

IN THE WATER COURT IN AND FOR
WATER DIVISION I, STATE OF COLORADO

CASE NO. W-3575

WATER COURT
DIVISION I
BOULDER CO., COLO.
NOV 12 1975
WATER CLERK

IN THE MATTER OF THE APPLICATION FOR)
WATER RIGHTS OF RICHARD O. & WANDA J.)
GILMER, RICHARD & MARGUERITE P. HEINE)
FRANK RASMUSSEN, CHARLES HOHN, HAL)
SCHAFFER, JAMES ZALESKY & VINCENTS)
DURAN)
IN BOULDER COUNTY)

FINDINGS AND RULING
OF THE REFEREE
AND DECREE OF
THE WATER COURT

THIS CLAIM, having been filed with the Water Clerk, Water Division I,
on June 14, 1972, and the Referee being fully advised in the premises,
does hereby find:

All notices required by law of the filing of this application have
been fulfilled, and the Referee has jurisdiction of this application.

No statement of opposition to said application has been filed, and
the time for filing such statement has expired.

All matters contained in the application having been reviewed,
and testimony having been taken where such testimony is necessary, and
such corrections made as are indicated by the evidence presented herein,

IT IS HEREBY THE RULING OF THE WATER REFEREE:

1. The name and address of the claimant:

Richard O. & Wanda J. Gilmer, Richard & Marguerite P. Heine,
Frank Rasmussen, Charles Hohn, Hal Schaffer, James Zalesky
and Vincents Duran
% Richard & Marguerite P. Heine, 12476 Niwot Road
Longmont, Colorado 80501

2. The name of the structures:

Huffman Waste Water Ditch

Huffman Waste Water Ditch Reservoir

3. The legal description of the structures:

Huffman Waste Water Ditch: Headgate is located at a point whence
the N $\frac{1}{2}$ Corner of Section 36, Township 2 North, Range 69 West of
the 6th P.M., Boulder County, Colorado, bears North 00 $^{\circ}$ 12' West,
507 feet.

Huffman Waste Water Ditch Reservoir: Beginning at the N $\frac{1}{2}$ Corner
of Section 36, Township 2 North, Range 69 West of the 6th P.M.,
Boulder County, Colorado, and bearing South 49 $^{\circ}$ 12' East, 1116
feet to corner of pump basin; thence North 70 $^{\circ}$ 51' West, 268.8
feet; thence North 63 $^{\circ}$ 45' West, 131.2 feet; thence North 80 $^{\circ}$ 35'
West, 212.8 feet; thence South 2 $^{\circ}$ 30' West, 84.5 feet; thence
South 52 $^{\circ}$ 02' East, 227.6 feet; thence South 62 $^{\circ}$ 13' East, 189.3
feet; thence South 65 $^{\circ}$ 12' East, 187.5 feet; thence North 18 $^{\circ}$ 02'
East, 212.2 feet to point of beginning.

4. The source of water:

Huffman Waste Water Ditch: Surface runoff and seepage, tributary to Boulder Creek.

Huffman Waste Water Ditch Reservoir: Huffman Waste Water Ditch, surface runoff and seepage, tributary to Boulder Creek.

5. The date of appropriation:

Huffman Waste Water Ditch: May 31, 1897

Huffman Waste Water Ditch Reservoir: December 31, 1916

6. The amount of water:

Huffman Waste Water Ditch: 0.9 cubic feet per second


Huffman Waste Water Ditch Reservoir: 7.2 acre feet storage with right to refill continuously during irrigation season.

7. The use of the water:

Huffman Waste Water Ditch and Huffman Waste Water Ditch Reservoir: Irrigation of 70 acres in the N½ of NE¼ of Section 36, Township 2 North, Range 69 West of the 6th P.M., Boulder County, Colorado.

The priorities herein awarded were filed in the Water Court in the year of 1972, and shall be administered as having been filed in that year; and shall be junior to all priorities filed in previous years. As between all rights, filed in the same calendar year, priorities shall be determined by historical dates of appropriation and not affected by the date of entry of ruling.

DATED this 12 day of November, 1975.


THOMAS J. ARON, JR.
Water Referee, Division I

THE COURT DDTH FIND: NO PROTEST WAS FILED IN THIS MATTER.

THE FOREGOING RULING IS CONFIRMED AND APPROVED, AND IS HEREBY MADE THE JUDGMENT AND DECREE OF THIS COURT.

Dated: _____

JUDGE DONALD A. CARPENTER
Water Judge, Division I

MAP OF THE HUFFMAN WASTE-WATER DITCH

Boulder County, Colorado.
Irrigation District No. 10
Approx. 1000 ft. long
574 - 580 ft. long

Notes: This map is for the purpose of showing the location of the Huffman Waste-Water Ditch in relation to the other ditches in the area. It is not intended to show the exact location of the ditch, but only its general location. The map is based on the data furnished by the Huffman Waste-Water Ditch Company.

First. The Huffman Waste-Water Ditch is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide.

Second. The Huffman Waste-Water Ditch is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide.

Third. The Huffman Waste-Water Ditch is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide.

Fourth. The Huffman Waste-Water Ditch is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide.

