

**PROGRAMMATIC AGREEMENT
AMONG
U.S. DEPARTMENT OF ENERGY, WYOMING STATE HISTORIC PRESERVATION OFFICE,
AND ADVISORY COUNCIL ON HISTORIC PRESERVATION
REGARDING
THE DIVESTITURE OF THE NAVAL PETROLEUM RESERVE NUMBER 3, IN NATRONA
COUNTY, WYOMING**

WHEREAS, the U.S. Department of Energy (DOE), as the lead federal agency, is required to comply with the National Historic Preservation Act of 1966 (16 U.S.C. §470f) (NHPA), and its implementing regulations (36 C.F.R. Part 800); and

WHEREAS, the Secretary of Energy is authorized by Section 646 of the Department of Energy Organization Act (42 U.S.C. §7256) to enter into and perform contracts, leases, cooperative agreements, or other similar transactions with public agencies and private organizations and persons as he may deem necessary or appropriate to carry out functions vested in him, including this Programmatic Agreement (PA); and

WHEREAS, the Naval Petroleum Reserve Number 3 (NPR-3), located in Natrona County, Wyoming, approximately 35 mi (56 km) north of the City of Casper, is a Federal government-owned and operated oilfield comprising 9,481 acres (3,837 hectares) currently under the jurisdiction of DOE pursuant to Section 307 of the Department of Energy Organization Act (42 U.S.C. §7156); and

WHEREAS, pursuant to the authority in Section 3404 of the National Defense Authorization Act for Fiscal Year 1999, DOE determined that continued federal government ownership and operation of NPR-3 are not in the national interest and DOE is authorized to sell NPR-3 in its entirety to a private entity for continued use as an oilfield; and

WHEREAS, pursuant to the authority of the Secretary of Energy under section 646 of the Department of Energy Organization Act (42 U.S.C. §7256) and Section 3406 of the National Defense Authorization Act for Fiscal Year 1999, DOE is authorized to and has agreed to record a legally enforceable Conservation Easement covering historic properties; and

WHEREAS, the Advisory Council on Historic Preservation (ACHP) has elected to participate and has notified DOE pursuant to 36 CFR Part 800.6(a)(1)(iii); and

WHEREAS, DOE, the Wyoming State Historic Preservation Office (WY SHPO), and ACHP acknowledge the contemplated action meets the definition of "undertaking" for compliance with Section 106 of the NHPA, and implementing regulations (36 CFR Part 800); and

WHEREAS, the Area of Potential Effect (APE) for the undertaking for both direct and indirect effects is the NPR-3 property boundary, which includes the entire NPR-3 site (see Attachment 1, Figures); and

WHEREAS, DOE and WY SHPO concur that the following 18 historic properties located at NPR-3 are eligible for listing or are listed on the National Register of Historic Places (NRHP): 48NA182, 48NA199,

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48NA831, 48NA4424, 48NA3024, 48NA4428, 48NA4429, 48NA4430, 48NA4431, 48NA4434, 48NA4438, 48NA4441, 48NA4442, 48NA4444, 48NA4445, 48NA4449, 48NA4450, and 48NA4452 (see Attachment 1, Figures); and

WHEREAS, DOE and WY SHPO concur that historic property 48NA3024 will not be adversely affected by the undertaking because no intact segments are within NPR-3; and

WHEREAS, DOE and WY SHPO concur that historic properties 48NA182, 48NA199, 48NA4424, 48NA4428, 48NA4429, 48NA4430, 48NA4431, 48NA4434, 48NA4438, 48NA4441, 48NA4442, 48NA4444, 48NA4445, 48NA4449, 48NA4450, and 48NA4452 will not be adversely affected by the undertaking because the properties will be located within a legally enforceable Conservation Easement that ensures the long-term preservation of the properties (see Attachment 1, Figures); and

WHEREAS, DOE and WY SHPO concur that historic property 48NA831, the historic Teapot Dome Oilfield Site, will be adversely affected by the undertaking; and

WHEREAS, DOE invited the Assiniboine and Sioux Tribes of the Fort Peck Indian Reservation, Cheyenne River Sioux Tribe of the Cheyenne River Reservation, Comanche Nation, Crow Creek Sioux Tribe of the Crow Creek Reservation, Crow Tribe of Montana, Kiowa Indian Tribe of Oklahoma, Northern Arapaho Tribe, Northern Cheyenne Tribe of the Northern Indian Reservation, Omaha Tribe of Nebraska, Oglala Sioux Tribe of the Pine Ridge Reservation, Rosebud Sioux Tribe of the Rosebud Indian Reservation, Santee Sioux Nation of Nebraska, Shoshone-Bannock Tribes of the Fort Hall Reservation of Idaho, Sisseton-Wahpeton Oyate Tribe, and the Standing Rock Sioux Tribe of North and South Dakota (Tribes) to participate in consultation, and they have agreed to participate, and

WHEREAS, DOE invited the Tribes to sign this PA pursuant to 36 CFR 800.6(c)(3) as a Concurring Party; and

WHEREAS, DOE invited the Salt Creek Museum, Natrona County Historic Preservation Commission, Fort Casper Museum, the Wyoming Archaeological Society, Natrona County Chapter of the Wyoming State Historical Society, National Trust for Historic Preservation, National Park Service (NPS), Casper Historic Preservation Commission, and the Alliance for Historic Wyoming to participate in consultation, and they have agreed to participate;

WHEREAS, DOE is involving the consulting parties in the development of the Conservation Easement to ensure the long-term preservation of historic properties;

NOW, THEREFORE, DOE, WYSHPO, and the ACHP agree that the undertaking will be implemented in accordance with the following stipulations in order to take into account the adverse effect of the undertaking on historic properties.

