

**UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Buffalo Field Office
Buffalo, Wyoming**

**SURFACE USE
CONDITIONS OF APPROVAL**

POD Name: Highland Unit Gamma

Operator: Lance Oil & Gas Company, Inc. / Anadarko Petroleum

List of Wells:

	Well Name	Well #	Qtr/Qtr	Section	TWP	RNG	Lease #
1	HIGHLAND GAMMA HU	22-14	SENW	14	51N	78W	WYW149363
2	HIGHLAND GAMMA HU	11-14	NWNW	14	51N	78W	WYW149363
3	HIGHLAND GAMMA HU	12-14	SWNW	14	51N	78W	WYW149363
4	HIGHLAND GAMMA HU	42-14	SENE	14	51N	78W	WYW149363
5	HIGHLAND GAMMA HU	12-15	SWNW	15	51N	78W	WYW146926
6	HIGHLAND GAMMA HU	14-15	SWSW	15	51N	78W	WYW146926
7	HIGHLAND GAMMA HU	21-15	NENW	15	51N	78W	WYW146926
8	HIGHLAND GAMMA HU	23-15	NESW	15	51N	78W	WYW146926
9	HIGHLAND GAMMA HU	32-15	SWNE	15	51N	78W	WYW146926
10	HIGHLAND GAMMA HU	41-15	NENE	15	51N	78W	WYW146926
11	HIGHLAND GAMMA HU	44-15	SESE	15	51N	78W	WYW146926
12	HIGHLAND GAMMA HU FEDERAL	13-21	NWSW	21	51N	78W	WYW149364
13	HIGHLAND GAMMA HU FEDERAL	14-21	SWSW	21	51N	78W	WYW149364
14	HIGHLAND GAMMA HU FEDERAL	21-21	NENW	21	51N	78W	WYW149364
15	HIGHLAND GAMMA HU FEDERAL	22-21	SENW	21	51N	78W	WYW149364
16	HIGHLAND GAMMA HU FEDERAL	33-21	NWSE	21	51N	78W	WYW149364
17	HIGHLAND GAMMA HU FEDERAL	41-21	NENE	21	51N	78W	WYW149364
18	HIGHLAND GAMMA HU FEDERAL	43-21	NESE	21	51N	78W	WYW149364
19	HIGHLAND GAMMA HU FEDERAL	44-21	SESE	21	51N	78W	WYW149364

The following impoundments were inspected and approved for use in association with the water management strategy for the POD:

	IMPOUNDMENT Name / Number	Qtr/Qtr	Section	TWP	RNG	Capacity (Acre Feet)	Surface Disturbance (Acres)	Lease #
1	32-15-5178	SWNE	15	51	78	19.8	5	WYW146926
2	41-15-5178	NENE	15	51	78	15	3.5	WYW146926
3	11-14-5178	NWNW	14	51	78	15	4	WYW149363
4	PIT 13-11-5178	NWSW	11	51	78	39.8	9.8	WYW146342
5	PIT 44-09-5178	SESE	9	51	78	39	9.5	FEE

In addition to the listed APDs, it is my decision to approve the following right-of-way grant:

1.1. ROW Grant	1.2. Type	1.3. Sections	1.4. TWP/RNG
1.5. WYW169832	1.6. Access Road, 45' wide, 2973' long, approx. 3.071 acres	1.7. Sec.27, NENW, NWSE	T52N R78W

I Programmatic mitigation measures identified in the PRB FEIS ROD

Programmatic mitigation measures are those, determined through analysis, which may be appropriate to apply at the time of APD approval if site specific conditions warrant. These mitigation measures can be applied by BLM, as determined necessary at the site-specific NEPA APD stage, as COAs and will be in addition to stipulations applied at the time of lease issuance and any standard COA.

Groundwater

In order to address the potential impacts from infiltration on shallow ground water, the Wyoming DEQ has developed a guidance document, “Compliance Monitoring and Siting Requirements for Unlined Coalbed Methane Produced Water Impoundments” which was approved September, 2006. For WYPDES permits received by DEQ after the effective date, the BLM requires that operators comply with the current approved DEQ compliance monitoring guidance document prior to discharge of federally-produced water into newly constructed or upgraded impoundments.

Surface Water

1. Channel Crossings:
 - a) Minimize channel disturbance as much as possible by limiting pipeline and road crossings.
 - b) Avoid running pipelines and access roads within floodplains or parallel to a stream channel.
 - c) Channel crossings by roads and pipelines will be constructed perpendicular to flow. Culverts will be installed at appropriate locations for streams and channels crossed by roads as specified in the BLM Manual 9112-Bridges and Major Culverts and Manual 9113-Roads. Streams will be crossed perpendicular to flow, where possible, and all stream crossing structures will be designed to carry the 25-year discharge event or other capacities as directed by the BLM.
 - d) Channel crossings by pipelines will be constructed so that the pipe is buried at least four feet below the channel bottom.
2. Low water crossings will be constructed at original streambed elevation in a manner that will prevent any blockage or restriction of the existing channel. Material removed will be stockpiled for use in reclamation of the crossings.
3. Concerns regarding the quality of the discharged CBNG water on downstream irrigation use may require operators to increase the amount of storage of CBNG water during the irrigation months and allow more surface discharge during the non-irrigation months.
4. The operator will supply a copy of the complete approved SW-4, SW-3, or SW-CBNG permits to BLM as they are issued by WSEO for impoundments.

Soils

1. The Companies, on a case by case basis depending upon water and soil characteristics, will test sediments deposited in impoundments before reclaiming the impoundments. Tests will include the standard suite of cations, ions, and nutrients that will be monitored in surface water testing and any

trace metals found in the CBNG discharges at concentrations exceeding detectable limits.

Wetland/Riparian

1. Power line corridors will avoid wetlands, to the extent possible, in order to reduce the chance of waterfowl hitting the lines. Where avoidance can't occur, the minimum number of poles necessary to cross the area will be used.
2. Wetland areas will be disturbed only during dry conditions (that is, during late summer or fall), or when the ground is frozen during the winter.
3. No waste material will be deposited below high water lines in riparian areas, flood plains, or in natural drainage ways.
4. The lower edge of soil or other material stockpiles will be located outside the active floodplain.
5. Disturbed channels will be re-shaped to their approximate original configuration or stable geomorphologic configuration and properly stabilized.
6. Reclamation of disturbed wetland/riparian areas will begin immediately after project activities are complete.