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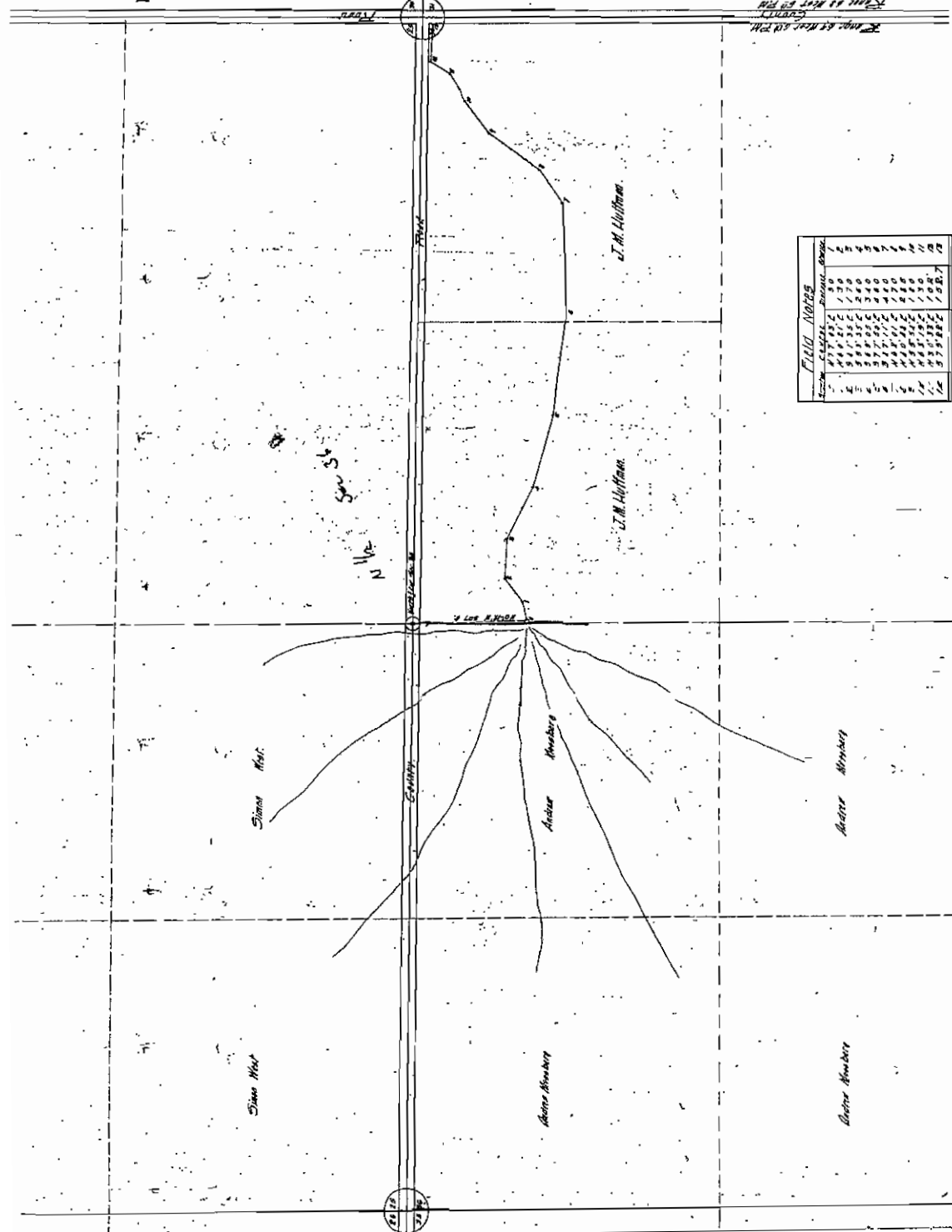
Sixth. The Huffman Waste-Water Ditch is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide.

Seventh. The Huffman Waste-Water Ditch is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide.

Eighth. The Huffman Waste-Water Ditch is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide.

Ninth. The Huffman Waste-Water Ditch is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide.

Tenth. The Huffman Waste-Water Ditch is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide. It is located in the north-west corner of the section. It is about 1000 ft. long and 574 - 580 ft. wide.



Field Notes	Notes
1. Huffman Waste-Water Ditch	1. Huffman Waste-Water Ditch
2. Huffman Waste-Water Ditch	2. Huffman Waste-Water Ditch
3. Huffman Waste-Water Ditch	3. Huffman Waste-Water Ditch
4. Huffman Waste-Water Ditch	4. Huffman Waste-Water Ditch
5. Huffman Waste-Water Ditch	5. Huffman Waste-Water Ditch
6. Huffman Waste-Water Ditch	6. Huffman Waste-Water Ditch
7. Huffman Waste-Water Ditch	7. Huffman Waste-Water Ditch
8. Huffman Waste-Water Ditch	8. Huffman Waste-Water Ditch
9. Huffman Waste-Water Ditch	9. Huffman Waste-Water Ditch
10. Huffman Waste-Water Ditch	10. Huffman Waste-Water Ditch

IRRIGATION DIVISION No. 1 WATER DISTRICT No. 6
COURSES REFERRED TO TRUE MERIDIAN
SCALE 1 INCH = 200 FT.
100

[illegible][illegible]

Pay at Longevity
H. L. Youngberg

[illegible]

Charles A. Drake
Mortuary Director

Accepted for filing on the office of the State Engineer of
Colorado on the 11th day of JULY 1914.
The Controller
State Engineer

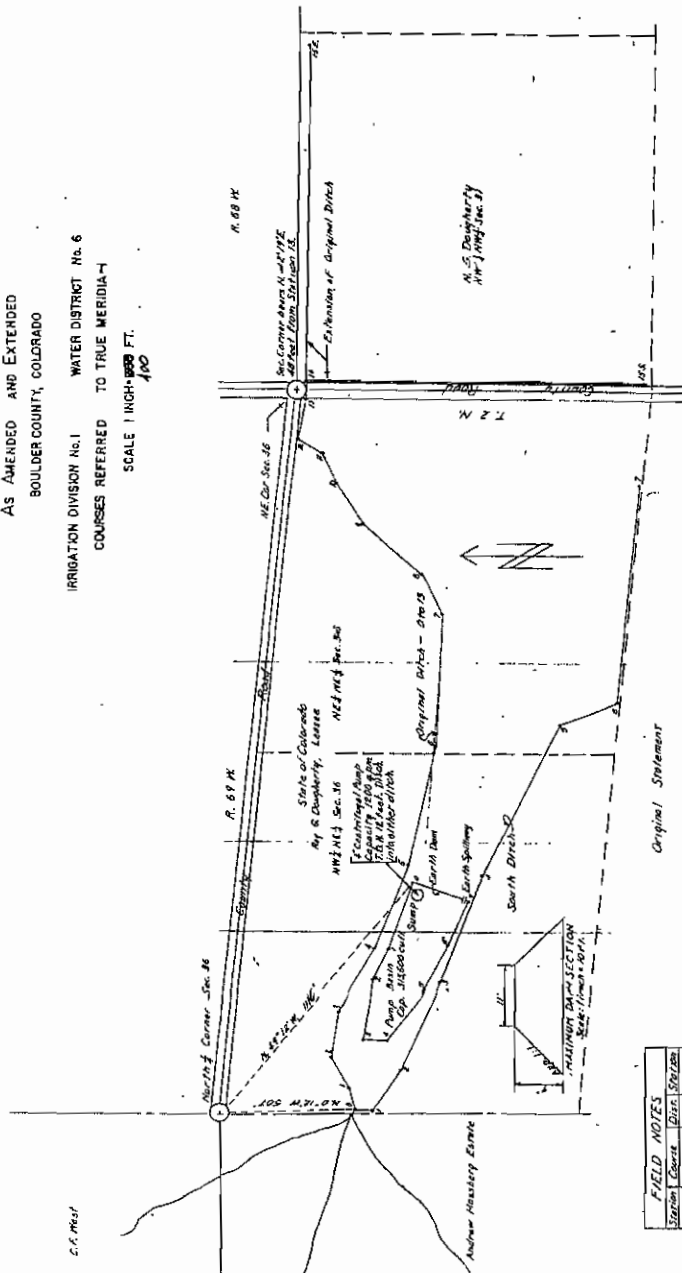
By E. C. Hammond
Deputy

1745

AS AMENDED AND EXTENDED
BOULDER COUNTY, COLORADO

IRRIGATION DIVISION No. 1 WATER DISTRICT No. 6
COURSES REFERRED TO TRUE MERIDIAN

SCALE 1 INCH=500 FT.
100

[illegible]

