

**HERV Ruh State South Pad
Schultz Application for Intervention filed with
Weld County Oil and Gas Energy Department**

I began reaching out to Ms. Schultz in February of 2022 to explain our plans and see if she had any questions or concerns. I called her on 2/22/2022, she requested I send her our feasibility map for Ruh State South (formerly known as HERV 8), and I obliged, doing so via letter (*12-06N-62W Schultz Letter Providing Map*) and map (*Herv 8 Pad Feasibility Map - Schultz*), with Weld County notices further describing our proposal going out to Ms. Schultz and other area owners in July 2022. In my letter, delivered by certified mail on June 25, 2022, I specifically requested, again, that she please let us know if she had any questions or concerns. We received none until a letter from her attorney showed up unexpectedly on 2/24/2023, over seven months after sending her the letter and map, and a year since I initially explained our plans over the phone. I also spoke to her a few times by phone in the fall of 2022 and no concerns were voiced. I did a site visit on 10/21/2022, offered to meet with Ms. Schultz in person, but she declined, telling me she was going to Colorado Springs with her daughter and grandchildren. We absolutely strive to be the best neighbors possible, we want to address concerns, but don't have the ability to do either of those things if a landowner is unwilling to communicate with us.

The letter that came from Ms. Schultz's attorney stated that she would be willing to consent if we paid her a significant sum of money. Ms. Schultz is the largest mineral owner in this entire unit, and, assuming oil prices stay above ~\$60/bbl, she would reap over \$2 million in royalties in the first few years of production alone if these wells get drilled. Her potential royalty income greatly outweighs the sum she demanded in exchange for consent and the income she might see from the "periodic sale of 80-acre parcels" as described in the letter. According to the Weld County Assessor website, her property is valued at \$415,395.00. Also of note, there are existing pad sites ~1,500' directly west of Ms. Schultz, one lying directly south of the southwest corner of her property, and one lying directly east of the southeast corner of her property. We do not believe that our proposed site, particularly considering planned mitigation efforts, would have any greater impact to her property value than what exists there today. The proposed Ruh State South pad site is NOT located directly across from Ms. Schultz, but across the road and south ~1,500'. We also reduced the size of the site by ~50% compared to the depiction sent to Ms. Schultz pursuant to consultation with CPW and others.

The Oil and Gas Lease that applies to Ms. Schultz's interest in the unit, signed by her, specifically states "No well shall be drilled nearer than five hundred (500) feet to a house or barn..."