Wildlife

1. The Companies will locate facilities so that noise from the facilities at any nearby sage grouse or sharp-tailed grouse display grounds does not exceed 49 decibels (10 dBA above background noise) at the display ground.
2. The Companies will construct power lines to minimize the potential for raptor collisions with the lines. Potential modifications include burying the lines, avoiding areas of high avian use (for example, wetlands, prairie dog towns, and grouse leks), and increasing the visibility of the individual conductors.
3. The Companies will locate aboveground power lines, where practical, at least 0.5 mile from any sage grouse breeding or nesting grounds to prevent raptor predation and sage grouse collision with the conductors. Power poles within 0.5 mile of any sage grouse breeding ground will be raptor-proofed to prevent raptors from perching on the poles.
4. Containment impoundments will be fenced to exclude wildlife and livestock. If they are not fenced, they will be designed and constructed to prevent entrapment and drowning.
5. The Companies will limit the construction of aboveground power lines near streams, water bodies, and wetlands to minimize the potential for waterfowl colliding with power lines.
6. All stock tanks shall include a ramp to enable trapped small birds and mammals to escape. See Idaho BLM Technical Bulletin 89-4 entitled Wildlife Watering and Escape Ramps on Livestock Water Developments: Suggestions and Recommendations.

Threatened, Endangered, or Sensitive Species

Bald Eagle

1. Special habitats for raptors, including wintering bald eagles, will be identified and considered during

the review of the APD/POD or Sundry Notices.

2. A disturbance-free buffer zone of 0.5 mile (i.e., no surface occupancy) will be established year-round for all bald eagle nest sites. A seasonal minimal disturbance buffer zone of one mile will be established for all bald eagle nest sites (February 1 – August 15). These buffer zones and timing may be adjusted based on site-specific information through coordination with, and written approval from, the USFWS.
3. A disturbance-free buffer zone of 0.5 mile (i.e., no surface occupancy) will be established year-round for all bald eagle winter roost sites. A seasonal minimal disturbance buffer zone of 1 mile will be established for all bald eagle winter roost sites (November 1 – April 1). These buffer zones and timing may be adjusted based on site-specific information through coordination with, and written approval from, the USFWS.
4. Additional mitigation measures may be necessary if the site-specific project is determined by a BLM biologist to have adverse effects to bald eagles or their habitat.

Black-footed Ferret

1. Prairie dog colonies will be avoided wherever possible.
2. If any black-footed ferrets are located, the USFWS will be consulted. Absolutely no disturbance will be allowed within prairie dog colonies inhabited by black-footed ferrets.
3. Additional mitigation measure may be necessary if the site-specific project is determined by a BLM biologist to have adverse effects to black-footed ferrets or their habitat. In the event that a mountain plover is located during construction or operation, the USFWS' Wyoming Field Office (307-772-2374) and the USFWS' Law Enforcement Office (307-261-6365) will be notified within 24 hours.

Mountain Plover

1. Outside of occupied black-tailed prairie dog colonies, a mountain plover nesting survey following U.S. Fish and Wildlife Service protocol is encouraged prior to construction initiation, as project modifications can be made if necessary to protect nesting plovers and natural gas production. If requested in writing, then authorization may be granted for construction activities to occur between August 1 and March 15, outside the mountain plover breeding season. A mountain plover nesting survey following U.S. Fish and Wildlife Service protocol shall be conducted during the first available survey period (May 1 – June 15). Additional measures such as monitoring and activity restrictions may be applied if mountain plovers are documented.
2. Project-related features that encourage or enhance the hunting efficiency of predators of mountain plover will not be constructed within ½ mile of occupied mountain plover nesting habitat.
3. Construction of ancillary facilities (for example, compressor stations, processing plants) will not be located within ½ mile of known nesting areas. The threats of vehicle collision to adult plovers and their broods will be minimized, especially within breeding aggregation areas.
4. Work schedules and shift changes will be set to avoid the periods from 30 minutes before to 30 minutes after sunrise and sunset during June and July, when mountain plovers and other wildlife are most active.
5. Creation of hunting perches or nest sites for avian predators within 0.5 mile of identified nesting areas will be avoided by burying power lines, using the lowest possible structures for fences and other

structures and by incorporating perch-inhibiting devices into their design.

6. When above ground markers are used on capped and abandoned wells they will be identified with markers no taller than four feet with perch inhibiting devices on the top to avoid creation of raptor hunting perches within 0.5 mile of nesting areas.
7. Reclamation of areas of previously suitable mountain plover habitat will include the seeding of vegetation to produce suitable habitat for mountain plover.

Ute Ladies'-tresses Orchid

1. Suitable habitat will be avoided wherever possible.
2. Moist soils near wetlands, streams, lakes, or springs in the project area will be promptly revegetated if construction activities impact the vegetation in these areas. Revegetation will be designed to avoid the establishment of noxious weeds.

Visual Resources

1. The Companies will mount lights at compressor stations and other facilities on a pole or building and direct them downward to illuminate key areas within the facility while minimizing the amount of light projected outside the facility.

Noise

1. Noise mufflers will be installed on the exhaust of compressor engines to reduce the exhaust noise.
2. Where noise impacts to existing sensitive receptors are an issue, noise levels will be required to be no greater than 55 decibels measured at a distance of one-quarter mile from the appropriate booster (field) compressor. When background noise exceeds 55dBA, noise levels will be no greater than 5dBA above background. This may require the installation of electrical compressor motors at these locations.

Air Quality

1. During construction, emissions of particulate matter from well pad and resource road construction will be minimized by application of water, or other dust suppressants, with at least 50 percent control efficiency. Roads and well locations constructed on soils susceptible to wind erosion could be appropriately surfaced or otherwise stabilized to reduce the amount of fugitive dust generated by traffic or other activities, and dust inhibitors (surfacing materials, non-saline dust suppressants, and water) could be used as necessary on unpaved collector, local and resource roads that present a fugitive dust problem. The use of chemical dust suppressants on BLM surface will require prior approval from the BLM authorized officer.

II Site Specific Conditions of Approval

General

1. All changes made at the onsite will be followed. They have all been incorporated into the operator's POD. Please refer to Table 2.3.1 "Changes as a result of the onsite" on pages 6-8 of EA#WY-070-07-195, and/or the Post-Onsite Deficiency Letter dated 07/20/2007.
2. All roads, pads, impoundments and locations where engineered construction will occur will be completely slope staked for the pre-construction meeting.

3. All Lance Oil & Gas / Anadarko Petroleum representatives and contractors will have a copy of the approved POD map and conditions of approval with them at all times while conducting activities within the Highland Unit Gamma POD project area.
4. Onshore Order #1, as revised effective 05-07-07, requires that all operators certify to the Field Office in writing that they have supplied a copy of the Surface Use Plan to each of the private surface owners affected by the project. This self-certification must be received by the Buffalo Field Office before construction on the project begins.
5. Please contact Julian Serafin – Natural Resource Specialist, @ (307) 684-1043, Bureau of Land Management, Buffalo, if there are any questions concerning surface use COAs.

