

Project: Paloma 12" Discharge

Tract(s): NM-ED-0005.00000

NM-ED-0010.00100

NM-ED-0011.00100

Eddy County, New Mexico

MEMORANDUM OF EASEMENT AGREEMENT

THE STATE OF NEW MEXICO §

§

KNOW ALL PERSONS BY THESE PRESENTS:

COUNTY OF EDDY §

§

That the undersigned, **Bar W Farms**, a New Mexico General Partnership, whose address is 2110 Grandi Road, Carlsbad, New Mexico 88220, hereinafter referred to as "Grantor" (whether one or more), their successors and assigns, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, has entered into a Permanent Easement Agreement, herein referred to as the "Easement," with **Enterprise Field Services, LLC**, a Texas limited liability company, whose mailing address is P. O. Box 4324, Houston, Texas, 77210-4324 (hereinafter called "Grantee"), its successors and assigns, granting and conveying to Grantee those certain permanent and temporary easements, which are more particularly described and depicted on the attached Exhibits "A" and "B" attached hereto and incorporated herein for all intents and purposes.

This Memorandum of Permanent Easement Agreement (the "Memorandum") may be executed in several counterparts, each of which shall be an original of this Memorandum but all of which, taken together, shall constitute one and the same Memorandum and be binding upon the parties who executed any counterpart, regardless of whether it is executed by all parties named herein.

All prospective assignees, mortgagees or other parties claiming some interest or acquiring some interest by, through, or under any of the above-mentioned parties are put on notice of the priority of the Easement and the terms and provisions thereof and can contact the parties to determine the terms and provisions thereof.

The Easement contains other provisions that limit and restrict the rights of the parties in relation to their specific interests in and to the property covered by the Easement.

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Reception: 2505160 Book: 1194 Page: 0996 Pages: 8

Recorded: 04/21/2025 03:14 PM Fee: \$25.00 *Swinder*

Eddy County, New Mexico ~ Cara Cooke, County Clerk



BO

EXECUTED this 17 day of April, 2025.

GRANTOR(S):

Bar W Farms,
a New Mexico General Partnership

By: *Gary Walterscheid*

Name: *Gary Walterscheid*

Title: *Partner*

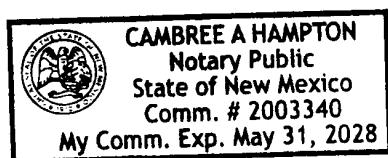
ACKNOWLEDGEMENT

STATE OF NEW MEXICO)

COUNTY OF *Eddy*)

This record was acknowledged before me on *April 17*,
2025 by *Gary Walterscheid* as *Partner* for **Bar W Farms**,
a New Mexico General Partnership, on behalf of said Partnership.

Stamp:



By: *C Hampton*
Notary Public

My Commission Expires: *05/31/2028*.

Please return recorded original to:
Enterprise Field Services LLC
Attn: Land Dept.
6010 E Hwy 191, Suite 245B
Odessa, Texas 79762

EXHIBIT "A"

NM-ED-0005.00000
EDDY COUNTY, NEW MEXICO
PALOMA 12" DISCHARGE
ENTERPRISE FIELD SERVICES, LLC

SHEET 1 OF 2

FIELD NOTES DESCRIBING
A PROPOSED 30-FOOT WIDE PERMANENT PIPELINE EASEMENT

The centerline of a proposed thirty-foot (30') wide permanent pipeline easement, being 1.76 acres of land located within Section 22 Township 22 South, Range 27 East, New Mexico Principal Meridian, Eddy County, New Mexico and being a portion of a tract described to Bar W Farms, A New Mexico General Partnership in Book 1119, Page 413 of the Official Public Records of Eddy County, New Mexico.

Being more particularly described as lying 15 feet on each side of the following described centerline (as shown in Detail "A" on sheet 2 of 2):

BEGINNING (POINT OF BEGINNING) on the West line of said Section 22, having the grid coordinates of N: 502,106.04, E: 586,804.37, from which a 1/2-inch iron rod found for the West quarter corner of said Section 22 bears S 00°12'04" E a distance of 781.77 feet.

THENCE across said Section 22 the following courses and distances:

S 89°26'46" E a distance of 104.82 feet,
N 33°49'37" E a distance of 294.08 feet,
N 89°21'25" E a distance of 673.85 feet,
S 01°03'50" E a distance of 316.33 feet,
N 88°56'10" E a distance of 1,126.01 feet, and
S 03°41'27" E a distance of 41.41 feet to the *POINT OF TERMINATION* of the herein described centerline having the grid coordinates of N: 502,020.19, E: 588,881.05, from which a 1/2-inch iron rod found for the North quarter corner of said Section 22 bears N 16°26'09" E a distance of 2,094.48 feet.

The total length of the above described proposed permanent pipeline easement being 2,556.50 feet (154.94 rods), containing 1.76 acres of land, containing 2.39 acres of temporary workspace and containing 0.31 acre of additional temporary workspace.

The edges of the easement are parallel with the centerline of the easement until reaching the boundaries of the subject tract of land.

