

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

**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.*

FORM APPROVED  
OMB NO. 1004-0137  
Expires: January 31, 2018

HOBBS OGD  
AUG 29 2017  
RECEIVED

**SUBMIT IN TRIPLICATE - Other instructions on page 2**

<p>1. Type of Well  <input type="checkbox"/> Oil Well   <input type="checkbox"/> Gas Well   <input checked="" type="checkbox"/> Other: UNKNOWN OTH</p>	<p>5. Lease Serial No. NMNM114991</p>
<p>2. Name of Operator DEVON ENERGY PRODUCTION CO. LP.   Contact: COLE METCALF                  Email: cole.metcalf@dev.com</p>	<p>6. If Indian, Allottee or Tribe Name</p>
<p>3a. Address P. O. BOX 250 ARTESIA, NM 88211</p>	<p>7. Unit or CA/Agreement, Name and/or No.</p>
<p>3b. Phone No. (include area code) Ph: 575-748-1872</p>	<p>8. Well Name and No. GREEN WAVE 20 FED COM 1H</p>
<p>4. Location of Well (Footage, Sec., T., R., M., or Survey Description) Sec 20 T26S R34E SWSW 300FSL 300FWL</p>	<p>9. API Well No. <b>30-025-40383</b></p>
	<p>10. Field and Pool or Exploratory Area RATTLESNAKE</p>
	<p>11. County or Parish, State LEA COUNTY, NM</p>

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

TYPE OF SUBMISSION	TYPE OF ACTION			
<input checked="" type="checkbox"/> Notice of Intent	<input type="checkbox"/> Acidize	<input type="checkbox"/> Deepen	<input type="checkbox"/> Production (Start/Resume)	<input type="checkbox"/> Water Shut-Off
<input type="checkbox"/> Subsequent Report	<input type="checkbox"/> Alter Casing	<input type="checkbox"/> Hydraulic Fracturing	<input type="checkbox"/> Reclamation	<input type="checkbox"/> Well Integrity
<input type="checkbox"/> Final Abandonment Notice	<input type="checkbox"/> Casing Repair	<input checked="" type="checkbox"/> New Construction	<input type="checkbox"/> Recomplete	<input type="checkbox"/> Other
	<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 recomple 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 recomple 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.

Devon would like to request a sundry to obtain a 30' for 1-4" buried flowline, and 1-4" buried gas lift line from the proposed Green wave 20-32 Fed State Com 1H to the Green wave 20 Fed Com 1H battery. This proposed easement, as shown on the attached plat, comprises a total distance of 1735.50', 1.195 acres of surface disturbance.

Devon would also like to request a sundry to extend the Green Wave 20 Fed 1H Pad in order to upgrade our tank battery on location. This is a 200' pad extension comprising 1.377 acres, more or less. This location has been onsite by Jesse B. / BLM and third party environmental crew on 3/10/2017.

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

Electronic Submission #371368 verified by the BLM Well Information System  
For DEVON ENERGY PRODUCTION CO. LP, sent to the Hobbs  
Committed to AFMSS for processing by DEBORAH MCKINNEY on 04/11/2017 ( )

Name (Printed/Typed) COLE METCALF	Title FIELD LANDMAN
Signature (Electronic Submission)	Date 03/28/2017

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

Approved By	Title <b>fw</b> FIELD MANAGER	Date <b>08/21/17</b>
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)

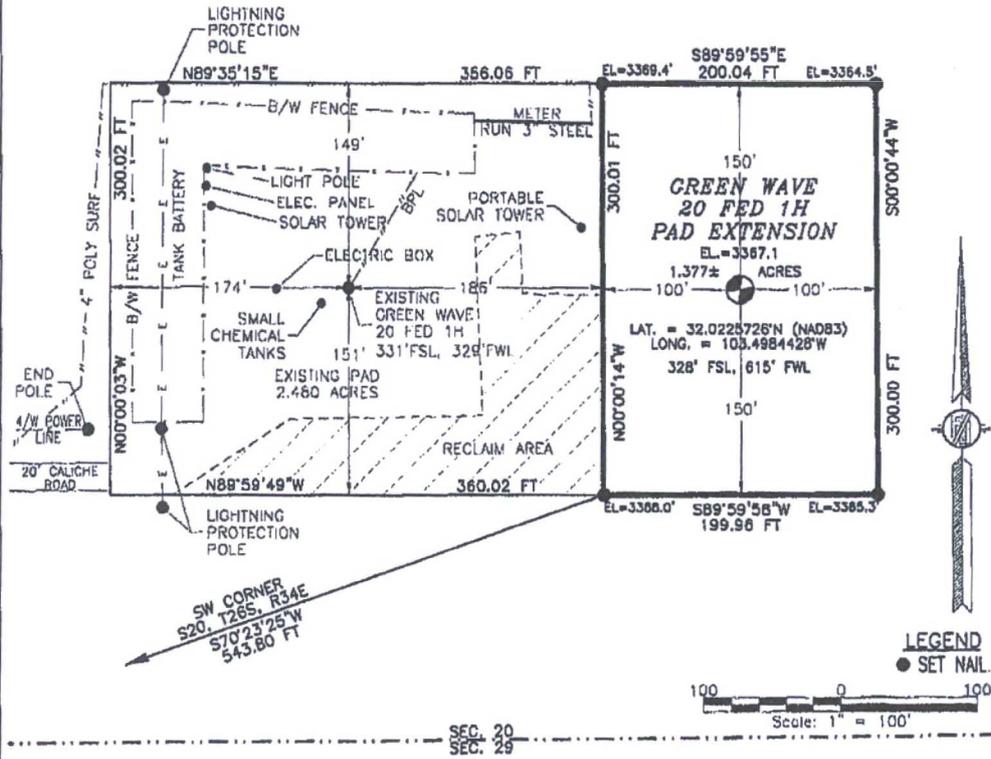
**\*\* OPERATOR-SUBMITTED \*\* OPERATOR-SUBMITTED \*\* OPERATOR-SUBMITTED \*\***

