

**STATE OF UTAH**  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

FORM 3

AMENDED REPORT

<b>APPLICATION FOR PERMIT TO DRILL</b>		<b>1. WELL NAME and NUMBER</b> Cabinland 4-9B3
<b>2. TYPE OF WORK</b> DRILL NEW WELL <input checked="" type="checkbox"/> REENTER P&A WELL <input type="checkbox"/> DEEPEN WELL <input type="checkbox"/>		<b>3. FIELD OR WILDCAT</b> ALTAMONT
<b>4. TYPE OF WELL</b> Oil Well Coalbed Methane Well: NO		<b>5. UNIT or COMMUNITIZATION AGREEMENT NAME</b>
<b>6. NAME OF OPERATOR</b> EL PASO E&P COMPANY, LP		<b>7. OPERATOR PHONE</b> 713 420-5038
<b>8. ADDRESS OF OPERATOR</b> 1001 Louisiana St., Houston, TX, 77002		<b>9. OPERATOR E-MAIL</b> maria.gomez@elpaso.com
<b>10. MINERAL LEASE NUMBER (FEDERAL, INDIAN, OR STATE)</b> Fee	<b>11. MINERAL OWNERSHIP</b> FEDERAL <input type="checkbox"/> INDIAN <input type="checkbox"/> STATE <input type="checkbox"/> FEE <input checked="" type="checkbox"/>	<b>12. SURFACE OWNERSHIP</b> FEDERAL <input type="checkbox"/> INDIAN <input type="checkbox"/> STATE <input type="checkbox"/> FEE <input checked="" type="checkbox"/>
<b>13. NAME OF SURFACE OWNER (if box 12 = 'fee')</b> CabinLand, LLC., J.D. Brisk, Managing Member		<b>14. SURFACE OWNER PHONE (if box 12 = 'fee')</b> 801-602-9270
<b>15. ADDRESS OF SURFACE OWNER (if box 12 = 'fee')</b> 1 East Center St. Suite 321, Provo, UT 84606		<b>16. SURFACE OWNER E-MAIL (if box 12 = 'fee')</b>
<b>17. INDIAN ALLOTTEE OR TRIBE NAME (if box 12 = 'INDIAN')</b>	<b>18. INTEND TO COMMINGLE PRODUCTION FROM MULTIPLE FORMATIONS</b> YES <input type="checkbox"/> (Submit Commingling Application) NO <input checked="" type="checkbox"/>	<b>19. SLANT</b> VERTICAL <input checked="" type="checkbox"/> DIRECTIONAL <input type="checkbox"/> HORIZONTAL <input type="checkbox"/>

20. LOCATION OF WELL	FOOTAGES	QTR-QTR	SECTION	TOWNSHIP	RANGE	MERIDIAN
LOCATION AT SURFACE	1080 FSL 660 FEL	SESE	9	2.0 S	3.0 W	U
Top of Uppermost Producing Zone	1080 FSL 660 FEL	SESE	9	2.0 S	3.0 W	U
At Total Depth	1080 FSL 660 FEL	SESE	9	2.0 S	3.0 W	U

<b>21. COUNTY</b> DUCHESNE	<b>22. DISTANCE TO NEAREST LEASE LINE (Feet)</b> 660	<b>23. NUMBER OF ACRES IN DRILLING UNIT</b> 640
<b>25. DISTANCE TO NEAREST WELL IN SAME POOL (Applied For Drilling or Completion)</b> 1700	<b>26. PROPOSED DEPTH</b> MD: 14000 TVD: 14000	<b>29. SOURCE OF DRILLING WATER / WATER RIGHTS APPROVAL NUMBER IF APPLICABLE</b> Upper County Water
<b>27. ELEVATION - GROUND LEVEL</b> 6019	<b>28. BOND NUMBER</b> 400JU0708	

Hole, Casing, and Cement Information										
String	Hole Size	Casing Size	Length	Weight	Grade & Thread	Max Mud Wt.	Cement	Sacks	Yield	Weight
Cond	20	13.375	0 - 1000	54.5	J-55 LT&C	9.5	Class G	1243	1.15	15.8
Surf	12.25	9.625	0 - 5000	40.0	N-80 LT&C	11.2	Premium Lite High Strength	845	3.16	11.0
							Premium Lite High Strength	191	1.33	14.2
I1	8.75	7.000	0 - 10800	29.0	P-110 LT&C	14.0	Premium Lite High Strength	327	2.31	12.0
							Premium Lite High Strength	92	1.91	12.5
L1	6.125	4.5	10600 - 14000	13.5	P-110 LT&C	14.0	50/50 Poz	276	1.45	14.3

**ATTACHMENTS**

VERIFY THE FOLLOWING ARE ATTACHED IN ACCORDANCE WITH THE UTAH OIL AND GAS CONSERVATION GENERAL RULES

<input checked="" type="checkbox"/> WELL PLAT OR MAP PREPARED BY LICENSED SURVEYOR OR ENGINEER	<input checked="" type="checkbox"/> COMPLETE DRILLING PLAN
<input checked="" type="checkbox"/> AFFIDAVIT OF STATUS OF SURFACE OWNER AGREEMENT (IF FEE SURFACE)	<input type="checkbox"/> FORM 5. IF OPERATOR IS OTHER THAN THE LEASE OWNER
<input type="checkbox"/> DIRECTIONAL SURVEY PLAN (IF DIRECTIONALLY OR HORIZONTALLY DRILLED)	<input checked="" type="checkbox"/> TOPOGRAPHICAL MAP

<b>NAME</b> Maria S. Gomez	<b>TITLE</b> Principle Regulatory Analyst	<b>PHONE</b> 713 420-5038
<b>SIGNATURE</b>	<b>DATE</b> 04/18/2012	<b>EMAIL</b> maria.gomez@elpaso.com
<b>API NUMBER ASSIGNED</b> 43013513740000		<b>APPROVAL</b>

**Received: April 23, 2012**

**Cabinland 4-9B3  
Sec. 9, T2S, R3W  
DUCHESNE COUNTY, UT**

**EL PASO E&P COMPANY, L.P.**

**DRILLING PROGRAM**

**1. Estimated Tops of Important Geologic Markers**

<u>Formation</u>	<u>Depth</u>
Green River (GRRV)	5,699'
Green River (GRTN1)	6,754'
Mahogany Bench	7,719'
L. Green River	9,114'
Wasatch	10,699'
T.D. (Permit)	14,000'

**2. Estimated Depths of Anticipated Water, Oil, Gas or Mineral Formations:**

<u>Substance</u>	<u>Formation</u>	<u>Depth</u>
	Green River (GRRV)	5,699'
	Green River (GRTN1)	6,754'
	Mahogany Bench	7,719'
Oil	L. Green River	9,114'
Oil	Wasatch	10,699'

**3. Pressure Control Equipment: (Schematic Attached)**

A 4.5" by 20.0" rotating head on structural pipe from surface to 1000'. A 5M BOP stack, 5M kill lines and choke manifold used from 1000' to 5,710'. A 5M BOE w/rotating head, 5M annular, blind rams & mud cross from 5,710' to TD. The BOPE and related equipment will meet the requirements of the 5M system.

**OPERATORS MINIMUM SPECIFICATIONS FOR BOPE:**

The surface casing will be equipped with a flanged casing head of 5M psi working pressure. An 11" 5M x 11" 5M spool, 11" x 5M psi BOP and 5M psi Annular will be nipped up on the surface casing and tested to 250 psi low test / 3,000 psi high test for 10 minutes each prior to drilling out. The surface casing will be tested to 1,000 psi. for 30 mins. Intermediate casing will be tested to the greater of 1500 psi or 0.22 psi/ft. The choke manifold equipment, upper Kelly cock, floor safety valves will be tested to 5M psi. The annular preventer will be tested to 250 psi low test and 4,000 psi high test. The 5M BOP will be installed with 3 ½" pipe rams, blind rams, mud cross and rotating head from intermediate shoe to TD. The BOPE will be hydraulically operated.

In addition, the BOP equipment will be tested after running intermediate casing, after any repairs to the equipment and at least once every 30 days. Pipe and blind rams will be activated on each trip, annular preventer will be activated weekly and weekly BOP drills will be held with each crew.

**Statement on Accumulator System and Location of Hydraulic Controls:**

Precision Rig # 406 is expected to be used to drill the proposed well. Operations will commence after approval of this application. Manual and/or hydraulic controls will be in compliance with 5M psi systems.

**Auxiliary Equipment:**

- A) Pason Gas Detector 1,000' to TD
- B) Mud logger with gas monitor – 5,710' to TD
- C) Choke manifold with one manual and one hydraulic operated choke
- D) Full opening floor valve with drill pipe thread
- E) Upper and lower Kelly cock
- F) Shaker, centrifuge and de-sander.

4. **Proposed Casing & Cementing Program:**

Please refer to the attached Wellbore Diagram.  
All casing will meet or exceed the following design safety factors:

- Burst = 1.00
- Collapse = 1.125
- Tension = 1.2 (including 100k# overpull)

Cement design calculations will be based on

Cement design calculations will be based on gauge hole volumes plus excess (see planned excess below). Actual volumes pumped will be the planned volume on the surface and intermediate sections and caliper plus excess on the production section.

