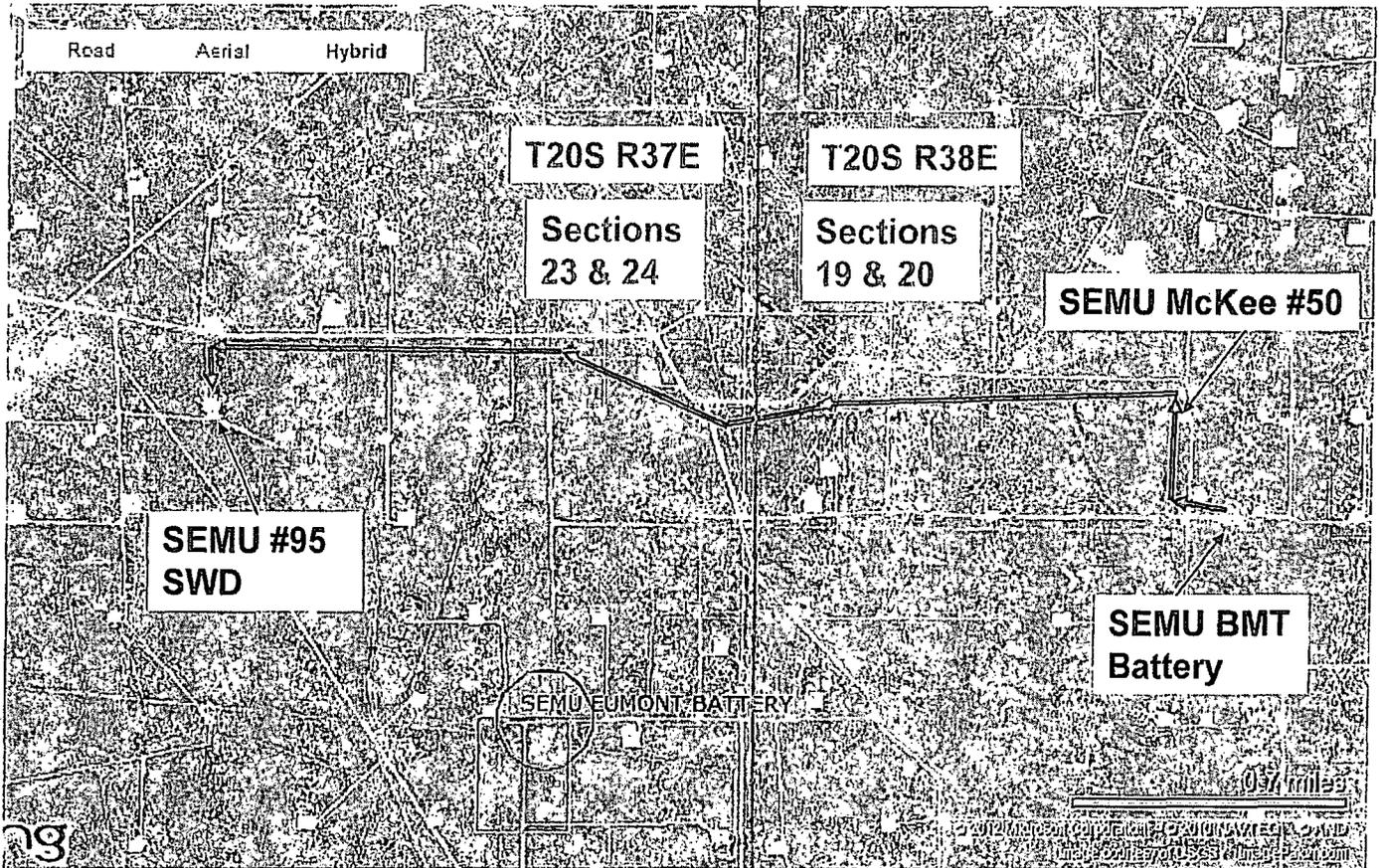
Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

(Instructions on page 2)