Surface Use

1. All permanent above-ground structures (e.g., production equipment, tanks, etc.) not subject to safety requirements will be painted to blend with the natural color of the landscape. The paint used will be a color which simulates “Standard Environmental Colors.” The color selected for the River Unit Gamma POD is Covert Green, 18-0617 TPX.
2. Interim Reclamation of disturbed areas will adhere to the following guidance (as per the Wyoming Policy on Reclamation (IM WY-90-231):
 - A. The reclaimed area shall be stable and exhibit none of the following characteristics:
 - i. Large rills or gullies.
 - ii. Perceptible soil movement or head cutting in drainages.
 - iii. Slope instability on, or adjacent to, the reclaimed area in question.
 - B. The soil surface must be stable and have adequate surface roughness to reduce runoff and capture rainfall and snow melt. Additional short-term measures, such as the application of mulch, shall be used to reduce surface soil movement.
 - C. Vegetation canopy cover (on unforested sites), production and species diversity (including shrubs) shall approximate the surrounding undisturbed area. The vegetation shall stabilize the site and support the planned post disturbance land use, provide for natural plant community succession and development, and be capable of renewing itself.
This shall be demonstrated by:
 - i. Successful onsite establishment of species included in the planting mixture or other desirable species.
 - ii. Evidence of vegetation reproduction, either spreading by rhizomatous species or seed production.
 - D. The reclaimed landscape shall have characteristics that approximate the visual quality of the adjacent area with regard to location, scale, shape, color and orientation of major landscape features and meet the needs of the planned post disturbance land use.
3. All topsoil removed during construction activities will be respread for interim reclamation success.
4. The operator will drill seed on the contour to a depth of 0.5 inch, followed by cultipaction to compact the seedbed, preventing soil and seed losses. To maintain quality and purity, the current years tested, certified seed with a minimum germination rate of 80% and a minimum purity of 90% will be used. On BLM surface or in lieu of a different specific mix desired by the surface owner, use the following:

Ecological Site	Wells and infrastructure
Shallow Clayey	22-14, 13-21, 14-21, 22-21, 33-21, 41-21, 43-21, 44-21
Loamy	11-14, 12-14, 42-14, 12-15, 14-15, 21-15, 23-15, 32-15, 41-15, 44-15, 21-21

Loamy Ecological Sites:

Species	% in Mix	Lbs PLS*
Western Wheatgrass (Pascopyrum smithii)/or Thickspike Wheatgrass (Elymus lanceolatus ssp. lanceolatus)	35	4.2
Bluebunch Wheatgrass (Pseudoroegneria spicata ssp. Spicata)	15	2.1
Green needlegrass (Nassella viridula)	25	3.0
Rocky Mountain beeplant (Cleome serrulata) /or American vetch (Vicia americana)	10	1.4
White or purple prairie clover (Dalea candidum, purpureum)	5	0.3
Scarlet Globemallow (Sphaeralcea coccinea) / or Blue flax (Linum lewisii)	5	0.4
Prairie coneflower (Ratibida columnifera)	5	0.8
Totals	100%	12.2 lbs/acre

Shallow Clayey Ecological Sites:

Species	% in Mix	Lbs PLS*
Western Wheatgrass (Pascopyrum smithii)/or Thickspike Wheatgrass (Elymus lanceolatus ssp. lanceolatus)	35	4.2
Green needlegrass (Nassella viridula)	30	4.8
Slender Wheatgrass (Elymus trachycaulus ssp. trachycaulus)	20	1.2
Prairie coneflower (Ratibida columnifera)	5	0.6
White or purple prairie clover (Dalea candidum, purpureum)	5	0.6
Rocky Mountain beeplant (Cleome serrulata) /or American vetch (Vicia americana)	5	0.6
Totals	100%	12 lbs/acre

*Pure Live Seed

*Northern Plains adapted species

*Slopes too steep for machinery may be hand broadcast and raked with twice the specified amount of seed. Complete fall seeding after September 15 and prior to prolonged ground frost. To be effective, complete spring seeding after the frost has left the ground and prior to May 15.

- The disturbance areas identified below have limited reclamation potential that shall be stabilized in a manner which eliminates accelerated erosion until a self-perpetuating native plant community has stabilized the site in accordance with the Wyoming Reclamation Policy. Stabilization efforts shall be finished within 30 days of the initiation of construction activities. Stabilization efforts include

mulching, matting, soil amendments, etc.

- Wells: 13-21, 14-21, 21-21, 41-21, 43-21, and 44-21
 - Road/Pipeline section(s): Road “B” 13-21 Access Road Engineered Upgrade; Road “B” 21-21 Access Road North Engineered Upgrade; Road “B” Access Road South Engineered Upgrade; pipeline corridor between wells 11-14 and 42-14 (N½N½ of Sec. 14); pipeline corridor between wells 12-15 and 21-15 (NE¼NW¼ of Sec. 15).
6. The 21-21 north access road engineered upgrade will affect soils with limited reclamation capability. This area of disturbance will require additional reclamation efforts beyond traditional methods. A site specific reclamation plan describing planned methods and the application of site stabilization measures is required. The site specific plan must be reviewed and approved by the BLM authorized officer prior to starting construction activities at this location. Travel along this segment of access road “B” (21-21 Access Road North Engineered Upgrade) is not authorized until a site specific reclamation plan is reviewed and approved by the BLM authorized officer.
 7. The operator will maintain all existing improved roads in the Highland Unit Gamma POD in accordance with guidelines contained in the BLM/FS Gold Book, 4th Edition “Surface Operating Standards and Guidelines for Oil and Gas Exploration and Development,” and/or the Road Standards in the BLM Manual 9113.
 8. “Roughed-in” or “Pioneer” roads shall be constructed according to the line and grade shown in the approved engineering design. Non-engineered roads shall be constructed to a line and grade established to meet the BLM Gold Book and 9113 guidelines as approved in the SUP, and shaped according to an approved design template for that road. Loop roads and all primary corridors servicing more than four wells shall be surfaced prior to placing these roads into service.
 9. Adequate drainage control must be in place at all stages of construction and culverts installed as soon as feasible.
 10. Pipeline corridor disturbance shall not exceed the approved disturbance width for road construction.
 11. Final grading and surfacing shall occur immediately after utility installation is complete. All rills, gullies, and other surface defects shall be ripped to the full depth of erosion across the entire width of the roadway prior to final grading and surfacing.
 12. Utility corridors will be expediently reclaimed following construction and maintained in a professional and workmanship manner avoiding tire rutting, settling and erosion.
 13. Provide 4” of aggregate where grades exceed 8% for stability and erosion prevention.
 14. The culvert locations will be staked prior to construction. The culvert invert grade and finished road grade will be clearly indicated on the stakes. Culverts will be installed on natural ground, or on a designed flow line of a ditch. The minimum cover over culverts will be 12” or one-half the diameter whichever is greater. Drainage laterals in the form of culverts or water bars shall be placed according to the following spacing:

Grade	Drainage Spacing
2-4%	310 ft
5-8%	260 ft
9-12%	200 ft

15. The operator is responsible for having the licensed professional engineer certify that the actual construction of the road meets the design criteria and is constructed to Bureau standards.