*K-2*

GREEN WAVE 20 FED 1H PAD EXTENSION (AA000032184)

DEVON ENERGY PRODUCTION COMPANY, L.P.  
 IN THE S/2 SW/4 SW/4 OF  
 SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M.  
 LEA COUNTY, STATE OF NEW MEXICO

MARCH 22, 2017



DESCRIPTION

A CERTAIN PIECE OR PARCEL OF LAND AND REAL ESTATE LYING IN BUREAU OF LAND MANAGEMENT LAND IN THE S/2 SW/4 SW/4 OF SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO.  
 BEGINNING AT THE SOUTHWEST CORNER OF THE PARCEL, WHENCE THE SOUTHWEST CORNER OF SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M. BEARS S70°23'25"W, A DISTANCE OF 543.80 FEET;  
 THENCE N00°00'14"W A DISTANCE OF 300.01 FEET TO THE NORTHWEST CORNER OF THE PARCEL;  
 THENCE S89°59'55"E A DISTANCE OF 200.04 FEET TO THE NORTHEAST CORNER OF THE PARCEL;  
 THENCE S00°00'44"W A DISTANCE OF 300.00 FEET TO THE SOUTHEAST CORNER OF THE PARCEL;  
 THENCE S89°59'58"W A DISTANCE OF 199.96 FEET TO THE SOUTHWEST CORNER OF THE PARCEL, THE POINT OF BEGINNING;  
 CONTAINING 1.377 ACRES MORE OR LESS.

GENERAL NOTES

- THE INTENT OF THIS SURVEY IS TO ACQUIRE A BUSINESS LEASE FOR THE PURPOSE OF BUILDING A FRAC POND
  - BASIS OF BEARING IS NEW MEXICO STATE PLANE EAST ZONE MODIFIED TO THE SURFACE (NAD83), COORDINATES ARE NAD 83, ELEVATIONS ARE NAVD 88
- DRIVING DIRECTIONS: FROM INTERSECTION OF HWY 128 & CR#1 (ORLA) GO SOUTH 10.4 MILES TO CALICHE PIPELINE ROAD EAST & WEST, GO LEFT (EAST) 10.2 MILES THEN TURN SOUTH (RIGHT) 2.8 MILES, TURN LEFT AND GO 1000' TO EXISTING PAD.

SURVEYOR CERTIFICATE

I, FILMON F. JARAMILLO, A NEW MEXICO PROFESSIONAL SURVEYOR NO. 12797, HEREBY CERTIFY THAT I HAVE CONDUCTED AND AM RESPONSIBLE FOR THIS SURVEY. THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR LAND SURVEYING IN THE STATE OF NEW MEXICO.  
 IN WITNESS WHEREOF, THIS CERTIFICATE IS EXECUTED AT CARLSBAD, NEW MEXICO, THIS 22 DAY OF MARCH 2017

FILMON F. JARAMILLO, P.S. 12797  
 201 SOUTH CANAL  
 CARLSBAD, NEW MEXICO 88220  
 Phone (575) 234-3341  
 SURVEY NO. 567B