FIELD NOTES			Station	Date	Source
0	6:07 PM	500'	14	6-28	
1	6:12 PM	500'	15	6-28	
2	6:15 PM	500'	16	6-28	
3	6:20 PM	500'	17	6-28	
4	6:25 PM	500'	18	6-28	
5	6:30 PM	500'	19	6-28	
6	6:35 PM	500'	20	6-28	
7	6:40 PM	500'	21	6-28	
8	6:45 PM	500'	22	6-28	
9	6:50 PM	500'	23	6-28	
10	6:55 PM	500'	24	6-28	
11	7:00 PM	500'	25	6-28	
12	7:05 PM	500'	26	6-28	
13	7:10 PM	500'	27	6-28	
14	7:15 PM	500'	28	6-28	
15	7:20 PM	500'	29	6-28	
16	7:25 PM	500'	30	6-28	
17	7:30 PM	500'	31	6-28	
18	7:35 PM	500'	32	6-28	
19	7:40 PM	500'	33	6-28	
20	7:45 PM	500'	34	6-28	
21	7:50 PM	500'	35	6-28	
22	7:55 PM	500'	36	6-28	
23	8:00 PM	500'	37	6-28	
24	8:05 PM	500'	38	6-28	
25	8:10 PM	500'	39	6-28	
26	8:15 PM	500'	40	6-28	
27	8:20 PM	500'	41	6-28	
28	8:25 PM	500'	42	6-28	
29	8:30 PM	500'	43	6-28	
30	8:35 PM	500'	44	6-28	
31	8:40 PM	500'	45	6-28	
32	8:45 PM	500'	46	6-28	
33	8:50 PM	500'	47	6-28	
34	8:55 PM	500'	48	6-28	
35	9:00 PM	500'	49	6-28	
36	9:05 PM	500'	50	6-28	
37	9:10 PM	500'	51	6-28	
38	9:15 PM	500'	52	6-28	
39	9:20 PM	500'	53	6-28	
40	9:25 PM	500'	54	6-28	
41	9:30 PM	500'	55	6-28	
42	9:35 PM	500'	56	6-28	
43	9:40 PM	500'	57	6-28	
44	9:45 PM	500'	58	6-28	
45	9:50 PM	500'	59	6-28	
46	9:55 PM	500'	60	6-28	
47	10:00 PM	500'	61	6-28	
48	10:05 PM	500'	62	6-28	
49	10:10 PM	500'	63	6-28	
50	10:15 PM	500'	64	6-28	
51	10:20 PM	500'	65	6-28	
52	10:25 PM	500'	66	6-28	
53	10:30 PM	500'	67	6-28	
54	10:35 PM	500'	68	6-28	
55	10:40 PM	500'	69	6-28	
56	10:45 PM	500'	70	6-28	
57	10:50 PM	500'	71	6-28	
58	10:55 PM	500'	72	6-28	
59	11:00 PM	500'	73	6-28	
60	11:05 PM	500'	74	6-28	
61	11:10 PM	500'	75	6-28	
62	11:15 PM	500'	76	6-28	
63	11:20 PM	500'	77	6-28	
64	11:25 PM	500'	78	6-28	
65	11:30 PM	500'	79	6-28	
66	11:35 PM	500'	80	6-28	
67	11:40 PM	500'	81	6-28	
68	11:45 PM	500'	82	6-28	
69	11:50 PM	500			

Amended Statement

[illegible]

5. 11. 20.
Sir, -
Claimants' Signatures

STATE OF CALIFORNIA } ss
County of Berkeley }

[illegible]

Character of F.R.
Notary Public

Accorded for filing in the office of the State Engineer at

Subj: **SW4 Sec. 25 T2N, R69W Pipeline/Flowlines**
 Date: 4/20/2011 1:54:35 P.M. Mountain Daylight Time
 From: Jack.CroomJr@Encana.com
 To: ron.miller@agritechconsulting.com, gerald.knudsen@agritechconsulting.com
 CC: Cindy.Allen@encana.com
 Ron and Gerald,

I didn't think I would have this for you this week, but a lot of people put in a big effort to get everything together as best as we could using the best information available.

The second to last attached document (25-2N-69W SW PIPELINE.pdf) is a plat of the area with pipelines and flowlines exhibited. The last document is a March 1996 Survey of the area done by the Boulder Colorado Engineering and Survey company, Drexel Barrell, you should find it very useful. All other attachments are supporting documents cited in the latest Title Opinion covering the SW4 of Sec. 25 and pertaining to the pipelines shown on the plat. Referencing the Drexel Barrell survey, if you zoom in on the notes, they state that they had a very difficult time plotting pipelines because there is limited information. We agree. Their survey clearly shows the Panhandle pipeline easement. Their note #8 concerns the Vessels easement (now owned by KM) - We've plotted that pipeline using the best information available.

To explain our plat (second to last attachment):

The yellow line is the old Vessels Line which later became the property of Encana. We call it the Encana Legacy Pipeline on the plat. This particular pipeline was recently sold to Kerr-McGee. In fact, our entire pipeline system in the DJ Basin was just sold to Kerr-McGee. The attachment document labeled Vessels Line #1 and Vessels Line #2 correlates to this line.

The Blue line is the Panhandle Eastern System (Kerr McGee). The attached document labeled Panhandle Pipeline correlates to this line - the document only covers the SE4 of Sec. 26 and the SW4 of Sec. 25. The system covers a much greater area than what you see. The same can be said for the old Vessels system which is now owned by KM.

The red lines are Encana's flow lines. The lines are laid under rights granted in the Oil & Gas Lease. They don't normally require an easement. We just completed GPSing our flow lines here so we could attach the flowline information to this plat. I do know that the flow lines (red lines) were last hydro-tested and passed on 4-9-2010. Our flowline are integrity tested on an annual basis and these particular flowline are due to be tested soon for the 2011 cycle. Encana still owns their flowlines.

Finally, we've tried to plot our ditch crossing agreements but as you can tell, they don't line up well on our drawing. The legal descriptions contained in the documents are very poor and basically useless. I believe we can assume they are actually located where the pipelines/flowlines cross the ditch. I've also attached Panhandle's Ditch Crossing Agreement.

I hope this information helps with your study. Feel free to contact me if you have questions or need further information.

I assume you will pass this on to Margaret at the COGCC. If you would like us to forward it to Margaret instead, just let us know.

Jack Croom, CPL
Land Negotiator
EnCana Oil & Gas (USA) Inc.
370 17th Street
Ste. 1454
Denver, Colorado 80202
720.876.3639 - Office
303.513.3018 - Cell

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<http://www.encana.com>



2 Boulder County, Colorado (Aerial Photographs: Spring/Summer, 2006)

Deason 11-36 Timeline

Fall of 2009

While working with Boulder County to acquire an SDRA for 3 new wells to be drilled from the Deason F Unit #1 pad, I was informed that there was a problem associated with the drilling of the Deason 11-36.

