



Date: 1/3/2022

Civitas Resources, Inc.
Attn: Mr. Sean Casper, Land Manager
370 17th Street, Suite 5300,
Denver, CO 80202

RE: Request for execution of the attached Compensation Agreement between Civitas Resources, Inc., and SEMA Construction, Motocross Borrow Pit.

Dear Mr. Casper,

SEMA Construction is submitting a 111 Construction Materials Permit Application for a borrow pit, known as the Motocross Pit. The proposed mining operation will mine borrow material for a CDOT highway project. The proposed Borrow Pit is in the SE1/4, of Section 22, Township 4N, Range 68 W, 6th P.M., of Weld County, Colorado, between Weld County Road 7 and Interstate Highway 25. We have attached a location map for your convenience.

The Application will be submitted to the Colorado Division of Reclamation, Mining and Safety. As part of the application process, the Applicant (SEMA Construction) must secure a compensation agreement with all owners of any permanent, man-made structure which lie within 200 feet of the proposed mining operation's affected area. Since your oil and gas facility is within two hundred feet of the proposed access road's affected area, we are contacting Civitas Resources.

Since the operation is a borrow pit for road construction, we will not be conducting any blasting. Removal of topsoil, overburden and borrow material will be with typical earth moving equipment. The access road which lies to the north of your facility will be used by highway haul trucks to enter and leave the mining site.

We have enclosed the Compensation Agreement. We request you complete the appropriate section as the structure's owner. You will also need to sign and notarize the document. Please retain a copy and mail a signed copy back to me at:

hlhumphries2@comcast.net My phone number is (303) 854-7499 if you have any questions.
Mailing address: RPM, Inc. 25049 East Alder Drive, Aurora, CO 80016.



RPM, Inc., 25049 E. Alder Dr., Aurora, CO 80016 Phone: (303) 854-7499 Email: hlhumphries2@comcast.net

Respectfully,

H. Bruce Humphries

Regulatory Permits Management, Inc.
Consultant for SEMA Construction

Encl: Location Map
Compensation agreement
Oil and Gas Facilities Photographs (2)



- **Location Map:**





Civitas Resources, Inc., Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety (“Division”) requires that where a mining operation will adversely affect the stability of any significant, valuable, and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have “no negative effect” on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*).

The Colorado Mined Land Reclamation Board (“Board”) has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock /Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1. Various Oil and Gas facility items as shown in the attached site photographs dated 12/3/2021 and 12/9/2021

(Please list additional structures on a separate page)



RPM, Inc., 25049 E. Alder Dr., Aurora, CO 80016 Phone: (303) 854-7499 Email: hlhumphries2@comcast.net

CERTIFICATION

The Applicant, **SEMA Construction** (print applicant/company name), by **Mr. Tyson Geist** (print representative's name), as **Project Manager** (print representative's title), does hereby certify that **Civitas Resources, Inc.**, (structure owner) shall be compensated for any damage from the proposed mining operation to the above listed structure(s) located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation Permit Application for **Motocross Pit** (operation name), File Number M- 2022 - 006.

This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operation. Any alteration or modification to this form shall result in voiding this form.

NOTARY FOR PERMIT APPLICANT

ACKNOWLEDGED BY:

Applicant **SEMA Construction** Representative Name **Tyson Geist**

Date _____ Title **Project Manager**

STATE OF **Colorado**)
) ss.
COUNTY OF **Weld**)

The foregoing was acknowledged before me this _____ day of _____, 20 _____, by

_____ as _____ of _____

_____ My Commission Expires: _____

Notary Public



RPM, Inc., 25049 E. Alder Dr., Aurora, CO 80016 Phone: (303) 854-7499 Email: hlhumphries2@comcast.net

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner **Civitas Resources, Inc.** Name **Sean Casper**

Date _____ Title **Land Manager**

STATE OF **Colorado**)

) ss.