MSS/ocd 3/31/2015

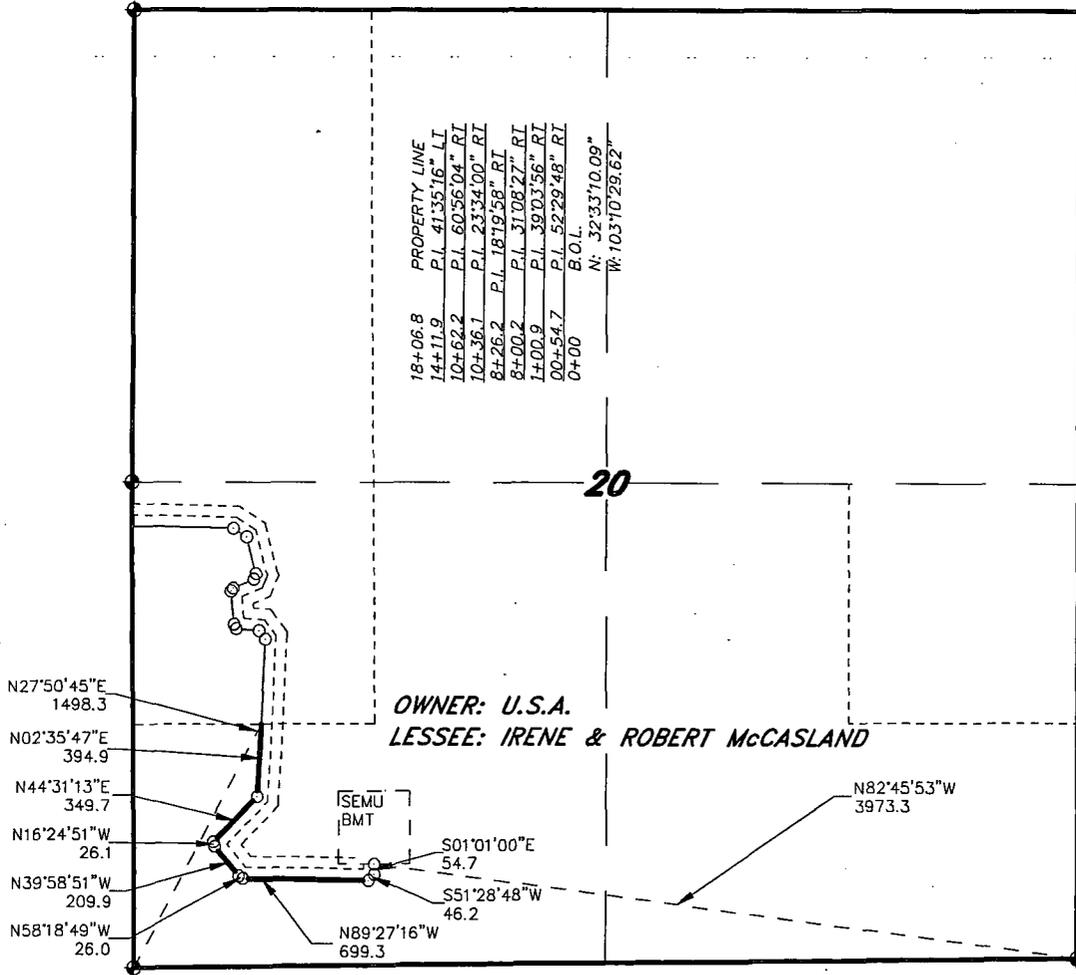
APR 02 2015

dm



Replace ~3 miles of existing 4" & 6" buried fiberglass water transfer line (200#NOP) from the BMT Battery to the #95 SWD with ~3 miles of buried 4" Flexpipe water transfer line (200#NOP)

SECTION 20, TOWNSHIP 20 SOUTH, RANGE 38 EAST, N.M.P.M.,
LEA COUNTY, NEW MEXICO.



PROPERTY LINE
 18+06.8 P.I. 41°35'16" LT
 14+11.9 P.I. 60°56'04" RI
 10+62.2 P.I. 23°34'00" RI
 10+36.1 P.I. 18°19'58" RI
 8+26.2 P.I. 31°08'27" RI
 8+00.2 P.I. 39°03'36" RI
 1+00.9 P.I. 52°29'48" RI
 0+54.7 B.O.L.
 0+00 N: 32°33'10.09"
 W: 103°10'29.62"

OWNER: U.S.A.
 LESSEE: IRENE & ROBERT McCASLAND

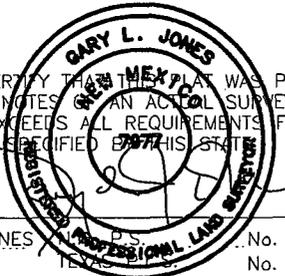
LEGAL DESCRIPTION

A STRIP OF LAND 30.0 FEET WIDE, LOCATED IN SECTION 20, TOWNSHIP 20 SOUTH, RANGE 38 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO AND BEING 30.0 FEET LEFT AND RIGHT OF THE ABOVE PLATTED CENTERLINE SURVEY.

SECTION 20 = 1806.8 FEET = 109.50 RODS = 0.34 MILES = 1.24 ACRES

I HEREBY CERTIFY THAT THIS PLAN WAS PREPARED FROM FIELD NOTES OF AN ACTUAL SURVEY AND MEETS OR EXCEEDS ALL REQUIREMENTS FOR LAND SURVEYS AS SPECIFIED BY THIS STATE.