SHEET: 1-3

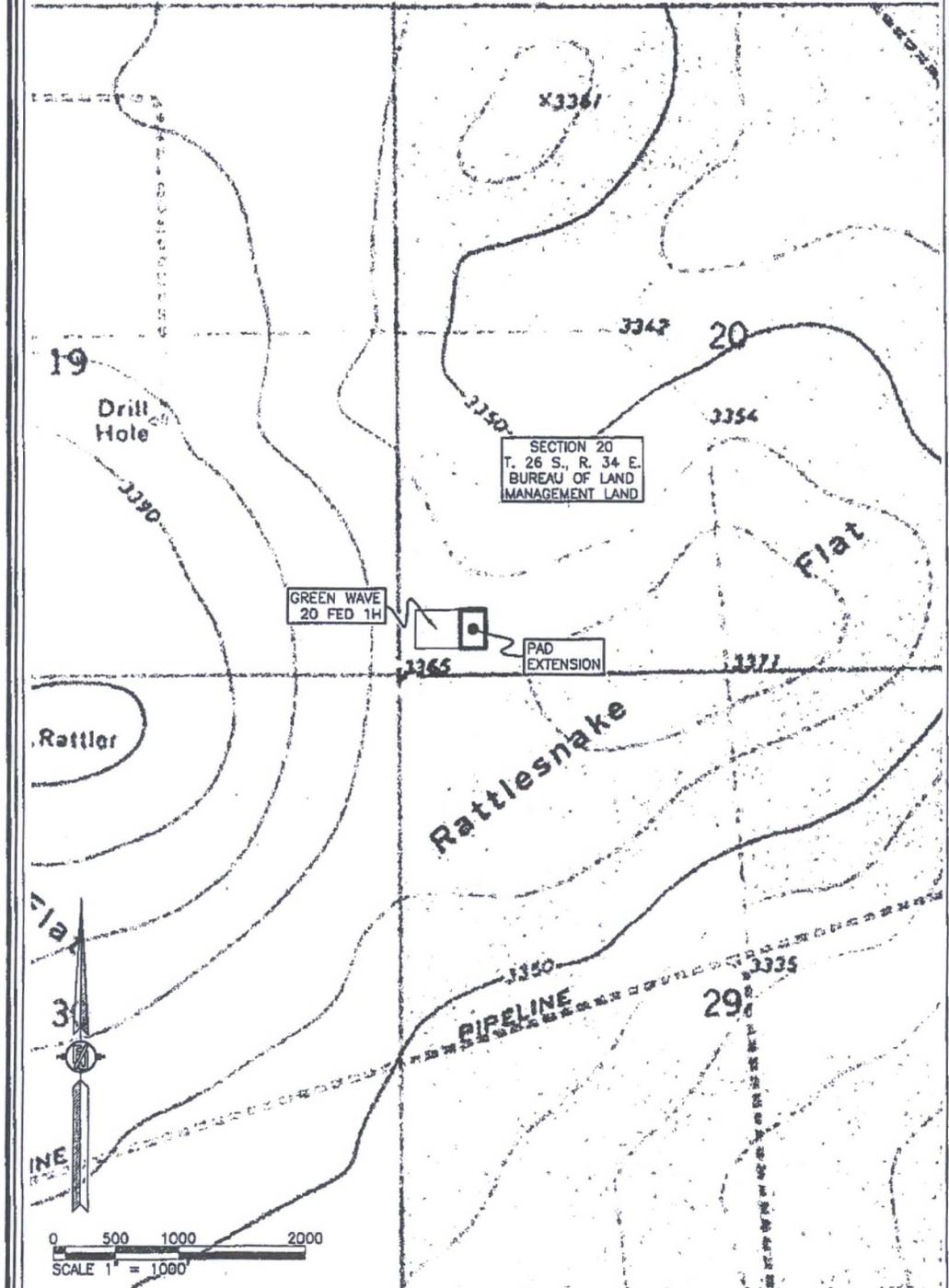
MADRON SURVEYING, INC. CARLSBAD, NEW MEXICO

GREEN WAVE 20 FED 1H PAD EXTENSION (AA000032184)

DEVON ENERGY PRODUCTION COMPANY, L.P.  
IN THE S/2 SW/4 SW/4 OF  
SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M.  
LEA COUNTY, STATE OF NEW MEXICO

MARCH 22, 2017

QUAD MAP



SHEET: 2-3

MADRON SURVEYING, INC. 301 SOUTH CANAL (575) 234-3341 CARLSBAD, NEW MEXICO

SURVEY NO. 567B

GREEN WAVE 20 FED 1H PAD EXTENSION (AA000032184)

DEVON ENERGY PRODUCTION COMPANY, L.P.  
IN THE S/2 SW/4 SW/4 OF  
SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M.  
LEA COUNTY, STATE OF NEW MEXICO

MARCH 22, 2017

AERIAL PHOTO

SECTION 20  
T. 26 S., R. 34 E.  
BUREAU OF LAND  
MANAGEMENT LAND

GREEN WAVE  
20 FED 1H

PAD  
EXTENSION

SHEET: 3-3

MADRON SURVEYING, INC.