Specifically, Rob Alexander, Agriculture Resource Specialist for Boulder County Parks and Open Space, initially believed we damaged drain tiles in the area. I now know that a majority of the drain tiles in the area could be one hundred years old and are buried approximately 4 feet below the surface. Boulder County nor anyone for that matter, knows exactly where the drain tiles are. As damaged drain tiles are located and repaired, Boulder County maps their location.

Rob and I discussed the amount of moisture in the soil to begin with and Rob mentioned that Panama Reservoir and a unlined Irrigation ditch just west of the Deason 11-36 both drained subsurface east down dip through the Deason 11-36 location.

2010

During the month of January 2010, Encana agreed with Rob Alexander, that together we would have Rob Hartford (drain tile contractor for Boulder County) of Hartford Electric, Hygiene, Colorado, to go out to try and find the damaged drain tile. He had performed this work previously for Boulder County in other locations. My verbal agreement with Rob Alexander was that if Hartford Electric found the damaged drain tile, and it was obvious Encana had damaged it through the course of their operations at the Deason 11-36 site, that Encana would pay the bill. Otherwise, Boulder County would pay the bill.

In early March, 2010, at the conclusion of Hartford Electric's search, I was informed by Rob Alexander and Cliff Roberts of Encana, that no drain tile could be found. On March 9th I was sent a bill by Cliff from Hartford Electric and informed we needed to pay the bill. I contacted Rob Alexander, reminded him of our agreement and asked for a written report from Hartford Electric concerning their findings. Rob Alexander told me he would get the report to me as soon as possible. I have yet to receive anything. I eventually reached agreement with Rob Alexander that Encana would pay 50% of Hartford's bill and that Boulder County would pay the other 50%. On May 14, 2010 Encana sent a check to Hartford Electric for it 50% of the Hartford Electric bill.

Shortly after Hartford Electric finished its search for a drain tile, Encana asked A. G. Wassenaar to go out to the site and perform a perk test. The catalyst for the perk test was Rob Alexander's belief that Encana, when reclaiming the Deason 11-36 site in approximately December 2007, filled in the drill pit with a foreign soil brought in from off site. Rob believed that due to the off site soil in the pit and the resulting compaction, the naturally occurring drainage of the area had been impeded.

The resulting report of Wassenaar's study is attached. Wassenaar's study not only addressed the perk test but also pointed out the change of soil types in the area.

Wassenaar's study was sent to Rob Alexander and he responded by email dated May 13, 2010 that, "The perc test are not adequate to conclude that the drilling operations did not cause the problems we are experiencing on our land".

On Friday May 28th, Encana's Rob Thomas and I met with Rob Alexander and Matt Adeletti (Boulder County Paralegal Specialist – Real Estate, Encana's SDRA contact at Boulder County), and a number of area residents who are also Farm Producers.

Rob handed me a number of overhead photo's and explained that he now felt that our operations in the Caldwell Unit had contributed to not only the Caldwell problems but to the Deason ground water problems also. Rob now believes that bedrock is preventing water to drain anywhere but east, down dip.

I asked Rob and his group what they wanted from Encana. They said they wanted to be able to farm and that installing new drain tiles would be acceptable. I told the group I would discuss it with management. Rob mentioned that Boulder County had the equipment that would seam in drain tile. Rob told us we could use the equipment but would have to repair or replace it if it was damaged. I asked Rob what would happen if we indeed installed the drain tile and hit old drain tile in the process. I can't recall his response to my question.

On June 11, 2010, I sent an email to Matt Adeletti and Rob Alexander telling them we would pay them excessive damages for two new wells we wanted to add to the Deason F Unit #1 pad and that the excess amount was intended to pay for material (pipe and sleeve) to lay drain tile in the area. Previously, On June 8th, I had sent an email to Rob Alexander asking for an estimate concerning the amount of pipe he would need for the area. Rob answered that that would be difficult to do.

I also included in the email that Encana was not convinced and we believed we were not responsible that were at fault for the surface water/drainage issue in the area and that we would like Boulder County to do the installation not Encana.

I never received a response to my offer.

Jack Croom, CPL
Encana Oil & Gas (USA) Inc.

720.876.3639

jack.croomjr@encana.com

COLORADO

Right-of-Way Grant

KNOW ALL MEN BY THESE PRESENTS, that White Rock Farms Associates, a General Partnership,
Contract Seller; and Edwin F. Wambsganss, Contract Purchaser

of the Post Office of Denver (80214) in the State of Colorado
 hereinafter referred to as "Grantor" (whether one or more), in consideration of One Dollar (\$1.00), to them
 in hand paid, receipt of which is hereby acknowledged, and the further consideration of
 \$ 30.00 per linear rod, to be paid before the pipe line hereinafter specified is laid do
 hereby grant and convey unto PANHANDLE EASTERN PIPE LINE COMPANY, a Delaware Corporation, having an
 office in Kansas City, Missouri, its successors and assigns, hereinafter referred to as "Grantee," a Right-of-Way to
 lay, construct, maintain, lower, inspect, repair, replace, ~~XXXXXX~~ operate, and remove a pipe line
~~XXXXXX~~ pipe line markers, ~~XXXXXX~~
~~XXXXXX~~ test leads, and all appurtenances convenient for the maintenance and operation of said line, and for the
 transportation of oil, gas, or other substances therein, under, on, over and through the premises hereafter described,
 and the Grantee is granted the right of ingress and egress, to, on, from and over the following described premises for
 the purposes aforementioned in the County of Boulder in the State of Colorado, to-wit:

For legal description, refer to EXHIBIT "A" attached hereto and by reference made a part
 hereof.

Grantee agrees that should a crop deficiency occur as a result of the construction of said
 pipeline the Grantee will pay such deficiency each year it exists for a period not to ex-
 ceed three (3) years, commencing with the crop of 1982; provided, however, Grantors or their
 tenant notifies Grantee in writing, at the local field office, at least fourteen (14) days
 prior to harvesting said crop in order that Grantee's agent may view said crop deficiency.

TO HAVE AND TO HOLD said enagements, rights, and right-of-way unto the said PANHANDLE EASTERN PIPE
LINE COMPANY, its successors and assigns.