GARY L. JONES
 PROFESSIONAL LAND SURVEYOR
 No. 7977
 No. 5074



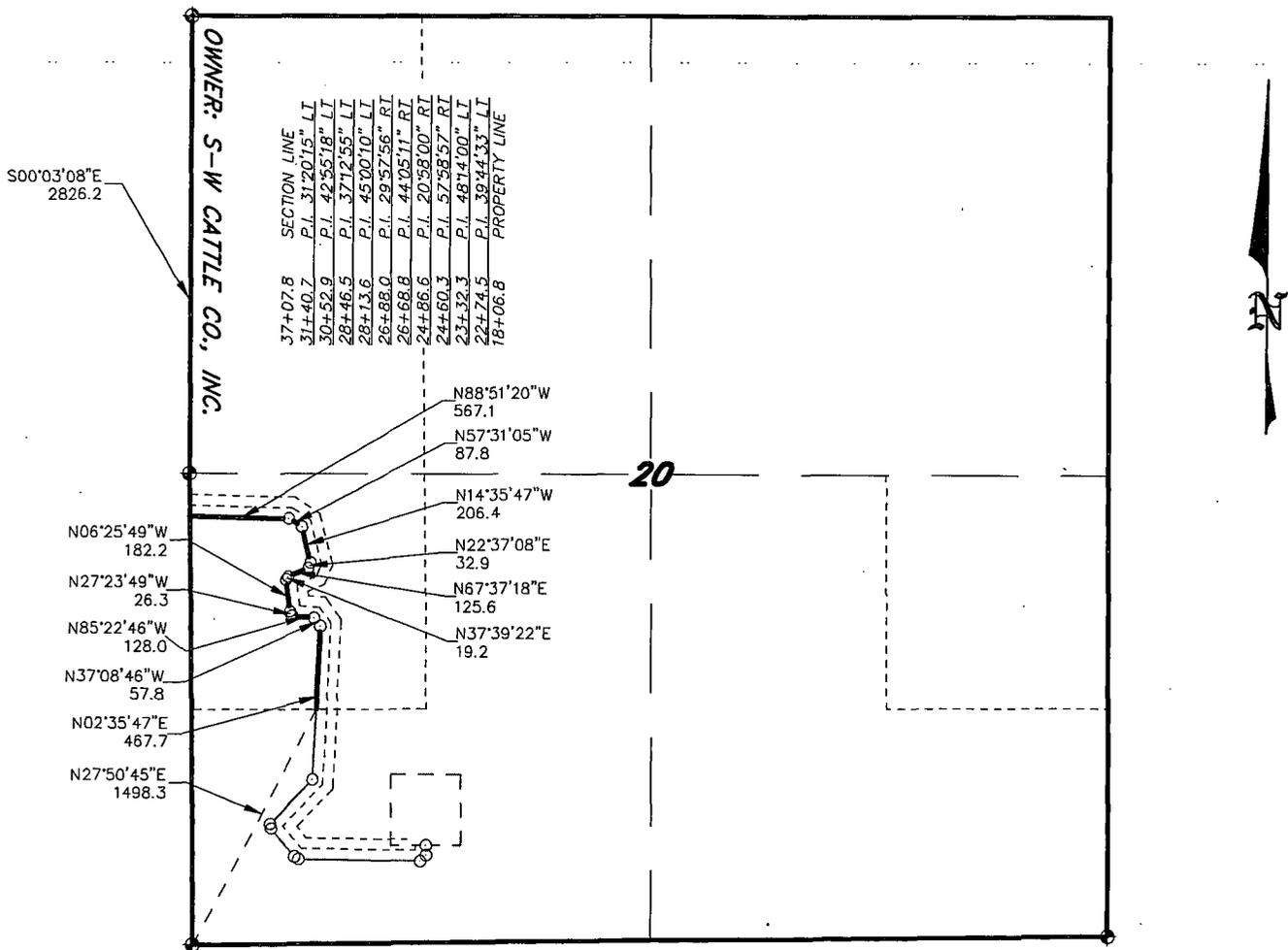
ConocoPhillips

REF: PROPOSED SWD PIPELINE TO 95 SWD

A SWD PIPELINE LOCATED ON USA LAND IN SECTION 20, TOWNSHIP 20 SOUTH, RANGE 38 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO.

basin surveys
 focused on excellence in the oilfield
 P.O. Box 1786
 1120 N. West County Rd.
 Hobbs, New Mexico 88241
 (575) 393-7316 - Office
 (575) 392-2206 - Fax
 basin-surveys.com

SECTION 20, TOWNSHIP 20 SOUTH, RANGE 38 EAST, N.M.P.M.,
LEA COUNTY, NEW MEXICO.



LEGAL DESCRIPTION

A STRIP OF LAND 30.0 FEET WIDE, LOCATED IN SECTION 20, TOWNSHIP 20 SOUTH, RANGE 38 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO AND BEING 15.0 FEET LEFT AND RIGHT OF THE FOLLOWING DESCRIBED CENTERLINE SURVEY. BEGINNING AT A POINT WHICH LIES N.27°50'45"E., 1498.3 FEET FROM THE SOUTHWEST CORNER OF SAID SECTION 20; THENCE N.02°35'47"E., 467.7 FEET; THENCE N.37°08'46"W., 57.8 FEET; THENCE N.85°22'46"W., 128.0 FEET; THENCE N.27°23'49"W., 26.3 FEET; THENCE N.06°25'49"W., 182.2 FEET; N.37°39'22"E., 19.2 FEET; N.67°37'18"E., 125.6 FEET; THENCE N.22°37'08"E., 32.9 FEET; THENCE N.14°35'47"W., 206.4 FEET; THENCE N.57°31'05"W., 87.8 FEET; THENCE N.88°51'20"W., 567.1 FEET TO A POINT ON THE WEST SECTION LINE WHICH LIES S.00°03'08"E., 2826.2 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 20. SAID STRIP OF LAND BEING 1901.0 FEET OR 115.21 RODS IN LENGTH AND CONTAINING 1.31 ACRES, MORE OR LESS.

I HEREBY CERTIFY THAT THIS PLAN WAS PREPARED FROM FIELD NOTES OF AN ACTUAL SURVEY AND MEETS OR EXCEEDS ALL REQUIREMENTS FOR LAND SURVEYS AS SPECIFIED BY THIS STATE.