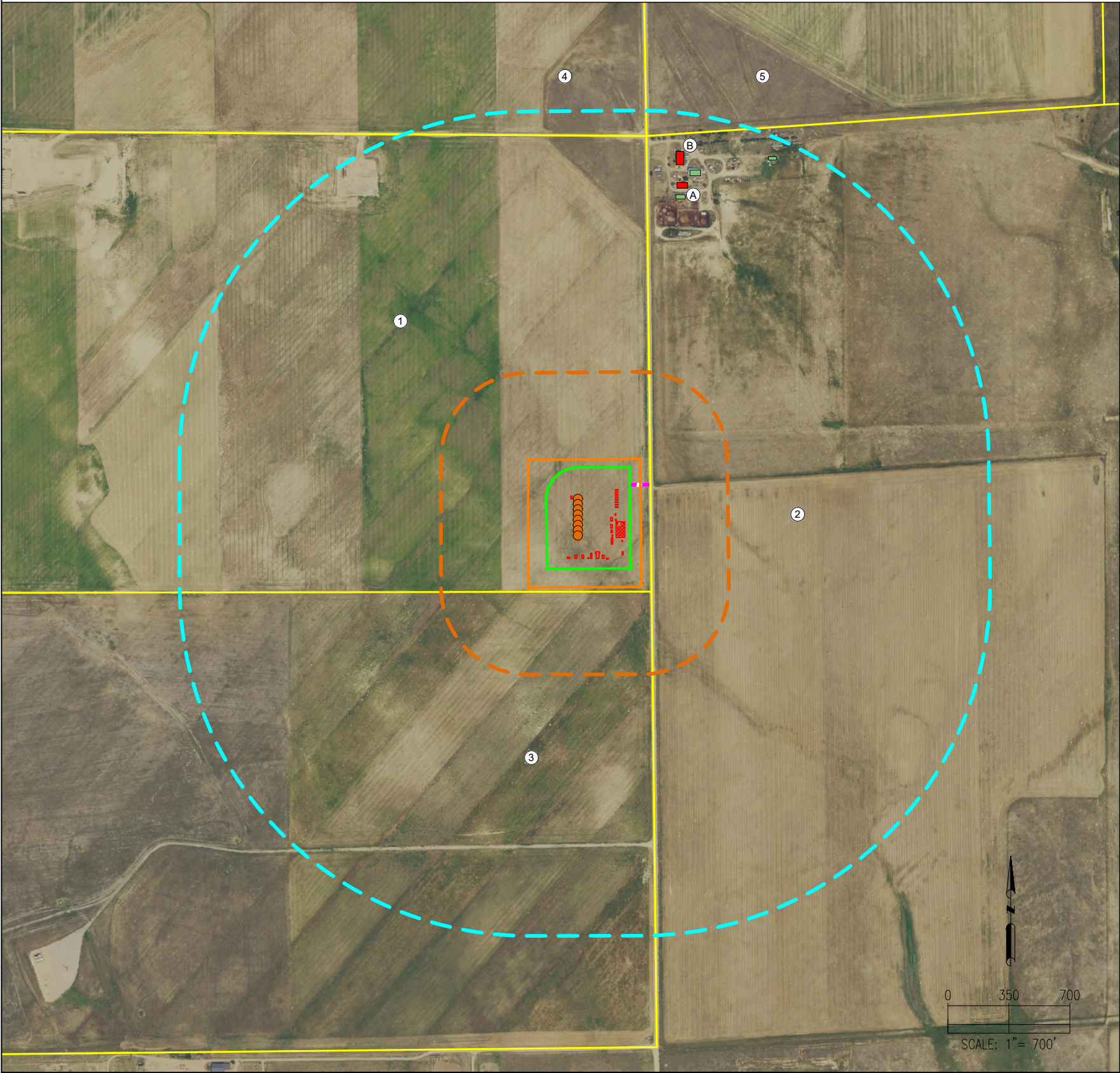
After we sent the Informed Consent documents, I reached out to each landowner and offered to meet with them in person to talk through our proposal. Ms. Schultz did tell

me she was meeting with an attorney, but this is not uncommon and we are all for people seeking outside legal counsel, if preferred, considering the amount of materials they receive. Based on historical interactions we had no reason to expect Ms. Schultz to demand payment in exchange for consent, withhold consent, or actually go as far as to argue against our proposal. I stated the following in my response to her attorney last Tuesday, 2/24/2023- "I would be grateful if I could meet with you and Ms. Schultz in person to address her concerns to the greatest extent possible. Again, we want to be clear that we understand these concerns but believe we can overcome them and provide assurance that we are here to do good, not harm. Please let me know if you and Ms. Schultz would be willing and available to meet in the near future." Rather than accepting my offer to meet and discuss, she filed an Application for Intervention in our cause. We are extremely saddened by this development but have no choice but to move forward without Ms. Schultz's consent since she seems unwilling to communicate with us.

