

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

FORM APPROVED  
OMB No. 1004-0137  
Expires: July 31, 2010

**SUNDRY NOTICES AND REPORTS ON WELLS**  
*Do not use this form for proposals to drill or to re-enter an abandoned well. Use Form 3160-3 (APD) for such proposals.*

5. Lease Serial No.  
COC 61170

6. If Indian, Allottee or Tribe Name  
**2011 DEC -7 PM 2:10**

**SUBMIT IN TRIPLICATE – Other instructions on page 2.**

1. Type of Well <input type="checkbox"/> Oil Well <input checked="" type="checkbox"/> Gas Well <input type="checkbox"/> Other		7. If Unit of CA/Agreement, Name and/or No. COC 68958X
2. Name of Operator Genesis Gas & Oil LLC		8. Well Name and No. Fletcher Gulch 3-44
3a. Address 1701 Walnut, 4th Floor Kansas City, MO 64108	3b. Phone No. (include area code) 816-222-7500	9. API Well No. 05-103-11570
4. Location of Well (Footage, Sec., T., R., M., or Survey Description) Sec3-T1N-R100W 6th PM SESE Lot 20 1172FSL & 63FEL 40.08070 N Lat, 108.59418 W Lon		10. Field and Pool or Exploratory Area Wildcat
		11. Country or Parish, State Rio Blanco, Colorado

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

TYPE OF SUBMISSION	TYPE OF ACTION			
<input checked="" type="checkbox"/> Notice of Intent	<input type="checkbox"/> Acidize	<input type="checkbox"/> Deepen	<input type="checkbox"/> Production (Start/Resume)	<input type="checkbox"/> Water Shut-Off
<input type="checkbox"/> Subsequent Report	<input type="checkbox"/> Alter Casing	<input type="checkbox"/> Fracture Treat	<input type="checkbox"/> Reclamation	<input type="checkbox"/> Well Integrity
<input type="checkbox"/> Final Abandonment Notice	<input type="checkbox"/> Casing Repair	<input type="checkbox"/> New Construction	<input type="checkbox"/> Recomplete	<input checked="" type="checkbox"/> Other AAPD extension
	<input type="checkbox"/> Change Plans	<input type="checkbox"/> Plug and Abandon	<input type="checkbox"/> Temporarily Abandon	
	<input type="checkbox"/> Convert to Injection	<input type="checkbox"/> Plug Back	<input type="checkbox"/> Water Disposal	

13. Describe Proposed or Completed Operation: Clearly state all pertinent details, including estimated starting date of any proposed work and approximate duration thereof. If the proposal is to deepen directionally or recomplete horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones. Attach the Bond under which the work will be performed or provide the Bond No. on file with BLM/BIA. Required subsequent reports must be filed within 30 days following completion of the involved operations. If the operation results in a multiple completion or recompletion in a new interval, a Form 3160-4 must be filed once testing has been completed. Final Abandonment Notices must be filed only after all requirements, including reclamation, have been completed and the operator has determined that the site is ready for final inspection.)

Approved APD for subject well will expire 12-18-2011  
Operator requests a 2 year extension, to 12-18-2013