16. Proposed Template Roads/Spot Upgrade with Utility Corridor will be allowed a maximum working width of 45ft with a blading/clearing width not to exceed 35ft. This working/disturbance width does not apply to access roads “B” and “J” in Section 21, T51N R78W.
17. Access Roads “B” and “J” in Section 21, T51N R78W will be allowed an average disturbance width of 50ft with a blading/clearing width not to exceed 40ft.
18. Proposed Template Roads/Spot Upgrade without Utility Corridor will be allowed a maximum working width of 35ft with a blading/clearing width not to exceed 25ft.
19. To minimize the impacts on sage grouse habitat, the access road and utility corridor to well location 11-14 will be allowed a maximum working width of 40ft with a blading/clearing width not to exceed 25ft.
20. The following pipeline corridors without road access will not exceed a disturbance width of 35ft:
 - Pipeline corridor between wells 11-14 and 42-14 (N $\frac{1}{2}$ N $\frac{1}{2}$ of Sec. 14)
 - Pipeline corridor heading east of well 44-21 (SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 21)
 - Pipeline corridor between wells 12-15 and 21-15 (NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 15)
21. The pipeline corridor between wells 11-14 and 42-14 will follow the existing 2-track, primitive road, and will be allowed a maximum bench cut of 3ft. The cut slope will be laid back to a 3:1 slope. During CBM operations, the utility corridor will be used for ranch traffic/access only. Signs blocking CBM traffic will be posted at each end of the primitive road.
22. The BLM primitive 2-track south of the 21-21 well location will be closed to CBM traffic. Signs blocking CBM traffic will be posted at each end of the primitive road.
23. The BLM primitive 2-track north of the 13-21 well location will be reclaimed. The operator will break up the route's sub-surface compaction (approx. up to 4 inches below compacted layer) and drill seed (Shallow Clayey seed mix, COA #3). Signs blocking CBM traffic will be posted at each end of the primitive road.
24. The operator will maintain well drilling, completion and associated construction operations within a 150 foot by 150 foot work area at the following well locations: 22-14, 42-14, 23-15, and 33-21.
25. Reserve pits will be lined at the following locations: 14-15, 23-15, 21-15, and 44-21.
26. All stock water tanks installed on BLM surface will be installed with a rock apron of 4 inch aggregate surrounding the tank and extending a minimum of 8 feet out from the tank.

Water Management

1. The road around the 11-14 dam will go around the upper end of the pool and generally follow the present road configuration. Could require a culvert where it goes around the top of the pool.
2. The 34-15 dam will have construction oversight because of the presence of sandstone in the gully downstream of the dam. Construction oversight would allow for the modification of the structure to adjust for issues identified during building, rather than after problems occur.

Wildlife

1. No surface disturbing activities are permitted in suitable mountain plover habitat (i.e. prairie dog colonies) from March 15-July 31, unless a mountain plover survey has been conducted during the

current breeding season. This condition will be implemented on an annual basis for the duration of surface disturbing activities. The surveys will be conducted in suitable habitat (i.e. prairie dog colonies, roads, pipelines, reservoirs under construction and any short grass prairie area) throughout the entire project area. This timing limitation will affect the following proposed wells and their associated infrastructure:

Township/Range	Section	Affected Wells and Infrastructure
T51N, R78W	3	All access roads/pipelines in this section.
T51N, R78W	4	Access road/pipeline in the southern half of this section.
T51N, R78W	9	Access road/pipeline in the center of this section; Pit 44-09 and associated infrastructure
T51N, R78W	10	Access road/pipeline in the northeast quarter of this section; access road/pipeline in southwest quarter of this section.
T51N, R78W	11	Pit 13-11 and its associated infrastructure; access road/pipeline in the western half of this section.
T51N, R78W	14	Wells 12-14, 11-14 and their associated infrastructure; access road/pipeline in the northeast quarter of this section; Pit 11-14 and its associated infrastructure; access road /pipeline in the western half of this section.
T51N, R78W	15	Wells 12-15, 23-15, 21-15, 32-15, 41-15 and their associated infrastructure; Reservoir P32-15 and its associated infrastructure; access road/pipeline in northwest quarter of this section; access road/pipeline in the central portion of this section.

- a. Mountain plover surveys shall be conducted by a biologist following the most current U.S. Fish and Wildlife Service Mountain Plover Survey Guidelines (the survey period is May 1-June 15). All survey results must be submitted in writing to the BFO and approved prior to initiation of surface disturbing activities.
 - b. If a mountain plover is identified, then a seasonal disturbance-free buffer of ¼ mile shall be maintained between March 15 and July 31. If no mountain plovers are identified, then surface disturbing activities may be permitted within suitable habitat until the following breeding season (March 15).
2. No surface disturbing activity shall occur within ½ mile of all identified raptor nests from February 1 through July 31, annually, prior to a raptor nest occupancy survey for the current breeding season. This condition will be implemented on an annual basis for the duration of surface disturbing activities. This timing limitation will affect the following proposed wells and their associated infrastructure:

Township/Range	Section	Affected Wells and Infrastructure
T51N, R78W	3	All access roads/utility corridors in the southeast ¼ of this section.
T51N, R78W	10	All access roads/utility corridors in the NENE ¼ ¼ of this section.
T51N, R78W	15	Well 44-15 and its associated infrastructure.
T51N, R78W	16	All access roads/utility corridors in this section.
T51N, R78W	21	Well 21-21 and all associated infrastructure within the NW ¼.

- a. Surveys to document nest occupancy shall be conducted by a biologist following BLM protocol, between April 15 and June 30. All survey results shall be submitted in writing to a Buffalo BLM biologist and approved prior to surface disturbance activities. Surveys outside this window may not depict nesting activity. If a survey identifies active raptor

nests, a ½ mile timing buffer will be implemented. The timing buffer restricts surface disturbance activities within ½ mile of occupied raptor nests from February 1 to July 31.

- b. Nest productivity checks shall be completed for the first five years following project completion. The productivity checks shall be conducted no earlier than June 1 or later than June 30 and any evidence of nesting success or production shall be recorded. Survey results will be submitted to a Buffalo BLM biologist in writing no later than July 31 of each survey year. Nests to be checked are within a ½ mile or less of the proposed development. The nests are listed below:

BLM ID #	UTM N	UTM E	Legal
2607	4922234N	403285E	SESW Sec 26, T52N, R78W
3840	4915509N	405818E	NENE Sec 24, T51N, R78W
3040	4920802N	404068E	SESE Sec 35, T52N, R78W
3046	4921680N	402848E	SWNW Sec 35, T52N, R78W
3839	4915216N	405833E	NENE Sec 24, T51N, R78W
3868	4922669N	402066E	NWSE Sec 27, T52N, R78W
3869	4919431N	402643E	NESE Sec 3, T51N, R78W
3871	4917804N	404307E	NESE Sec 11, T51N, R78W
509	4925100N	402456E	NENE Sec 2, T52N, R78W
4949	4914827N	402527E	SENE Sec 2, T51N, R78W
4950	4915141N	402881E	SWNW Sec 23, T51N, R78W
4951	4915526N	403029E	NWNW Sec 23, T51N, R78W
4952	4913646N	403536E	NENW Sec 26, T51N, R78W
4953	4913998N	403774E	SWSE Sec 23, T51N, R78W
3537	4915618N	400408E	NENW Sec 21, T51N, R78W
4954	4912136N	405076E	NENW Sec 36, T51N, R78W
4955	4923933N	401783E	SWNW Sec 23, T52N, R78W
4956	4924706N	403046E	SENE Sec 27, T52N, R78W
4957	4920267N	403886E	NENW Sec 2, T51N, R78W
4948	4912991N	405241E	NWSE Sec 25, T51N, R78W
4364	4917725N	404392E	NESE Sec 11, T51N, R78W

- c. If an undocumented raptor nest is located during project construction or operation, the Buffalo Field Office (307-684-1100) shall be notified within 24 hours.