Surface Casing: 75% Excess on Lead and 50% Excess on Tail  
Intermediate Casing: 10% Excess on Lead and 10% Excess on Tail  
Production: 25% Excess

5. **Drilling Fluids Program:**

Proposed Mud Program:

Interval	Type	Mud Weight
Surface	WBM	8.8 – 9.5
Intermediate	WBM	9.5 – 11.2
Production	WBM	11.2 – 14.0

Anticipated mud weights are based on actual offset well bottom-hole pressure data. Mud weights utilized may be somewhat higher to allow for trip margin and to provide hole stability for running logs and casing.

Visual mud monitoring equipment will be utilized.

6. **Evaluation Program:**

Logs:

Mud Log: 5,710 - TD.

Open Hole Logs: Gamma Ray, Neutron-Density, Resistivity, Sonic, from base of surface casing to TD.

7. **Abnormal Conditions:**

Maximum anticipated bottomhole pressure calculated at 14,000' TD equals approximately 10,192 psi. This is calculated based on a 0.728 psi/foot gradient (14 ppg mud density at TD).

Maximum anticipated surface pressure equals approximately 7,112 psi (bottomhole pressure minus the pressure of a partially evacuated hole calculated at 0.22 psi/ft).

Maximum anticipated surface pressure based on frac gradient at 7" casing shoe is 0.8 psi/ft at 10,800' = 8,640 psi

BOPE and casing design will be based on the lesser of the two MASPs which is 7,112 psi.

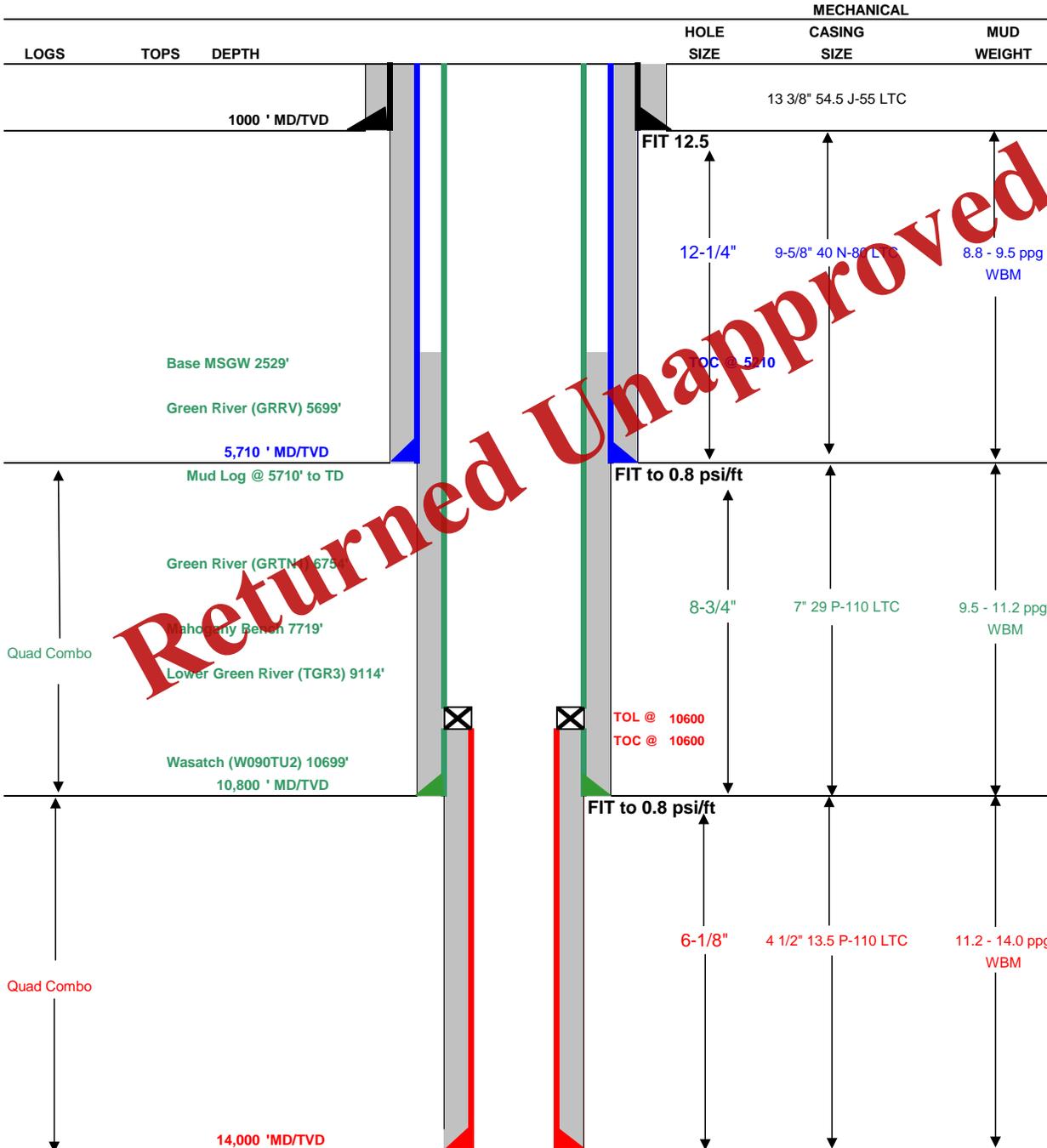
8. **OPERATOR REQUESTS THAT THE PROPOSED WELL BE PLACED ON CONFIDENTIAL STATUS.**

**Returned Unapproved**



Drilling Schematic

<b>Company Name:</b> El Paso Exploration & Production	<b>Date:</b> March 27, 2012
<b>Well Name:</b> Cabinland 4-9B3	<b>TD:</b> 14,000
<b>Field, County, State:</b> Altamont - Bluebell, Duchesne, Utah	<b>AFE #:</b>
<b>Surface Location:</b> Sec 9 T2S R3W 1080' FSL 660' FEL	<b>BHL:</b> Straight Hole
<b>Objective Zone(s):</b> Green River, Wasatch	<b>Elevation:</b> 6019
<b>Rig:</b> Precision drilling 406	<b>Spud (est.):</b> September 1, 2012
<b>BOPE Info:</b> 5.0 x 13 3/8 rotating head from 1000 to 6000 11 5M BOP stack and 5M kill lines and choke manifold used from 6000 to 10882 & 11 10M BOE w/rotating head, 5M annular, 3.5 rams, blind rams & mud cross from 10882 to TD	



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**DRILLING PROGRAM****CASING PROGRAM**

	SIZE	INTERVAL	WT.	GR.	CPLG.	BURST	COLLAPSE	TENSION
CONDUCTOR	13 3/8"	0 1000	54.5	J-55	LTC	2,730	1,140	1,399
SURFACE	9-5/8"	0 5710	40.00	N-80	LTC	3,090	5,750	820
INTERMEDIATE	7"	0 10800	29.00	P-110	LTC	11,220	8,530	797
PRODUCTION LINER	4 1/2"	10600 14000	13.50	P-110	LTC	12,410	10,680	338

CEMENT PROGRAM		FT. OF FILL	DESCRIPTION	SACKS	EXCESS	WEIGHT	YIELD
CONDUCTOR		1000	Class G + 3% CACL2	1243	100%	15.8 ppg	1.15
SURFACE	Lead	5,210	Halco-light premium+3 lbm/sk Silicate+0.8% Econolite+2% Salt+2 lbm/sk Kol-Seal+0.25 lb/sk Kwik Seal	845	75%	11.0 ppg	3.06
	Tail	500	Halco-light premium+3 lb/sk Silicate+0.3% Econolite+1% Salt+0.25 lbm/sk Kol-Seal+0.24 lb/sk Kwik Seal+ HR-5	191	50%	14.2 ppg	1.33
INTERMEDIATE	Lead	4,590	Hallco-Light-Premium+4% Bentonite+0.9% Econolite+0.2% Halad-32+3 lb/sk Silicate+0.125 lb/sk Poly-E-Flake	327	10%	12.0 ppg	2.31
	Tail	1,000	Halco-Light-Premium+0.2% Econolite+0.2% SuperCBL+0.2% Halad322+0.8% HR-5+0.3% SuperCBL+ 0.125 lb/sk Poly-E-Flake	92	10%	12.5 ppg	1.91
PRODUCTION LINER		3,400	Halco- 50/50 Poz Premium Cement+20% SSA-1+0.3% Super CBL+ 0.3% Halad-344+0.3% Halad-413+ 0.2% SCR-100+ 0.125 lb/sk Poly-E-Flake + 3 lb/sk Silicat	276	25%	14.30	1.45

**FLOAT EQUIPMENT & CENTRALIZERS**

CONDUCTOR	PDC drillable guide shoe, 1 joint, PDC drillable float collar. Thread lock all float equipment. Install bow spring centralizers on the bottom 3 joints of casing.
SURFACE	PDC drillable guide shoe, 1 joint casing, PDC drillable float collar & Stage collar. Thread lock all float equipment. Install bow spring centralizers on the bottom 3 joints of casing & every 3rd joint thereafter.
INTERMEDIATE	PDC drillable 10M,P-110 float shoe, 1 joint, PDC drillable 10M, P-110 float collar. Thread lock all float equipment. Maker joint at 8,000'.
LINER	Float shoe, 1 joint, float collar. Rigid centralizer every other joint. Thread lock all FE. Maker joints every 1000'.

