

Authorization ID: PAW143
Contact ID: 813951010602
Expiration Date: 09/30/2019
Use Code: 411

FS-2700-25 (REV-02/17)
OMB NO. 0596-0082

**U.S. DEPARTMENT OF AGRICULTURE
FOREST SERVICE**

**TEMPORARY SPECIAL - USE PERMIT
AUTHORITY: ORGANIC ADMINISTRATION ACT June 4, 1897**

BISON OIL & GAS II, LLC, hereinafter called the Holder, is hereby authorized to use, subject to the terms and conditions of this permit, National Forest System (NFS) lands identified within the **Pawnee National Grassland** and described as

**T. 8 N., R. 60 W., 6th P.M.,
sec. 10, NW¹/₄SW¹/₄,
sec. 13, SE¹/₄SE¹/₄,
sec. 20, SW¹/₄SW¹/₄,
sec. 21, NE¹/₄SE¹/₄**

as shown on the attached **Exhibit(s) A**. This authorization covers approximately **0 acres** and/or **0 miles**.

The Holder is authorized to conduct the following activities and/or install the following temporary improvements on the permitted area:

Access and temporary use and occupancy of a 200-foot X 200-foot work area at each of 4 plugged and abandoned well locations (Federal Weld 1, Trueblood Skeeters 1-13, Butler Federal 1-20 and Federal 1) for the purposes of entry and evaluation for plugging required by Colorado State Regulations before stimulating new oil and gas wells.

TERMS AND CONDITIONS

1. Use under this permit shall begin on **10/15/2018** and end on **09/30/2019**. The permit shall not be extended.
2. The fee for this use is **\$0.00**. It shall be paid in advance and is not refundable.
3. The Holder shall conduct the authorized activities according to the attached approved plans and specifications, **Exhibit(s) A & B**.
4. The Holder shall not install any improvements not specifically identified and approved above.
5. No soil, trees, or other vegetation may be destroyed or removed from National Forest System lands without specific prior written permission from the authorized officer.

6. The Holder shall comply with all Federal, State, county, and municipal laws, ordinances, and regulations which are applicable to the area or operations covered by this permit.
7. The Holder shall maintain the improvements and premises to standards of repair, orderliness, neatness, sanitation, and safety acceptable to the authorized officer. The Holder shall fully repair and bear the expense for all damage, other than ordinary wear and tear, to National Forest System lands, roads and trails caused by the Holder's activities.
8. The Holder has the responsibility of inspecting the use area and adjoining areas for dangerous trees, hanging limbs, and other evidence of hazardous conditions which would pose a risk of injury to individuals. After securing permission from the authorized officer, the Holder shall remove such hazards.
9. The Holder shall be liable for any damage suffered by the United States resulting from or related to use of this permit, including damages to National Forest resources and costs of fire suppression.
10. The Holder shall hold harmless the United States from any liability from damage to life or property arising from the Holder's occupancy or use of National Forest lands under this permit.
11. The Holder agrees to permit the free and unrestricted access to and upon the premises at all times for all lawful and proper purposes not inconsistent with the intent of the permit or with the reasonable exercise and enjoyment by the Holder of the privileges thereof.
12. This permit is subject to all valid existing rights and claims outstanding in third parties.
13. This permit may be revoked upon breach of any of the conditions herein or at the discretion of the authorized officer. Upon expiration or revocation of this permit, the Holder shall immediately remove all improvements except those owned by the United States, and shall restore the site within **60 day(s)**, unless otherwise agreed upon in writing. If the Holder fails to remove the improvements, they shall become the property of the United States, but that will not relieve the Holder of liability for the cost of their removal and restoration of the site.
14. This permit is a license for the use of federally owned land. It does not grant any interest in real property. This permit is not transferable. The Holder shall not enter into any agreements with third parties for occupancy of the authorized premises and improvements.
15. Appeal of any provisions of this permit or any requirements thereof shall be subject to the appeal regulations at 36 CFR 214, or revisions thereof.
16. This permit is accepted subject to the conditions set forth herein, ~~condition(s)~~ and **Exhibit(s) A & B** attached to and made a part of this permit.
17. The above clauses shall control if they conflict with additional clauses or provisions.