Date	Type of Exchange	Parties/Attendees	Topic/Purpose
10/19/2021	Phone/Certified Mail	HERV Oil, LLC (Bennett Neale) and Chris Schultz	Bennett called Ms. Schultz to request property access for monument search and survey. Ms. Schultz requested a letter outlining what we planned to do that she could share with their attorney. Letter mailed same day.
10/22/2021	Phone	HERV Oil, LLC (Bennett Neale) and Chris Schultz	Ms. Schultz received letter and provided verbal permission to access surface to complete survey.
2/7/2022	Phone	HERV Oil, LLC (Bennett Neale) and Chris Schultz	Bennett left voicemail with Ms. Schultz requesting she call back to further discuss location siting, development plans, and Informed Consent. Ms. Schultz returned call 2/9/2022 and left voicemail.
2/22/2022	Phone	HERV Oil, LLC (Bennett Neale) and Chris Schultz	Bennett and Ms. Schultz discussed potential locations. Ms. Schultz requested a map be sent to her with survey results and proposed location. She would review and let Bennett know if she had any questions or concerns.
6/21/2022	Certified Mail	HERV Oil, LLC (Bennett Neale) and Chris Schultz	Bennett mailed Ms. Schultz maps depicting survey results and proposed location for the Ruh State South pad, f/k/a HERV 8. Letter received 6/25/2022. Bennett specifically stated in the letter "Your home is located approximately 1,500 feet from our proposed Ruh State South pad site...If you have any questions or concerns about our plans, please do not hesitate to call or email me...". No response received.
7/6/2022	Mail	Ascent Geomatics, HERV Oil, LLC (Bennett Neale), and Chris Schultz	Ascent Geomatics mailed 1041WOGLA Notice, including Consultation Form, describing siting, development plans, and haul routes etc. to Ms. Schultz. No response received.
10/19/2022	Phone	HERV Oil, LLC (Bennett Neale) and Chris Schultz	Bennett left voicemail with Ms. Schultz letting her know that he would be doing a site visit on 10/21/2022 and could meet with her to discuss plans and address any concerns. Ms. Schultz returned call and left voicemail stating that she was going on a trip with family and would not be in town. Bennett was hoping to leave Informed Consent documents, but they were not compiled in time. Ms. Schultz called 10/25/2022 to ask if documents were left. Bennett called back 10/28/2022 to let Ms. Schultz know that he was not able to leave documents, but would provide them ASAP.
1/23/2023	Phone	HERV Oil, LLC (Bennett Neale) and Chris Schultz	Bennett called to confirm receipt of Informed Consent documents, answer questions, and address concerns, if any. Ms. Schultz stated that she received the documents, would be meeting with her Attorney 1/26/2023, and that they would get back to me with any questions or concerns.

2/14/2023	Mail/Email	HERV Oil, LLC (Bennett Neale), Witwer, Oldenburg, Barry, & Groom (John Barry, Hilary Carden)	Bennett received email and letter from Ms. Schultz's attorney, John Barry, opposing our Ruh State South proposed location due to concerns about potential negative impacts to property value, suggesting alternatives, and requesting compensation in exchange for Informed Consent of proposed location. Bennett responded same day via email to Mr. Barry and Ms. Carden to provide information on historical exchanges with Ms. Schultz, and an explanation of HERV's Alternate Location Analysis, pad site revisions made pursuant to CPW requests, planned mitigation efforts, and direct benefits to Ms. Schultz if development occurs. Bennett offered to meet to discuss concerns.
3/17/2023	County Office Visit	Weld County, Chris Schultz	Ms. Schultz filed an Application for Intervention for HERV's 1041WOGLA22-0022 - Ruh State South hearing.
3/23/2023	Certified Mail	HERV Oil, LLC (Bennett Neale) and Chris Schultz	Bennett sent Ms. Schultz letter requesting to meet with her in person or via phone call prior to the 1041WOGLA hearing to discuss her concerns.
4/3/2023	Phone	HERV Oil, LLC (Bennett Neale) and Chris Schultz	Bennett called and left voicemail following up on letter requesting a meeting to address concerns.
4/5/2023	In-Person Meeting/Email	HERV Oil, LLC (Bennett Neale), Witwer, Oldenburg, Barry, & Groom (John Barry)	Bennett met with Ms. Schultz and her attorney, John Barry, in the Witwer, Oldenburg, Barry, & Groom office in Greeley, Colorado to discuss and address concerns. After the meeting Bennett emailed John Barry additional information on Ms. Schultz's ownership in Weld County for the sake of potential royalty income comparison, and an offer to provide alternative lodging during D&C phases of development, additional visual mitigation, and/or exchange of royalty for upfront financial compensation. John responded 4/10/2023 and said he would discuss offers with Ms. Schultz and get back to Bennett.
4/6/2023	WOGLA Hearing	Weld County Staff (Dave Kulmann, Kelly Holliday, Elisa Kunkel, Shanee Turner, Jason Maxey, Matthew Conroy, Natalie DeLaCroix, Ryan Fernandez), HERV Oil, LLC (Bennett Neale), Ascent Geomatics (Ann Feldman), and Chris Schultz	Hearing for 1041WOGLA22-0022 took place. Ms. Schultz was present and spoke about her concerns. HERV agreed to continue to work with Ms. Schultz to appease concerns. Bennett spoke to Ms. Schultz after the hearing and assured her that HERV would take all reasonable actions to mitigate and minimize impacts to her property.