PROJECT ENGINEER(S): Joe Cawthorn 713-420-5929MANAGER: Scott Palmer

**EL PASO E&P COMPANY, L.P.**  
**CABINLAND 4-9B3**  
**SECTION 9, T2S, R3W, U.S.B.&M.**

PROCEED SOUTH ON A PAVED COUNTY ROAD FROM THE INTERSECTION OF 4000 NORTH AND 12000 WEST KNOW AS THE BLUEBELL STORE INTERSECTION, BLUEBELL, UTAH APPROXIMATELY 3.01 MILES TO AN INTERSECTION;

TURN RIGHT ON GRAVEL COUNTY ROAD AND TRAVEL 0.15 MILES TO AN INTERSECTION;

CONTINUE WESTERLY AND THEN NORTHERLY ON ACCESS ROAD THROUGH SUBDIVISION 0.34 MILES TO THE PROPOSED LOCATION;

TOTAL DISTANCE FROM BLUEBELL, UTAH TO THE PROPOSED WELL LOCATION IS APPROXIMATELY 3.50 MILES.

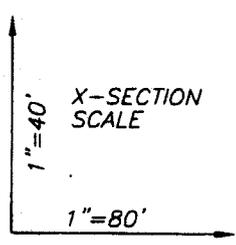
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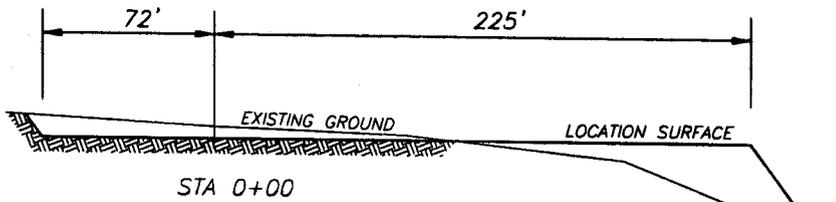
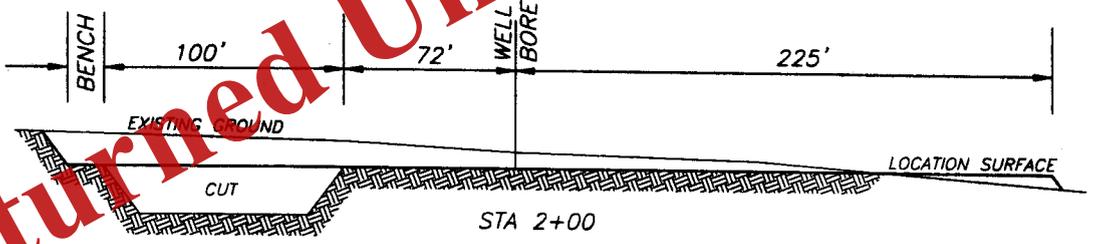
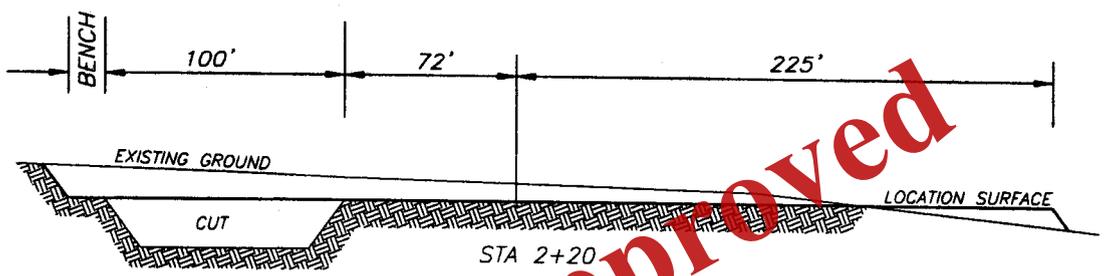
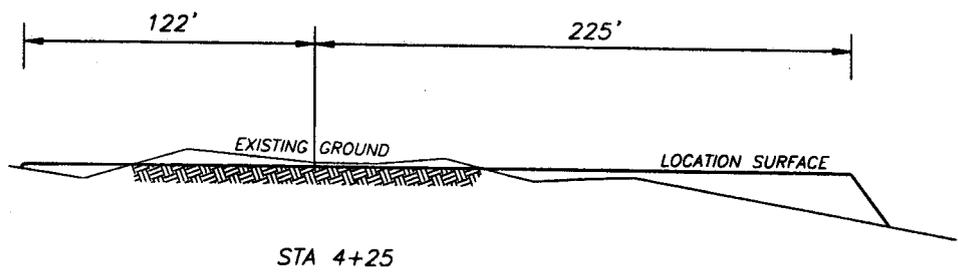
# EL PASO E & P COMPANY, L.P.

LOCATION LAYOUT FOR  
 CABINLAND 4-9B3  
 SECTION 9, T2S, R3W, U.S.B.&M.  
 1080' FSL, 660' FEL

FIGURE #2



NOTE: ALL CUT/FILL SLOPES ARE 1 1/2:1 UNLESS OTHERWISE NOTED

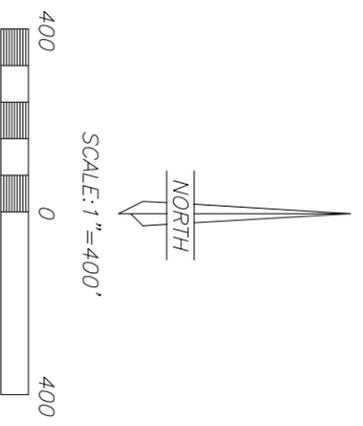


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APPROXIMATE YARDAGES  
 TOTAL CUT (INCLUDING PIT) = 39,404 CU. YDS.  
 PIT CUT = 4811 CU. YDS.  
 TOPSOIL STRIPPING: (6") = 3357 CU. YDS.  
 REMAINING LOCATION CUT = 31,236 CU. YDS.  
 TOTAL FILL = 21,133 CU. YDS.

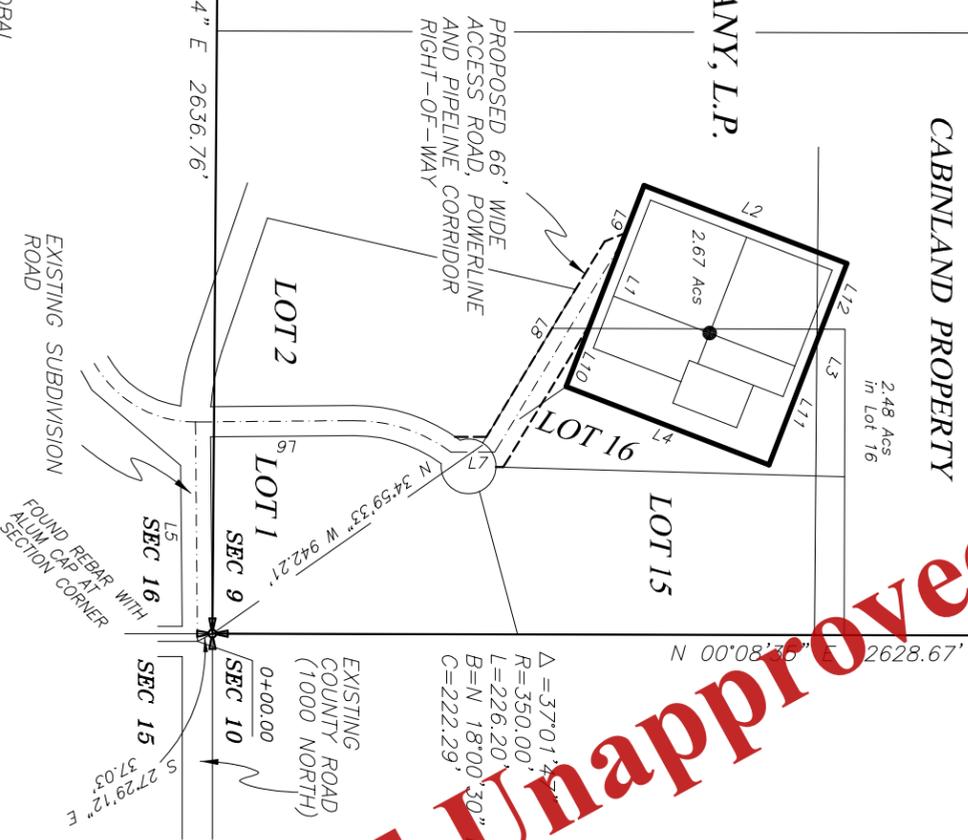


**JERRY D. ALLRED & ASSOCIATES**  
 SURVEYING CONSULTANTS  
 1235 NORTH 700 EAST--P.O. BOX 975  
 DUCHESNE, UTAH 84021  
 (435) 738-5352



LINE	BEARING	DISTANCE
L1	N 68°52'53" W	472.00'
L2	N 21°07'07" E	475.00'
L3	S 68°52'53" E	472.00'
L4	S 21°07'07" W	475.00'
L5	S 89°29'37" W	479.93'
L6	N 00°30'23" W	346.20'
L7	N 00°00'00" W	95.88'
L8	N 58°52'19" W	537.87'
L9	N 68°52'53" W	335.78'
L10	N 68°52'53" W	136.22'
L11	N 68°52'53" W	318.33'
L12	N 68°52'53" W	153.67'