**"Conditions of Approval Attached"**

*Extended through 12/17/2013*

14. I hereby certify that the foregoing is true and correct. Name (Printed/Typed)  
Sheryl M. Little-Myers Title Agent

Signature *Sheryl M. Little-Myers* Date 11/15/2011

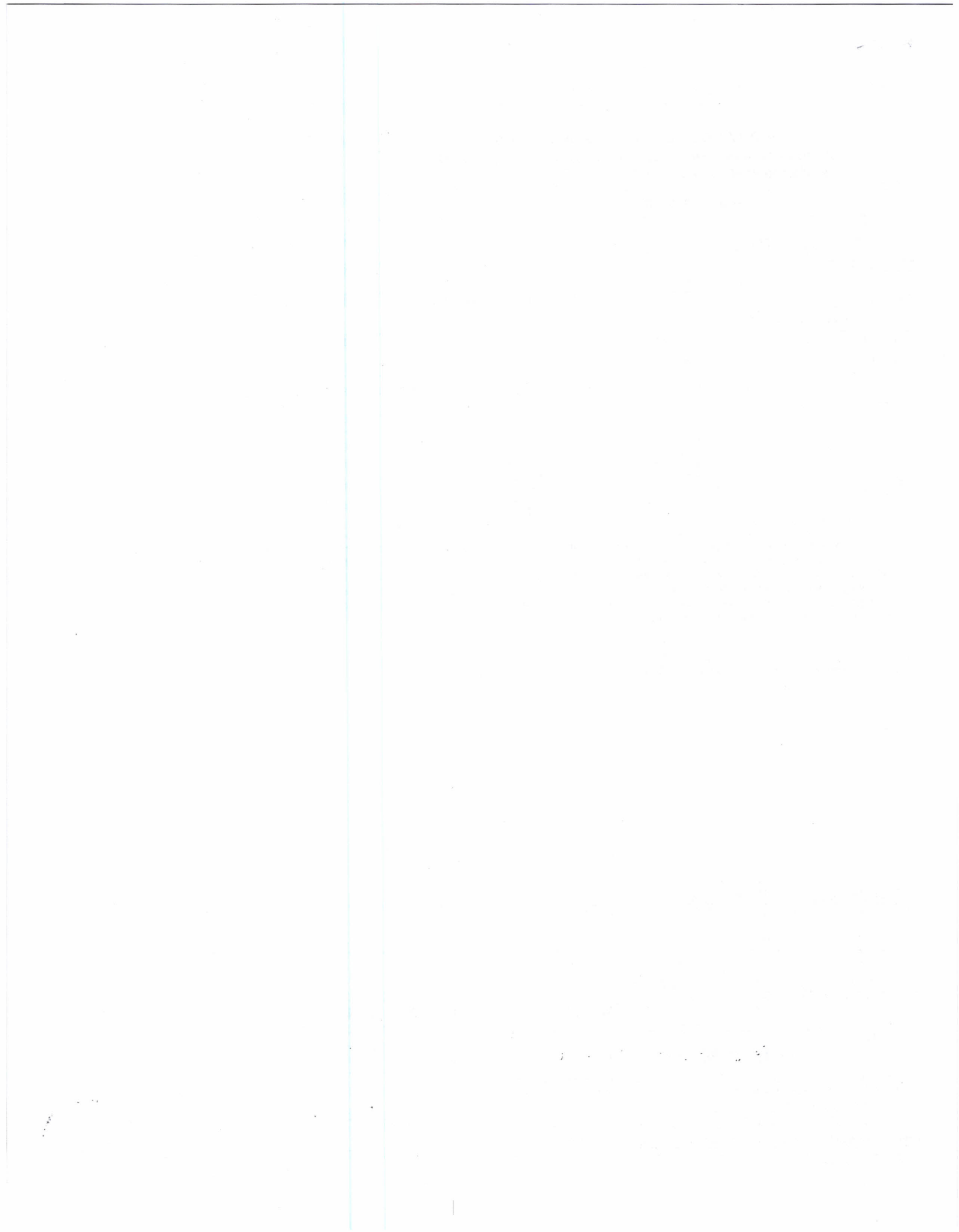
**THIS SPACE FOR FEDERAL OR STATE OFFICE USE**

Approved by */s/ Ester M. McCullough* Title ASSOCIATE FIELD MANAGER Date DEC 16 2011

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 White River Field Office-Meeker, CO

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.





3160(LLCON05000)

CONDITIONS OF APPROVAL FOR GENESIS FLETCHER GULCH (FG) 3-44 APD EXTENSION  
REQUEST

Operator: Genesis Gas & Oil, LLC.