301 SOUTH CANAL  
(875) 234-3341

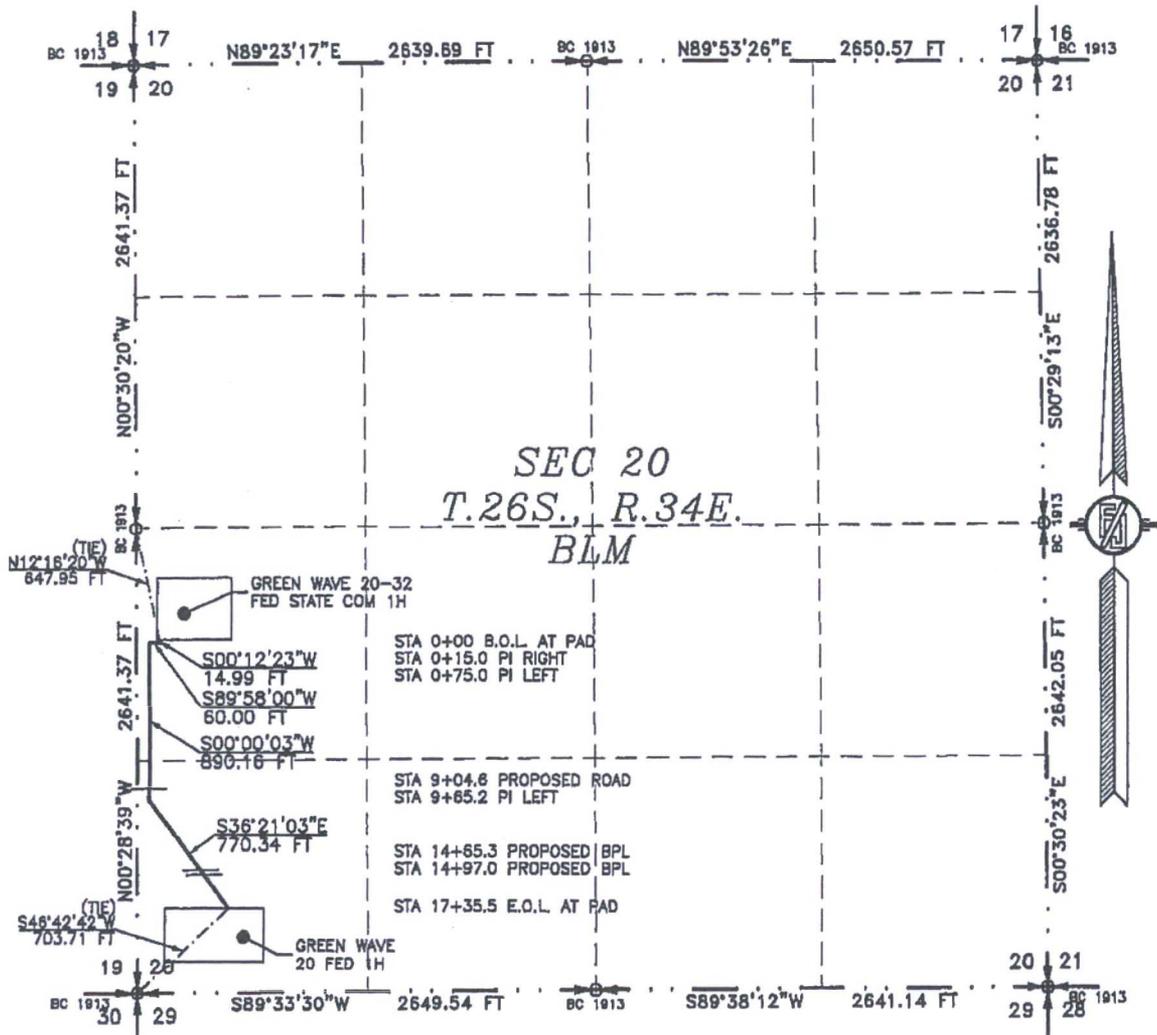
CARLSBAD, NEW MEXICO

SURVEY NO. 587B

**FLOWLINE PLAT**

ONE-4" POLY FLOWLINE AND ONE-4" GAS LIFT LINE BURIED IN THE SAME TRENCH FROM GREEN WAVE 20-32 FED STATE COM 1H TO GREEN WAVE 20 FED 1H

DEVON ENERGY PRODUCTION COMPANY, L.P.  
 CENTERLINE SURVEY OF A PIPELINE CROSSING  
 SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M.  
 LEA COUNTY, STATE OF NEW MEXICO  
 MARCH 22, 2017



SEE NEXT SHEET (2-4) FOR DESCRIPTION



**GENERAL NOTES**

- 1.) THE INTENT OF THIS ROUTE SURVEY IS TO ACQUIRE AN EASEMENT.
- 2.) BASIS OF BEARING AND DISTANCE IS NMSP EAST (NAD83) MODIFIED TO SURFACE COORDINATES. NAD 83 (FEET) AND NAVD 88 (FEET) COORDINATE SYSTEMS USED IN THE SURVEY.

**SURVEYOR CERTIFICATE**

I, FILMON F. JARAMILLO, A NEW MEXICO PROFESSIONAL SURVEYOR NO. 12797, HEREBY CERTIFY THAT I HAVE CONDUCTED AND AM RESPONSIBLE FOR THIS SURVEY, THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR LAND SURVEYING IN THE STATE OF NEW MEXICO.