**CABINLAND PROPERTY**  
**EL PASO E & P COMPANY, L.P.**  
 SURFACE USE AREA  
 CABINLAND 4-9B3  
 5.15 ACRES



THIS SURVEY WAS PERFORMED USING GLOBAL POSITIONING SYSTEM PROCEDURES AND EQUIPMENT  
 THE BASIS OF BEARINGS IS GEODETIC NORTH DERIVED FROM G.P.S. OBSERVATIONS AT THE CONTROL POINT LOCATED AT LAT. 40°19'48.26160"N AND LONG. 110°13'09.02323"W USING THE UTAH STATE G.P.S. VIRTUAL REFERENCE STATION CONTROL NETWORK MAINTAINED AND OPERATED BY THE AUTOMATED GEOGRAPHIC REFERENCE CENTER

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LOCATION USE AREA AND  
 ACCESS ROAD, POWERLINE, AND PIPELINE  
 CORRIDOR RIGHT-OF-WAY SURVEY FOR  
**EL PASO E&P COMPANY, L.P.**  
 CABINLAND 4-9B3  
 SE¼ OF SECTION 9, T2S, R3W, U.S.B.&M.  
 DUCHESNE COUNTY, UTAH

USE AREA BOUNDARY  
 Commencing at the Southeast Corner of Section 9, Township 2 South, Range 3 West of the Uinta Special Base and Meridian:  
 Thence North 34°59'33" West 942.21 feet to the TRUE POINT OF BEGINNING;  
 Thence North 68°52'53" West 472.00 feet;  
 Thence North 21°07'07" East 475.00 feet;  
 Thence South 68°52'53" East 472.00 feet;  
 Thence South 21°07'07" West 475.00 feet to the TRUE POINT OF BEGINNING, containing 5.15 acres.

ACCESS ROAD, PIPELINE, AND POWER LINE CORRIDOR RIGHT-OF-WAY DESCRIPTION  
 A 66 feet wide access road, pipeline, and power line right-of-way over portions of Sections 9, 15, and 16, of Township 2 South, Range 3 West of the Uinta Special Base and Meridian, the centerline of said right-of-way being further described as follows:  
 Commencing at the Southeast Corner of said Section 9;  
 Thence South 27°29'12" East 37.03 feet to the TRUE POINT OF BEGINNING, said point being on the centerline of County Road 1000 North Street;  
 Thence South 89°29'37" West 479.93 feet along the centerline of a subdivision road;  
 Thence North 00°30'23" West 346.20 feet along the centerline of a subdivision road;  
 Thence Northwesterly 226.20 feet along said centerline on a curve to the right, said curve having a delta angle of 37°01'47", a radius of 350.00 feet, and a chord which bears North 18°00'30" East 222.29 feet;  
 Thence North 00°00'00" East 95.88 feet;  
 Thence North 58°52'19" West 537.87 feet to the South line of the El Paso E&P Co. Cabinland 4-9B3 well location surface use boundary. Said right-of-way being 1686.08 feet in length with the sidelines being shortened or elongated to intersect said use boundary and said county road right-of-way.

**SURVEYOR'S CERTIFICATE**

This is to certify that this plat was prepared from the field notes and electronic data reflector files of an actual survey made by me, or under my personal supervision, of the use area and access road, powerline, and pipeline corridor right-of-way shown hereon, and that the monuments indicated were found or set during said survey, and that this plat accurately represents the said survey to the best of my knowledge.



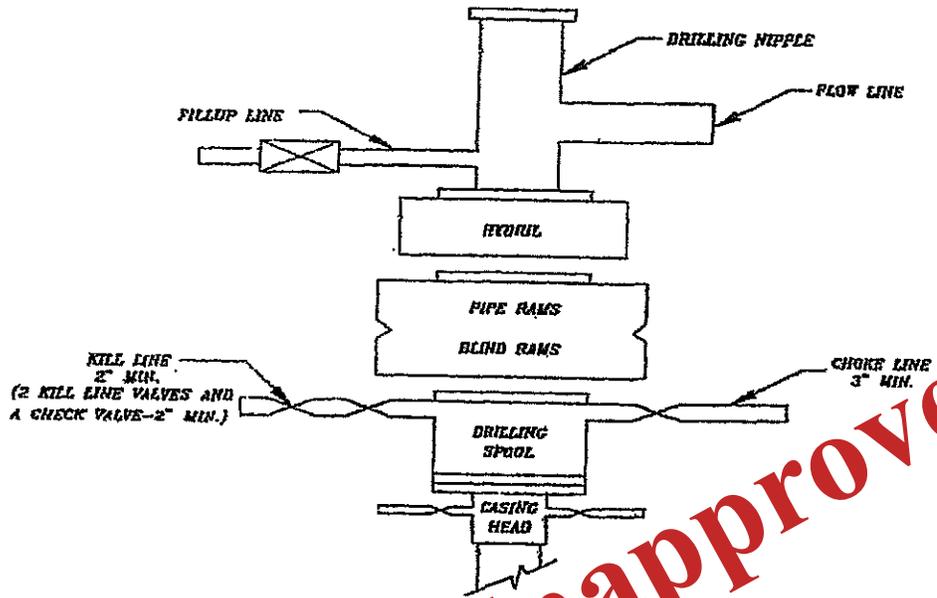
Jerry D. Alfred, Professional Land Surveyor,  
 Certificate 148951 (Utah)

REV 29 FEB 2012  
 14 JAN 2010 01-128-132

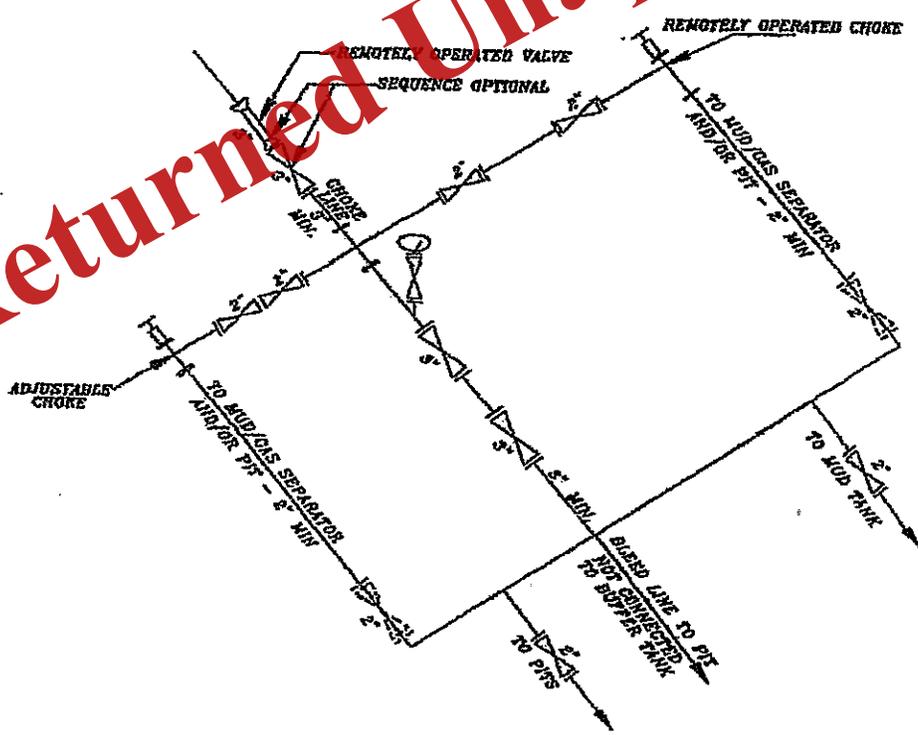
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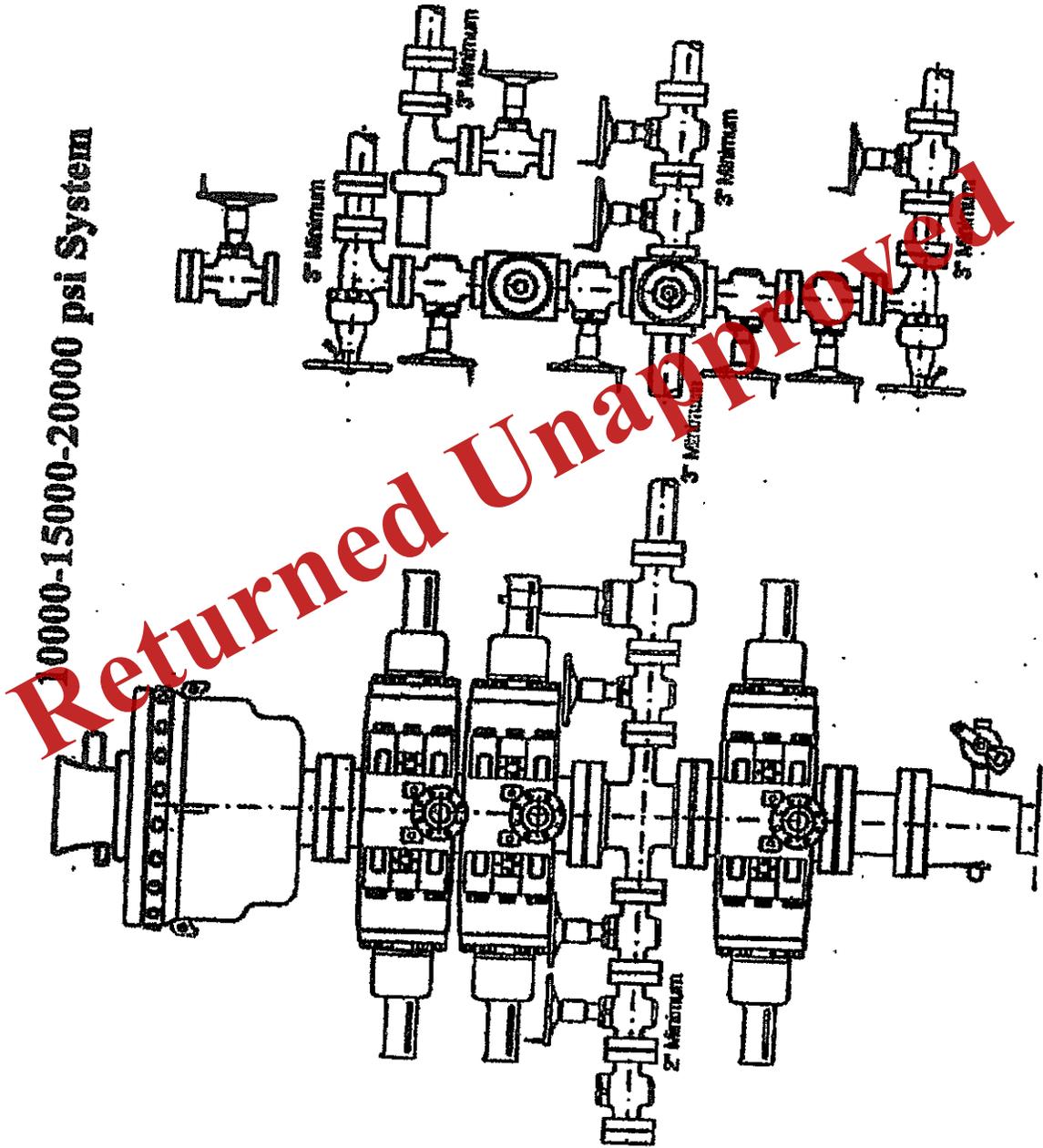
# 5M BOP STACK and CHOKE MANIFOLD SYSTEM