All bearings and coordinates refer to NAD 83, New Mexico State Plane Coordinate System, East Zone, U.S. Survey Feet. All bearings, distances, coordinates and areas are grid measurements utilizing a combined scale factor of 0.9997603484 and a convergence angle of 0.054807548°.

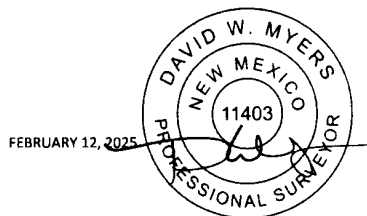
Title information furnished by Summit Resources, LLC.

Reference accompanying Certificate of Survey prepared in conjunction with this legal description for easement.

STATE OF NEW MEXICO
COUNTY OF EDDY

I, David W. Myers, New Mexico Professional Surveyor No. 11403 do hereby certify that this easement survey plat and the actual survey on the ground upon which it is based were performed by me or under my direct supervision; that I am responsible for this survey; that this survey meets the minimum standards for surveying in New Mexico; and that it is true and correct to the best of my knowledge and belief. I further certify that this survey is not a land division or subdivision as defined in the New Mexico Subdivision Act and that this instrument is an easement survey plat crossing an existing tract or tracts.

DELTA FIELD SERVICES, LLC
510 Trenton St., West Monroe, LA. 71291
318.323.6900 - Office
PROJECT NO. EPD_0055_PR



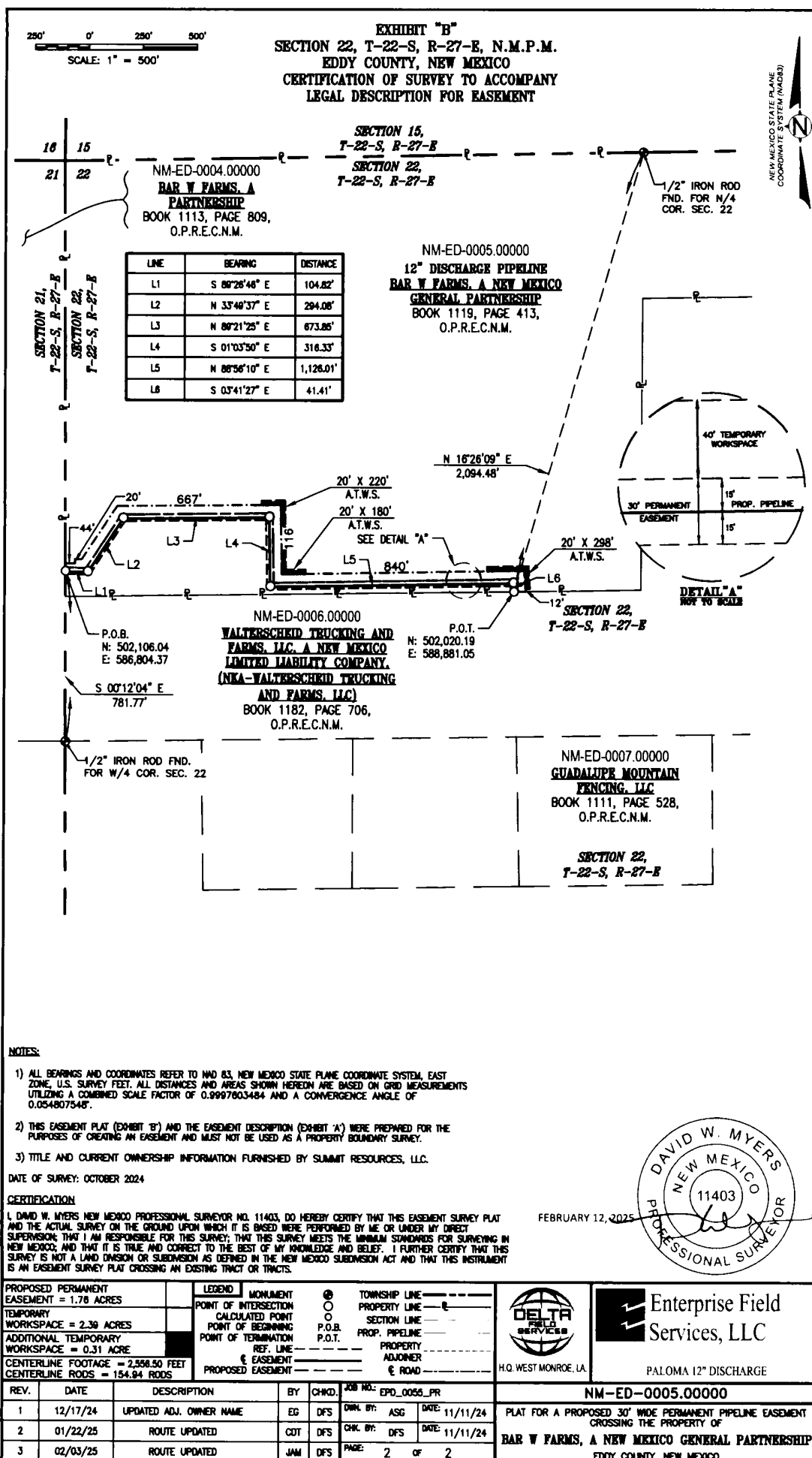


EXHIBIT "A"