I have read and understand the terms and conditions and agree to abide by them.

HOLDER

**U. S. DEPARTMENT OF AGRICULTURE
Forest Service**

By: 

By: 

Name: Abigail Wenk
Address: 518 17th Street, Suite 1800
Denver, CO 80202

Name: Curtis V. Youngman

Title: District Ranger
(Authorized Officer)

Phone #: 720-644-6997, ext. 4

Date: 10/15/18

Date: 10/15/2018

Burden and Non-Discrimination Statement

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0596-0082. The time required to complete this information collection is estimated to average one (1) hour per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information

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The Privacy Act of 1974 (5 U.S.C. 552a) and the Freedom of Information Act (5 U.S.C. 552) govern the confidentiality to be provided for information received by the Forest Service.

EXHIBIT A – MAP (1 of 4)

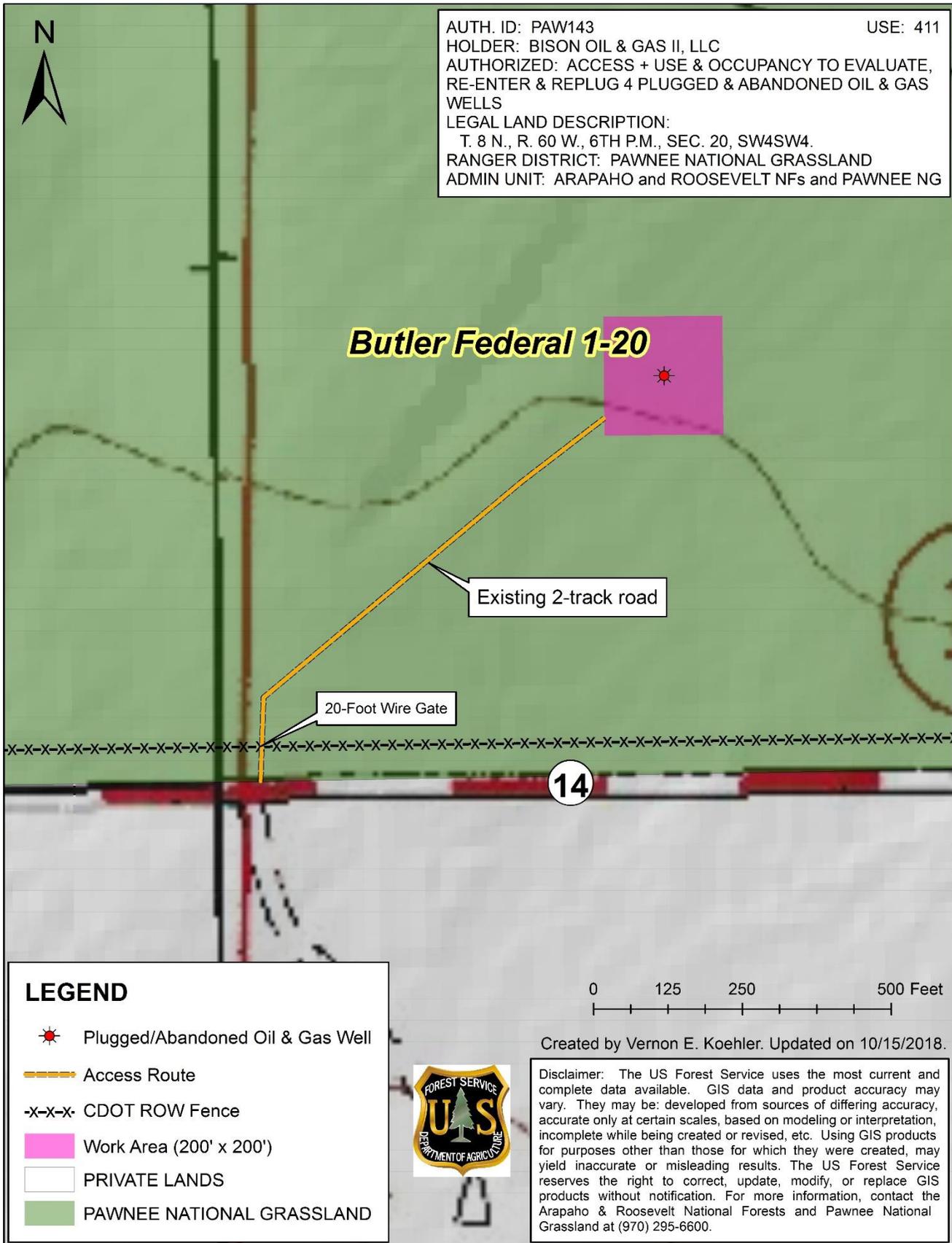


EXHIBIT A – MAP (2 of 4)