3. The following conditions will reduce impacts to sage grouse: No surface disturbing activities are permitted within 2 miles of the following leks: Kinney Draw 1, Kinney Draw 2, and Nurse Draw between March 1 and June 15, prior to completion of a greater sage-grouse lek survey. This condition will be implemented on an annual basis for the duration of surface disturbing activities. This timing limitation will affect the following wells and infrastructure:

Township/Range	Section	Affected Wells and Infrastructure
T51N, R78W	3	Proposed culvert in the northwest ½ of this section; All access roads/utility corridors in the southern ½ of this section and the staging area in the center portion of this section.
T51N, R78W	4	All access roads/utility corridors in the southern ½ of this

<i>Township/Range</i>	<i>Section</i>	<i>Affected Wells and Infrastructure</i>
		section;
T51N, R78W	9	All access roads/utility corridors in the eastern ½ of this section; Pit 44-09 and its associated infrastructure.
T51N, R78W	10	Proposed utility corridors in the southwest ¼ of this section; all access roads/utility corridors in the eastern ½ of this section.
T51N, R78W	11	Pit 13-11 and its associated infrastructure; all access roads/utility corridors in the western ¼ of this section.
T51N, R78W	14	Wells 12-14, 11-14, 42-14, 22-14 and their associated infrastructure; all access roads/utility corridors in the northern ½ of this section. Reservoir 11-14 and its associated infrastructure.
T51N, R78W	15	Reservoirs 41-15 and 32-15 and their associated infrastructure; wells 41-15, 21-15, 12-15, 14-15 and their associated infrastructure; all access roads/ utility corridors in this section.
T51N, R78W	16	All proposed access roads/utility corridors in this section.
T51N, R78W	21	Well 21-21 and 41-21 and their associated infrastructure; access road/utility corridor from Section 16 to the 21-21 well.
T51N, R78W	22	Proposed overhead power in the NENE ¼ ¼ of this section.

- a. If an active sage grouse lek is identified during the survey, the 2 mile timing restriction (March 1-June 15) will be applied and surface disturbing activities will not be permitted until after the nesting season. If surveys indicate that the identified lek is inactive during the current breeding season, surface disturbing activities may be permitted within the 2 mile buffer until the following breeding season (March 1). The required sage grouse survey will be conducted by a biologist following the most current WGFD protocol. All survey results shall be submitted in writing to a Buffalo BLM biologist and approved prior to surface disturbing activities.
 - b. Creation of raptor hunting perches will be avoided within 0.5 mile of documented sage grouse and sharp-tailed grouse lek sites. Perch inhibitors will be installed to deter avian predators from preying on sage grouse.
4. A sharp-tailed grouse survey is required annually for the duration of surface-disturbing activities. If a new sharp-tailed grouse lek is identified during the survey, the 0.67 mile timing restriction (March 1 to June 15) will be applied and surface disturbing activities will not be permitted until after the nesting season. If surveys indicate that the identified lek is inactive during the current breeding season, surface disturbing activities may be permitted within the buffer until the following breeding season. The required survey will be conducted by a biologist following the most current WGFD protocol. All survey results shall be submitted in writing to a Buffalo BLM biologist and approved prior to surface disturbing activities.
 5. All overhead powerlines shall be built to protect raptors, including bald eagles from accidental electrocution using the most recent “suggested practices for raptor protection” by the Avian Power Line Interaction Committee (current version 2006) and any additional practices provided by the US Fish and Wildlife Service. It should be noted that raptor protection can be achieved through insulation and or wire spacing and that there are multiple configurations capable of protecting raptors (CM5 Biological Opinion 2007).

6. No surface disturbing activities are permitted in suitable burrowing owl habitat (i.e. prairie dog colonies) from April 15 to August 31, annually, unless a burrowing owl survey has been conducted during the current breeding season. Survey period is April 15 to June 15. This condition will be implemented on an annual basis for the duration of surface disturbing activities. This timing limitation will affect all prairie dog colonies within the project area. The surveys will be conducted in active and inactive prairie dog colonies throughout the entire project area. This timing limitation will affect the following proposed wells and their associated infrastructure:

Township/Range	Section	Affected Wells and Infrastructure
T51N, R78W	3	All access roads/pipelines in this section.
T51N, R78W	4	Access road/pipeline in the southern half of this section.
T51N, R78W	9	Access road/pipeline in the center of this section; Pit 44-09 and associated infrastructure
T51N, R78W	10	Access road/pipeline in the northeast quarter of this section; access road/pipeline in southwest quarter of this section.
T51N, R78W	11	Pit 13-11 and its associated infrastructure; access road/pipeline in the western half of this section.
T51N, R78W	14	Wells 12-14, 11-14 and their associated infrastructure; access road/pipeline in the northeast quarter of this section; Pit 11-14 and its associated infrastructure; access road /pipeline in the western half of this section.
T51N, R78W	15	Wells 12-15, 23-15, 21-15, 32-15, 41-15 and their associated infrastructure; Reservoir P32-15 and its associated infrastructure; access road/pipeline in northwest quarter of this section; access road/pipeline in the central portion of this section.

7. No surface disturbing activities are permitted in suitable swift fox habitat (i.e. prairie dog colonies) from March 1 to August 31, annually, unless a survey for swift foxes has been conducted during the current breeding season. Survey period is April 15 to June 15. This condition will be implemented on an annual basis for the duration of surface disturbing activities. This timing limitation will affect all prairie dog colonies within the project area. The surveys will be conducted in active and inactive prairie dog colonies throughout the entire project area. This timing limitation will affect the following proposed wells and their associated infrastructure:

Township/Range	Section	Affected Wells and Infrastructure
T51N, R78W	3	All access roads/pipelines in this section.
T51N, R78W	4	Access road/pipeline in the southern half of this section.
T51N, R78W	9	Access road/pipeline in the center of this section; Pit 44-09 and associated infrastructure
T51N, R78W	10	Access road/pipeline in the northeast quarter of this section; access road/pipeline in southwest quarter of this section.
T51N, R78W	11	Pit 13-11 and its associated infrastructure; access road/pipeline in the western half of this section.
T51N, R78W	14	Wells 12-14, 11-14 and their associated infrastructure; access road/pipeline in the northeast quarter of this section; Pit 11-14 and its associated infrastructure; access road /pipeline in the western half of this section.
T51N, R78W	15	Wells 12-15, 23-15, 21-15, 32-15, 41-15 and their associated infrastructure; Reservoir P32-15 and its associated

Township/Range	Section	Affected Wells and Infrastructure
		infrastructure; access road/pipeline in northwest quarter of this section; access road/pipeline in the central portion of this section.