GARY L. JONES, P.S. No. 7977
LEA COUNTY, N.M. No. 5074

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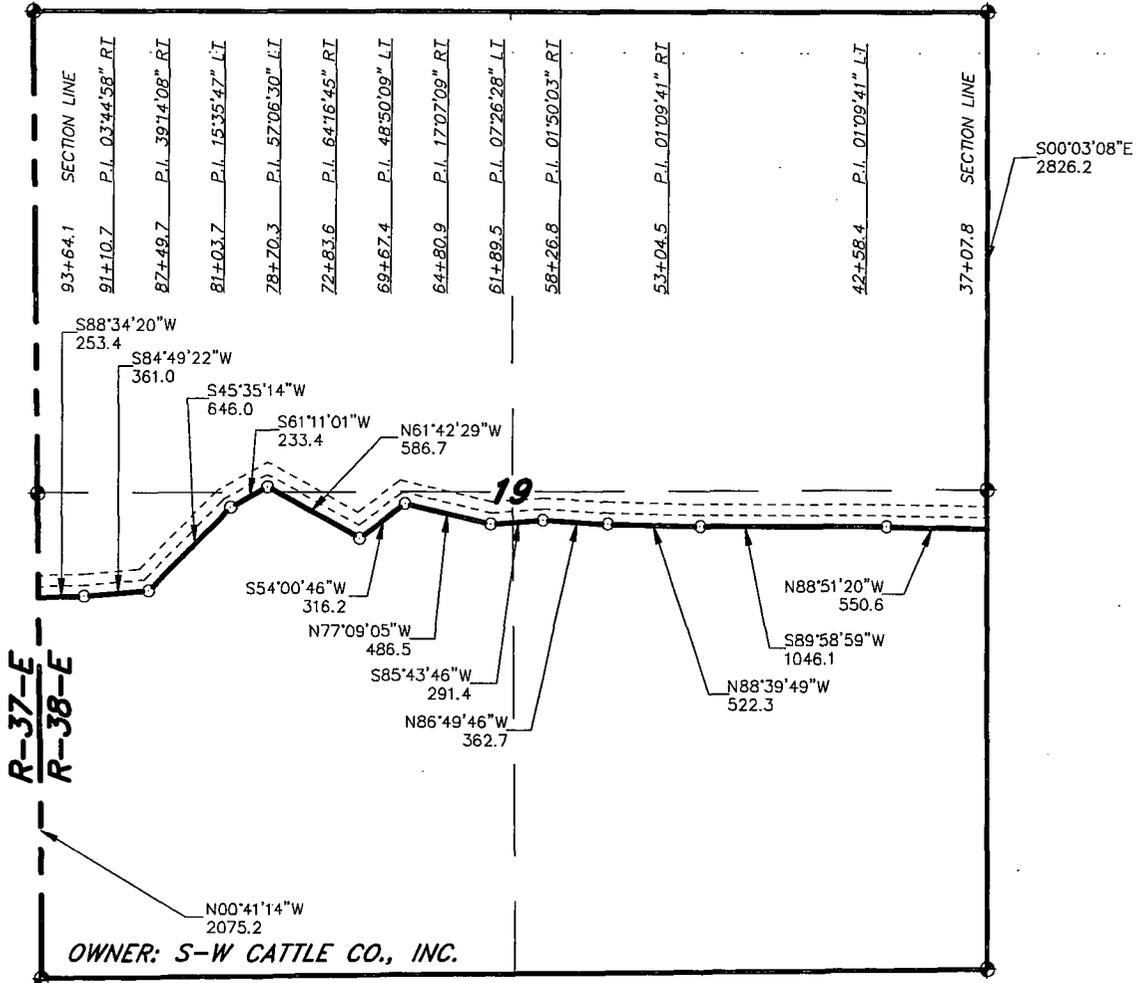


ConocoPhillips

REF: PROPOSED SWD PIPELINE TO 95 SWD

A SWD PIPELINE LOCATED ON FEE LAND IN
SECTION 20, TOWNSHIP 20 SOUTH, RANGE 38 EAST,
N.M.P.M., LEA COUNTY, NEW MEXICO.

SECTION 19, TOWNSHIP 20 SOUTH, RANGE 38 EAST, N.M.P.M.,
LEA COUNTY, NEW MEXICO.



LEGAL DESCRIPTION

A STRIP OF LAND 30.0 FEET WIDE, LOCATED IN SECTION 19, TOWNSHIP 20 SOUTH, RANGE 38 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO AND BEING 15.0 FEET LEFT AND RIGHT OF THE FOLLOWING DESCRIBED CENTERLINE SURVEY.

BEGINNING AT A POINT WHICH LIES S.00°03'08"E, 2826.2 FEET FROM THE NORTHEAST CORNER OF SAID SECTION 19; THENCE N.88°51'20"W, 550.6 FEET; THENCE S.89°58'59"W, 1046.1 FEET; THENCE N.88°39'49"W, 522.3 FEET; THENCE N.86°49'46"W, 362.7 FEET; THENCE S.85°43'46"W, 291.4 FEET; THENCE N.77°09'05"W, 486.5 FEET; THENCE S.54°00'46"W, 316.2 FEET; THENCE N.61°42'29"W, 586.7 FEET; THENCE S.61°11'01"W, 233.4 FEET; THENCE S.45°35'14"W, 646.0 FEET; THENCE S.84°49'22"W, 361.0 FEET; THENCE S.88°34'20"W, 253.4 FEET TO A POINT ON THE WEST SECTION LINE WHICH LIES N.00°41'14"W, 2075.2 FEET FROM THE SOUTHWEST CORNER OF SAID SECTION 19. SAID STRIP OF LAND BEING 5656.3 FEET OR 342.81 RODS IN LENGTH AND CONTAINING 3.90 ACRES, MORE OR LESS.

I HEREBY CERTIFY THAT THIS PLAN WAS PREPARED FROM FIELD NOTES OF AN ACTUAL SURVEY AND MEETS OR EXCEEDS ALL REQUIREMENTS FOR LAND SURVEYS AS SPECIFIED BY THIS STATE.