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STIPULATIONS

I. DOE shall ensure that the following stipulations are implemented:

- A. Because the sale of NPR-3 will occur before the Conservation Easement is established, the Purchase and Sale Agreement will provide that DOE will maintain ownership of the Conservation Easement parcels that contain areas of Tribal interest and sites 48NA182, 48NA199, 48NA4424, 48NA4428, 48NA4429, 48NA4430, 48NA4431, 48NA4434, 48NA4438, 48NA4441, 48NA4442, 48NA4444, 48NA4445, 48NA4449, 48NA4450, and 48NA4452, as defined in Attachment 2, Legal Description of Conservation Easement. Once the Conservation Easement is established, DOE will convey the Conservation Easement parcels to the buyer. DOE will develop the Conservation Easement in accordance with the following process:
1. Within 90 days of the execution of this PA, DOE and a qualified non-profit trust entity will prepare a draft Conservation Easement and associated documents, as needed.
 2. DOE will submit the draft Conservation Easement and associated documents to the consulting parties for a 30-day review period.
 3. DOE will review the comments and consult with the qualified non-profit trust entity, the ACHP, and the WY SHPO to address the comments and ensure the Conservation Easement and associated documents provide adequate and legally enforceable restrictions or conditions to ensure the long-term preservation of the historic properties within the Conservation Easement.
 4. Within one month of the conveyance of the Conservation Easement parcels to the buyer, DOE will distribute the Conservation Easement and associated documents to the consulting parties.
 5. The executed Conservation Easement will be attached to this PA as Attachment 3.
- B. Within three years of the executed sale of NPR-3, DOE will document the historic Teapot Dome Oilfield Site (Historic Property 48NA831) on a NRHP form. This NRHP form, as described below, will update and amend with additional documentation, the existing Teapot Rock site (48NA213) NRHP listing. Teapot Rock was formally listed to the NRHP on December 30, 1974.
1. DOE will coordinate with the NPS in preparing and submitting the NRHP documentation for Teapot Dome in accordance with the NPS Guidelines and Standards for completing the NRHP form as defined in Bulletin 16A "How to Complete the National Register Registration Form."
 2. The NRHP update will include a narrative description, statement of significance including applicable NRHP criteria, areas of significance, periods of significance, important dates in the history of the oilfield site, and the prehistoric/historic context as it relates to Native American, local, state, and national U.S. history. All known information from previous research and cultural resource survey reports and related documents submitted to DOE will be compiled along with additional research for the prehistory and history of the Teapot Dome Oilfield site.
 3. Historic photographs and digital images will be submitted along with the form. Digital photographs will meet the NPS requirements following the National Register Photo Policy. Each image will adhere to two megapixels or greater. The file format will be

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Joint Photographic Expert Group (JPEGs) images that are converted to Tag Image File Format (TIFF).

4. Archival quality paper and printer ink will be used for photographic prints.
 5. The images will be keyed to a map and listed in a photographic log attached to the form.
 6. All contributing and non-contributing locations will be documented in photographs and descriptions keyed to a map.
 7. The NRHP documentation will adhere to the following review process:
 - a. DOE will provide draft NRHP documentation to interested consulting parties as part of a 30-day review period.
 - b. DOE will review and incorporate comments and submit the NRHP documentation to WY SHPO for a 30-day review period.
 - c. DOE will review and incorporate comments and submit the NRHP documentation back to the WY SHPO.
 - d. WY SHPO will coordinate a review with the Wyoming State Review Board and submit comments back to DOE.
 - e. DOE will review and incorporate comments and submit the final NRHP documentation back to the WY SHPO.
 - f. Upon final acceptance by the WY SHPO, the final NRHP documentation will be forwarded on to the Keeper at the NPS to update/amend the existing Teapot Rock site (48NA213) NRHP listing.
- C. Tank Ring #5 is the best preserved with the highest integrity of all twenty-one tank rings that have been documented at the Teapot Dome Oilfield site 48NA831. The tank ring consists of an outer earthen berm, inner earthen berm, and central platform with no other associated cultural features or artifacts. DOE will prepare the Historic American Engineering Record (HAER) documentation within two years of the executed sale of NPR-3 for submittal to the NPS.
1. As coordinated with the NPS, HAER photographs and narrative documents will adhere to the appropriate Secretary of Interior's Standards and Guidelines (http://www.nps.gov/hdp/standards/PhotoGuidelines_Nov2011.pdf).
 2. DOE will prepare large format HAER quality black and white photographs of the tank ring that convey the size and scale of the tank ring feature. Large format negatives (4x5, 5x7, or 8x10 inch) will be used to ensure the longevity and clarity of the images.
 3. DOE will prepare landscape images and overviews of the Tank Ring #5 location in relation to the Teapot Dome Oilfield site.
 4. There are no extant engineering features at Tank Ring #5; therefore, measured drawings will not be completed for this documentation. A Site Plan of the tank ring will be generated from GIS information collected by Trimble GPS units with sub-meter accuracy.
 5. The site plan that will be based on the 1:24,000 USGS quadrangle map will be submitted as a page in the narrative description of the tank ring.
 6. The photographs will be augmented by a narrative report that describes the tank ring and overall dimensions of the ring. The historic context of the ring will be presented in relationship to the overall historic Teapot Dome Oilfield site as a contributing component.
 7. The number of photographs, site plan, maps and narrative pages for the HAER will provide detailed documentation of the tank ring site.

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8. The HAER documentation will adhere to the following review process:
 - a. The draft HAER document will be submitted by DOE to WY SHPO and interested consulting parties for a 30-day review period.
 - b. DOE will review and incorporate the comments and submit the HAER documentation to the NPS for review, approval and final acceptance.

- D. The Mammoth Camp Sewer Facility (48NA831_13) is a contributing component of the historic Teapot Dome Oilfield site (48NA831). A manhole and set of rectangular settling tanks are the main surface constituents. DOE will prepare the HAER documentation within two years of the executed sale of NPR-3 for submittal to the NPS.
 1. As coordinated with NPS, HAER photographs and narrative documents will adhere to the appropriate Secretary of Interior's Standards and Guidelines (http://www.nps.gov/hdp/standards/PhotoGuidelines_Nov2011.pdf).
 2. DOE will prepare large format HAER quality black and white photographs of the tank ring that will convey the size and scale of the manhole, settling tank, and pipeline features. Large format negatives (4x5, 5x7, or 8x10 inch) will be used to ensure the longevity and clarity of the images.
 3. DOE will prepare landscape images and overviews of the location as it relates to the Teapot Dome Oilfield site.
 4. There are no extant engineering features at the Mammoth Camp Sewer Facility; therefore, measured drawings will not be completed for this documentation. A Site Plan of sewer facility features will be generated from GIS information collected by Trimble GPS units with sub-meter accuracy.
 5. The site plan that is based on the 1:24,000 USGS quadrangle map will be submitted as a page in the narrative description of the sewer facility.
 6. The photographs will be augmented by a narrative report that describes the features and overall dimensions of the site. The historic context of the facility will be presented in relationship to the overall historic Teapot Dome Oilfield site as a contributing component.
 7. The number of photographs, site plan, maps and narrative pages for the HAER will provide detailed documentation of the sewer facility site.
 8. The HAER documentation will adhere to the following review process:
 - a. The draft HAER document will be submitted by DOE to WY SHPO and interested consulting parties for a 30-day review period.
 - b. DOE will review and incorporate the comments and submit the HAER documentation to the NPS for review, approval and final acceptance.