~~XXXXXX~~ Grantee to have the right to select ~~XXXXXX~~ the route of ~~XXXXXX~~ pipe line therein authorized to be
 laid under, upon, over and through the above described premises. All pipe installed hereunder shall be buried a mini-
 mum of 30 inches. Grantor shall not construct or place anything over or so close to any pipe line or other facility
 of Grantee as will be likely to interfere with Grantee's surveillance of or access thereto by use of equipment or means
 customarily employed in the surveillance of or maintenance of pipe line, nor intentionally cause the original cover
 over any pipe line to be reduced below whichever is the greater of a minimum cover of two (2) feet or below the mini-
 mum cover required at any time by any applicable pipe line safety code. All damage to growing crops, drainage tile
 and fences of Grantor occasioned by the construction or repair of any of the facilities herein authorized to be main-
 tained and operated by Grantee shall be paid by Grantee after the damage is done, said damage, if not mutually agreed
 upon, to be ascertained and determined by three disinterested persons, one to be appointed by the Grantor, one to be
 appointed by the Grantee, and the third to be chosen by the two so appointed. The written award of such three persons
 shall be final and conclusive.

See Additional Provisions attached hereto and
 incorporated herein.

EW
TEB

Payment of all moneys becoming due hereunder may be paid to Edwin F. Wambsganss

at 5667 West 6th Ave., Denver, Colorado

This Grant shall be binding upon the heirs, executors, administrators, successors, and assigns of the parties
 hereto, and all rights herein granted, or any of them separately, may be released or assigned in whole or in part. It is
 understood that this Grant cannot be changed in any way except in writing, signed by the Grantor and a duly authorized
 agent of the Grantee.

This instrument prepared by G. R. Jenkins P. O. Box 1348, Kansas City,
 Missouri 64141. PANHANDLE EASTERN PIPE LINE COMPANY, also having a legal address of P. O.
 Box 127, Brighton, Colorado 80601.

IN WITNESS WHEREOF, the Grantors have hereunto set their hands and seals this 7th
 day of July, A.D., 19 81.

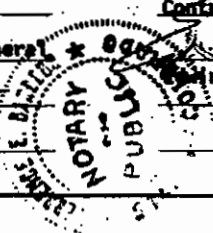
Contract Seller:

Contract Purchaser:

White Rock Farms Associates, a General
Partnership

Edwin F. Wambsganss

By: Arrest Leist
General Partner



FILM1181

4-2

ACKNOWLEDGMENT FOR HUSBAND AND WIFE

STATE OF COLORADO) ss.
)
 COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____, day of _____, 19____,
 by _____ and _____,
 husband and wife.

My Commission expires: _____

NOTARY PUBLIC

ACKNOWLEDGMENT FOR INDIVIDUAL

STATE OF COLORADO)
) ss.
 COUNTY OF JEFFERSON)

The foregoing instrument was acknowledged before me this 7, day of JULY, 1981,
 by Edwin F. WAMBSGANSS.



[Signature]
 NOTARY PUBLIC

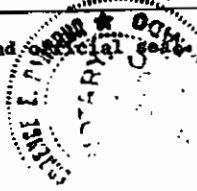
My Commission expires: My Commission Expires Sept. 18, 1982

PARTNERSHIP

STATE OF Colorado)
 COUNTY OF Larimer)

The foregoing instrument was acknowledged before me this 8th day of July, 1981, by Ernest Geist, a general partner
 on behalf of White Rock Farms Associates, Inc., a limited partnership.
 General

Witness my hand and official seal.



[Signature]
 Notary's Signature

My Commission Expires: May 22, 1983

LINE NO. 16-10-075-401-6" Ext. 11
Right-of-Way Grant

FROM

WAMBSGANSS, Edwin F.

TO

PANHANDLE EASTERN PIPE LINE COMPANY
 P. O. BOX 127
 BRIGHTON, COLORADO 80601
 STATE OF COLORADO) ss.
 COUNTY OF _____)

This instrument was filed for record on the _____ day of _____, 19____, at _____ o'clock
 M., and duly recorded in Book _____
 page _____ of the records of this office.

County Clerk

By: _____ Deputy Clerk

NUMBER _____

4.3

FILM1181

EXHIBIT "A"

A strip of land 50.0 feet in width situated in the Northwest Quarter of Section 36, Township 2 North, Range 69 West of the Sixth Principal Meridian, Boulder County, Colorado, said strip being all of that land lying between lines parallel with and 25.0 feet on each side of the following described centerline and said centerline prolonged:

Beginning at a point on the North Line of said Section 36, said point being North 85 Degrees 00 Minutes 50 Seconds West, a distance of 555.90 feet from the North Quarter Corner of said Section 36, and running thence South 00 Degrees 00 Minutes West, a distance of 2622.8 feet; thence North 84 Degrees 51 Minutes 16 Seconds West, a distance of 1073.00 feet with a 25 foot parallel to the East-West Quarter Section Line; thence South 60 Degrees 08 Minutes 44 Seconds West, a distance of 35.9 feet to the South Line of the Northwest Quarter of said Section 36, said point being South 84 Degrees 51 Minutes 16 Seconds East 983.29 feet from the West Quarter Corner of said Section 36.