GARY L. JONES No. 7977
No. 5074



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1120 N. West County Rd. (575) 392-2206 - Fax
Hobbs, New Mexico 88241 basinsurveys.com

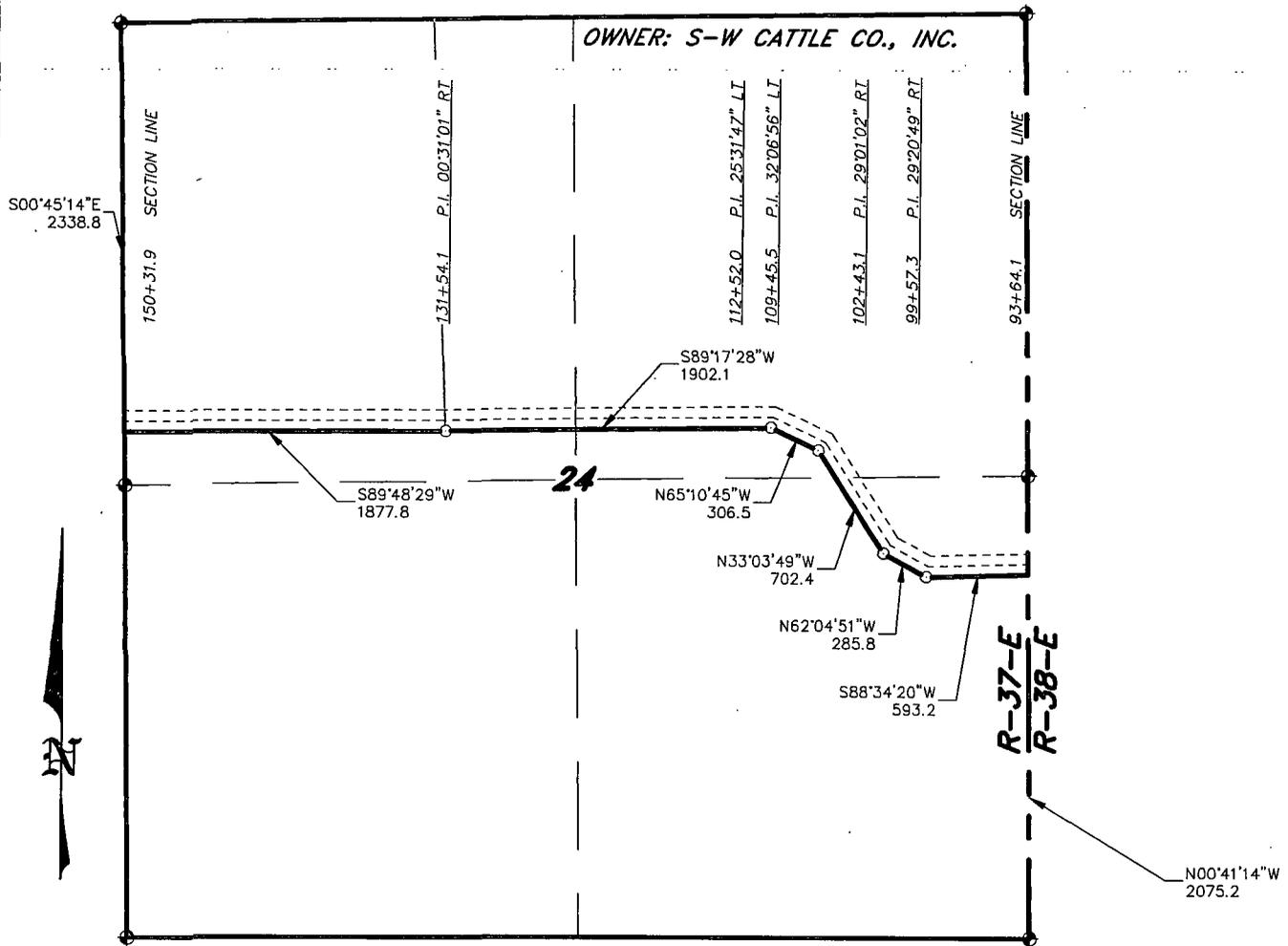


ConocoPhillips

REF: PROPOSED SWD PIPELINE TO 95 SWD

A SWD PIPELINE LOCATED ON FEE LAND IN
SECTION 19, TOWNSHIP 20 SOUTH, RANGE 38 EAST,
N.M.P.M., LEA COUNTY, NEW MEXICO.

SECTION 24, TOWNSHIP 20 SOUTH, RANGE 37 EAST, N.M.P.M.,
LEA COUNTY, NEW MEXICO.

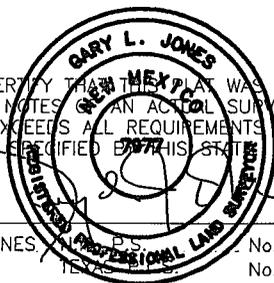


LEGAL DESCRIPTION

A STRIP OF LAND 30.0 FEET WIDE, LOCATED IN SECTION 24, TOWNSHIP 20 SOUTH, RANGE 37 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO AND BEING 15.0 FEET LEFT AND RIGHT OF THE FOLLOWING DESCRIBED CENTERLINE SURVEY.