- E. Within three years of the executed sale of NPR-3, DOE will develop an interpretative brochure and audio file, and will provide content for a web site and smart phone application describing the history of the Teapot Dome Oilfield. The information will be for public use, enjoyment, and education. DOE will work with local historical organizations and educational institutions to compile the final product (i.e. historical fly over by GIS Department of Casper College), as appropriate.
 1. The interpretive brochure will be similar in format to the Black Gold Byway (<http://wyoshpo.state.wy.us/pdf/BlackGoldByway.pdf>), an 11x17 color tri-fold brochure.
 2. The web site will be similar in format to the online exhibits presented on the Wyoming State Museum website (<http://wyomuseum.state.wy.us/Exhibits/Online.aspx>). DOE will

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- coordinate with WY SHPO and local museums to identify an appropriate web hosting site.
3. The audio file will be an audio recording of the website material.
 4. The smart phone application will be the development of material appropriate for publication on an existing application.
 5. The story of Teapot Dome Oilfield will be described in words and pictures (historic and modern photographs) as it relates to prehistory, Native American history, the national oil industry and the history of oil production in Wyoming that are in close proximity (e.g. Shannon and Salt Creek oilfields).
 6. Information will be compiled from previous historical research and cultural resource documents that are on file and available through the DOE Casper Office.
 7. DOE will provide draft documentation of the interpretive brochure, the website content, and the content for inclusion on a smart phone application to the WY SHPO and certified local governments (CLGs) for a 30-day review period. DOE will coordinate the incorporation of comments with WY SHPO and the CLGs and submit final documentation for approval prior to publication.
 8. DOE will assist the Salt Creek Museum at Midwest, Wyoming, in the preservation and dissemination of historical photographs with an internship or similar support from a local educational institution, historical society, or Tribe, for up to one year.
 9. The products listed above will adhere to the following review process:
 - a. The draft products will be submitted by DOE to WY SHPO and interested consulting parties for a 30-day review period.
 - b. DOE will review and incorporate the comments and produce the final products.
- F. Within one year of the sale of NPR-3, DOE will transfer selected surplus NPR-3 historic artifacts and other modern effects to the State of Wyoming, local museums and repositories such as the Salt Creek Museum, including the following:
1. Historic cable tool rig.
 2. Wooden draw works from wooden oil derrick.
 3. Fire extinguishers.
 4. Historic hydrogen sulfide (H₂S) monitor.
 5. Historic wooden cabinets from the U.S. Bureau of Mines.
 6. Assortment of oilfield tools including breakers for cable tool rig, bits and bailers, and pipe wrench.
 7. Other items including Rocky Mountain Oilfield Testing Center signs, maps, plaques, trophies, photographs, posters, clocks, cabinets, and other NPR-3 memorabilia.
- G. Within one year of the sale of NPR-3, DOE will prepare NPR-3 prehistoric artifacts for permanent curation at the Archaeological Repository of the University of Wyoming in Laramie. The collection will be prepared following standards and guidelines from the NPS (36 CFR 79.5 for the Management and Preservation of Collections).

II. Confidentiality of Cultural Resource Data

To the extent consistent with NHPA, Section 304, and the Archaeological Resources Protection Act, Section 9(a), the signatories will treat cultural resources data as confidential and not to be released to any party not a signatory to this agreement. Duplication or

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distribution of cultural resource data from DOE lands by any signatory requires written authorization from DOE.

III. Dispute Resolution

Should any signatory or concurring party to this PA object at any time to any actions proposed or the manner in which the terms of this PA are implemented, DOE shall consult with such party to resolve the objection. If DOE determines that such objection cannot be resolved, DOE will:

- A. Forward all documentation relevant to the dispute, including the DOE's proposed resolution, to the ACHP. The ACHP shall provide DOE with its advice on the resolution of the objection within thirty (30) days of receiving adequate documentation. Prior to reaching a final decision on the dispute, DOE shall prepare a written response that takes into account any timely advice or comments regarding the dispute from the ACHP, signatories and concurring parties, and provide them with a copy of this written response. DOE will then proceed according to its final decision.
- B. If the ACHP does not provide its advice regarding the dispute within the thirty (30) day time period, DOE may make a final decision on the dispute and proceed accordingly. Prior to reaching such a final decision, DOE shall prepare a written response that takes into account any timely comments regarding the dispute from the signatories and concurring parties to the PA, and provide them and the ACHP with a copy of such written response.
- C. DOE's responsibility to carry out all other actions subject to the terms of this PA that are not the subject of the dispute remain unchanged.

IV. Reporting

DOE will provide an annual letter report to the signatories of the PA that provides the status and progress of each stipulation. DOE will prepare the letter report at the end of each calendar year and will submit it to signatories by January 31 of each year during the five year term of the agreement, or until all stipulations have been completed.

V. Amendment

Any signatory to this PA may request that the other signatories consider amending it if circumstances change over time and warrant revision of the stipulations. An amendment must be agreed to in writing by all signatories, and the amendment will be effective on the date a copy signed by all of the signatories is filed with the ACHP.

VI. Termination

If any signatory to this PA determines that its terms will not or cannot be carried out, that party shall immediately consult with the other signatories to attempt to develop an amendment per Stipulation V, above. If within ninety (90) days an amendment cannot be reached, any signatory may terminate the PA upon written notification to the other signatories.

Once the PA is terminated, and prior to work continuing on the undertaking, DOE must either (a) execute a memorandum of agreement pursuant to 36 CFR Part 800.6, (b) execute a PA pursuant to 36 CFR Part 800.14, or (c) request, take into account, and respond to the comments of the ACHP under 36 CFR Part 800.7. DOE shall notify the signatories as to the course of action it will pursue.