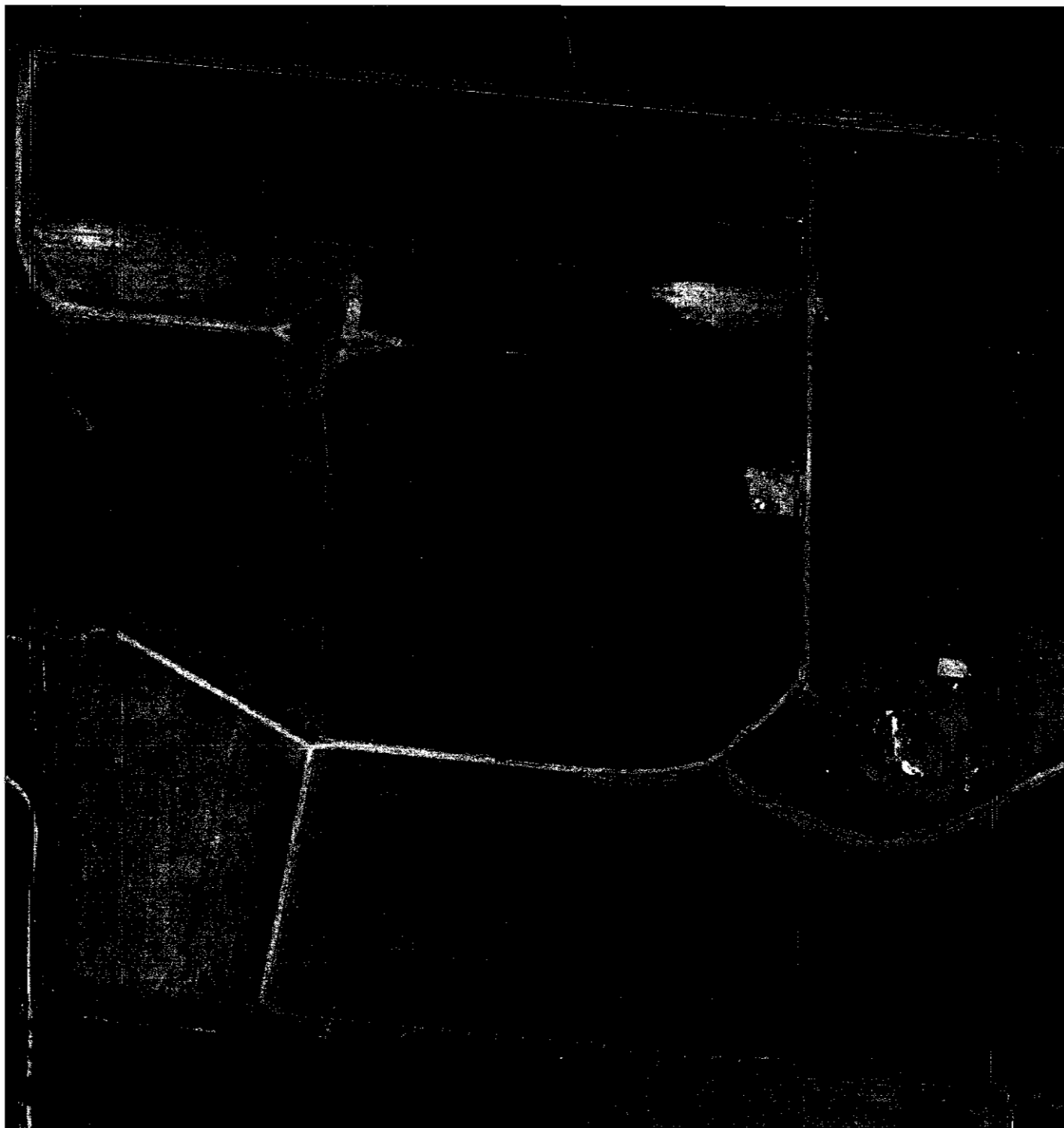
ADDITIONAL PROVISIONS

SPW
4/2

Notwithstanding any other provision contained herein, Grantee agrees to pay before the pipe line specified herein is laid, a sum equal to \$7.00 per linear rod for crops and surface damage. Said sum shall be in addition to any other sum provided for herein.

Grantor shall not add additional pipelines and Grantee shall make no above ground improvements.

The parties agree contract purchaser shall have the right to construct and maintain a gravel or other surfaced road on the right-of-way, provided said road is not directly over nor interferes with the intended pipe line.



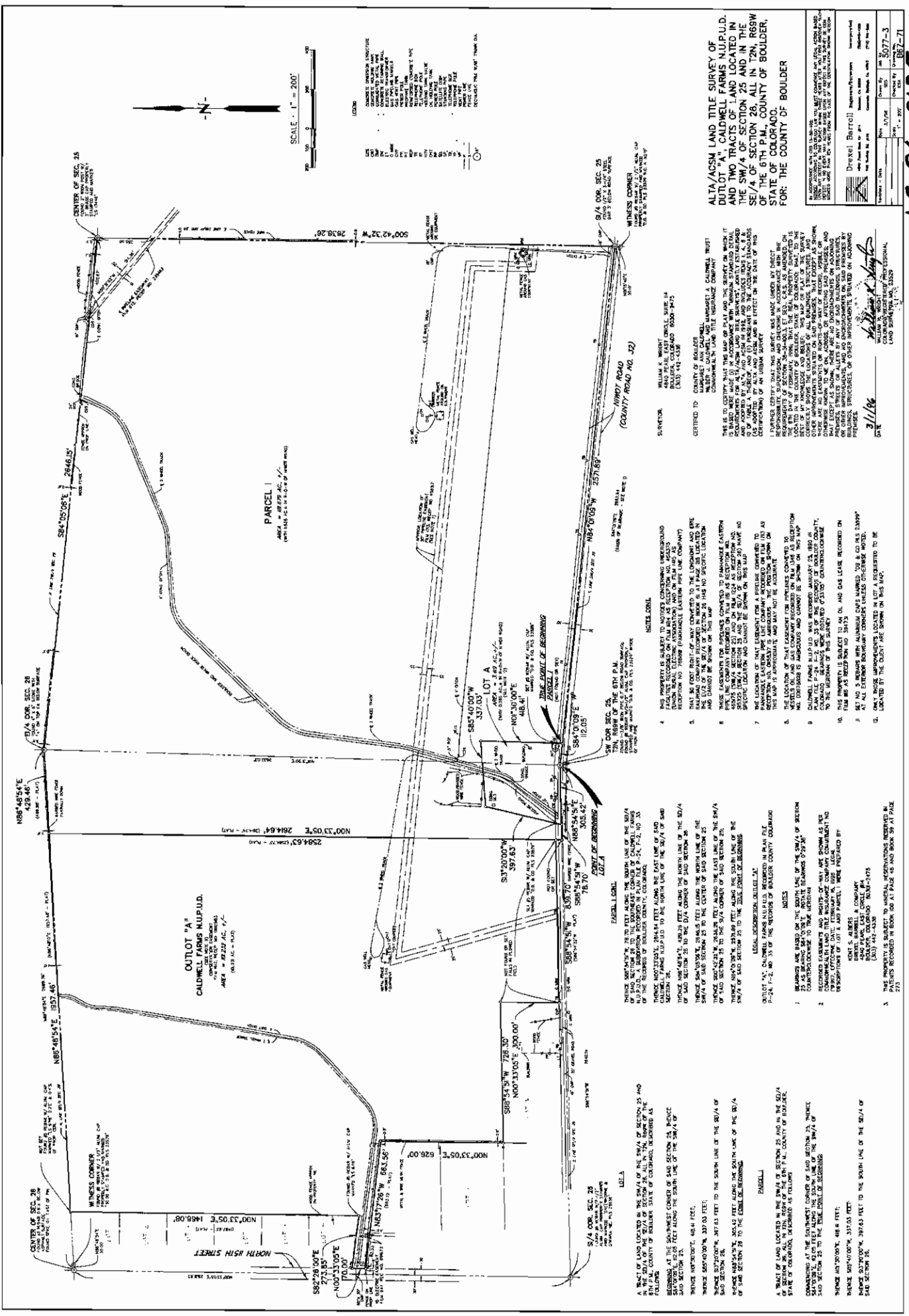
----- PIPELINE



TOWNSHIP 2 NORTH, RANGE 69 WEST
SECTION 36: NW¼
BOULDER COUNTY, COLORADO

SCALE: 1" = 400'

APRIL 12, 2011



ALTA/ACSM LAND TITLE SURVEY OF
OUTLOT "A", CALDWELL FARMS NLPUD,
AND TWO TRACTS OF LAND LOCATED IN
THE SW/4 OF SECTION 25 AND IN THE
SE/4 OF SECTION 28, ALL IN T2N, R69W
OF THE 6TH P.M., COUNTY OF BOULDER,
STATE OF COLORADO.
FOR: THE COUNTY OF BOULDER