8. All other conservation measures and terms and conditions identified in the Powder River Basin Oil and Gas Project Biological Opinion (WY07F0075) shall be complied with.

III Standard Conditions of Approval

A. General

1. If any cultural values [sites, artifacts, human remains (Appendix L FEIS)] are observed during operation of this lease/permit/right-of-way, they will be left intact and the Buffalo Field Manager notified. The authorized officer will conduct an evaluation of the cultural values to establish appropriate mitigation, salvage or treatment. The operator is responsible for informing all persons in the area who are associated with this project that they will be subject to prosecution for knowingly disturbing historic or archaeological sites, or for collecting artifacts. If historic or archaeological materials are uncovered during construction, the operator is to immediately stop work that might further disturb such materials, and contact the authorized BLM officer (AO). Within five working days the AO will inform the operator as to:
 - whether the materials appear eligible for the National Register of Historic Places;
 - the mitigation measures the operator will likely have to undertake before the site can be used (assuming in situ preservation is not necessary); and,
 - a time-frame for the AO to complete an expedited review under 36 CFR 800.11 to confirm, through the State Historic Preservation Officer, that the findings of the AO are correct and that mitigation is appropriate. The AO will provide technical and procedural guidelines for the conduct of mitigation. Upon verification from the AO that the required mitigation has been completed, the operator will then be allowed to resume construction measures.
2. If paleontological resources, either large or conspicuous, and/or a significant scientific value are discovered during construction, the find will be reported to the Authorized Officer immediately. Construction will be suspended within 250 feet of said find. An evaluation of the paleontological discovery will be made by a BLM approved professional paleontologist within five (5) working days, weather permitting, to determine the appropriate action(s) to prevent the potential loss of any significant paleontological values. Operations within 250 feet of such a discovery will not be resumed until written authorization to proceed is issued by the Authorized Officer. The applicant will bear the cost of any required paleontological appraisals, surface collection of fossils, or salvage of any large conspicuous fossils of significant scientific interest discovered during the operation.
3. The operator shall restrict travel on unimproved two-track roads during periods of inclement weather or spring thaw when the possibility exists for excessive surface resource damage (e.g., rutting in excess of 4-inches, travel outside two-track roadway, etc.).
4. The first producing well drilled to each targeted coal zone will be designated as the POD "Reference Well". Reference wells will not be required for PODs within a 6 mile radius of the first reference well designated by the operator, nor for co-mingled coal zones. The designated reference well must be equipped to be sampled at the well head. A reference well

sample will be collected from the wellhead and submitted for analysis; using the list of analytes identified in WDEQ WYPDES Application for Permit to Surface Discharge Produced Water from CBM New Discharges, Renewals, or Major Modifications, within 30 to 60 days of initial water production. Results of the analysis will be submitted to the BFO-BLM authorized Officer as they become available.

5. By November 1 each year, companies will provide georeferenced spatial data depicting as-built locations of all facilities, wells, roads, pipelines, power lines, reservoirs, discharge points, and other related facilities to the BLM for all PODs where construction and development have been completed.
6. If any dead or injured threatened, endangered, proposed, or candidate species is located during construction or operation, the U.S. Fish and Wildlife Service's Wyoming Field Office (307-772-2374), their law enforcement office (307-261-6365), and the BLM Buffalo Field Office (307-684-1100) shall be notified within 24 hours. If any dead or injured sensitive species is located during construction or operation, the BLM Buffalo Field Office (307-684-1100) shall be notified within 24 hours.
7. Wildlife species are dynamic and new individuals may have moved into the Highland Unit Gamma POD area after the initial wildlife surveys were completed. The Record of Decision for the PRB FEIS includes a programmatic mitigation measure that states, "The companies will conduct clearance surveys for threatened and endangered or other special-concern species at the optimum time". The measure requires companies to coordinate with the BLM before November 1 annually to review the potential for disturbance and to agree on inventory parameters. Should this project not be completed by January 15, and surface disturbance is planned for that year, a Lance Oil & Gas Company Inc./ Anadarko Petroleum company representative will coordinate with the BLM to discuss required surveys.
8. All other conservation measures and terms and conditions identified in the Powder River Basin Oil and Gas Project Biological Opinion (WY07F0075) shall be complied with.
9. If an undocumented raptor nest is located during project construction or operation, the Buffalo Field Office (307-684-1100) shall be notified within 24 hours.
10. All contractors will have a copy of the pod map and conditions of approval with them at all times.

B. Construction

1. A pre-construction field meeting shall be conducted prior to beginning any dirt work approved under this POD. The operator shall contact the BLM Authorized Officer Julian Serafin @ 307-684-1043 at least 4-days prior to beginning operations so that the meeting can be scheduled. The operator is responsible for having all contractors present (dirt contractors, drilling contractor, pipeline contractor, project oversight personnel, etc.) including the overall field operations superintendent, and for providing all contractors copies of the approved POD, project map and BLM Conditions of Approval pertinent to the work that each will be doing.
2. The operator will limit vegetation removal and the degree of surface disturbance wherever possible. Where surface disturbance cannot be avoided, all practicable measures will be utilized to minimize erosion and stabilize disturbed soils.
3. Construction and drilling activity will not be conducted using frozen or saturated soil material during periods when watershed damage or excessive rutting is likely to occur.