VII. Sunset Terms

This PA shall remain in effect for 5 years after the date of execution hereof. In January of each year after the executed sale of NPR-3, DOE and WY SHPO shall re-evaluate the PA each year. DOE shall ensure the PA will be re-evaluated and amended to accommodate any changes to the terms. All signatories will be consulted during the amendment process (See Section IV).

General Provisions

- A. **Entirety of Agreement.** This PA, consisting of fourteen (14) pages, represents the entire and integrated agreement between the parties and supersedes all prior negotiations, representations and agreements, whether written or oral, regarding compliance with Section 106 of the National Historic Preservation Act.
- B. **Prior Approval.** This PA shall not be binding upon any party unless this PA has been reduced to writing before performance begins as described under the terms of this PA, and unless the PA is approved as to form by the Wyoming Attorney General or his representative.
- C. **Severability.** Should any portion of this PA be judicially determined to be illegal or unenforceable, the remainder of the PA shall continue in full force and effect, and any party may renegotiate the terms affected by the severance.
- D. **Sovereign Immunity.** The State of Wyoming and the Signatories to this PA do not waive their sovereign or governmental immunity by entering into this PA and each fully retains all immunities and defenses provided by law with respect to any action based on or occurring as a result of the PA.
- E. **Indemnification.** Each Signatory to this PA shall assume the risk of any liability arising from its own conduct. Each Signatory agrees they are not obligated to insure, defend, or indemnify the other Signatories to this PA.

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Execution of this PA by DOE, WY SHPO, and ACHP, and implementation of its terms evidence that DOE has taken into account the effects of the undertaking on historic properties.

Signatures. In witness whereof, the parties to this PA through their duly authorized representatives have executed this PA on the dates set out below, and certify that they have read, understood, and agreed to the terms and conditions of this PA as set forth herein.

The effective date of this PA is the date of the last signatory signature affixed to these pages.

SIGNATORIES:

U.S. Department of Energy



Christopher A. Smith
Assistant Secretary, Office of Fossil Energy

21 Jan 2015

Date

SIGNATORIES:

Wyoming State Historic Preservation Officer

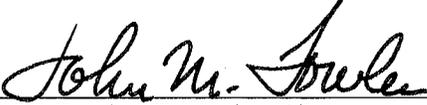
Mary Hopkins 1/26/15
Mary Hopkins SHPO Date

Approval as to Form:
Wyoming Attorney General's Office

S. Jane Caton # 126329 1-22-15
S. Jane Caton, Date
Senior Assistant Attorney General

SIGNATORIES:

Advisory Council on Historic Preservation



John M. Fowler, Executive Director

1/28/15

Date

Attachments:

Attachment 1: Figures

Figure 1 – NPR-3, Area of Potential Effect

Figure 2 – Eligible Properties at NPR-3

Figure 3 – Eligible Properties and Conservation Easement Boundary at NPR-3

Attachment 2: Legal Description of Conservation Easement

Attachment 3: Conservation Easement and Associated Documents (to be appended to the PA upon their execution)