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10000-15000-20000 psi System

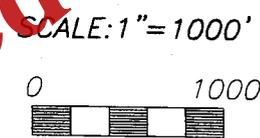
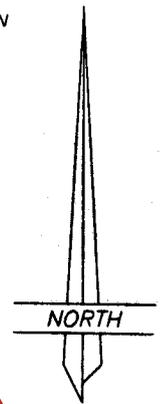
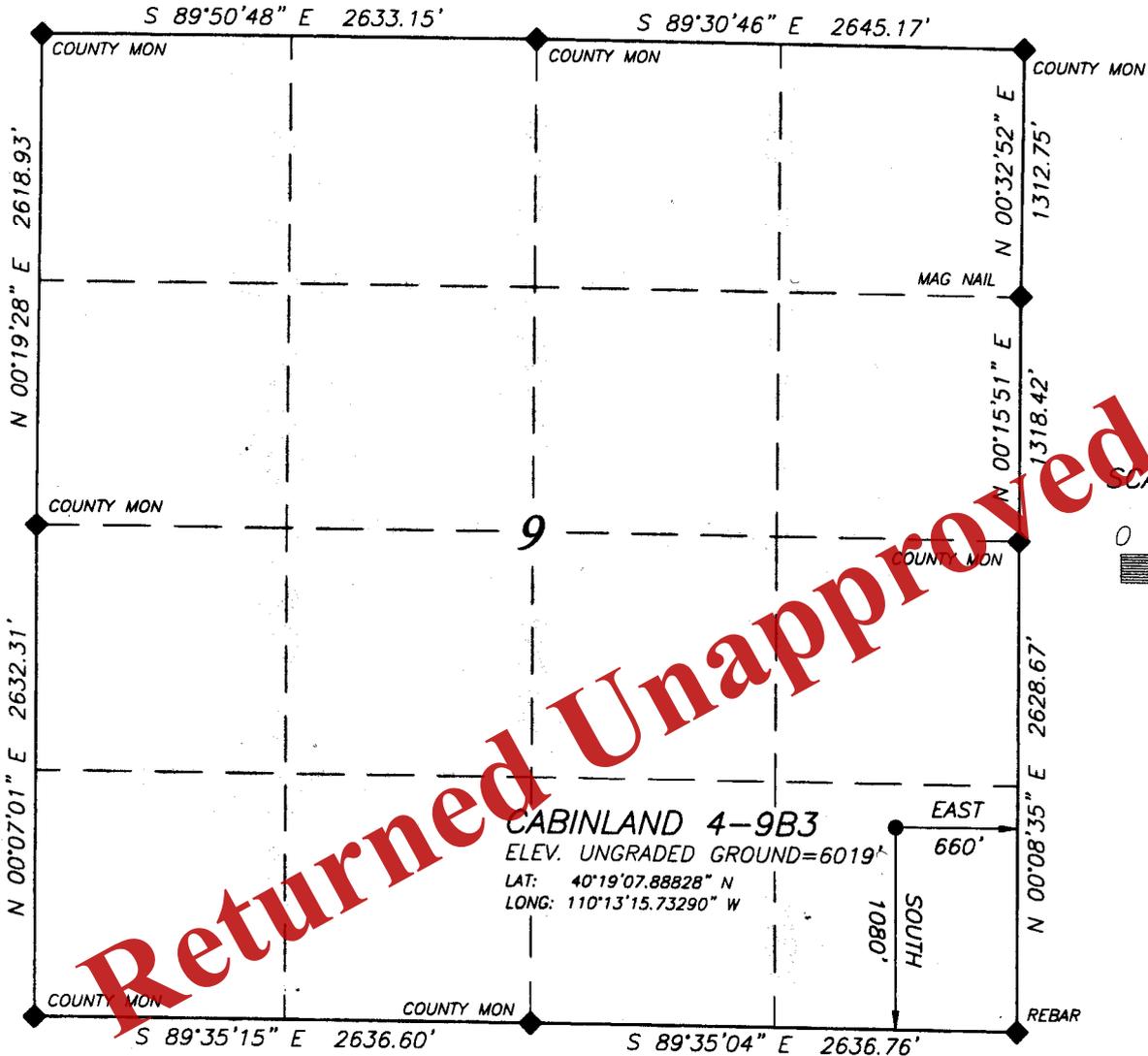


# EL PASO E & P COMPANY, L.P.

WELL LOCATION

CABINLAND 4-9B3

LOCATED IN THE SE¼ OF THE SE¼ OF SECTION 9, T2S, R3W, U.S.B.&M. DUCHESNE COUNTY, UTAH

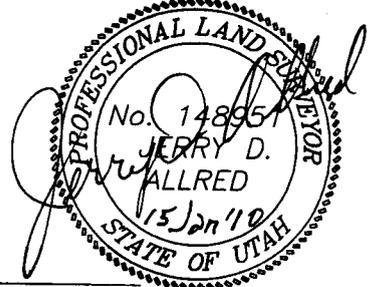


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**CABINLAND 4-9B3**  
 ELEV. UNGRADED GROUND=6019'  
 LAT: 40°19'07.88828" N  
 LONG: 110°13'15.73290" W

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS PLAT WAS PREPARED FROM THE FIELD NOTES AND ELECTRONIC DATA COLLECTOR FILES OF AN ACTUAL SURVEY PERFORMED BY ME, OR UNDER MY PERSONAL SUPERVISION, DURING WHICH THE SHOWN MONUMENTS WERE FOUND OR REESTABLISHED.



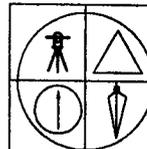
JERRY D. ALLRED, REGISTERED LAND SURVEYOR, CERTIFICATE NO. 148951 (UTAH)

LEGEND AND NOTES

- ◆ CORNER MONUMENTS FOUND AND USED BY THIS SURVEY
- THE GENERAL LAND OFFICE (G.L.O.) PLAT WAS USED FOR REFERENCE AND CALCULATIONS AS WAS THE U.S.G.S. MAP
- THIS SURVEY WAS PERFORMED USING GLOBAL POSITIONING SYSTEM PROCEDURES AND EQUIPMENT.
- THE BASIS OF BEARINGS IS GEODETIC NORTH DERIVED FROM G.P.S. OBSERVATIONS AT THE CONTROL POINT LOCATED AT LAT. 40°19'48.26160"N AND LONG. 110°13'09.02323"W USING THE UTAH STATE G.P.S. VIRTUAL REFERENCE STATION CONTROL NETWORK MAINTAINED AND OPERATED BY THE AUTOMATED GEOGRAPHIC REFERENCE CENTER

