



# COLORADO

## State Land Board

Department of Natural Resources

OFFICE USE ONLY

District: NC

AG Lease: \_\_\_\_\_

Other Leases: \_\_\_\_\_

### TEMPORARY ACCESS PERMIT APPLICATION

#### APPLICANT INFORMATION:

Provide name and contact information for main applicant.

Applicant Name (or representative):

**Eric Anderson, Vice President of Land**

Company or Organization (if applicable):

**Highlands Natural Resources, Corporation**

Address:

**2401 E. 2nd Avenue, Suite No. 150**

City:

**Denver**

State: Zip Code:

**CO**

**80206**

Phone Number:

**(303) 798-0356**

E-mail Address (optional):

**eric.anderson@highlandsnr.com**

List all individuals who will be accompanying you during your temporary access. If additional space is required, attach a separate list. For school groups, only include name of class or group.

Additional individuals accompanying applicant during temporary access:


Select if temporary access is related to any of the following user groups.

Select if applicable and provide School, University, or Agency Name:

☐ Colorado K-12 Public School

☐ Colorado Public University

☐ State Government Agency

☐ Federal Government Agency

#### PROPERTY INFORMATION:

Provide the location of your requested use by Township, Range and Section. If you do not know this information, please contact your local District Office. Attach additional sheet if necessary.

Township:

**5**

☐ N ☒ S

Range:

**64**

☐ E ☒ W

Section:

**16**

County:

**Arapahoe**

**5**

☐ N ☒ S

**64**

☐ E ☒ W

**22**

**Arapahoe**

☐ N ☐ S

☐ E ☐ W

## REQUESTED USE:

Provide a detailed description of your requested use, including proposed points of access, activity on the site, and method of travel (vehicular, horseback, hiking). If necessary, attach additional information or maps to support your request.

Description of requested use:

Access is being requested to re-enter and remediate the wells shown and described on the attached map labeled "Exhibit A". This action is taken in order to comply with COGCC APD requirements prior to fracing wells in close proximity.

Requested dates for use  
(cannot exceed one year):

Begin Date:

06/19/2017

To

End Date:

06/19/2018

By signing and submitting this application, the Permittee agrees to the following provisions as a condition of their use of the property:

1. To the extent allowed by law, Permittee agrees to assume liability for all damages or injuries to the property of the State Land Board ("Board") and to its lessees or other third parties, resulting from acts, omissions or use of the land or rights granted under this permit. Additional liability insurance may be requested.
2. Permittee shall indemnify the Board, to the extent allowed by law, and save it harmless against and from any and all claims by or on behalf of any person(s), firm(s), corporation(s) arising from the conduct or omission of Permittee, including all costs, attorneys fees, expenses and liabilities incurred in or about any such claim or any action or proceeding brought thereon.
3. Permittee shall leave the property in the same condition as it was prior to their use. Upon completion of use or access, Permittee agrees to restore said land, if damaged, as determined at the sole discretion of the Board, as near as practicable to its original condition, unless otherwise agreed to in writing by the Board.
4. If required by the Board, the Permittee shall execute a bond at the time this Permit is executed. The bond shall consist of cash, bank certificate of deposit, or other sureties. If the bond is other than cash, the bond must be in a form that will guarantee payment in cash to the Board upon receipt by any bank or insurance company of written demand by the Board, without further condition. The Bond shall guarantee restoration of said land to a native vegetative condition or to such other conditions as may be approved by the Board as well as continued maintenance of the area disturbed and/or for other property damage on said lands. The Board shall keep said bond until the Board is satisfied that the restoration or damage has been corrected as determined at the sole discretion of the Board.
5. No term or condition of this permit shall be construed or interpreted as a waiver, express or implied, of any of the immunities, rights, benefits, protections, or other provisions, of the Colorado Governmental Immunity Act, CRS §24-10-101 et seq., or the Federal Tort Claims Act, 28 U.S.C. §§1346(b) and 2671 et seq., as applicable now or hereafter amended. This permit grants no rights to renew or extend and does not grant renewal rights under CRS §36-1-118.
6. Permittee shall strictly comply with all applicable federal state, and local laws, rules, and regulations in effect or hereafter established, including, without limitation, laws applicable to discrimination and unfair employment practices.
7. Colorado law, and rules and regulations issued pursuant thereto, shall be applied.
8. A consideration fee may be assessed for temporary access. The fee determined by the Board is non-negotiable and must be paid within one week of approval and/or prior to any access of the property. If payment is not received within this time frame, the document is terminated.

