

Conditions of Approval (COAs)
Dustin GU 09-01 #3 Location

1. If the surface owner is in agreement, the Operator shall mow or brushhog vegetation where appropriate instead, leaving root structure intact, instead of scraping the surface. It may be appropriate to mow or brushhog the vegetation at this location, instead of scraping the surface, where gathering and flow lines are installed. *not Acceptable By Surface owner.*

2. Where allowed by the surface owner, Operator shall use the wildlife appropriate seed mix as defined below. The suggested "% of mix" below is intended as a guide and may be adjusted by the operator to address the availability of individual seed types, provided that the operator notifies CDOW of the necessary changes. The operator shall consult with CDOW and the surface owner prior to adding a new species or eliminating a listed species from the mix, or if an environmental conditions at the site have changed prior to reclamation to the extent that a new seed mix is warranted.

<u>Symbol</u>	<u>% of mix</u>	<u>Common Name</u>
Hija	20	James' galleta
Pasm	15	western wheatgrass
Chgr	20	blue grama grass
Orhy	20	Indian ricegrass
Spcr	5	sand dropseed
Fear	10	Arizona fescue
Peli	5	toadflax penstemon
Trpr	5	meadow clover

not Acceptable By Surface owner

3. Operator shall gate the access road to this facility and limit public access if approved by the surface owner. *Access All Ready Gated*

4. For perimeter fence (not pit fencing) at this facility, Operator shall use a wildlife-appropriate fence design if approved by the surface owner. General guidelines for constructing wildlife-appropriate fence are outlined in the *Landowner Guide to Wildlife Friendly Fences: How to build a fence with wildlife in mind* by Montana Fish, Wildlife, and Parks. *Not Acceptable By Surface owner*

5. Operator shall use remote monitoring of well production to the extent practicable.

6. Operator shall reduce traffic from transporting drilling water and produced liquids through the use of pipelines or other measures where technically and economically feasible.


Operator Signature (Approval)

1/13/10


Surface Owner Signature (Consent)

1/4/10