BASIS OF ELEVATIONS: NAVD 88 DATUM USING THE UTAH REFERENCE NETWORK CONTROL SYSTEM

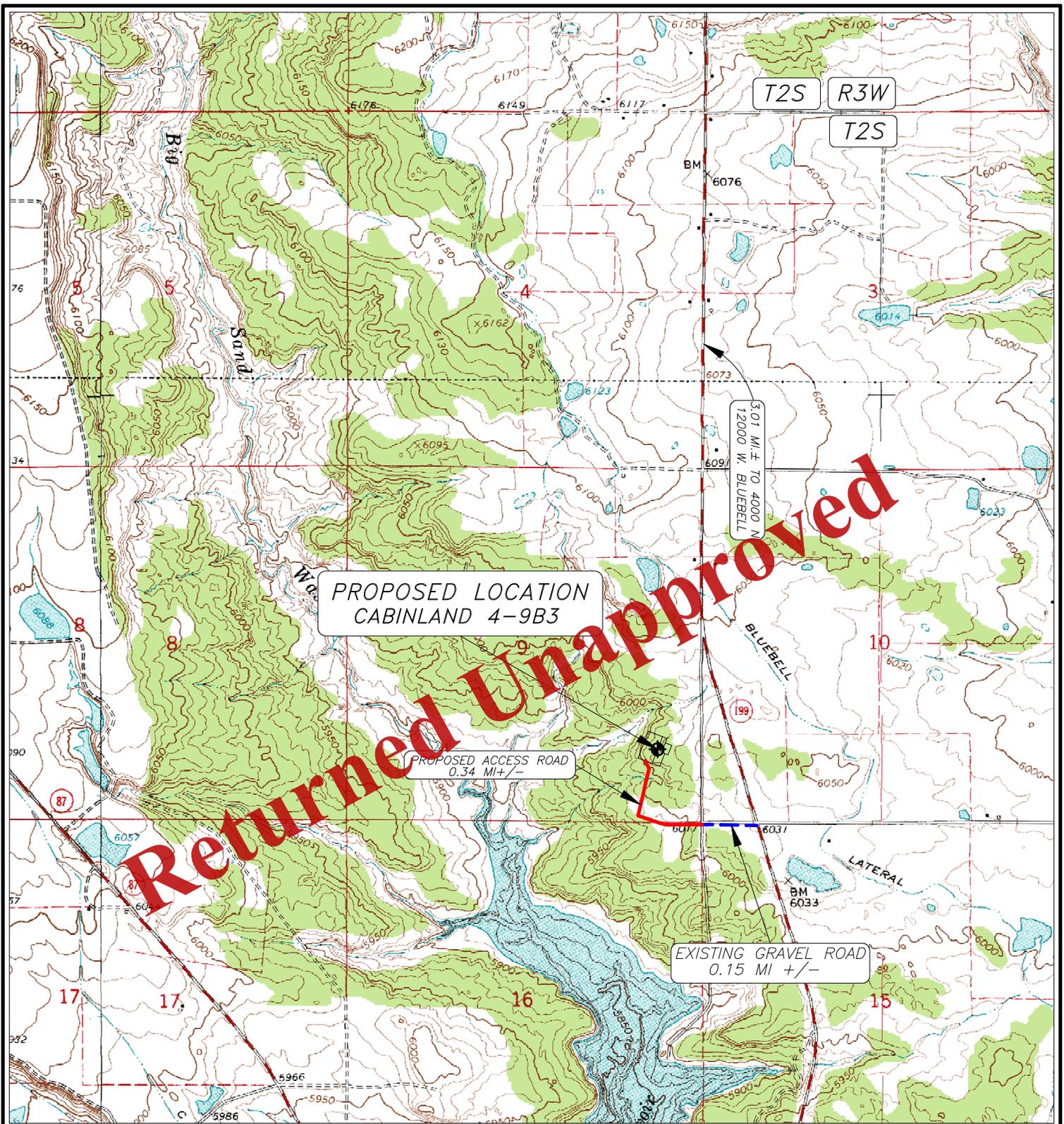
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Received: April 18, 2012

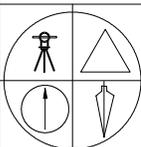




**LEGEND:**

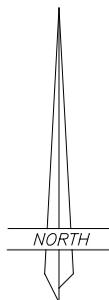
-  PROPOSED WELL LOCATION
-  PROPOSED ACCESS ROAD
-  EXISTING GRAVEL ROAD
-  EXISTING PAVED ROAD

01-128-132



**JERRY D. ALLRED & ASSOCIATES**  
SURVEYING CONSULTANTS

1235 NORTH 700 EAST--P.O. BOX 975  
DUCHESTER, UTAH 84021  
(435) 738-5352



**EL PASO E & P COMPANY, L.P.**

CABINLAND 4-9B3

SECTION 9, T2S, R3W, U.S.B.&M.

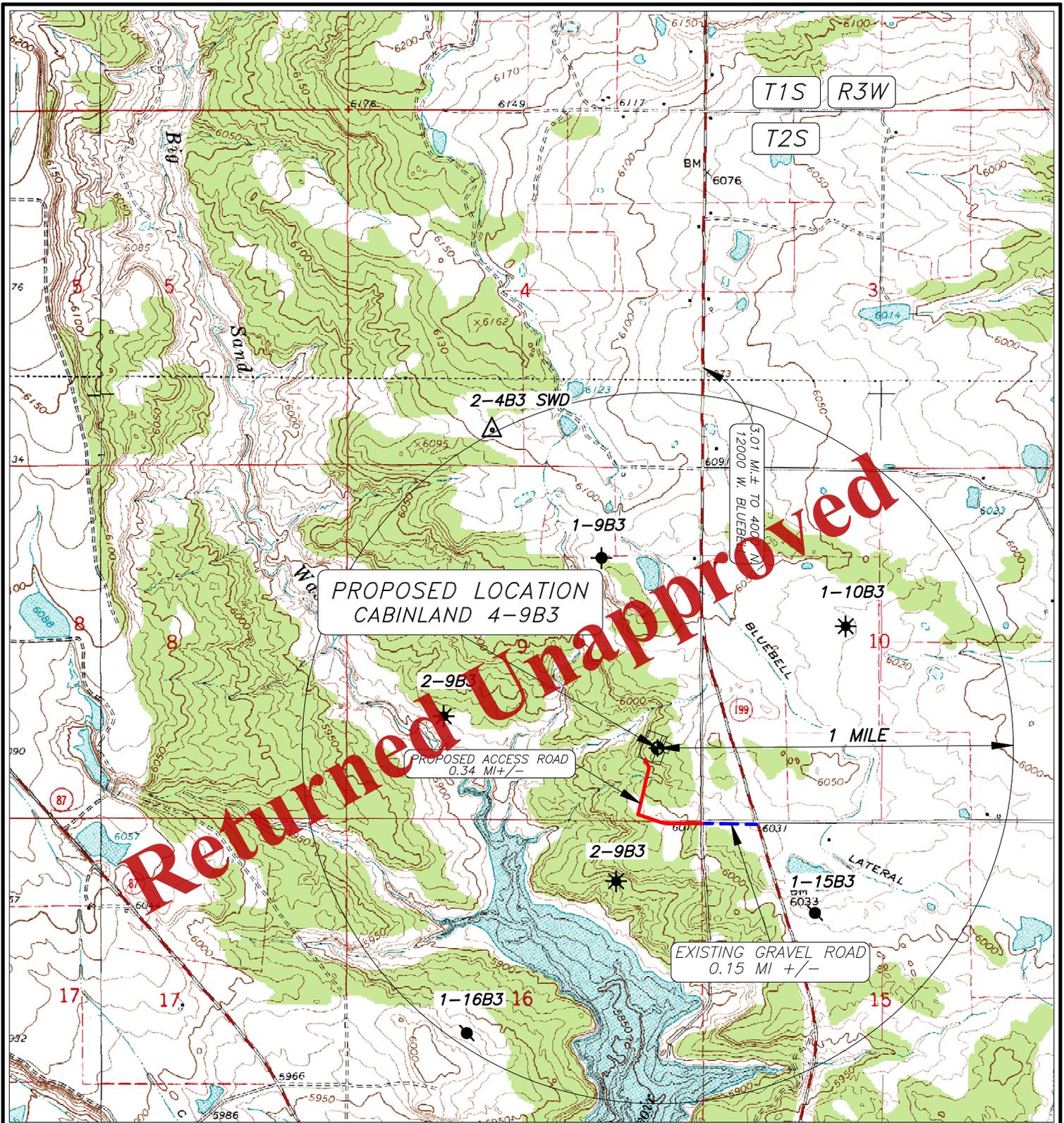
1080' FSL 660' FEL

**TOPOGRAPHIC MAP "B"**

SCALE; 1"=2000'

14 JAN 10

**Received: April 18, 2012**



**LEGEND:**

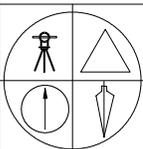
⊕ PROPOSED WELL LOCATION

2-25C6

⊙ ⊛ ⊕ ⊔

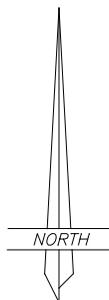
OTHER WELLS AS LOCATED FROM  
SUPPLIED MAP

01-128-132



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**EL PASO E & P COMPANY, L.P.**

CABINLAND 4-9B3

SECTION 9, T2S, R3W, U.S.B.&M.

