

October 15, 1999



1-84

Tricia Beaver
Colorado Oil And Gas Conservation Commission
1120 Lincoln St., Suite 801
Denver, CO 80203
303-894-2100

Tricia Beaver:

I spoke with Dave Dillon on Tuesday, September 28, 1999. Per his instructions, I am writing to request a reduction in the plugging bond requirement for our domestic gas well, Niswonger #1. While drilling for water we hit gas, the well is only 660' deep and 4" in diameter. Attached are several estimates showing the well could be plugged for \$1,000 or less. Under the circumstances, Mr. Dillon and I feel that the \$5,000 plugging bond requirement should be reduced to \$1,000. I understand that in order for the plugging bond requirement to be reduced, I must request a hearing with the Board of Commissioners. Please schedule a hearing for a reduced plugging bond. Thank you.

Sincerely,

A handwritten signature in black ink that reads "Toni Niswonger".

Toni Niswonger
16540 Edwards Rd.
Monument, CO 80132
719-481-9067

DEED OF TRUST



THIS DEED OF TRUST is made this 19TH day of MARCH 1984, among the Grantor, THOMAS W. NISWONGER AND TONI L. NISWONGER, HUSBAND AND WIFE

(184)

(herein "Borrower"), the Public Trustee of EL PASO County (herein "Trustee"), and the Beneficiary, EVANS FINANCIAL CORP., A WASHINGTON CORPORATION

, a corporation organized and existing under the laws of WASHINGTON, whose address is 1101 30TH ST. N.W., SUITE 500, WASHINGTON, D.C. 20007 (herein "Lender").

BORROWER, in consideration of the indebtedness herein recited and the trust herein created, irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in the County of EL PASO, State of Colorado:

LOT 7, BLOCK 2, IN MOUNT HERMAN ESTATES, EL PASO COUNTY, COLORADO, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK Z AT PAGE 47.

which has the address of 14540 EDWARD ROAD, MONUMENT COLORADO 80132 (herein "Property Address");

(City)

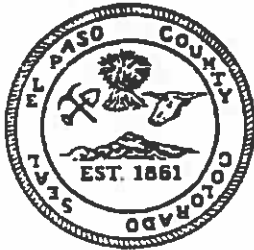
(State and Zip Code)

TOGETHER with all the improvements now or hereafter erected on the property, and all easements, rights, appurtenances, rents (subject however to the rights and authorities given herein to Lender to collect and apply such rents), royalties, mineral, oil and gas rights and profits, water, water rights, and water stock, and all fixtures now or hereafter attached to the property, all of which, including replacements and additions thereto, shall be deemed to be and remain a part of the property covered by this Deed of Trust; and all of the foregoing, together with said property (or the leasehold estate if this Deed of Trust is on a leasehold) are herein referred to as the "Property";

To SECURE to Lender (a) the repayment of the indebtedness evidenced by Borrower's note dated MARCH 19, 1984 (herein "Note"), in the principal sum of SIXTY FIVE THOUSAND TWO HUNDRED AND NO/100---

Dollars, with interest thereon, providing for monthly installments of principal and interest, with the balance of the indebtedness, if not sooner paid, due and payable on APRIL 1, 2014; the payment of all other sums, with interest thereon, advanced in accordance herewith to protect the security of this Deed of Trust; and the performance of the covenants and agreements of Borrower herein contained; and (b) the repayment of any future advances, with interest thereon, made to Borrower by Lender pursuant to paragraph 21 hereof (herein "Future Advances").

Borrower covenants that Borrower is lawfully seised of the estate hereby conveyed and has the right to grant and convey the Property, that the Property is unencumbered, and that Borrower will warrant and defend generally the title to the Property against all claims and demands, subject to any declarations, easements or restrictions listed in a schedule of exceptions to coverage in any title insurance policy insuring Lender's interest in the Property.



OFFICE OF THE
COUNTY ASSESSOR

TED SHONTS
ASSESSOR

EL PASO COUNTY
COLORADO SPRINGS, COLORADO 80903
(719) 520-6605



March 30, 1995

Thomas W. and Toni Niswonger
16540 Edwards Road
Monument, Colorado 80132

RE: 71200-02-007

Mr. and Mrs. Thomas Niswonger,

According to the current records of the El Paso County Assessor's Office, Thomas W. and Toni L. Niswonger purchased Lot 7 block 2 Mount Herman Estates, also known as Parcel Number 71200-02-007. This conveyance was on January 15, 1981 book 3395 page 57 recorded at the El Paso County Clerk and Records Office.

In review of our records we show no other owner of record, and no separately assessed mineral interest indicating separate surface owner rights.

If we can be of further assistance feel free to contact the El Paso County Assessor's Office (719)-520-6607 or 27 E. Vermijo Ave. Colorado Springs, Co. 80903.

Sincerely,

Ted Shonts
El Paso County Assessor

1-84

EXHIBIT "D"

H & R WELL SERVICES INC.
17509 COUNTY ROAD 14
FT. MORGAN, CO 80701
(970) 867-9007
FAX (970) 867-8374



1-84

October 13, 1999

Mr. & Mrs. Tom Niswonger
16540 Edwards Rd.
Monument, CO 80132

Dear Mr. & Mrs. Niswonger:

We spoke with Dave Dillon at the Colorado Oil and Gas Commission regarding your well. We will fill it with cement and the estimated cost is \$1,000.00.

Thank you for your consideration in this matter. If you should have any questions, or if you need any additional information, please do not hesitate to call me.

Sincerely,

David Rebol

David Rebol *by kjh*
Vice President

DNR/kjh

Proposal

Page No.

of **RECEIVED** Pages**EXHIBIT "E"****OCT 21 1999**

HAMACHER WELL WORKS INC.

T.R. "Shorty" Hamacher
Alan Ray or Ted
31800 East Highway 24 P.O. Box 86
SIMLA, COLORADO 80835
PHONE & FAX (719) 541-2460

LO, OIL & GAS CONS. COM

PROPOSAL SUBMITTED TO <i>Tony Reswonger</i>		PHONE	DATE <i>Sept 14-99</i>
STREET <i>16540 Edwards Rd</i>		JOB NAME <i>(Dry Hole)</i>	
CITY, STATE and ZIP CODE <i>Manitou Co 80132</i>		JOB LOCATION <i>water well</i>	
ARCHITECT	DATE OF PLANS	JOB PHONE <i>481-9067</i>	

We hereby submit specifications and estimates for:

*660' Depth fully with Gravel & Sand,
Cementing Top 20'.
Mud - Mat + Labor COST - \$250.00*

*660' Depth Cemented Top to Bottom
Mud - Cement - Labor COST - \$1000.00*

Estimate only

We Propose hereby to furnish material and labor — complete in accordance with above specifications, for the sum of:

Payment to be made as follows:

dollars (\$ _____).

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance.

Authorized Signature

*DE*Note: This proposal may be withdrawn by us if not accepted within *30* days.

Acceptance of Proposal — The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature _____

Date of Acceptance: _____

Signature _____