COUNTY OF **Weld**)

The foregoing was acknowledged before me this _____ day of _____, 20 _____, by

_____ as _____ of _____

_____ My Commission Expires: _____

Notary Public

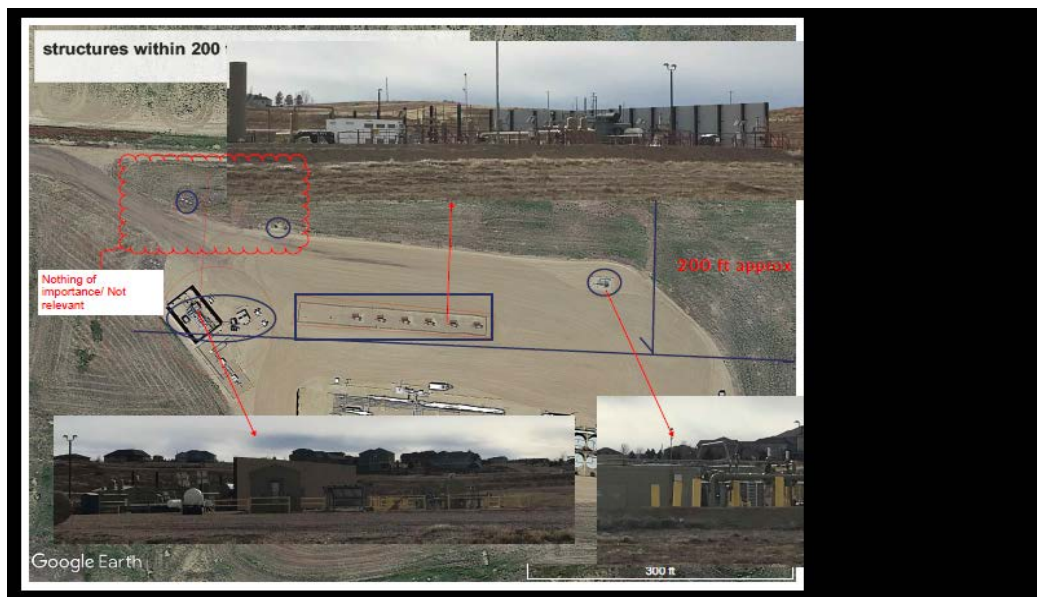


Oil and Gas Facilities within 200 feet of the Access Road:

- Google Earth Photo of Oil and Gas Facilities, 12/3/2021:



- Photographs for Oil and Gas Facilities from Access Road, 12/9/2021:



25049 E Alder Dr.
Aurora, CO 80016

7019 1640 0000 5396 8278



1023



80202

U.S. POSTAGE PAID
FROM LG ENV
PARKER, CO
80134
FEB 18, 22
AMOUNT
\$8.56
R2304N16777-20

Civitas Resources, Inc.
Attn: Kara Sean Casper,
370 17th Street, Suite 5300
Denver, CO 80202

CF

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Civitas Resources, Inc.
Mr. Sean Casper
370, 17th St., Suite 5300
Denver, CO 80202

9590 9402 4954 9063 0822 80



COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Mail Restricted Delivery

☐ Priority Mail Express®

☐ Registered Mail™

☐ Registered Mail Restricted Delivery

☐ Signature Confirmation

☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return

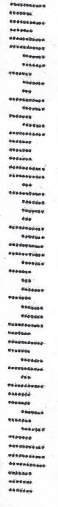
NIXIE

808 CZ 1

7203/13/22

RETURN TO SENDER
NOT DELIVERABLE

MANUAL



Request for completion of Compensation Agreement

To scasper@extractionog.com <scasper@extractionog.com> Copy tyson geist <tgeist@sema.inc> •
Gavin Madsen <gmadsen@sema.inc> • Peter Hays - DNR <peter.hays@state.co.us>

Dear Mr. Casper,

We originally sent the attached Compensation Agreement via certified mail to the following address.

Sean Casper

Land Manager

370 17th Street, Suite 5300

Denver, CO

We mailed it on the 17th of February, and it was returned "deliverable" to us on March 18th. Was the address we were given incorrect?

Please execute the attached document and mail the original copy back to us at:

RPM, Inc.

25049 E Alder Dr.

Aurora, CO 80016

We will complete the SEMA portion and send an original back to you for your records. SEMA will keep an original and send a signed copy to the Div of Reclamation, Mining and Safety.

We appreciate your help

H B Humphries

- 12-12-2021 Civitas structure agreement.doc (5 MB)