1080' FSL 660' FEL

**TOPOGRAPHIC MAP "C"**

SCALE; 1"=2000'

14 JAN 2010

**Received: April 18, 2012**

## AFFIDAVIT OF FACTS

STATE OF UTAH §

COUNTY OF DUCHESNE §

**Re: Damage Settlement & Release (DS&R) and Right-of-Way (ROW)  
Well site, Road and Pipeline  
El Paso E&P Company, L.P., Operator  
Cabinland 4-9B3 Oil & Gas Well  
T2S, R3W Sec. 9: E/2SE/4  
Duchesne County, Utah**

**WHEREAS, the undersigned, Byron Moos (affiant), who's mailing address is P.O. Box 3, Duchesne, UT 84021, being first duly sworn on oath, depose and say:**

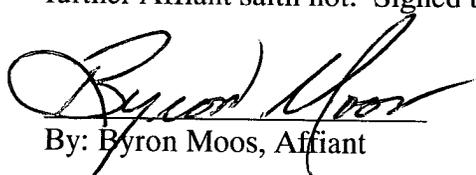
1. I am over the age of 21 and am an Independent Oil and Gas Landman, on contract to **Transcontinent Oil Company** as agent for **El Paso E&P Company, L.P., 1001 Louisiana Street, Houston, Texas 77002** ("El Paso").
2. El Paso owns operating rights on the fee minerals and is proposing an oil and gas well named the Cabinland 4-9B3 (the "Well"), to be located on parcels of real property located at T2S, R3W Sec. 9: E/2SE/4, located and being on a part of three different tracts of land known as Duchesne County (Tax Roll) Parcel No. 00-0034-9243, Serial #SLE-0001-0016, Parcel No. 00-0034-4160, Serial #1902-0001-0001 and Parcel No. 00-0006-2459, Serial #1902-0001 Duchesne County, Utah ("Property").
3. While the minerals under the Property are owned by a number of individual fee mineral owners, the surface estate of all three tracts are owned by:

**CabinLand, LLC  
J. D. Brisk, Managing Member  
1 East Center St. Suite 321  
Provo, Utah 84606-3154  
Cell Phone: 801-602-9270  
5.15 acres for location**

4. On November 11, 2009 Byron Moos (Independent Landman on contract to Land Professionals, Inc. acting as Agent for El Paso E&P Company, L.P.) received the location coordinates for this well site and the request to secure a surface use agreement from the current surface owner. A search was conducted on the internet for a working telephone number or numbers for this surface owner. None were found.
5. On November 12, 2009 Byron Moos (Independent Landman) mailed the request for permission to survey letter to the above stated surface owner.
6. On December 9, 2011 Byron Moos (Independent Landman on contract to Transcontinent Oil Company, acting as agent for El Paso E&P Company, L.P.) was asked again to attempt to contact CabinLand, LLC (Surface Owner) to secure a surface use agreement for this well site. A search of the internet located a website for the surface owner, but no telephone number was indicated.
7. On December 12, 2011 Byron Moos (Independent Landman) hand delivered the well site documents along with a monetary compensation offer for surface damages to Mr. J. D. Brisk, Managing Member of CabinLand, LLC (Surface Owner), at the address indicated above. Mr. Brisk indicated that the access road as then surveyed would have to be moved. He wanted the well site and access road to the well site to occupy the same subdivided lot within the Sandwash Lake Estates Subdivision. Mr. Moos agreed to relay his request to El Paso.

8. On February 13, 2012 Byron Moos (Independent Landman) met with Jerry Allred (Contract surveyor for El Paso E&P Company, L.P.) to discuss Mr. Brisk's (Managing Member) request to move the well site access road for the Cabinland 4-9B3 well. Mr. Allred indicated that the access road would fit on the same lot as the proposed well but the platted subdivision road would have to be widened and straightened out for the heavy tanker trucks to be able to negotiate the turns in the access road to get to the well site. Mr. Moos than asked Mr. Allred to prepare a survey plat of the proposed Cabinland 4-9B3 well site showing the access road on the same subdivided lot as the well site. Mr. Allred agreed to prepare the survey plat.
9. On March 2, 2012 Byron Moos (Independent Landman) received the amended survey plat of the Cabinland 4-9B3 well site.
10. On March 6, 2012 Byron Moos (Independent Landman) mailed a second set of well site documents incorporating the amended survey plat of the proposed Cabinland 4-9B3 well to CabinLand LLC (Surface Owner). Mr. Moos also included an increased offer of monetary compensation for the surface damages associated with the construction of this proposed well.
11. On March 14, 2012 Byron Moos (Independent Landman) contacted Mr. J. D. Brisk (Managing Member) of CabinLand, LLC (Surface Owner) to inquire if he had received the second set of well site documents with the increased monetary offer for surface damages. Mr. Brisk indicated that he had received the second set of documents and was in the process of reviewing them with his legal counsel. Mr. Brisk stated that CabinLand LLC was currently in the process of drafting a letter in response to El Paso's offer of monetary compensation for surface damages for this proposed well site. He indicated that the response letter should be completed in a few days.
12. On March 22, 2012 Byron Moos (Independent Landman) received the aforementioned response letter from CabinLand LLC (Surface Owner) along with a counter offer for the surface use agreement and access road right-of-way for the aforementioned well site. Mr. Moos sent the response letter with counter offer to David Allred (Senior Landman for El Paso E&P Company, L.P.) for his review.
13. On April 17, 2012 David Allred (Senior Landman for El Paso E&P Company, L.P.) stated that after review of the CabinLand LLC (Surface Owner) counter offer for the surface use agreement and access road right-of-way for the aforementioned well site by himself and Chad R. Shaw (Land Advisor, Western – Altamont, El Paso E&P Company E&P Company, L.P.) it has been determined that the counter offer from CabinLand LLC goes beyond the usual and customary terms offered by El Paso E&P Company, L.P. in agreements reached with other surface owners for the placement of well sites on their property. El Paso E&P Company L.P. will continue negotiations with CabinLand LLC for the surface use agreement and access road right-of-way for the aforementioned well site but not at the level of the terms stated in CabinLand's counter offer.
14. As of this date, April 17, 2012, El Paso has not been able to acquire a signed Surface Damage and Release Agreement and Right-of-Way Agreement from CabinLand LLC for the proposed Cabinland 4-9B3 well in the E/2SE/4 of Section 9, Township 2 South, Range 3 West, U.S.M.

NOW THEREFORE, the undersigned affiant Byron Moos, of lawful age, being first duly sworn, depose and say, that the above facts are true and correct to the best of his knowledge, further Affiant saith not. Signed this 17<sup>th</sup> day of April, 2012,

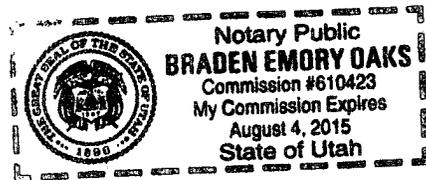
  
By: Byron Moos, Affiant

STATE OF UTAH §

COUNTY OF DUCHESNE §

On the 17<sup>th</sup> day of April A.D., 2012 personally appeared before me Byron Moos, Affiant signer of the above instrument, who duly acknowledged to me that he executed the same. WITNESS my hand and official seal.

*Braden Emory Oaks*  
Notary Public



**Returned Unapproved**

**EL PASO E&P COMPANY, L.P.**

**Related Surface Information**

**1. Current Surface Use:**

- Livestock Grazing and Oil and Gas Production.

**2. Proposed Surface Disturbance:**

- The road will be crown and ditch. Water wings will be constructed on the access road as needed.
- The topsoil will be windrowed and re-spread in the borrow area.
- New road to be constructed will be approximately .34 miles in length and 66 feet wide.
- All equipment and vehicles will be confined to the access road, pad and area specified in the APD.

**3. Location Of Existing Wells:**

- Existing oil, gas wells within one (1) mile radius of proposed well are provided in EXHIBIT C.

**4. Location And Type Of Drilling Water Supply:**

- Drilling water: Upper Country Water

**5. Existing/Proposed Facilities For Productive Well:**

- There are no existing facilities that will be utilized for this well.
- A pipeline corridor .34 miles will parallel the proposed access road. The corridor will contain one 4 inch gas line and one 2 inch gas line and one 2 inch Salt Water disposal line. Rehabilitation of unneeded, previously disturbed areas will consist of backfilling and contouring the reserve pit area; backsloping and contouring all cut and fill slopes. These areas will be reseeded. Refer to plans for reclamation of surface for details.
- Upgrade and maintain access roads and drainage control structures (e.g., culverts, drainage dips, ditching, etc.) as necessary to prevent soil erosion and accommodate safe, year-round traffic.

**6. Construction Materials:**

- Native soil from road and location will be used for construction materials along with gravel and/or scoria road base material. In the event that conditions should necessitate graveling of all or part of the access road and location, surfacing materials will be purchased from commercial suppliers in the marketing area.

**7. Methods For Handling Waste Disposal:**

- The reserve pit will be designed to prevent the collection of surface runoff and will be constructed with a minimum of 1/2 the total depth below the original ground surface on the lowest point with the pit. The pit will be lined with a 20-mil polyethylene to prevent leakage of fluids. The liner will be rolled into place and secured at the ends, i.e. buried on top of the pit berms. Prior to use, the reserve pit will be fenced on three sides; the fourth side will be fenced at the time the rig is removed. Drilling fluids, cuttings and produced water will be contained in the reserve pit (trash will be placed in the trash cage). Fluids in the reserve pit will be allowed to evaporate prior to pit burial.
- Garbage and other trash will be contained in the portable trash cage and hauled off the location to an authorized disposal site. Any trash on the pad will be cleaned up prior to the rig moving off location and hauled to an authorized disposal site.
- Sewage will be handled in Portable Toilets.
- Produced water will be placed in the reserve pit for a period not to exceed ninety days after initial production. Any hydrocarbons produced during completion work will be contained in test tanks and removed from the location at a later date.
- Water from the reserve pit may be used for drilling of additional wells. The water will be trucked along access roads as approved in pertinent APD's

**8. Ancillary Facilities:**

- There will be no ancillary facilities associated with this project.

**9. Surface Reclamation Plans:**

Backfilling of the pits will be done when dry. In the event of a dry hole, the location will be re-contoured, the topsoil will be distributed evenly over the entire location, and the seedbed prepared.