NM-ED-0010.00100
EDDY COUNTY, NEW MEXICO
PALOMA 12" DISCHARGE
ENTERPRISE FIELD SERVICES, LLC

SHEET 1 OF 2

FIELD NOTES DESCRIBING
A PROPOSED 30-FOOT WIDE PERMANENT PIPELINE EASEMENT

The centerline of a proposed thirty-foot (30') wide permanent pipeline easement, being 0.08 acre of land located within Section 22, Township 22 South, Range 27 East, New Mexico Principal Meridian, Eddy County, New Mexico and being a portion of a tract described to Bar W Farms, A New Mexico General Partnership in Book 1119, Page 413 of the Official Public Records of Eddy County, New Mexico.

Being more particularly described as lying 15 feet on each side of the following described centerline (as shown in Detail "A" on sheet 2 of 2):

BEGINNING (POINT OF BEGINNING) at a point, having the grid coordinates of
N: 500,646.15, E: 590,677.78, from which a cotton spindle found for the Southwest corner of said
Section 22 bears S 62°50'05" W a distance of 4,341.00 feet.

THENCE across said Section 22 the following courses and distances:

S 55°03'08" E a distance of 31.61 feet and S 89°17'03" E a distance of 89.18 feet to the *POINT OF TERMINATION* of the herein described centerline having the grid coordinates of N: 500,626.93,
E: 590,792.86, from which a 3/8-inch iron rod found for the Southeast corner of said Section 22 bears
S 34°37'01" E a distance of 2,309.03 feet.

The total length of the above described proposed permanent pipeline easement being 127.06 feet (7.32 rods), containing 0.08 acre of land, containing 0.13 acre of temporary workspace and containing 0.07 acre of additional temporary workspace.

The edges of the easement are parallel with the centerline of the easement until reaching the boundaries of the subject tract of land.

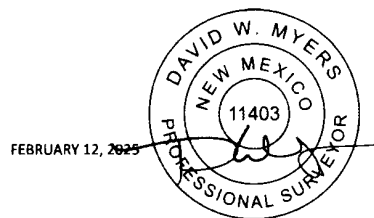
All bearings and coordinates refer to NAD 83, New Mexico State Plane Coordinate System, East Zone, U.S. Survey Feet. All bearings, distances, coordinates and areas are grid measurements utilizing a combined scale factor of 0.9997603484 and a convergence angle of 0.054807548°.

Title information furnished by Summit Resources, LLC.

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STATE OF NEW MEXICO
COUNTY OF EDDY

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DELTA FIELD SERVICES, LLC
510 Trenton St., West Monroe, LA. 71291
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EDDY COUNTY, NEW MEXICO
PALOMA 12" DISCHARGE
ENTERPRISE FIELD SERVICES, LLC

SHEET 1 OF 2

FIELD NOTES DESCRIBING
A PROPOSED 30-FOOT WIDE PERMANENT PIPELINE EASEMENT

The centerline of a proposed thirty-foot (30') wide permanent pipeline easement, being 1.33 acres of land located within Section 22, Township 22 South, Range 27 East, New Mexico Principal Meridian, Eddy County, New Mexico and being a portion of a tract described to Bar W Farms, a New Mexico General Partnership in Book 1119, Page 413 of the Official Public Records of Eddy County, New Mexico.

Being more particularly described as lying 15 feet on each side of the following described centerline (as shown in Detail "A" on sheet 2 of 2):

BEGINNING (POINT OF BEGINNING) at a point having the grid coordinates of
N: 500,626.93, E: 590,792.86, from which a cotton spindle found for the Southwest corner of said
Section 22 bears S 63°44'04" W a distance of 4,435.16 feet.

THENCE across said Section 22 the following courses and distances:

S 89°17'03" E a distance of 95.63 feet,
N 23°48'39" E a distance of 137.33 feet,
S 85°49'12" E a distance of 1,063.79 feet,
S 01°15'07" E a distance of 533.66 feet, and
N 88°49'03" E a distance of 100.00 feet to the **POINT OF TERMINATION** of the herein described
centerline having the grid coordinates of N: 500,142.37, E: 592,116.52, from which a 3/8-inch iron rod
found for the Southeast corner of said Section 22 bears S 00°28'58" W a distance of 1,415.75 feet.

The total length of the above described proposed permanent pipeline easement being 1,930.41 feet
(116.99 rods), containing 1.33 acres of land, containing 1.73 acre of temporary workspace and
containing 0.24 acre of additional temporary workspace.

The edges of the easement are parallel with the centerline of the easement until reaching the boundaries of
the subject tract of land.

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Survey Feet. All bearings, distances, coordinates and areas are grid measurements utilizing a combined scale
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STATE OF NEW MEXICO
COUNTY OF EDDY

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