4. Remove all available topsoil (depths vary from 4 inches on ridges to 12+ inches in bottoms) from constructed well locations including areas of cut and fill, and stockpile at the site. Topsoil will also be salvaged for use in reclamation on all other areas of surface disturbance (roads, pipelines, etc.). Clearly segregate topsoil from excess spoil material. Any topsoil stockpiled for one year or longer will be signed and stabilized with annual ryegrass or other suitable cover crop.
5. The operator will not push soil material and overburden over side slopes or into drainages. All soil material disturbed will be placed in an area where it can be retrieved without creating additional undue surface disturbance and where it does not impede watershed and drainage flows.
6. Construct the backslope no steeper than 1½:1, and construct the foreslope no steeper than 2:1, unless otherwise directed by the BLM Authorized Officer.
7. Maintain a minimum 20-foot undisturbed vegetative border between toe-of-fill of pad and/or pit areas and the edge of adjacent drainages, unless otherwise directed by the BLM Authorized Officer.
8. With the overall objective of minimizing surface disturbance and retaining land stability and productivity, the operator shall utilize equipment that is appropriate to the scope and scale of work being done for roads and well pads (utilize equipment no larger than needed for the job).
9. To minimize electrocution potential to raptors, all overhead electrical power lines will be constructed to Avian Power Line Interaction Committee (1996) standards and additional standards identified in the PRB FEIS Biological Opinion (Volume 3, Appendix K, page 43).
10. The operator shall utilize wheel trenchers or ditchers to construct all pipeline trenches, except where extreme topography or other environmental factors preclude their use.
11. Reserve pits will be adequately fenced during and after drilling operations until pit is reclaimed so as to effectively keep out wildlife and livestock. Adequate fencing, in lieu of more stringent requirements by the surface owner, is defined as follows:
 - Construction materials will consist of steel or wood posts. Three or four strand wire (smooth or barbed) fence or hog panel (16-foot length by 50-inch height) or plastic snow fence must be used with connectors such as fence staples, quick-connect clips, hog rings, hose clamps, twisted wire, etc. Electric fences will not be allowed.
 - Construction standards: Posts shall be firmly set in ground. If wire is used, it must be taut and evenly spaced, from ground level to top wire, to effectively keep out animals. Hog panels must be tied securely into posts and one another using fence staples, clamps, etc. Plastic snow fencing must be taut and sturdy. Fence must be at least 2-feet from edge of pit. 3 sides fenced before beginning drilling, the fourth side fenced immediately upon completion of drilling and prior to rig release. Fence must be left up and maintained in adequate condition until pit is closed.
12. The reserve pit will be oriented to prevent collection of surface runoff. After the drilling rig is removed, the operator may need to construct a trench on the uphill side of the reserve pit to divert surface drainage around it. If constructed, the trench will be left intact until the pit is closed.
13. The reserve pit will be lined with an impermeable liner if permeable subsurface material is encountered. An impermeable liner is any liner having a permeability less than 10^{-7} cm/sec. The liner will be installed so that it will not leak and will be chemically compatible with all substances that may be put in the pit. Liners made of any man-made synthetic material will be

14. The reserve pit will be constructed so that at least half of its total volume is in solid cut material (below natural ground level).
15. Culverts will be placed on channel bottoms on firm, uniform beds, which have been shaped to accept them, and aligned parallel to the channel to minimize erosion. Backfill will be thoroughly compacted.
16. The minimum diameter for culverts will be 18 inches. However, all culverts will be appropriately sized in accordance with standards in BLM Manual 9113.
17. Construction and other project-related traffic will be restricted to approved routes. Cross-country vehicle travel will not be allowed.
18. Maximum design speed on all operator-constructed and maintained roads will not exceed 25 miles per hour.
19. Pipeline construction shall not block nor change the natural course of any drainage. Pipelines shall cross perpendicular to drainages. Pipelines shall not be run parallel in drainage bottoms. Suspended pipelines shall provide adequate clearance for maximum runoff.
20. Pipeline trenches shall be compacted during backfilling. Pipeline trenches shall be routinely inspected and maintained to ensure proper settling, stabilization and reclamation.
21. During construction, emissions of particulate matter from well pad and road construction would be minimized by application of water or other non-saline dust suppressants with at least 50 percent control efficiency. Dust inhibitors (surfacing materials, non-saline dust suppressants, and water) will be used as necessary on unpaved roads that present a fugitive dust problem. The use of chemical dust suppressants on public surface will require prior approval from the BLM Authorized Officer.
22. Operators are required to obtain a National Pollution Discharge Elimination System (NPDES) Storm Water Permit from the Wyoming DEQ for any projects that disturb five or more acres (changing to one acre in March 2005). This general construction storm water permit must be obtained from WDEQ prior to any surface disturbing activities and can be obtained by following directions on the WDEQ website at <http://deq.state.wy.us>. Further information can be obtained by contacting Barb Sahl at (307) 777-7570.
23. The operator shall submit a Sundry Notice (Form 3160-5) to BLM for approval prior to construction of any new surface disturbing activities that are not specifically addressed in the approved APD or POD Surface Use Plan.
24. Weed educational material will be reviewed with operators during pre-construction on-site meetings with operators, subcontractors, and landowners and will also be attached to approved APDs and PODs.
25. Companies will contact the counties to pursue development of maintenance agreements to ensure county roads are adequately maintained for the projected increase in use.

C. Operations/Maintenance

1. The operator shall complete coal bed natural gas wells (case, cement and under ream) as soon as possible, but no later than 30 days after drilling operations, unless an extension is given by the BLM Authorized Officer.

2. If in the process of air drilling the wells there is a need to utilize mud, all circulating fluids will be contained either in an approved pit or in an aboveground containment tank. The pit or containment tank will be large enough to safely contain the capacity of all expected fluids without danger of overflow. Fluid and cuttings will not be squeezed out of the pit, and the pit will be reclaimed in an expedient manner.
3. Confine all equipment and vehicles to the access road(s), pad(s), and area(s) specified in the approved APD or POD.
4. All waste, other than human waste and drilling fluids, will be contained in a portable trash cage. This waste will be transported to a State approved waste disposal site immediately upon completion of drilling operations. No trash or empty barrels will be placed in the reserve pit or buried on location. All state and local laws and regulations pertaining to disposal of human and solid waste will be complied with.
5. Rat and mouse holes shall be filled and compacted from the bottom to the top immediately upon release of the drilling rig from the location.
6. The operator will be responsible for prevention and control of noxious weeds and weeds of concern on all areas of surface disturbance associated with this project (well locations, roads, water management facilities, etc.) Use of pesticides shall comply with the applicable Federal and State laws. Pesticides shall be used only in accordance with their registered uses and within limitations imposed by the Secretary of Interior. Prior to the use of pesticides on public land, the holder shall obtain from the BLM authorized officer written approval of a plan showing the type and quantity of material to be used, pest(s) to be controlled, method of application, location of storage and disposal of containers, and any other information deemed necessary by the authorized officer to such use.
7. Sewage shall be placed in a self-contained, chemically treated porta-potty on location.
8. The operator and their contractors shall ensure that all use, production, storage, transport and disposal of hazardous and extremely hazardous materials associated with the drilling, completion and production of these wells will be in accordance with all applicable existing or hereafter promulgated federal, state and local government rules, regulations and guidelines. All project-related activities involving hazardous materials will be conducted in a manner to minimize potential environmental impacts. In accordance with OSHA requirements, a file will be maintained onsite containing current Material Safety Data Sheets (MSDS) for all chemicals, compounds and/or substances which are used in the course of construction, drilling, completion and production operations.
9. Produced fluids shall be put in test tanks on location during completion work. Produced water will be put in the reserve pit during completion work per Onshore Order #7.
10. The only fluids/waste materials which are authorized to go into the reserve pit are RCRA exempt exploration and production wastes. These include:
 - drilling muds & cuttings
 - rigwash
 - excess cement and certain completion & stimulation fluids defined by EPA as exemptIt does not include drilling rig waste, such as:
 - spent hydraulic fluids
 - used engine oil
 - used oil filter

- empty cement, drilling mud, or other product sacks
- empty paint, pipe dope, chemical or other product containers
- excess chemicals or chemical rinsate

Any evidence of non-exempt wastes being put into the reserve pit may result in the BLM Authorized Officer requiring specific testing and closure requirements.