RUH STATE SOUTH PAD
NOTIFICATION ZONE DRAWING



MUNICIPAL BOUNDARY MEASUREMENTS: (MEASUREMENT FROM THE MUNICIPAL BOUNDARY EDGE TO THE NEAREST WELL, FACILITY, AND WORKING PAD SURFACE EDGE)

	NEAREST WELL (FEET)	NEAREST FACILITY (FEET)	NEAREST EDGE OF WORKING PAD SURFACE (FEET)
TOWN OF KERSEY	±5280' SW	±5280' SW	±5280' SW

RESIDENTIAL BUILDING UNIT MEASUREMENTS: (MEASUREMENT FROM EACH RESIDENTIAL BUILDING UNIT TO THE NEAREST WELL, FACILITY, AND WORKING PAD SURFACE EDGE)

	NEAREST WELL (FEET)	NEAREST FACILITY (FEET)	NEAREST EDGE OF WORKING PAD SURFACE (FEET)
A. SCHULTZ STEVEN R & SCHULTZ CHRIS A	±1871' NE	±1762' NE	±1624' NE
B. SCHULTZ STEVEN R & SCHULTZ CHRIS A	±1999' NE	±1894' NE	±1756' NE

Number	Owner	Owner Address	Property Address	Parcel Number
1	RUH WILLIAM G & RUH MARJORIE L & RUH MARJORIE L	35484 COUNTY ROAD 83 BRIGGSDALE, CO 806117701	N/A	079711100004
2	SCHULTZ STEVEN R & SCHULTZ CHRIS A	34978 COUNTY ROAD 83 BRIGGSDALE, CO 806117809	N/A	079712100004
3	MILLER HANNAH TIRZAH	PO BOX 467 PLATTEVILLE, CO 806510467	N/A	079711400005
4	RUH WILLIAM G & RUH MARJORIE L & RUH MARJORIE L	35484 COUNTY ROAD 83 BRIGGSDALE, CO 806117701	N/A	079702300002
5	RUH WILLIAM G & RUH MARJORIE & RUH MARJORIE L	35484 COUNTY ROAD 83 BRIGGSDALE, CO 806117701	N/A	079701300008

THERE ARE NO SCHOOL FACILITIES, FUTURE SCHOOL FACILITIES, OR CHILD CARE CENTERS WITHIN TWO THOUSAND FEET (2000') OF PROPOSED OIL & GAS LOCATION.

DATA SOURCE:
AERIAL IMAGERY: NAIP 2021
PARCELS: WELD COUNTY ASSESSOR

PUBLICLY AVAILABLE DATA SOURCES HAVE NOT BEEN INDEPENDENTLY VERIFIED BY ASCENT.

DISCLAIMER:
THIS PLOT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND SHOULD NOT BE RELIED UPON TO DETERMINE BOUNDARY LINES, PROPERTY OWNERSHIP OR OTHER PROPERTY INTERESTS. PARCEL LINES, IF DEPICTED HAVE NOT BEEN FIELD VERIFIED AND MAY BE BASED UPON PUBLICLY AVAILABLE DATA THAT ALSO HAS NOT BEEN INDEPENDENTLY VERIFIED.

REFERENCE LOCATION

All measurements are made from the wall or corner of the nearest Building Unit and the center of the proposed wellhead, Production Facility edge, or Working Pad Surface edge closest to said Building Unit.



FIELD DATE: 09-14-22	DRAWING DATE: 10-17-22	SITE NAME: RUH STATE SOUTH PAD
DRAWN BY: CSG	CHECKED BY: IJM	SURFACE LOCATION: SE 1/4 NE 1/4 SEC. 11, T6N, R62W, 6TH P.M. WELD COUNTY, COLORADO

- LEGEND:
- = PROPOSED WELL
 - ▭ = OIL & GAS LOCATION
 - ▭ = PROPOSED FACILITY
 - ▭ = PROPERTY LINE
 - ▭ = WORKING PAD SURFACE

- ▭ = 500' BUFFER FROM OIL & GAS LOCATION
- ▭ = 2000' BUFFER FROM OIL & GAS LOCATION

- ▭ = PROPOSED ACCESS ROAD
- ▭ = RESIDENTIAL BUILDING UNIT
- ▭ = BUILDING