- Seed will be planted after September 15<sup>th</sup>, and prior to ground frost, or seed will be planted after the frost has left and before May 15<sup>th</sup>. Slopes to steep for machinery will be hand broadcast and raked with twice the specified amount of seed.
  1. The construction program and design are on the attached cut, fill and cross sectional diagrams.
  2. Prior to construction, all topsoil will be removed from the entire site and stockpiled. Topsoil for this site is the first 6 inches of soil materials.
  3. After the location has been reshaped and after redistributing the topsoil, the operator will rip and scarify the drilling platform and access road on the contour, to a depth of at least 12 inches.
- Rehabilitation will begin upon the completion of the drilling. Complete rehabilitation will depend on weather conditions and the amount of time required to dry the reserve pit.
  1. All rehabilitation work including seeding will be completed as soon as weather and the reserve pit conditions are appropriate.
  2. Landowner will be contacted for rehabilitation requirements.

**10. Surface Ownership:**

CabinLand, LLC  
J.D. Brisk, Managing Member  
1 East Center St. Suite 321  
Provo, Utah 84606-3154  
801-602-9270

**Other Information:**

- The surface soil consists of clay and silt.
- Flora – vegetation consists of the following: Sagebrush, Juniper and prairie grasses.
- Fauna – antelope, deer, coyotes, raptors, small mammals, and domestic grazing animals.
- Current surface uses – Livestock grazing and mineral exploration and production.

**Operator and Contact Persons:**

**Construction and Reclamation:**

El Paso E & P Company  
Wayne Garner  
PO Box 410  
Altamont, Utah 84001  
435-454-3394 – Office  
435-823-1490 – Cell

**Regarding This APD**

El Paso E & P Company  
Maria S. Gomez  
1001 Louisiana, Rm 2730D  
Houston, Texas 77002  
713-420-5038 – Office

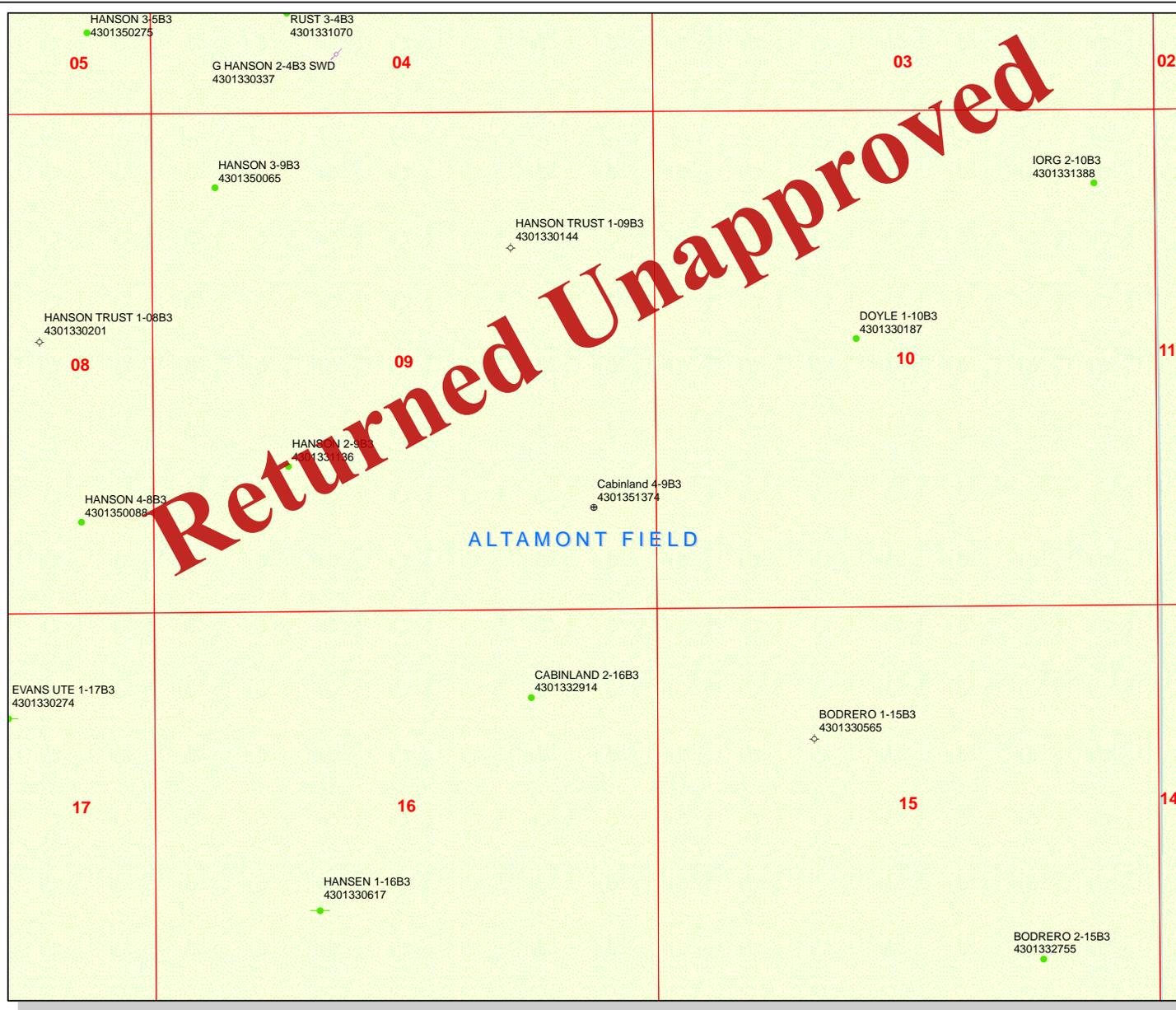
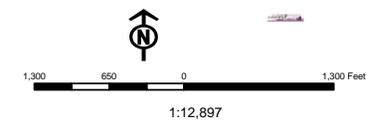
**Drilling**

El Paso E & P Company  
Joe Cawthorn – Drilling Engineer  
1001 Louisiana, Rm 2523B  
Houston, Texas 77002  
713-420-5929 – office  
832-465-2882 – Cell

**API Number: 4301351374**  
**Well Name: Cabinland 4-9B3**  
**Township T0.2 . Range R0.3 . Section 09**  
**Meridian: UBM**  
 Operator: EL PASO E&P COMPANY, LP

Map Prepared:  
 Map Produced by Diana Mason

Units STATUS	Wells Query Status
ACTIVE	APD - Approved Permit
EXPLORATORY	DRL - Spudded (Drilling Commenced)
GAS STORAGE	GIW - Gas Injection
NF PP OIL	GS - Gas Storage
NF SECONDARY	LA - Location Abandoned
PI OIL	LOC - New Location
PP GAS	OPS - Operation Suspended
PP GEOTHERML	PA - Plugged Abandoned
PP OIL	PGW - Producing Gas Well
SECONDARY	POW - Producing Oil Well
TERMINATED	RET - Returned APD
	SGW - Shut-in Gas Well
	SOW - Shut-in Oil Well
	TA - Temp. Abandoned
	TW - Test Well
	WDW - Water Disposal
	WIW - Water Injection Well
	WSW - Water Supply Well





GARY R. HERBERT  
*Governor*

GREGORY S. BELL  
*Lieutenant Governor*

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
*Executive Director*

### Division of Oil, Gas and Mining

JOHN R. BAZA  
*Division Director*

April 26, 2013

EP ENERGY E&P COMPANY, L.P.  
1001 Louisiana  
Houston, TX 77002

Re: Application for Permit to Drill - DUCHESNE County, Utah

Ladies and Gentlemen:

The Application for Permit to Drill (APD) for the Cabinland 4-9B3 well, API 43013513740000 that was submitted April 18, 2012 is being returned unapproved. If you plan on drilling this well in the future, you must first submit a new application.

Should you have any questions regarding this matter, please call me at (801) 538-5312.

Sincerely,

Diana Mason  
Environmental Scientist

Enclosure

cc: Bureau of Land Management, Vernal, Utah



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## RE: Surface agreements

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**Gomez, Maria S** <Maria.Gomez@epenergy.com>  
To: Diana Mason <dianawhitney@utah.gov>

Fri, Apr 26, 2013 at 11:53 AM

Diana:

Please see below in red my notes for AOF's. Some of the APD's need to be cancelled as noted below and some we will keep. Please let me know if I need to contact someone else.

Have a wonderful weekend.

Thanks,

**Maria S. Gomez**



**Principal Regulatory Analyst**

[maria.gomez@epenergy.com](mailto:maria.gomez@epenergy.com)

**713-997-5038** Office

**832-683-0361** Cell

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**From:** Diana Mason [mailto:[dianawhitney@utah.gov](mailto:dianawhitney@utah.gov)]  
**Sent:** Wednesday, March 06, 2013 2:23 PM  
**To:** Gomez, Maria S  
**Subject:** Surface agreements

Hi Maria,

Did EP Energy ever get signed surface agreements for the following APDs?

Thomas 1-33C4

**Continuing on process - keep**

Epley 1-15C4

**Became SUA and already approved**

Hamaker 3-30A1E

**Please cancel APD**

Cook 3-12B4

**Continuing on process - keep**

Allred Trust 2-31A1E

**Continuing on process - keep**

Hamaker 3-25A1

**Please cancel APD**

Cabinland 4-9B3

**Please cancel APD**

Sundance West 4-22B4

**Please cancel APD**

Thank you,

Diana