11. Reserve pits will be closed as soon as possible, but no later than 90 days from time of drilling/well completion, unless the BLM Authorized Officer gives an extension. Squeezing of pit fluids and cuttings is prohibited. Pits must be dry of fluids or they must be removed via vac-truck or other environmentally acceptable method prior to backfilling, re-contouring and replacement of topsoil. Mud and cuttings left in pit must be buried at least 3-feet below re-contoured grade. The operator will be responsible for re-contouring any subsidence areas that develop from closing a pit before it is sufficiently dry.
12. Operators are advised that prior to installation of any oil and gas well production equipment which has the potential to emit air contaminants, the owner or operator of the equipment must notify the Wyoming Department of Environmental Quality, Air Quality Division (phone 307-777-7391) to determine permit requirements. Examples of pertinent well production equipment include fuel-fired equipment (e.g., diesel generators), separators, storage tanks, engines and dehydrators.
13. If this well is drilled during the fire season (June-October), the operator shall institute all necessary precautions to ensure that fire hazard is minimized, including but not limited to mowing vegetation on the access route(s) and well location(s), keeping fire fighting equipment readily available when drilling, etc.

D. Dry Hole/Reclamation

1. All disturbed lands associated with this project, including the pipelines, access roads, water management facilities, etc will be expediently reclaimed and reseeded in accordance with the surface use plan and any pertinent site-specific COAs.
2. Disturbed lands will be re-contoured back to conform with existing undisturbed topography. No depressions will be left that trap water or form ponds.
3. The fluids and mud must be dry in the reserve pit before re-contouring pit area. The operator will be responsible for re-contouring of any subsidence areas that develop from closing a pit before it is completely dry. The plastic pit liner (if any) will be cut off below grade and properly disposed of at a state authorized landfill before beginning to re-contour the site.
4. Before the location has been reshaped and prior to redistributing the topsoil, the operator will rip or scarify the drilling platform and access road on the contour, to a depth of at least 12 inches. The rippers are to be no farther than 24 inches apart.
5. Distribute the topsoil evenly over the entire location and other disturbed areas. Prepare the seedbed by disking to a depth of 4-to-6 inches following the contour.
6. Phased reclamation plans will be submitted to BLM for approval prior to individual POD facility abandonment via a Notice of Intent (NOI) Sundry Notice. Individual facilities, such as well locations, pipelines, discharge points, impoundments, etc. need to be addressed in these plans as they are no longer needed. Individual items that will need to be addressed in reclamation plans include:

- Pit closure (Close ASAP after suitably dry, but no later than 90 days from time of drilling unless an extension is given by BLM Authorized Officer.) BLM may require closure prior to 90 days in some cases due to land use or environmental concerns.
 - Configuration of reshaped topography, drainage systems, and other surface manipulations
 - Waste disposal
 - Revegetation methods, including specific seed mix (pounds pure live seed/acre) and soil treatments (seedbed preparation, fertilization, mulching, etc.). On private surface, the landowner should be consulted for the specific seed mix.
 - Other practices that will be used to reclaim and stabilize all disturbed areas, such as water bars, erosion fabric, hydro-mulching, etc.
 - An estimate of the timetables for beginning and completing various reclamation operations relative to weather and local land uses.
 - Methods and measures that will be used to control noxious weeds, addressing both ingress and egress to the individual well or POD.
 - Decommissioning/removal of all surface facilities
 - Closure and reclamation of areas utilized or impacted by produced CBM water, including discharge points, reservoirs, off-channel pits, land application areas, livestock/wildlife watering facilities, surface discharge stream channels, etc
7. BLM will not release the performance bond until all disturbed areas associated with the APD/POD have been successfully revegetated (evaluation will be made after the second complete growing season) and has met all other reclamation goals of the surface owner and surface management agency.
 8. A Notice of Intent to Abandon and a Subsequent Report of Abandonment must be submitted for abandonment approval.
 9. For performance bond release approval, a Final Abandonment Notice (with a surface owner release letter on split-estate) must be submitted prior to a final abandonment evaluation by BLM.
 10. Soil fertility testing and the addition of soil amendments may be required to stabilize some disturbed lands.
 11. Any mulch utilized for reclamation needs to be certified weed free.
 12. Waterbars are to be constructed at least one (1) foot deep, on the contour with approximately two (2) feet of drop per 100 feet of waterbar to ensure drainage, and extended into established vegetation. All waterbars are to be constructed with the berm on the downhill side to prevent the soft material from silting in the trench. The initial waterbar should be constructed at the top of the backslope. Subsequent waterbars should follow the following general spacing guidelines:

Slope (percent)	Spacing Interval (feet)
≤ 2 - 4	310
5 - 8	260
9 - 12	200

E. Producing Well

1. Landscape those areas not required for production to the surrounding topography as soon as possible. The fluids and mud must be dry in the reserve pit before re-contouring pit area. The operator will be responsible for re-contouring and reseeding of any subsidence areas that develop from closing a pit before it is completely dry.
2. Reduce the backslope to 2:1 and the foreslope to 3:1, unless otherwise directed by the BLM Authorized Officer. Reduce slopes by pulling fill material up from foreslope into the toe of cut slopes.
3. Production facilities (including dikes) must be placed on the cut portion of the location and a minimum of 15 feet from the toe of the back cut unless otherwise approved by the BLM Authorized Officer.
4. Any spilled or leaked oil, produced water or treatment chemicals must be reported in accordance with NTL-3A and immediately cleaned up in accordance with BLM requirements. This includes clean-up and proper disposition of soils contaminated as a result of such spills/leaks.
5. Distribute stockpiled topsoil evenly over those areas not required for production and reseed as recommended.
6. Upgrade and maintain access roads and drainage control (e.g., culverts, drainage dips, ditching, crowning, surfacing, etc.) as necessary and as directed by the BLM Authorized Officer to prevent soil erosion and accommodate safe, environmentally-sound access.
7. Prior to construction of production facilities not specifically addressed in the APD/POD, the operator shall submit a Sundry Notice to the BLM Authorized Officer for approval.
8. If not already required prior to constructing and drilling the well location, the operator shall immediately upgrade the entire access road to BLM standards (including topsoiling, crowning, ditching, drainage culverts, surfacing, etc.) to ensure safe, environmentally-sound, year-round access. This requirement does not supercede or apply where specific road requirements are addressed in the APD/POD surface use plan (e.g., two track road, spot upgrade, etc.)
9. Waterbars shall be installed on all reclaimed pipeline corridors per the guidelines in D #12.