IN WITNESS WHEREOF, THIS CERTIFICATE IS EXECUTED AT CARLSBAD, NEW MEXICO THIS 22<sup>ND</sup> DAY OF MARCH 2017

*(Signature of Filmon F. Jaramillo)*  
 FILMON F. JARAMILLO, P.S. 12797  
 301 SOUTH CANAL  
 CARLSBAD, NEW MEXICO 88220  
 Phone (575) 234-3341

MADRON SURVEYING, INC.  
 301 SOUTH CANAL  
 CARLSBAD, NEW MEXICO 88220  
 Phone (575) 234-3341

SHEET: 1-4

MADRON SURVEYING, INC. CARLSBAD, NEW MEXICO SURVEY NO. 5174

**FLOWLINE PLAT**

ONE-4" POLY FLOWLINE AND ONE-4" GAS LIFT LINE BURIED IN THE SAME TRENCH FROM GREEN WAVE 20-32 FED STATE COM 1H TO GREEN WAVE 20 FED 1H

**DEVON ENERGY PRODUCTION COMPANY, L.P.  
CENTERLINE SURVEY OF A PIPELINE CROSSING  
SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M.  
LEA COUNTY, STATE OF NEW MEXICO  
MARCH 22, 2017**

**DESCRIPTION**

A STRIP OF LAND 30 FEET WIDE CROSSING BUREAU OF LAND MANAGEMENT LAND IN SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M., LEA COUNTY, STATE OF NEW MEXICO AND BEING 15 FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE SURVEY:

BEGINNING AT A POINT WITHIN THE NW/4 SW/4 OF SAID SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M., WHENCE THE WEST QUARTER CORNER OF SAID SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M. BEARS N12°16'20"W, A DISTANCE OF 647.95 FEET;  
THENCE S00°12'23"W A DISTANCE OF 14.99 FEET TO AN ANGLE POINT OF THE LINE HEREIN DESCRIBED;  
THENCE S89°58'00"W A DISTANCE OF 60.00 FEET TO AN ANGLE POINT OF THE LINE HEREIN DESCRIBED;  
THENCE S00°00'03"W A DISTANCE OF 890.16 FEET TO AN ANGLE POINT OF THE LINE HEREIN DESCRIBED;  
THENCE S36°21'03"E A DISTANCE OF 770.34 FEET THE TERMINUS OF THIS CENTERLINE SURVEY, WHENCE THE SOUTHWEST CORNER OF SAID SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M. BEARS S46°42'42"W, A DISTANCE OF 703.71 FEET;

SAID STRIP OF LAND BEING 1735.50 FEET OR 105.18 RODS IN LENGTH, CONTAINING 1.195 ACRES MORE OR LESS AND BEING ALLOCATED BY FORTIES AS FOLLOWS:

NW/4 SW/4	746.99 L.F.	45.27 RODS	0.514 ACRES
SW/4 SW/4	988.51 L.F.	59.91 RODS	0.681 ACRES

**SURVEYOR CERTIFICATE**

I, FILMON F. JARAMILLO, A NEW MEXICO PROFESSIONAL SURVEYOR NO. 12797, HEREBY CERTIFY THAT I HAVE CONDUCTED AND AM RESPONSIBLE FOR THIS SURVEY, THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR LAND SURVEYING IN THE STATE OF NEW MEXICO.

IN WITNESS WHEREOF, THIS CERTIFICATE IS EXECUTED AT CARLSBAD, NEW MEXICO, THIS 22 DAY OF MARCH, 2017

*[Signature]*  
FILMON F. JARAMILLO, P.E.S. 12797  
MADRON SURVEYING, INC.  
201 SOUTH CANAL  
CARLSBAD, NEW MEXICO 88220  
Phone (575) 234-3341

**GENERAL NOTES**

- 1.) THE INTENT OF THIS ROUTE SURVEY IS TO ACQUIRE AN EASEMENT.
- 2.) BASIS OF BEARING AND DISTANCE IS NMSP EAST (NAD83) MODIFIED TO SURFACE COORDINATES. NAD 83 (FEET) AND NAVD 88 (FEET) COORDINATE SYSTEMS USED IN THE SURVEY.