BEGINNING AT A POINT WHICH LIES N.00°41'14\"W, 2075.2 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 24; THENCE S.88°34'20\"W, 593.2 FEET; THENCE N.62°04'51\"W, 285.8 FEET; THENCE N.33°03'49\"W, 702.4 FEET; THENCE N.65°10'45\"W, 306.5 FEET; THENCE S.89°17'28\"W, 1902.1 FEET; THENCE S.89°48'29\"W, 1877.8 FEET A POINT ON THE WEST SECTION LINE WHICH LIES S.00°45'14\"E., 2338.8 FEET FROM THE NORTHWEST SECTION LINE OF SAID SECTION 24. SAID STRIP OF LAND BEING 5667.8 FEET OR 343.5 RODS IN LENGTH AND CONTAINING 3.90 ACRES, MORE OR LESS.

I HEREBY CERTIFY THAT THIS PLAN WAS PREPARED FROM FIELD NOTES OF AN ACTUAL SURVEY AND MEETS OR EXCEEDS ALL REQUIREMENTS FOR LAND SURVEYS AS SPECIFIED BY THIS STATE.



GARY L. JONES, P.S. No. 7977.
LEA COUNTY, NEW MEXICO No. 5074



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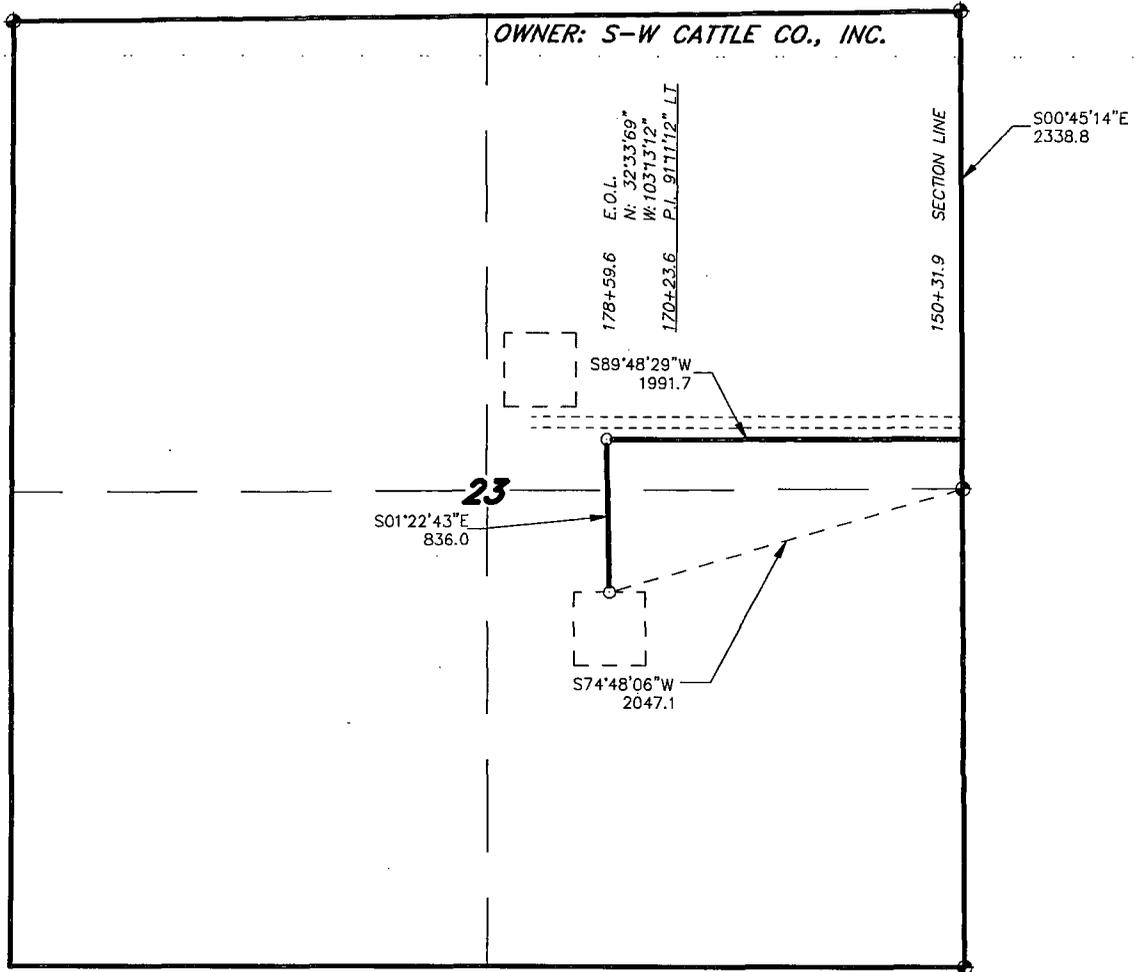


ConocoPhillips

REF: PROPOSED SWD PIPELINE TO 95 SWD

A SWD PIPELINE LOCATED ON FEE LAND IN
SECTION 24, TOWNSHIP 20 SOUTH, RANGE 37 EAST,
N.M.P.M., LEA COUNTY, NEW MEXICO.

SECTION 23, TOWNSHIP 20 SOUTH, RANGE 37 EAST, N.M.P.M.,
LEA COUNTY, NEW MEXICO.



LEGAL DESCRIPTION

A STRIP OF LAND 30.0 FEET WIDE, LOCATED IN SECTION 23, TOWNSHIP 20 SOUTH, RANGE 37 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO AND BEING 15.0 FEET LEFT AND RIGHT OF THE FOLLOWING DESCRIBED CENTERLINE SURVEY.