SIGNATURE:

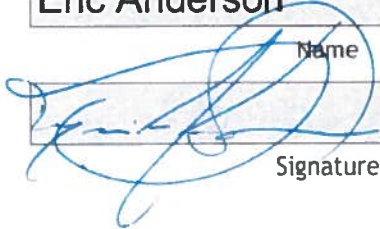
The Applicant declares that all information provided on this form and submitted attachments are to the best of their knowledge true and complete. Furthermore, the applicant agrees to abide by the provisions listed on this form, and acknowledges that additional conditions, including consideration fees and bonding requirements, may be imposed.

Eric Anderson

Vice President of Land

Name

Title



Signature

6-19-2017

Date

Document is not valid without authorized signature of the Board of Land Commissioners.  
Once signed by an authorized representative of the Board, this application shall become the  
Temporary Access Agreement. All terms are binding on the applicant.

FOR OFFICE USE ONLY:

DATE(S) AUTHORIZED FOR TEMPORARY ACCESS: 6/20/17 TO 6/1/18

CONSIDERATION FEE?

☐ YES (ENTER AMOUNT: \$ \_\_\_\_\_) ☒ NO

BOND REQUIRED?

☒ YES (ENTER AMOUNT: \$ 25,000) ☐ NO

LIABILITY INSURANCE?

☒ YES (ENTER AMOUNT: \$ \_\_\_\_\_) ☐ NO

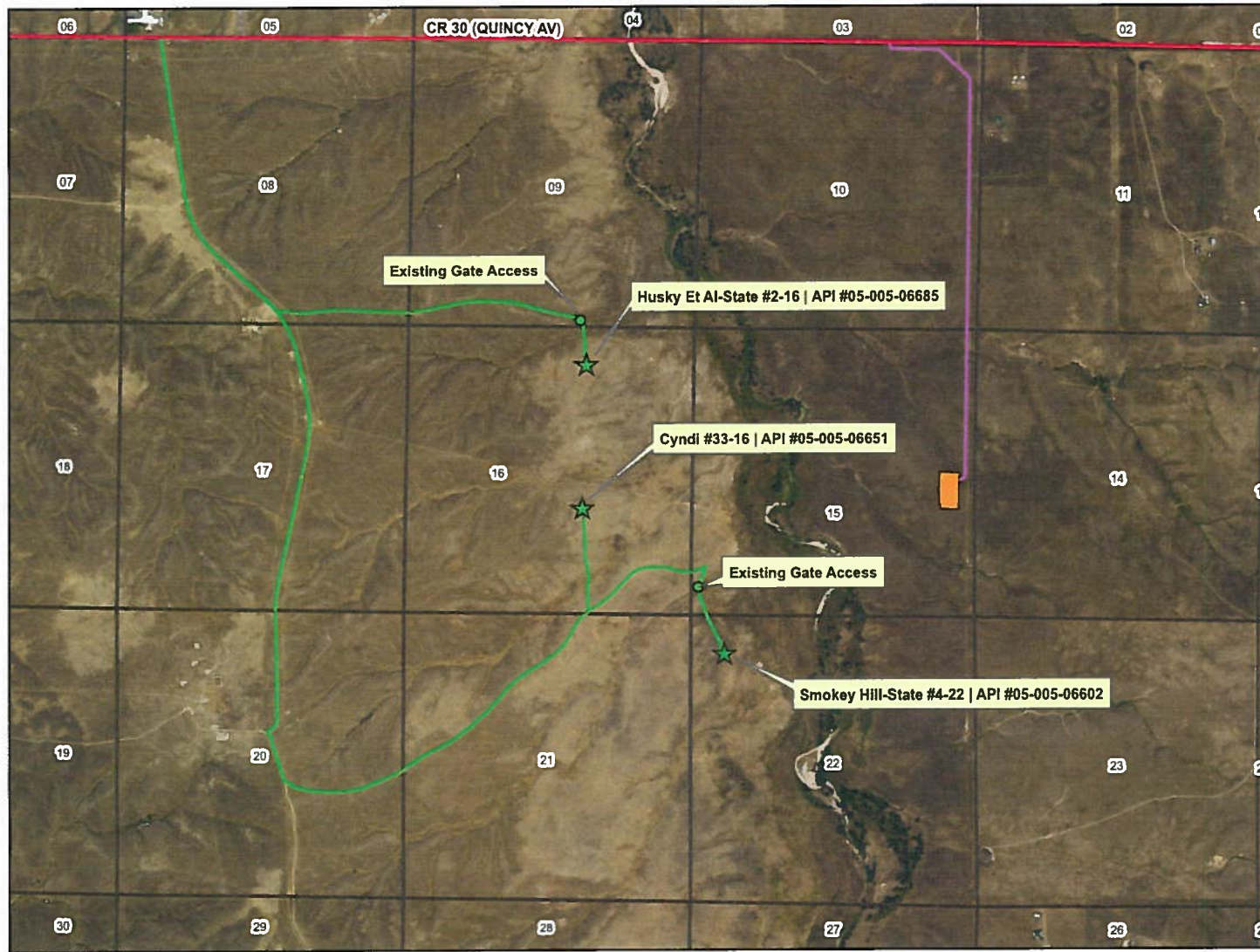
ADDITIONAL CONDITIONS:

 Stephen Freese  
STATE LAND BOARD SIGNATURE

6/20/17  
APPROVAL DATE

## EXHIBIT A

ATTACHED TO AND MADE PART OF THAT TEMPORARY ACCESS PERMIT APPLICATION SIGNED BY HIGHLANDS NATURAL RESOURCES ON 06/19//2017



- ★ Remediation Wells
- Remediation Access
- Quincy Avenue
- Highlands 15/16 Access Road
- Sec. 15/16 Well Pad



0 0.15 0.3 0.6 0.9 Miles





State Board of Land Commissioners  
Attn: Steve Freese  
1127 Sherman Street, Suite 300  
Denver, CO 80203

June 15<sup>th</sup>, 2017

Re: Request to access State Land for Well Remediation

Husky Et Al - State #2-16  
API No. 05-005-06685

Cyndi #33-16  
API No. 05-005-06651

Smokey Hill - State #4-22  
API No. 05-005-06602

Dear Mr. Freese,

Highlands Natural Resources, Corporation ("HNR") would like to request permission to use the surface locations for the wells described above ("Wells") in order to remediate said Wells per the request of the Colorado Oil and Gas Conservation Commission ("COGCC").

HNR intends to locate, re-enter and re-plug the Wells, in accordance with the DJ Basin Horizontal Offset Policy, as set forth by the COGCC.

The Wells will be plugged in accordance with the lease rights granted by the State of Colorado. A 100' x 100' area surrounding the possible location of the Well, will be designated as the disturbance area. Once the Well is located a 150' x 150' pad will be designated as the pad location for plugging operations. If the well cannot be located in the 100' x 100' disturbance area HNR will cease operations and contact the State Land Board to discuss further efforts to locate the well.

Troy Pfirch with the US Army Corps of Engineers has been contacted and made aware of the work to be completed and provided with the same map enclosed with this request. Troy acknowledged that they do not need to be present for this work to be completed. However, he did state that any contractors or individuals completing the work must attend the Army Corps "3R" briefing in order to work on the location. Troy provided HNR with the contact info for the local USACE Safety Specialist to contact in order to setup the briefing. HNR will that this briefing be attended by anyone who has not already been through it.

Enclosed please find a map depicting the potential locations of the Wells located in Twp. 5S, Rng. 64W – Sections 16 and 22. A surveyed plat will be provided once it has been completed by the survey company. Please let us know if you would like to set up a consult to view the pad site. Should you find the location satisfactory, please sign and return the attached acknowledgement. If you have any questions, please do not hesitate to call or email me.

Sincerely,

Eric Anderson, CPL  
Vice President of Land  
(303) 798-0356  
Eric.anderson@highlandsnr.com

Enclosures

### ACKNOWLEDGEMENT

I hereby acknowledge receipt of the map depicting the potential locations of the wells described below and shown on the attached map. I find the location to be satisfactory and approve of the well to be re-entered and plugged.