SHEET: 2-4

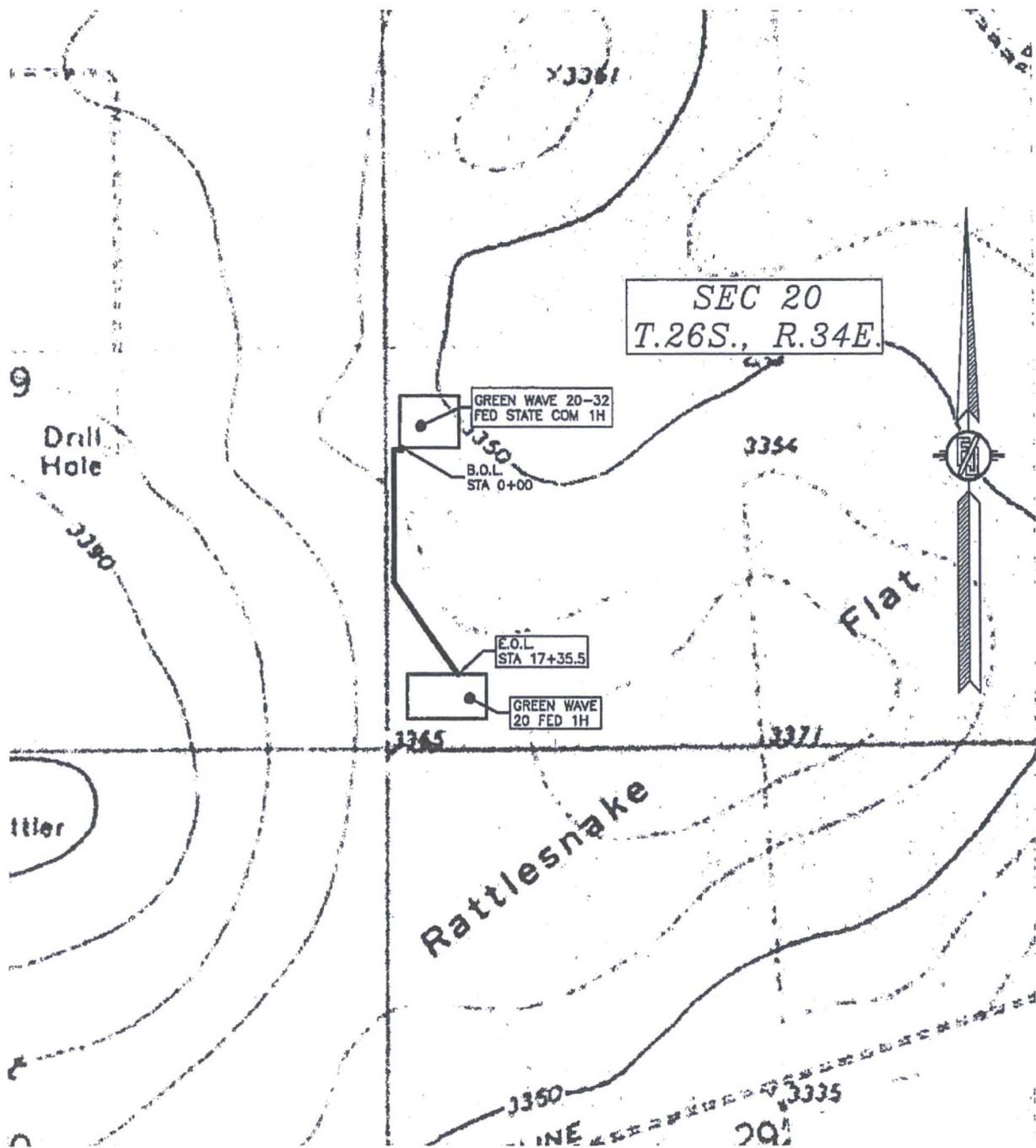
MADRON SURVEYING, INC. CARLSBAD, NEW MEXICO SURVEY NO. 5174

201 SOUTH CANAL  
(575) 234-3341

**FLOWLINE PLAT**

ONE-4" POLY FLOWLINE AND ONE-4" GAS LIFT LINE BURIED IN THE SAME TRENCH FROM  
GREEN WAVE 20-32 FED STATE COM 1H TO GREEN WAVE 20 FED 1H

DEVON ENERGY PRODUCTION COMPANY, L.P.  
CENTERLINE SURVEY OF A PIPELINE CROSSING  
SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M.  
LEA COUNTY, STATE OF NEW MEXICO  
MARCH 22, 2017