Attachment 1: Figures

Figure 1 – NPR-3, Area of Potential Effect

Figure 2 – Eligible Properties at NPR-3

Figure 3 – Eligible Properties and Conservation Easement Boundary at NPR-3

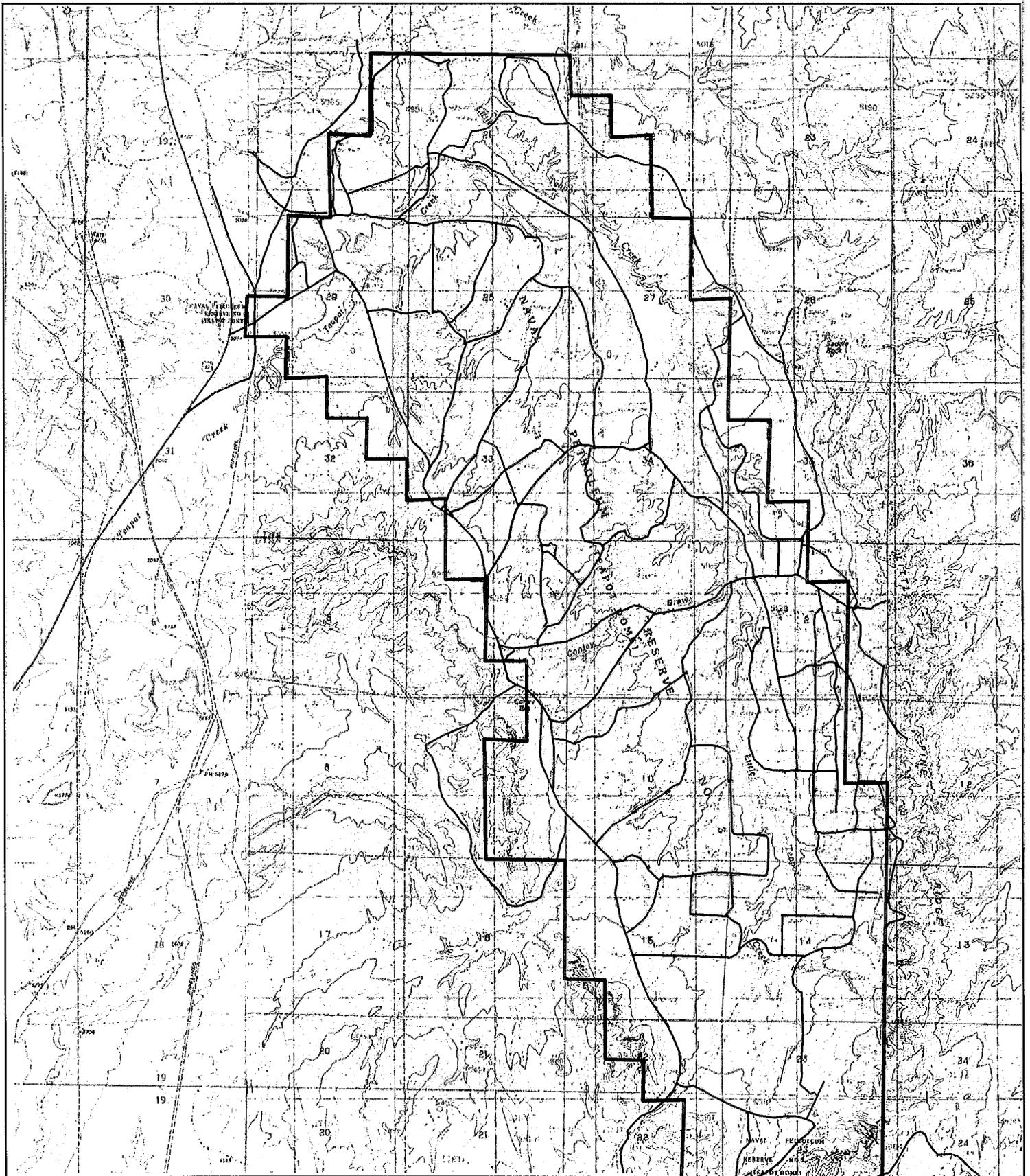


Figure 1. NPR-3 Area of Potential Effect

-  NPR-3, Federal Boundary and Area of Potential Effect
-  Existing Primary Roads



Scale: 1" = 4,112 ft.
 ACR Consultants, Inc.
 12/15/2014

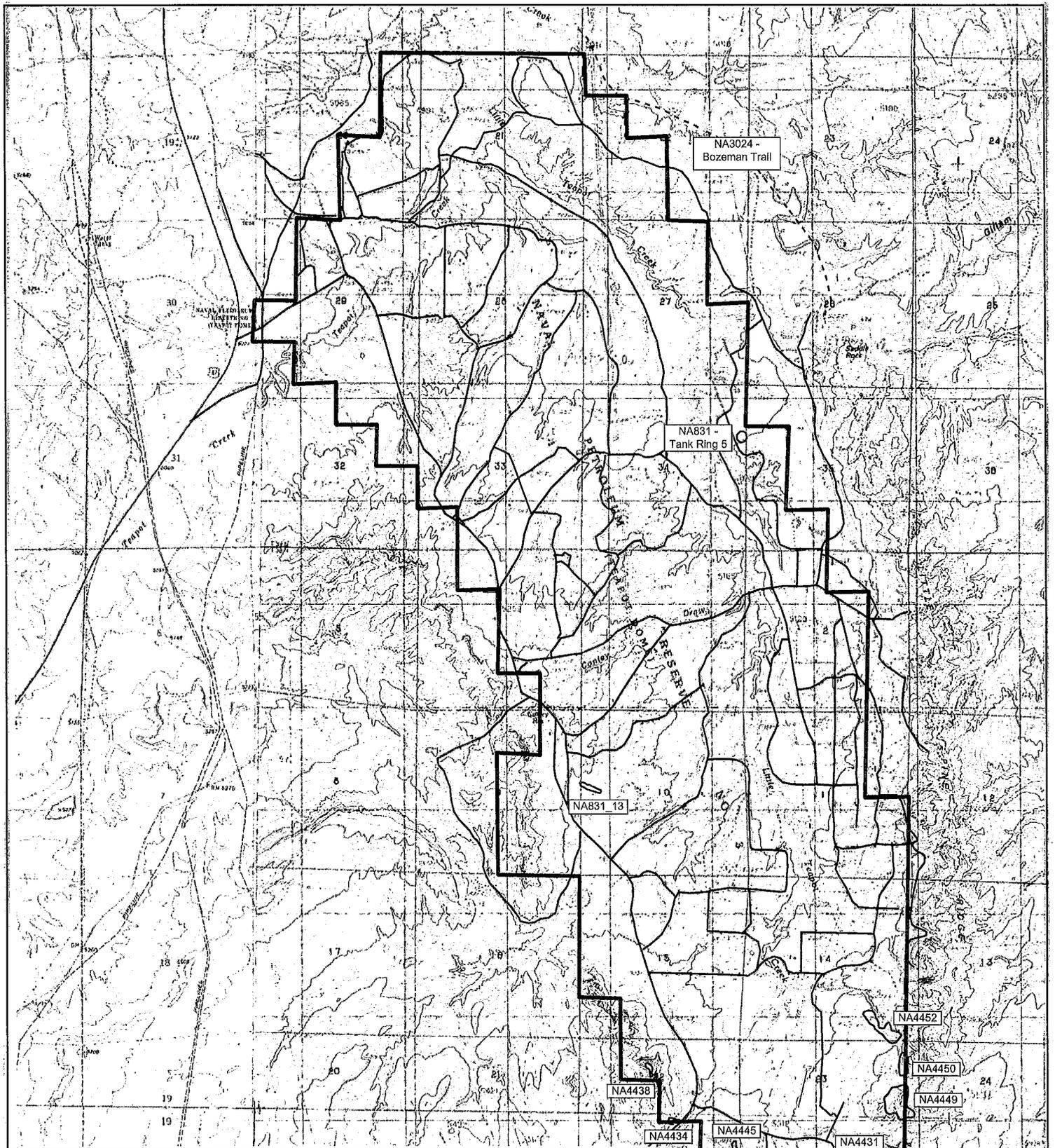
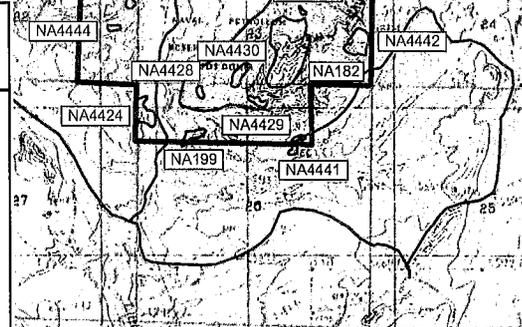


Figure 2. Eligible Properties at NPR-3

-  NPR-3, Federal Boundary
-  Existing Primary Roads
-  Eligible Properties
-  Eligible Properties with Tribal Interest