BEGINNING AT A POINT WHICH LIES S.00°45'14\"E., 2338.8 FEET FROM THE NORTHEAST CORNER OF SAID SECTION 23; THENCE S.89°48'29\"W., 1991.7; THENCE S.01°22'43\"E., 836.0 FEET TO THE END OF THIS LINE WHICH LIES S.74°48'06\"W., 2047.1 FEET FROM THE EAST QUARTER SECTION OF SAID SECTION 23. SAID STRIP OF LAND BEING 2827.7 FEET OR 171.38 RODS IN LENGTH AND CONTAINING 1.95 ACRES, MORE OR LESS.

I HEREBY CERTIFY THAT THIS PLAN WAS PREPARED FROM FIELD NOTES OF AN ACTUAL SURVEY AND MEETS OR EXCEEDS ALL REQUIREMENTS FOR LAND SURVEYS AS SPECIFIED BY THIS STATE.



GARY L. JONES, P.S. No. 7977
LEA COUNTY, N.M. No. 5074



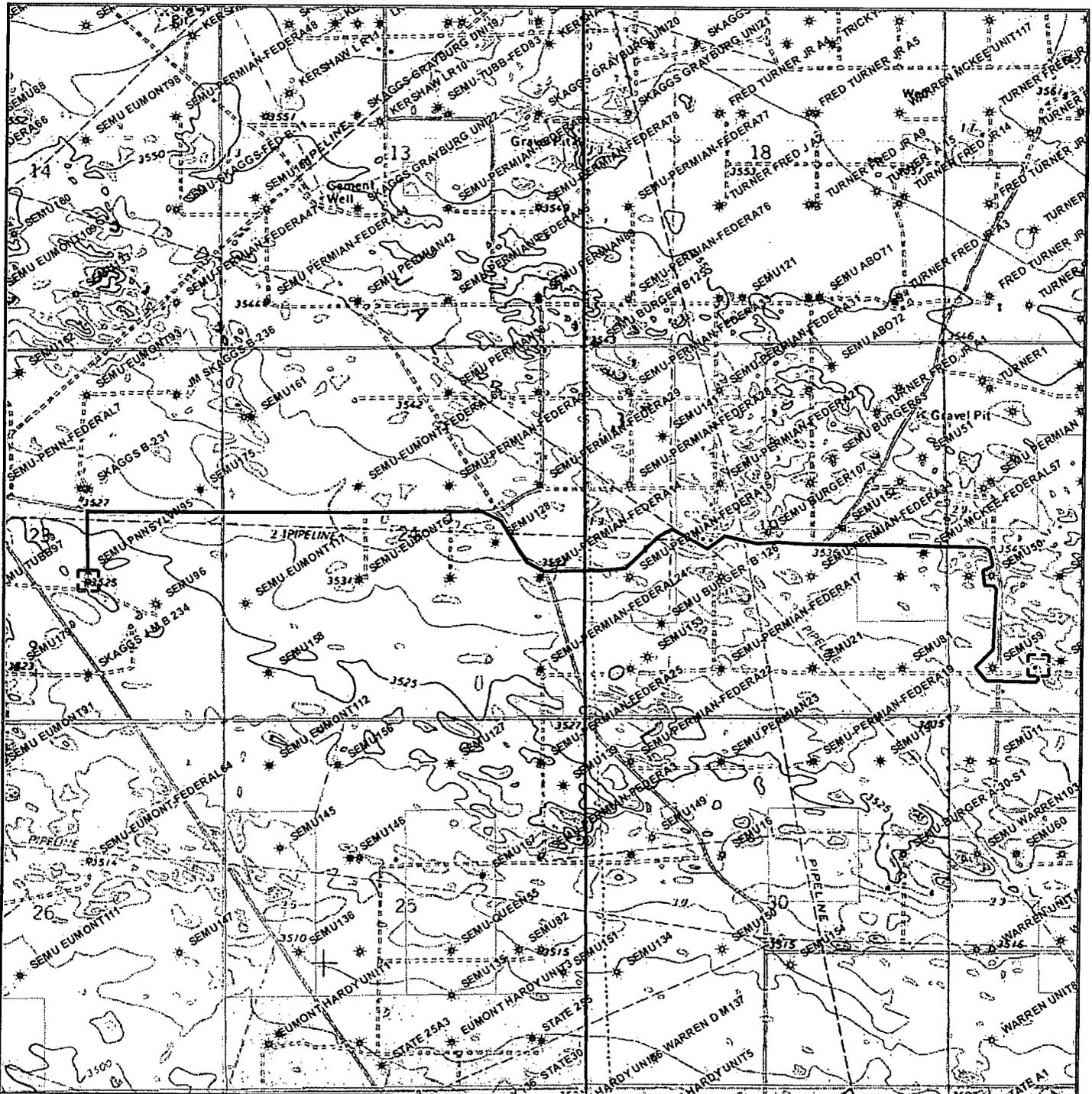
P.O. Box 1786 (575) 393-7316 - Office
1120 N. West County Rd. (575) 392-2206 - Fax
Hobbs, New Mexico 88241 basin-surveys.com



ConocoPhillips

REF: PROPOSED SWD PIPELINE TO 95 SWD

A SWD PIPELINE LOCATED ON FEE LAND IN
SECTION 23, TOWNSHIP 20 SOUTH, RANGE 37 EAST,
N.M.P.M., LEA COUNTY, NEW MEXICO.



PROPOSED SWD PIPELINE TO SEMU BATTERY
 Sections 20&19, Township 20 South, Range 38 East,
 Sections 24&23, Township 20 South, Range 37 East,
 N.M.P.M., Lea County, New Mexico.