Well No.: Fletcher Gulch 3-44

Location: T1N, R100W, 6th PM, Section 3

Lease No.: COC-61170

The Bureau of Land Management, White River Resource Area Office  
Address and telephone contacts are:

Address: 220 East Market, Meeker, Colorado 81641

Office Phone: (970) 878-3800

Office Fax: (970) 878-3805

Natural Resource Specialist: Jay Johnson, office phone (970) 878-3854

All lease and/or unit operations are to be conducted in such a manner to ensure full compliance with the applicable laws, regulations (43 CFR Part 3160), Onshore Orders, Notices to Lessees, and the approved plan of operations. Approval of this application does not relieve you of your responsibility to obtain other required federal, state, or local permits.

NOTICE: The following conditions of approval are accepted by the operator upon the commencement of any activity under this authorization or thirty (30) days after the operator's receipt of this authorization, whichever occurs first, *Emery Energy, Inc. (On reconsideration)*. 67 IBLA 260 (1982).

After occurrence of either of the foregoing events and with the exception of those conditions of approval pertinent to the "Drilling Plan," changes to any of the following conditions of approval may only occur by Sundry Notice and then only in the event of an emergency, unforeseen circumstances, or unnecessary or undue degradation of the land, its resources or the environment. Changes to the "Drilling Plan" remain subject to change by Sundry Notice only.

3160(LLCON05000)

CONDITIONS OF APPROVAL FOR GENESIS FLETCHER GULCH (FG) 3-44 APD EXTENSION  
REQUEST

THREATENED, ENDANGERED AND SENSITIVE ANIMAL SPECIES

1. Raptor surveys for the 3-24, 3-44, 9-13, 9-24, 10-14, 10-31, and 34-41A have expired and will require a new raptor survey. Surveys can be conducted outside of the breeding season, however if a nest is found it must be rechecked during the “active” breeding season (May 1 - Mid August). Requirements for raptor surveys are included in COA #2 below.
2. Prior to construction, a raptor survey must be conducted using the current BLM WRFO raptor survey protocol and the results of that survey approved by BLM biologists. Raptor surveys need to be conducted between May 15<sup>th</sup> and August 15<sup>th</sup> in a 300 m (~1000 ft) buffer surrounding all proposed work areas where there is available woodland habitat or within 400 m (~ ¼ mile) of suitable cliff or rock outcrop habitat. Raptor surveys are only valid for the breeding season (i.e., April 1 to August 15 in woodland habitats and February 1 to August 15 in cliff habitats) in which they are conducted; a new raptor survey would be required if the project were delayed until a subsequent breeding season. Suitable nesting habitat associated with the following well locations and proposed pipeline and access corridors will be surveyed during the breeding season: 3-24, 3-44, 9-13, 9-24, 10-14, 10-31, and 34-41A.
3. Raptor timing limitations apply to development (construction, drilling, completion and scheduled workovers or fracing) of the following locations: #3-44, #4-31, #9-13, #9-24/10-31, and #10-14. These stipulations will remain in effect over the life of the project, although the timing limitation provisions are contingent on occupancy status. Pending the results of the raptor surveys, timing limitations may be applied to additional well locations.
4. The table below outlines the appropriate No Surface Occupancy and timing limitation restrictions related to listed and unlisted nesting raptors that shall be in effect during the life of the project. Modifications to this stipulation may be granted by the Field Office Manager as specified in Table A-3, page A-13 of the WRFO ROD/RMP (USDI BLM 1997).