Scale: 1" = 4,112 ft.
 ACR Consultants, Inc.
 12/15/2014



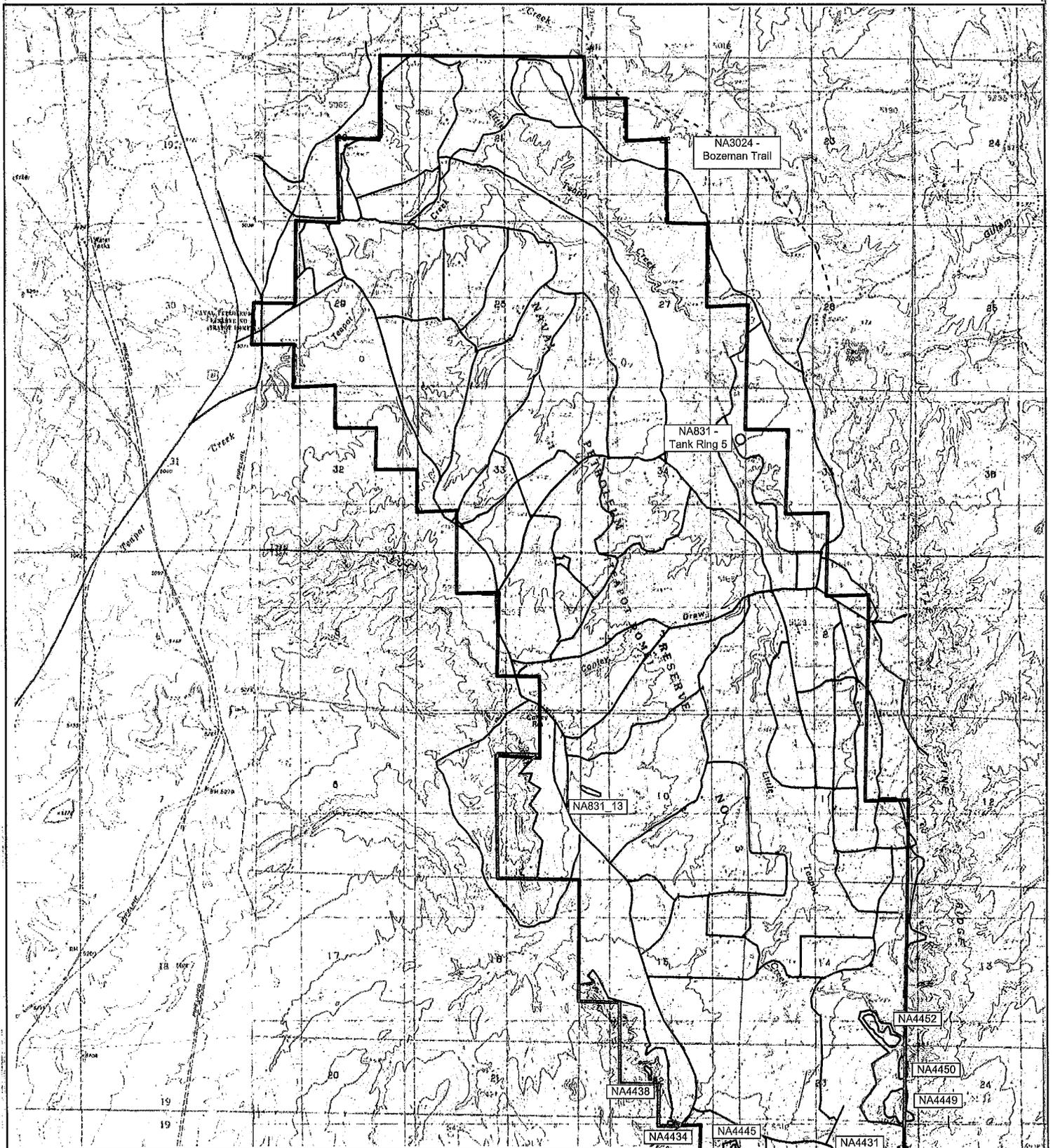
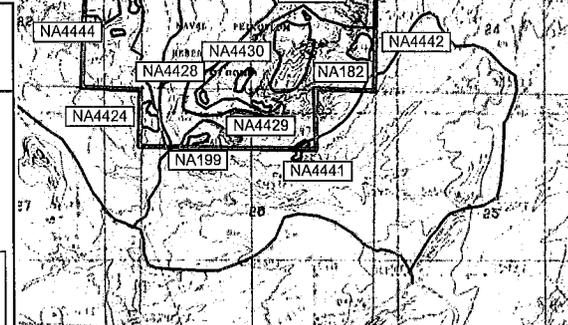


Figure 3. Eligible Historic Properties and Conservation Easement Boundary at NPR-3

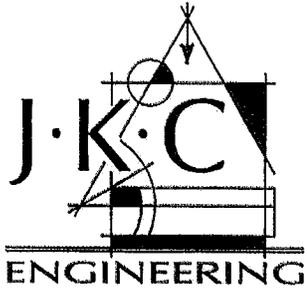
-  NPR-3, Federal Boundary
-  Conservation Easement Boundary
-  Existing Primary Roads
-  Eligible Properties
-  Eligible Properties with Tribal Interest



Scale: 1" = 4,112 ft.
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 12/15/2014



Attachment 2: Legal Description of Conservation Easement



ENGINEERING • SURVEYING • GIS MAPPING
CONSTRUCTION MANAGEMENT
111 W. 2nd St., Ste 420 • Casper, Wyoming 82601
Ph: 307-265-4601 • Fax: 307-265-4672

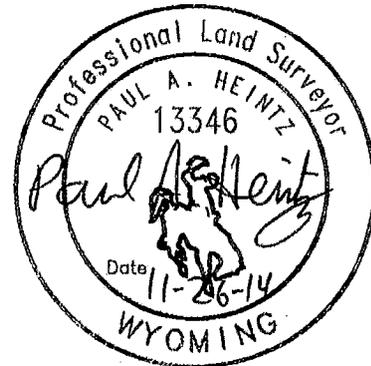
November 26, 2014

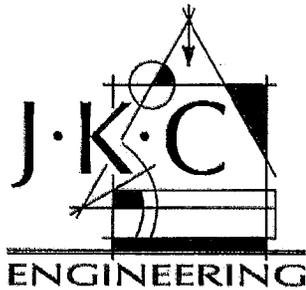
Rocky Mountain Oilfield Testing Center
907 North Poplar, Ste. 150
Casper, Wyoming 82601