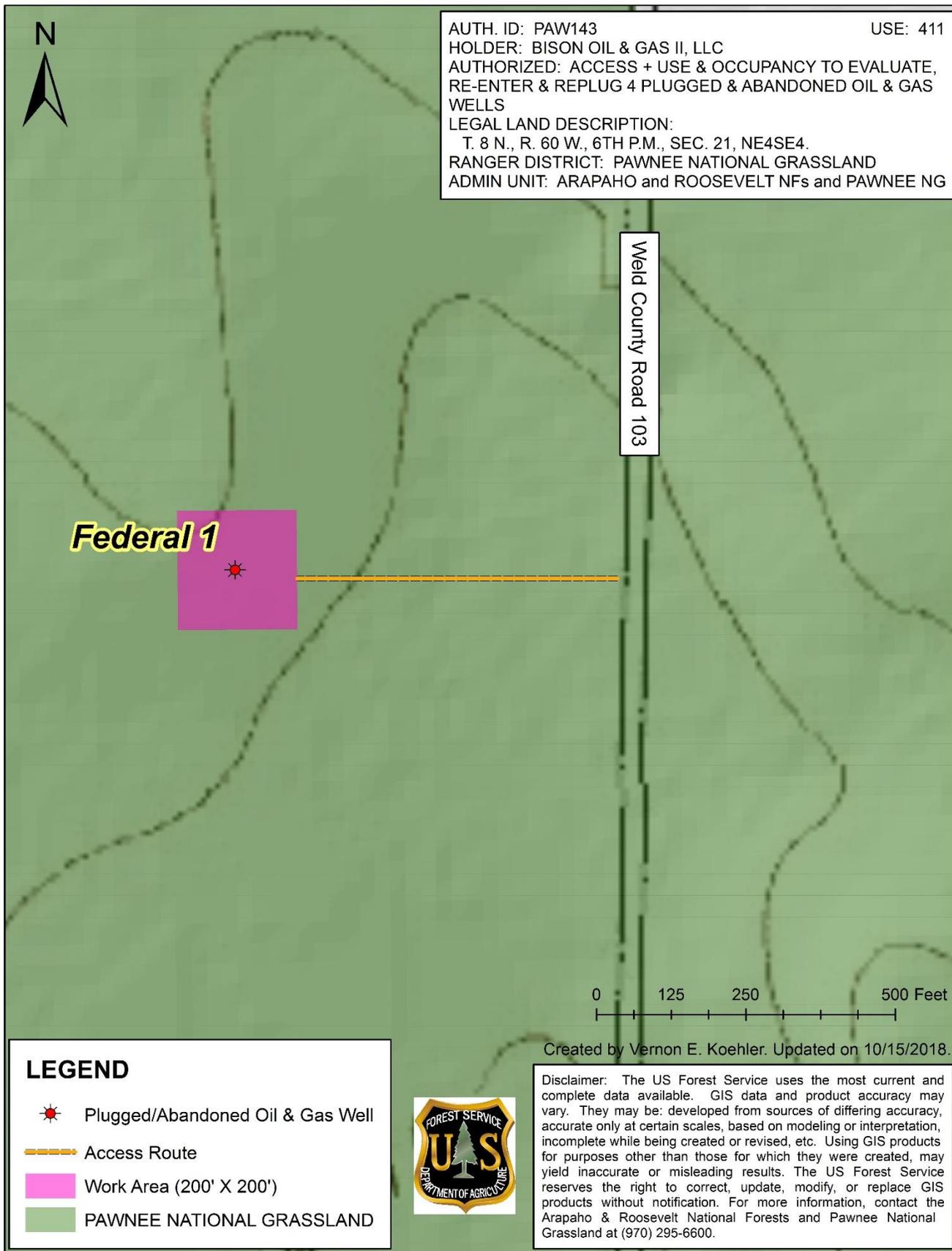


EXHIBIT A – MAP (3 of 4)