Surveyor	Drewell Bartlett	Registered	Surveyor
Client	Caldwell Farms NLPUD	Address	1000 17th St, Suite 100, Boulder, CO 80502
Project	Outlot 'A' Survey	File No.	50777-3
Scale	1" = 200'	Sheet	1 of 1
Date	3/1/86	Project No.	867-71

LS-96-0135

WITNESS CORNER
S/4 COR. SEC. 28
T2N, R69W
COUNTY OF BOULDER, STATE OF COLORADO
DATE: 3/1/86
BY: [Signature]
WITNESS: [Signature]
CITY OF BOULDER, COLORADO

NOTES:
1. THIS SURVEY IS BASED ON THE RECORDS OF THE COUNTY OF BOULDER, STATE OF COLORADO, AND THE RECORDS OF THE COUNTY OF BOULDER, STATE OF COLORADO, AND THE RECORDS OF THE COUNTY OF BOULDER, STATE OF COLORADO.
2. THE SURVEY IS BASED ON THE RECORDS OF THE COUNTY OF BOULDER, STATE OF COLORADO, AND THE RECORDS OF THE COUNTY OF BOULDER, STATE OF COLORADO, AND THE RECORDS OF THE COUNTY OF BOULDER, STATE OF COLORADO.
3. THE SURVEY IS BASED ON THE RECORDS OF THE COUNTY OF BOULDER, STATE OF COLORADO, AND THE RECORDS OF THE COUNTY OF BOULDER, STATE OF COLORADO, AND THE RECORDS OF THE COUNTY OF BOULDER, STATE OF COLORADO.

LEGAL DESCRIPTION: OUTLOT "A", CALDWELL FARMS NLPUD, RECORDED IN PLAT FILE P-24, P-2, MD 35 OF THE RECORDS OF BOULDER COUNTY, COLORADO.
SECTION 25, T2N, R69W, COUNTY OF BOULDER, STATE OF COLORADO.
SECTION 28, T2N, R69W, COUNTY OF BOULDER, STATE OF COLORADO.
OUTLOT "A" IS A TRACT OF LAND LOCATED IN THE SW/4 OF SECTION 25 AND IN THE SE/4 OF SECTION 28, ALL IN T2N, R69W, COUNTY OF BOULDER, STATE OF COLORADO.

SECTION 25, T2N, R69W, COUNTY OF BOULDER, STATE OF COLORADO.
SECTION 28, T2N, R69W, COUNTY OF BOULDER, STATE OF COLORADO.
OUTLOT "A" IS A TRACT OF LAND LOCATED IN THE SW/4 OF SECTION 25 AND IN THE SE/4 OF SECTION 28, ALL IN T2N, R69W, COUNTY OF BOULDER, STATE OF COLORADO.

**AUTHORIZATION FOR RELEASE OF INFORMATION TO
TECHNICAL SERVICE PROVIDER**

January 2005

USDA Service Center Address _____

County: Boulder Tract #(s): 302 & 813

Section, Township, & Range: _____

Farm Bill Program: _____

Contract Number: _____

Item Numbers of Contract: _____

I, _____ (participants name), hereby authorize TSP
AgriTech Consulting (print name), TechReg ID Number _____, to have
access to my Farm Bill Program Contract and associated data, for the Item Number(s) listed above for the specific
purpose of providing me technical services related to conservation practice installation.

Cecy R. Stahl
Program Participant Signature

4/8/11
Date

I, Ronald Miller, AgriTech Consulting (print TSP's name), understand that I am responsible for the
custody and safeguarding of the information received through this authorization and that I may not share or utilize
the information for purposes other than for the implementation of this USDA Farm Bill program contract, without the
specific written consent of the Program Participant. A Conservation District (CD), CD employee, or other partnering
agency, that is engaged as a TSP through a program participant acquisition of technical services must demonstrate
separation from the local USDA Service Center related to shared office space, use of phones, use of government
vehicles and equipment as well as NRCS training opportunities not available to a private sector TSP.