Subject: Conservation Easement #1 – 107.43 acres

A Parcel located in and being a portion of the E1/2 of Section 9, Township 38 North, Range 78 West of the Sixth Principal Meridian, Natrona County, Wyoming, being more particularly described by metes and bounds as follows:

Beginning at a brass cap witnessing the southwest corner of the E1/2 of said Section 9 and being in the south line of said Section 9; thence along the south line of said Section 9, S89°06'51"W, 74.97 feet to the true point of the southwest corner of the E1/2 of said Section 9; thence along the west line of the E1/2 of said Section 9, N1°31'01"W, 3941 feet, more or less, to the northwest corner of the SW1/4NE1/4 of said Section 9; thence along the north line of the SW1/4NE1/4 of said Section 9, N89°10'E, 1243 feet; thence S38°35'24"W, 844.44 feet; thence N86°42'16"E, 390.62 feet; thence S18°04'28"W, 275.41 feet; thence S59°51'54"E, 420.55 feet; thence S32°46'19"W, 608.82 feet; thence S42°32'53"E, 378.61 feet; thence S16°20'58"W, 519.37 feet; thence S42°43'39"E, 481.48 feet; thence S6°51'05"W, 1194.05 feet to a point in the south line of the E1/2 of said Section 9; thence along the south line of the E1/2 of said Section 9, S89°07'27"W, 1169.72 feet to the Point of Beginning and containing 107.43 acres, more or less.





ENGINEERING • SURVEYING • GIS MAPPING
CONSTRUCTION MANAGEMENT
111 W. 2nd St., Ste 420 • Casper, Wyoming 82601
Ph: 307-265-4601 • Fax: 307-265-4672

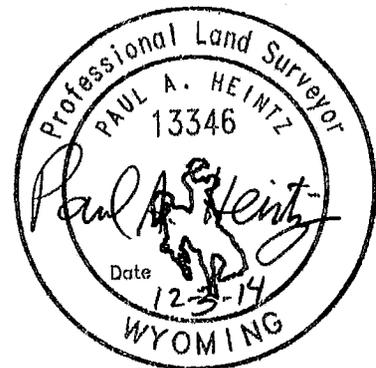
December 3, 2014

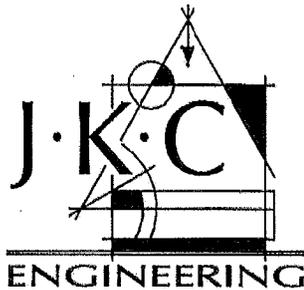
Rocky Mountain Oilfield Testing Center
907 North Poplar, Ste. 150
Casper, Wyoming 82601

Subject: Revised Conservation Easement #2 – 93.70 acres

A Parcel located in and being a portion of the NW1/4SW1/4, SW1/4NE1/4SW1/4, and SE1/4SW1/4 of Section 15, NE1/4NW1/4 and W1/2NE1/4 of Section 22, Township 38 North, Range 78 West of the Sixth Principal Meridian, Natrona County, Wyoming, being more particularly described by metes and bounds as follows:

Beginning at an iron pipe at the southeast corner of the NW1/4SW1/4 said Section 15; thence along the south line of the NW1/4SW1/4 of said Section 15, S88°38'58"W, 1278.81 feet to the southwest corner of the NW1/4SW1/4 of said Section 15; thence along the west line of the NW1/4SW1/4 of said Section 15, N1°00'51"W, 532.01 feet; thence leaving said line, N78°56'44"E, 453.79 feet; thence N41°00'30"W, 282.25 feet; thence N38°07'45"E, 233.63 feet; thence S39°40'48"E, 257.04 feet; thence S28°17'50"E, 775.14 feet; thence S76°40'08"E, 1080.71 feet; thence S37°08'48"E, 171.03 feet; thence S2°56'52"E, 553.13 feet; thence S20°35'23"E, 556.04 feet; thence S52°52'48"W, 128.22 feet; thence S5°50'21"W, 230.70 feet; thence N51°13'13"E, 363.18 feet; thence S88°19'34"E, 295.49 feet; thence S15°27'03"E, 464.30 feet; thence S2°39'02"E, 835.63 feet; thence S11°52'15"E, 676.36 feet; thence S12°00'27"W, 285.39 feet; thence S52°19'00"E, 133.26 feet; thence S73°03'10"E, 228.16 feet; thence S18°20'11"W, 116.17 feet to a point in the south line of the SW1/4NE1/4 of said Section 22; thence along the south line of the SW1/4NE1/4 of said Section 22, S89°02'31"W, 648.06 feet to the southwest corner of the SW1/4NE1/4 of said Section 22; thence along the west line of the SW1/4NE1/4 of said Section 22, N0°48'40"W, 1317.43 feet to the southeast corner of the NE1/4NW1/4 of said Section 22; thence along the south line of the NE1/4NW1/4 of said Section 22, S89°05'53"W, 1289.60 feet to the southwest corner of the NE1/4NW1/4 of said Section 22; thence along the west line of the NE1/4NW1/4 of said Section 22, N0°47'57"W, 1318.63 feet to the northwest corner of the NE1/4NW1/4 of said Section 22; thence along the west line of the SE1/4SW1/4 of said Section 15, N1°30'09"W, 1318.59 feet to the Point of Beginning and containing 93.70 acres, more or less.





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December 3, 2014

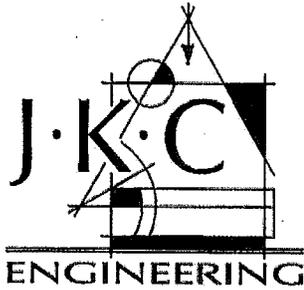
Rocky Mountain Oilfield Testing Center
907 North Poplar, Ste. 150
Casper, Wyoming 82601

Subject: Revised Conservation Easement #3 – 62.36 acres

A Parcel located in and being a portion of the E1/2SE1/4 of Section 22, W1/2W1/2SW1/4 of Section 23, and W1/2NW1/4NW1/4 of Section 26, Township 38 North, Range 78 West of the Sixth Principal Meridian, Natrona County, Wyoming, being more particularly described by metes and bounds as follows:

Beginning at an aluminum cap at the southeast corner of said Section 22; thence along the south line of said Section 22, N89°05'56"W, 1300.37 feet to the southwest corner of the E1/2SE1/4 of said Section 22; thence along the west line of the E1/2SE1/4 of said Section 22, N0°55'48"W, 1566.19 feet; thence leaving said line, N88°49'35"E, 287.29 feet; thence S47°42'36"E, 244.06 feet; thence N55°45'37"E, 426.49 feet; thence N10°44'26"W, 430.90 feet; thence N71°52'29"E, 422.49 feet; thence S21°24'28"E, 523.20 feet; thence S5°34'25"W, 370.70 feet; thence S24°36'23"W, 534.34 feet; thence S61°10'03"E, 291.57 feet; thence S29°01'39"W, 392.01 feet; thence S48°25'09"E, 509.68 feet; thence S11°54'39"E, 469.30 feet; thence S44°17'09"E, 136.40 feet; thence S9°11'17"E, 248.01 feet; thence S15°07'27"E, 563.62 feet to a point in the south line of the NW1/4NW1/4 of said Section 26; thence along the south line of the NW1/4NW1/4 of said Section 26, S88°26'49"W, 562.50 feet to the southwest corner of the NW1/4NW1/4 of said Section 26; thence along the west line of the NW1/4NW1/4 of said Section 26, N0°29'55"W, 1301.71 feet to the Point of Beginning and containing 62.36 acres, more or less.





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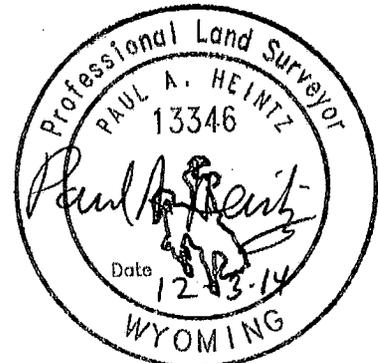
December 3, 2014

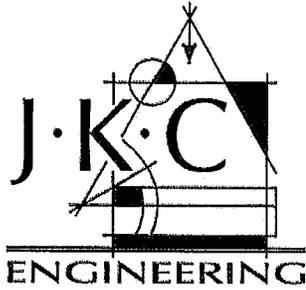
Rocky Mountain Oilfield Testing Center
907 North Poplar, Ste. 150
Casper, Wyoming 82601

Subject: Revised Conservation Easement #4 – 176.87 acres

A Parcel located in and being a portion of the SE1/4 and SE1/4SW1/4 of Section 23, E1/2NW1/4NW1/4, NE1/4NW1/4, and NW1/4NE1/4 of Section 26, Township 38 North, Range 78 West of the Sixth Principal Meridian, Natrona County, Wyoming, being more particularly described by metes and bounds as follows:

Beginning at an aluminum cap at the southeast corner of said Section 23; thence along the south line of said Section 23, S89°04'01"W, 1326.36 feet to the northeast corner of the NW1/4NE1/4 of said Section 26; thence along the east line of the NW1/4NE1/4 said Section 26, S1°26'56"E, 1312.56 feet to the southeast corner of the NW1/4NE1/4 of said Section 26; thence along the south line of NW1/4NE1/4 of said Section 26, S88°55'00"W, 1320.79 feet to the southwest corner of the NW1/4NE1/4 of said Section 26; thence along the south line of the N1/2NW1/4 of said Section 26, S88°26'49"W, 1717.66 feet; thence leaving said south line, N22°52'42"E, 306.61 feet; thence N48°37'16"E, 497.90 feet; thence S84°15'56"E, 231.88 feet; thence S60°05'44"E, 722.15 feet; thence N23°34'44"W, 294.89 feet; thence N9°35'16"E, 149.82 feet; thence N53°35'38"W, 161.93 feet; thence N38°50'40"E, 113.96 feet; thence S78°07'21"E, 373.23 feet; thence S69°01'38"E, 430.56 feet; thence N47°54'14"E, 162.75 feet; thence N76°19'46"E, 196.88 feet; thence N10°37'08"E, 210.88 feet; thence N43°01'54"W, 100.67 feet; thence S46°48'53"W, 239.87 feet; thence S66°47'09"W, 190.16 feet; thence N63°52'20"W, 711.16 feet; thence S85°59'05"W, 338.85 feet; thence S61°01'55"W, 429.35 feet; thence N59°07'28"W, 207.60 feet; thence N12°18'59"W, 252.21 feet; thence N46°11'34"E, 2361.01 feet; thence N60°30'55"E, 764.13 feet; thence S52°22'36"E, 466.32 feet; thence S75°25'14"E, 669.44 feet; thence S89°09'49"E, 613.37 feet to a point in the east line of the SE1/4 of said Section 23; thence south along the east line of the SE1/4 of said Section 23, S0°44'03"E, 1375.38 feet to the Point of Beginning and containing 176.87 acres, more or less.





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November 26, 2014

Rocky Mountain Oilfield Testing Center
907 North Poplar, Ste. 150
Casper, Wyoming 82601

Subject: Conservation Easement #5 – 77.84 acres

A Parcel located in and being a portion of the S1/2SE1/4 of Section 14, NE1/4 of Section 23, Township 38 North, Range 78 West of the Sixth Principal Meridian, Natrona County, Wyoming, being more particularly described by metes and bounds as follows:

Beginning at an aluminum cap at the southeast corner of said Section 14; thence along the east line of said Section 23, S1°23'58"E, 2537.79 feet; thence leaving said line, N79°24'38"W, 547.86 feet; thence N88°04'10"W, 623.54 feet; thence N32°27'14"W, 525.10 feet; thence N34°22'44"E, 920.07 feet; thence N14°46'46"W, 666.50 feet; thence N55°12'43"E, 654.15 feet; thence N48°29'40"W, 660.22 feet; thence N39°56'24"W, 778.17 feet; thence N14°59'14"E, 227.13 feet; thence N76°12'29"E, 303.06 feet; thence S65°07'08"E, 208.97 feet; thence S30°25'13"E, 355.96 feet; thence S84°48'36"E, 312.86 feet; thence S23°43'19"E, 251.78 feet; thence S61°45'05"E, 395.96 feet to a point in the east line of said Section 14; thence along the east line of said Section 14, S0°50'13"E, 289.51 feet to the Point of Beginning and containing 77.84 acres, more or less.



Attachment 3: Conservation Easement and Associated Documents (to be appended to the PA upon their execution)