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0' 1000' 2000' 3000' 4000'

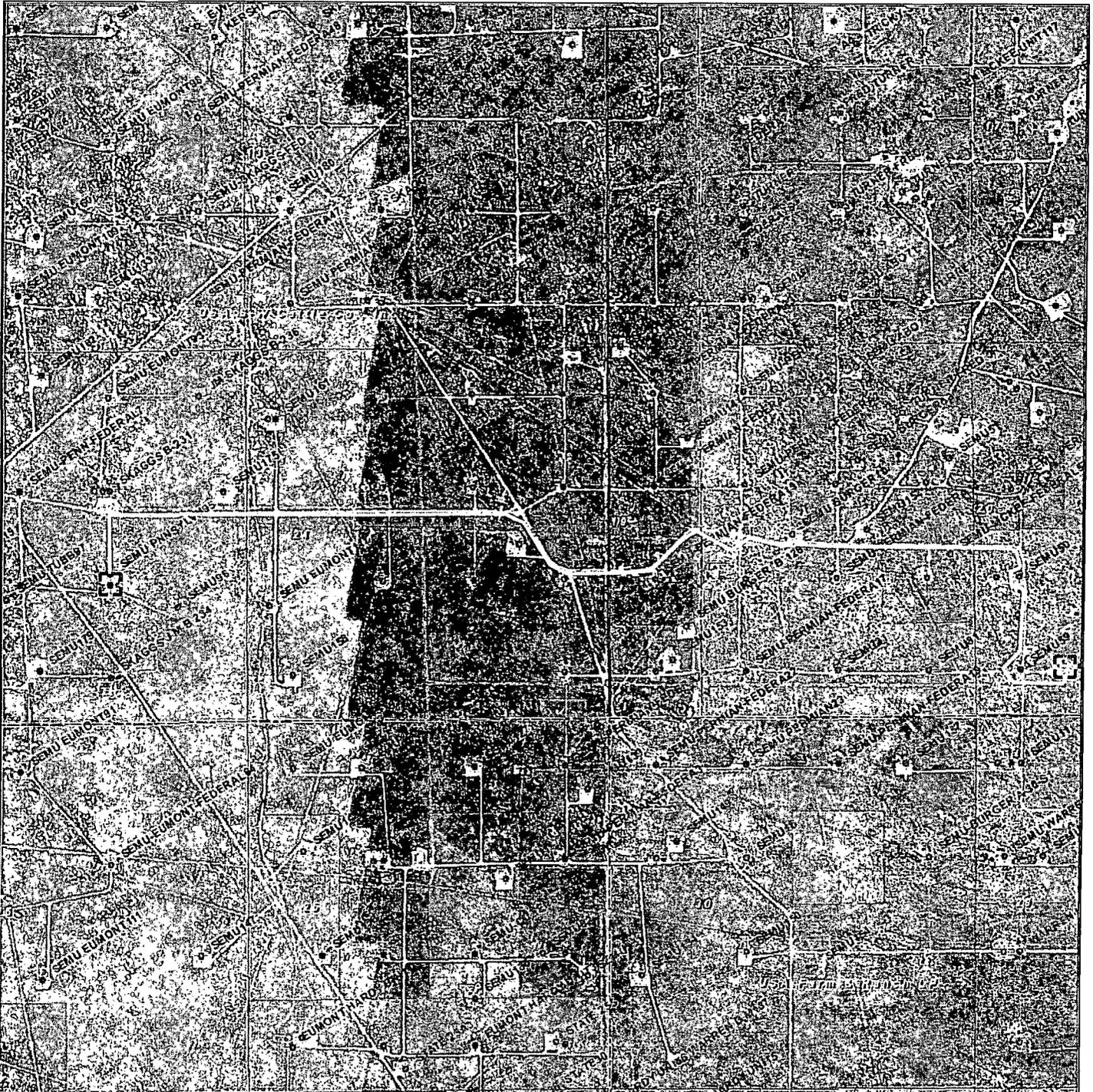
SCALE: 1" = 2000'

W.O. Number: KAN 29547

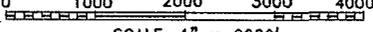
Survey Date: 11-09-2013

YELLOW TINT - USA LAND
 BLUE TINT - STATE LAND
 NATURAL COLOR - USA LAND





PROPOSED SWD PIPELINE TO SEMU BATTERY
 Sections 20&19, Township 20 South, Range 38 East,
 Sections 24&23, Township 20 South, Range 37 East,
 N.M.P.M., Lea County, New Mexico.

 focused on excellence in the oilfield	P.O. Box 1786 1120 N. West County Rd. Hobbs, New Mexico 88241 (575) 393-7316 - Office (575) 392-2206 - Fax basinsurveys.com	0' 1000' 2000' 3000' 4000'  SCALE: 1" = 2000'		W.O. Number: KAN 29547
	Survey Date: 11-09-2013	ConocoPhillips		
	YELLOW TINT - USA LAND BLUE TINT - STATE LAND NATURAL COLOR - USA LAND			

BLM LEASE NUMBER: LC 03170B

COMPANY NAME: Conoco Phillips Company

ASSOCIATED WELL NAME: SEMU Mckee #50

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 15 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 20 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.

Dunes Sagebrush Lizard Trench Stipulation

- Pre-construction contact with a BLM wildlife biologist is required 5 days prior to 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/CCA enrollment status.
- A project closeout will be required within three business days of the completion of the project.