Ronald Miller
Technical Service Provider's Signature

4/8/11
Date

Received By (NRCS Employee) _____

Date _____

Reset Form

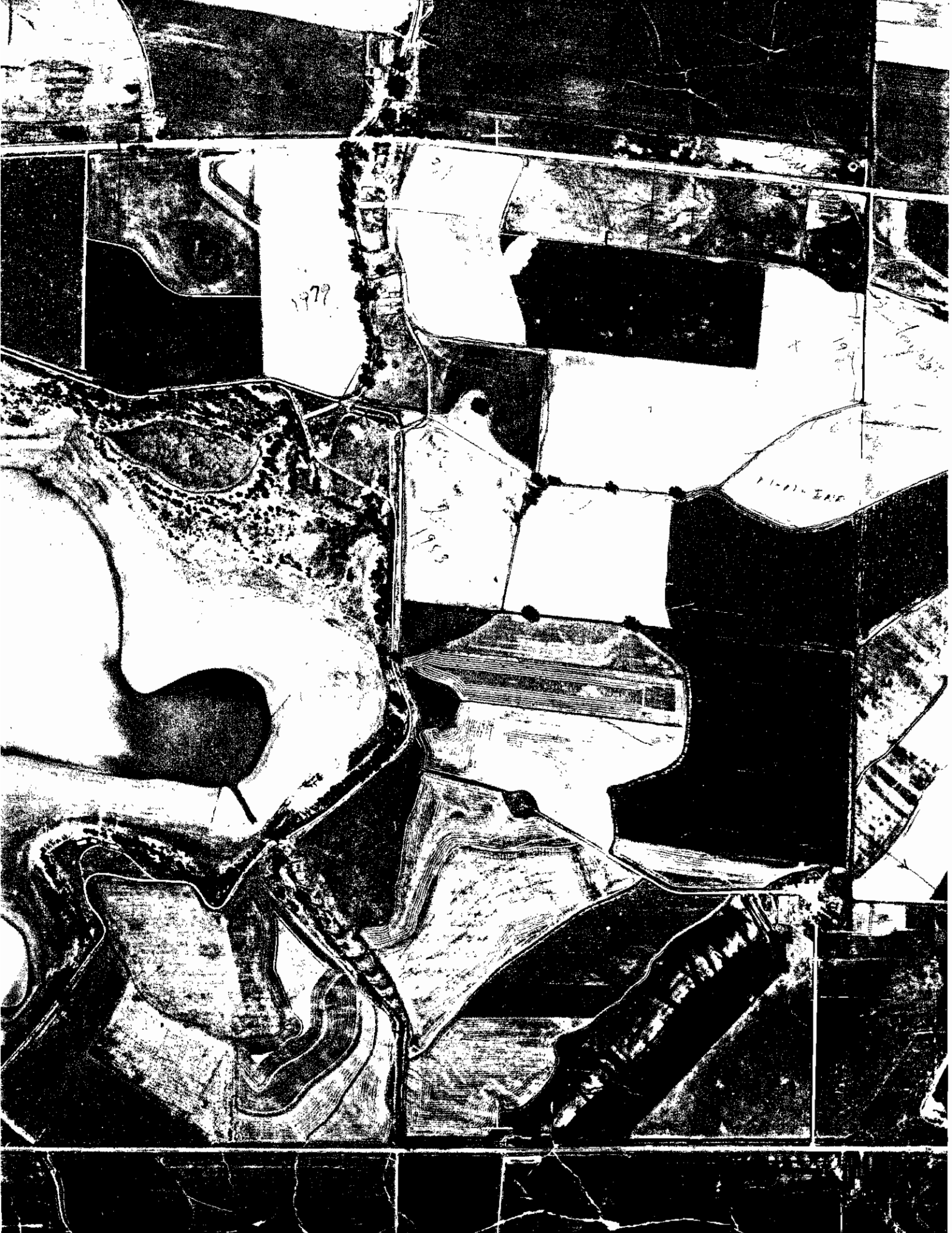


CO Boulder
CO

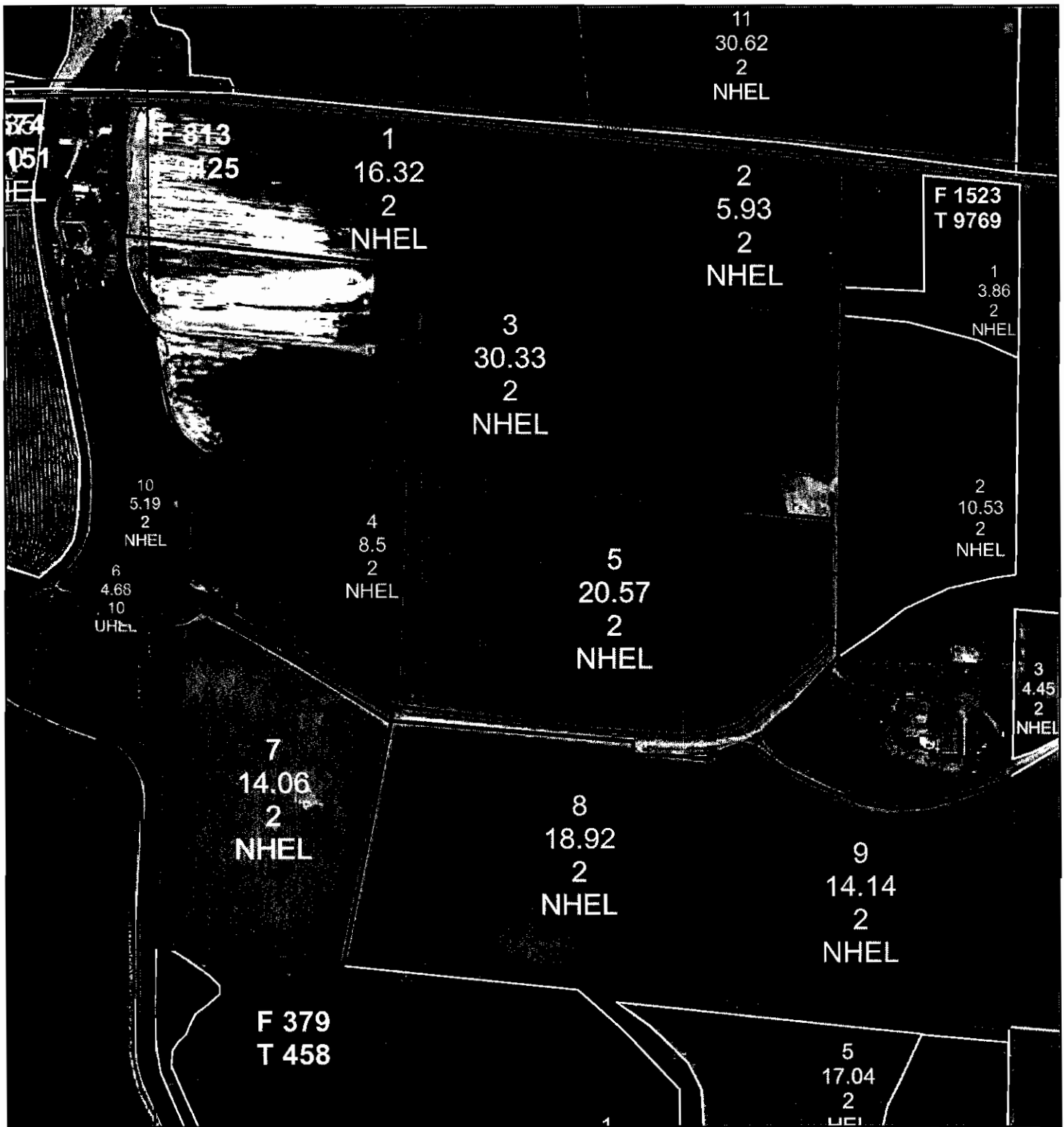
NHAP 83-08013-483

1983









Farm:813
Tract:9425

United States Department of Agriculture
Farm Service Agency
2009 Orthophotography NOT TO SCALE
Map for FSA programs only

BOULDER COUNTY

Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area.
Refer to your original determination (CPA-026 and attached maps) for exact wetland
boundaries and determinations, or contact NRCS.

November 01, 2010

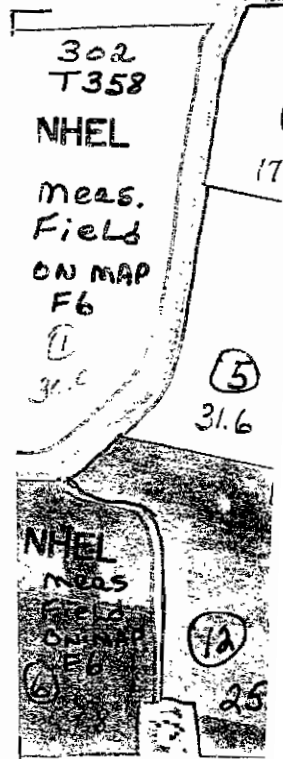


2=cropland
3=rangeland
10=other agland

NAPP 6673

1994

1/2



See m
F4

2/2

②

8.6

③

11.6

T 9355 ①

③

18.6

④

16.2

⑤

19.7

361

①

23.6

306

T 362

①

41.3

581

T 1237

367

T 363

①

5.7

②

17.0

NHEL

③

5.4

③

11.7

NIWOLF RD

①

31.0

NHEL

NHEL

NHEL

⑩

6.0

③

6.0

①

16.6

③

30.2

NHEL

④

13.8

NHEL

NHEL

NHEL

⑦

14.5

⑧

19.0

NHEL

NHEL

⑨

15.0

379

T 458

378

T 457

①

14.5

NHEL

①

39.5

NHEL