SHEET: 3-4

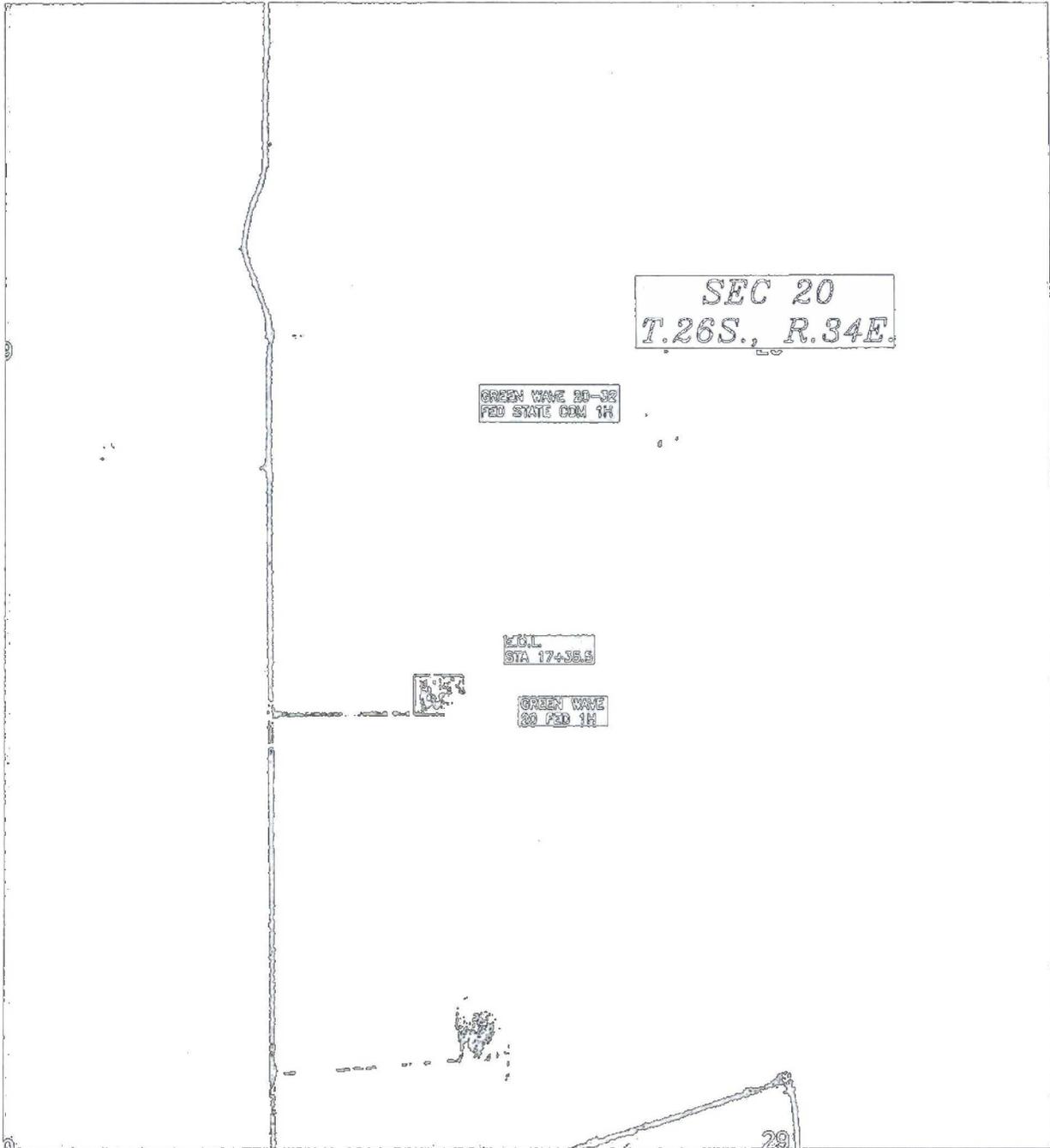
SURVEY NO. 5174

MADRON SURVEYING, INC. 301 SOUTH CANAL CARLSBAD, NEW MEXICO  
(575) 234-3341

FLOWLINE PLAT

ONE-4" POLY FLOWLINE AND ONE-4" GAS LIFT LINE BURIED IN THE SAME TRENCH FROM  
GREEN WAVE 20-32 FED STATE COM 1H TO GREEN WAVE 20 FED 1H

DEVON ENERGY PRODUCTION COMPANY, L.P.  
CENTERLINE SURVEY OF A PIPELINE CROSSING  
SECTION 20, TOWNSHIP 26 SOUTH, RANGE 34 EAST, N.M.P.M.  
LEA COUNTY, STATE OF NEW MEXICO  
MARCH 22, 2017



SHEET: 4-4

MADRON SURVEYING, INC. 301 SOUTH CANAL CARLSBAD, NEW MEXICO  
(575) 234-3341

SURVEY NO. 5174

**Devon Energy Production Company, L.P.**  
**Lease No. NMNM114991**  
**Green Wave 20 Fed Com 1H Pad Extension and Flowlines**

STANDARD STIPULATIONS FOR OIL AND GAS RELATED SITES

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

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

1. The holder shall indemnify the United States against any liability for damage to life or property arising from the occupancy or use of public lands under this grant and for all response costs, penalties, damages, claims, and other costs arising from the provisions of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. Chap. 82, Section 6901 et. seq., from the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. Chap. 109, Section 9601 et. seq., and from other applicable environmental statutes.
2. The holder shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated. In any event, the holder shall comply with the Toxic Substances Control Act of 1976, as amended (15 U.S.C. 2601, et. seq.) with regard to any toxic substances that are used, generated by or stored on the right-of-way or on facilities authorized by this grant. (See 40 CFR, Part 702-799 and especially, provisions on polychlorinated biphenyls, 40 CFR 761.1-761.193.) Additionally, any release of toxic substances (leaks, spills, etc.) in excess of the reportable quantity established by 40 CFR, Part 117 shall be reported as required by the Comprehensive Environmental Response, Compensation and Liability Act, Section 102b. A copy of any report required or requested by any Federal agency or State government as a result of a reportable release or spill of any toxic substances shall be furnished to the Authorized Officer concurrent with the filing of the reports to the involved Federal agency or State government.
3. The holder agrees to indemnify the United States against any liability arising from the release of any hazardous substance or hazardous waste (as these terms are defined in the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. 9601, et. seq. or the Resource Conservation and Recovery Act, 42 U.S.C. 6901, et. seq.) on the right-of-way (unless the release or threatened release is wholly unrelated to the right-of-way holder's activity on the right-of-way). This agreement applies without regard to whether a release is caused by the holder, its agent, or unrelated third parties.
4. If, during any phase of the construction, operation, maintenance, or termination of the site or related pipeline(s), any oil or other pollutant should be discharged from site facilities, the pipeline(s) or from containers or vehicles impacting Federal lands, the control and total removal, disposal, and cleanup of such oil or other pollutant, wherever found, shall be the responsibility of the holder, regardless of fault. Upon failure of the holder to control, dispose of, or clean up such