Species	No Surface Occupancy Buffer Size	Timing Limitation Buffer Size	Dates that Activities are Prohibited <sup>1</sup>
Northern Goshawk and Burrowing Owl	1/4 mi of nests	1/2 mi of nests	4/1 - 8/15 or until dispersal of young
Golden Eagle and Great Horned Owl	1/8 mi of nests	1/4 mi of nests	2/1 - 8/15 or until dispersal of young
Ferruginous Hawk	1/4 mi of nests	1 mi of nests	2/1 - 8/15 or until dispersal of young
Bald Eagle	1/4 mi of nests	1/2 mi of nests	12/15 – 7/15 or until dispersal of young

**Conditions of Approval**  
Sundry Notice dated 11.15.2011

Species	No Surface Occupancy Buffer Size	Timing Limitation Buffer Size	Dates that Activities are Prohibited <sup>1</sup>
All Other Raptors	1/8 mi of nests	1/4 mi of nests	4/1 - 8/15 or until dispersal of young

<sup>1</sup> Prohibited activities are any disruptive activities including, but not limited to, vegetation clearing, construction, drilling, completion, and reclamation work.

**THREATENED, ENDANGERED AND SENSITIVE PLANT SPECIES**

5. The plant survey that has been completed for the Fletcher Gulch 3-44 well will expire in the year 2012. Prior to construction a new threatened and sensitive plant survey will be required. Prior to the survey, the operator must contact the BLM WRFO Ecologist for survey requirements. The BLM WRFO Ecologist may be contacted at (970)-878-3800. Depending on the results of the surveys there may be additional mitigation (other than what is listed below in the THREATENED, ENDANGERED AND SENSITIVE PLANT SPECIES (DOI-BLM-CO-110-2009-0180-EA) section of this COA document).

6. Seven working days prior to construction of the Fletcher Gulch 3-24, Fletcher Gulch 3-44 and Fletcher Gulch 9-34, the WRFO Ecologist and Designated Natural Resource Specialist must be contacted. The WRFO Ecologist and Designated Natural Resource Specialist may be contacted at (970)-878-3800.

**THREATENED, ENDANGERED AND SENSITIVE PLANT SPECIES (DOI-BLM-CO-110-2009-0180-EA)**

7. No surface occupancy will be allowed on mapped populations of Endangered, Threatened, Proposed, or Candidate plant species (NSO-08 cited in USDI BLM 1997).

8. No surface occupancy will be allowed within known populations of BLM Sensitive plant species, unless an exception is granted by the Field Office Manager (NSO-09 cited in USDI BLM 1997).

9. In the future, if it becomes evident that impacts to any plant species listed as Endangered or Threatened are resulting from project related activities, Section 7 consultation with USFWS will be initiated.

10. If fugitive dust is determined qualitatively or quantitatively to be affecting debris milkvetch populations, either during construction or during production, additional requirements may be applied as deemed necessary by the AO.

11. By implementing the weed monitoring and management mitigation measures outlined in the Invasive, Non-native Species section of DOI-BLM-CO-110-2009-0180-EA (below), Genesis would be able to minimize the encroachment of many weed species into debris milkvetch occurrences.

**INVASIVE, NON-NATIVE SPECIES (DOI-BLM-CO-110-2009-0180-EA)**

12. All disturbed areas shall be revegetated as outlined in the Vegetation, Water Quality, Surface and Ground and sections of DOI-BLM-CO-110-2009-0180-EA and as directed by the AO.

13. Genesis shall be required to monitor the project area for a minimum of three years after construction to detect the presence of Colorado State List A and B noxious weed species (CDA 2009). If List A or B noxious weed species are found, abatement measures shall be implemented using materials and methods

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approved in advance by the AO.

14. All vehicles and heavy machinery shall be cleaned to remove seed and soil prior to construction and drilling activities. When moving equipment from an area infested with cheatgrass, Genesis shall clean equipment as required by the AO.

15. All activities shall comply with the requirements of Rio Blanco County for noxious and invasive species management.

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16. Use of pesticides shall comply with the applicable federal and state laws and would require application for a Pesticide Use Proposal. Pesticides shall be used only in accordance with their registered uses and within limitations imposed by the Secretary of the Interior. Prior to the use of pesticides, Genesis shall obtain written approval from the AO 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 AO. Emergency use of pesticides shall be approved in writing by the AO prior to such use.

**ALL REMAINING CONDITIONS OF APPROVAL**

17. All Conditions of Approval for the subject well remain in full force and effect.