Steve Freese  
Mineral Field Technician

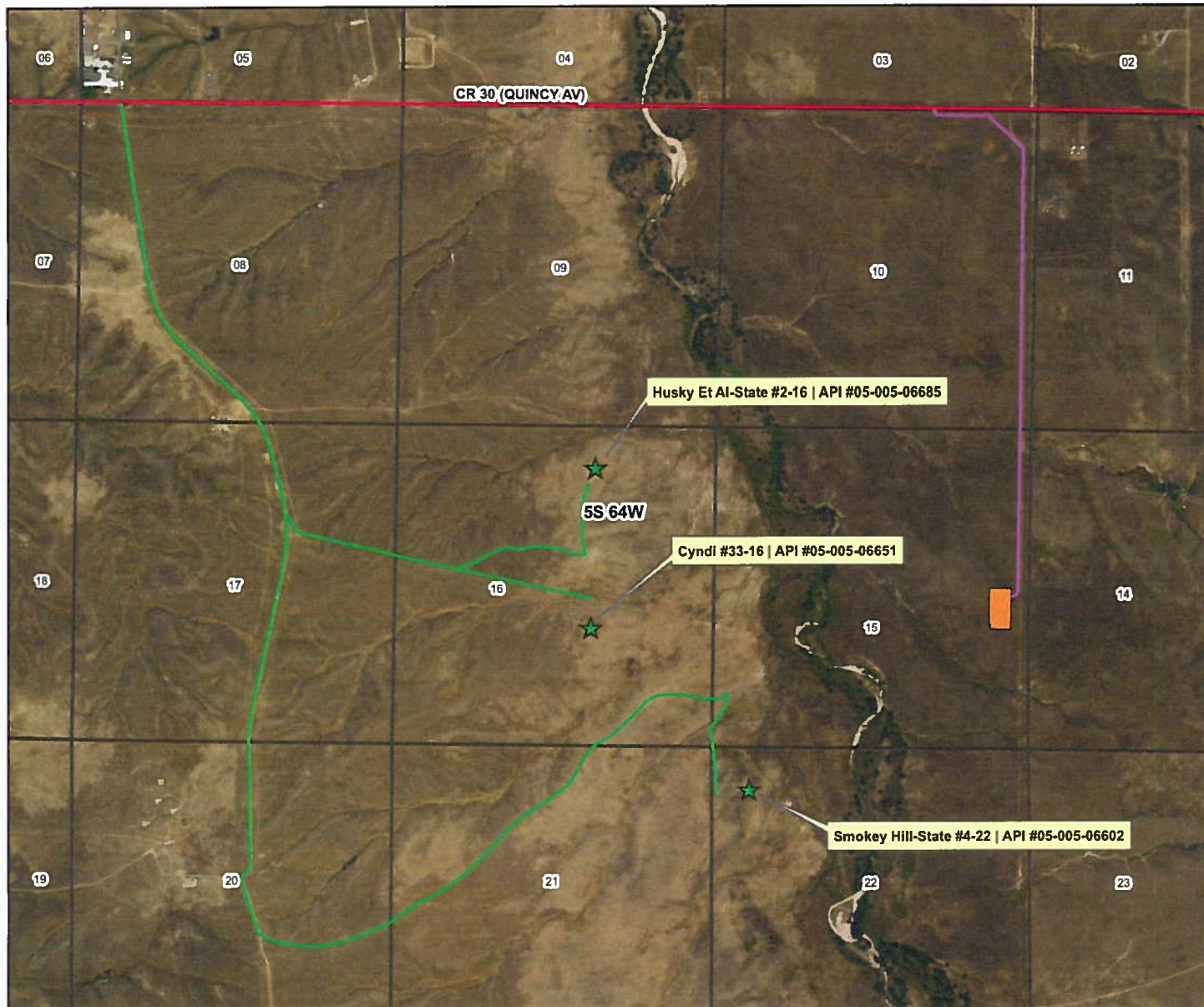
By: \_\_\_\_\_

Date: 6/20/17






**Husky Et Al - State #2-16**  
**API No. 05-005-06685**

**Cyndi #33-16**  
**API No. 05-005-06651**

**Smokey Hill - State #4-22**  
**API No. 05-005-06602**



**HIGHLANDS**  
NATURAL RESOURCES

-  Remediation Wells
-  Remediation Access
-  Quincy Avenue
-  Highlands 15/16 Access Road
-  Sec. 15/16 Well Pad



0 0.125 0.25 0.5 0.75 Miles