discharge on or affecting Federal lands, or to repair all damages to Federal lands resulting therefrom, the Authorized Officer may take such measures as deemed necessary to control and cleanup the discharge and restore the area, including, where appropriate, the aquatic environment and fish and wildlife habitats, at the full expense of the holder. Such action by the Authorized Officer shall not relieve the holder of any liability or responsibility.

5. Sites shall be maintained in an orderly, sanitary condition at all times. Waste materials, both liquid and solid, shall be disposed of promptly at an appropriate, authorized waste disposal facility in accordance with all applicable State and Federal laws. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, petroleum products, brines, chemicals, oil drums, ashes, and equipment.

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

7. All above-ground structures not subject to safety requirements shall be painted by the holder to blend with the natural color of the landscape. The paint used shall be a color which simulates "Standard Environmental Colors" designated by the Rocky Mountain Five-State Interagency Committee. The color selected for this project is **Shale Green**, Munsell Soil Color Chart Number 5Y 4/2.

8. Any cultural and/or paleontological resource (historic or prehistoric site or object) discovered by the holder, or any person working on the holder's behalf, on public or Federal land shall be immediately reported to the Authorized Officer. The holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the Authorized Officer. An evaluation of the discovery will be made by the Authorized Officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of evaluation and any decision as to the proper mitigation measures will be made by the Authorized Officer after consulting with the holder.

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

10. The operator shall be held responsible if noxious weeds become established within the areas of operations. Weed control shall be required on the disturbed land where noxious weeds exist, which includes the roads, pads, associated pipeline corridor, and adjacent land affected by the establishment of weeds due to this action. The operator shall consult with the Authorized Officer for acceptable weed control methods, which include following EPA and BLM requirements and policies.

11. Once the site is no longer in service or use, the site must undergo final abandonment. At final abandonment, the site and access roads must undergo "final" reclamation so that the character and productivity of the land are restored. Earthwork for final reclamation must be completed within six (6) months of the abandonment of the site. All pads and facility locations and roads must be reclaimed to a satisfactory revegetated, safe, and stable condition, unless an agreement is made with the landowner or BLM to keep the road and/or pad intact. After all disturbed areas have been satisfactorily prepared, these areas need to be revegetated with the seed mixture provided. Seeding should be accomplished by drilling on the contour whenever practical or by other approved methods. Seeding may need to be repeated until revegetation is successful, as determined by the BLM.

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

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

13. The holder will reseed all disturbed areas. Seeding will be done according to the attached seeding requirements, using the following seed mix.

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

14. In those areas where erosion control structures are required to stabilize soil conditions, the holder shall install such structures as are suitable for the specific soil conditions being encountered and which are in accordance with sound management practices. Any earth work will require prior approval by the Authorized Officer.

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

16. The operator will prevent all hazardous, poisonous, flammable, and toxic substances from coming into contact with soil and water. At a minimum, the operator will install and maintain an impervious secondary containment system for any tank or barrel containing hazardous, poisonous, flammable, or toxic substances sufficient to contain the contents of the tank or barrel and any drips, leaks, and anticipated precipitation. The operator will dispose of fluids within the containment system that do not meet applicable state or U. S. Environmental Protection Agency

livestock water standards in accordance with state law; the operator must not drain the fluids to the soil or ground. The operator will design, construct, and maintain all secondary containment systems to prevent wildlife and livestock exposure to harmful substances. At a minimum, the operator will install effective wildlife and livestock exclusion systems such as fencing, netting, expanded metal mesh, lids, and grate covers. Use a maximum netting mesh size of 1 ½ inches.

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

18. Containment Structures - Proposed production facilities such as storage tanks and other vessels will have a secondary containment structure that is constructed to hold the capacity of 1.5 times the largest tank, plus freeboard to account for precipitation, unless more stringent protective requirements are deemed necessary.

**Devon Energy Production Company, L.P.**  
**Lease No. NMNM114991**  
**Green Wave 20 Fed Com 1H Pad Extension and Flowlines**

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 checked="" type="checkbox"/> seed mixture 2 | <input type="checkbox"/> seed mixture 4          |
| <input 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.