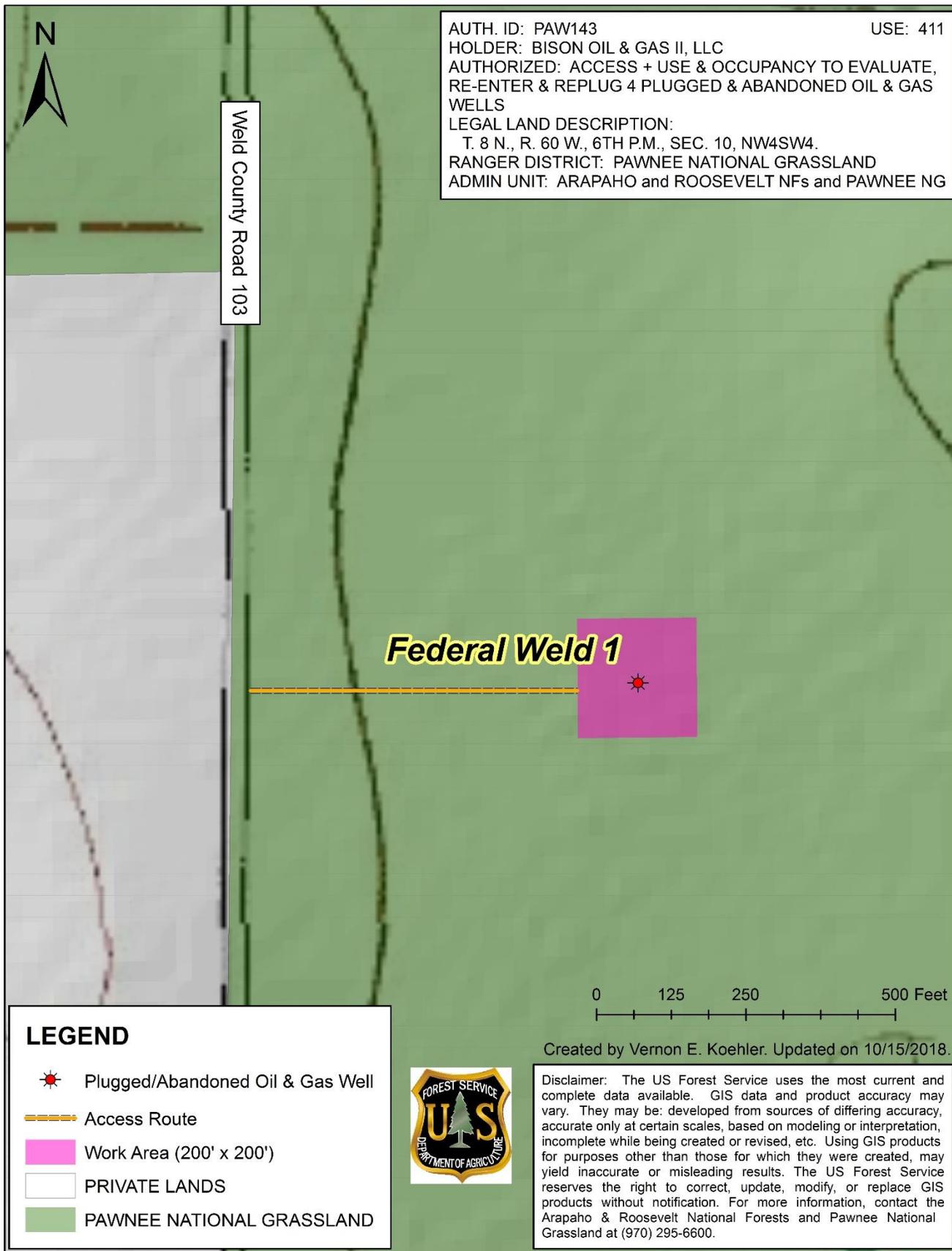


EXHIBIT A – MAP (4 of 4)

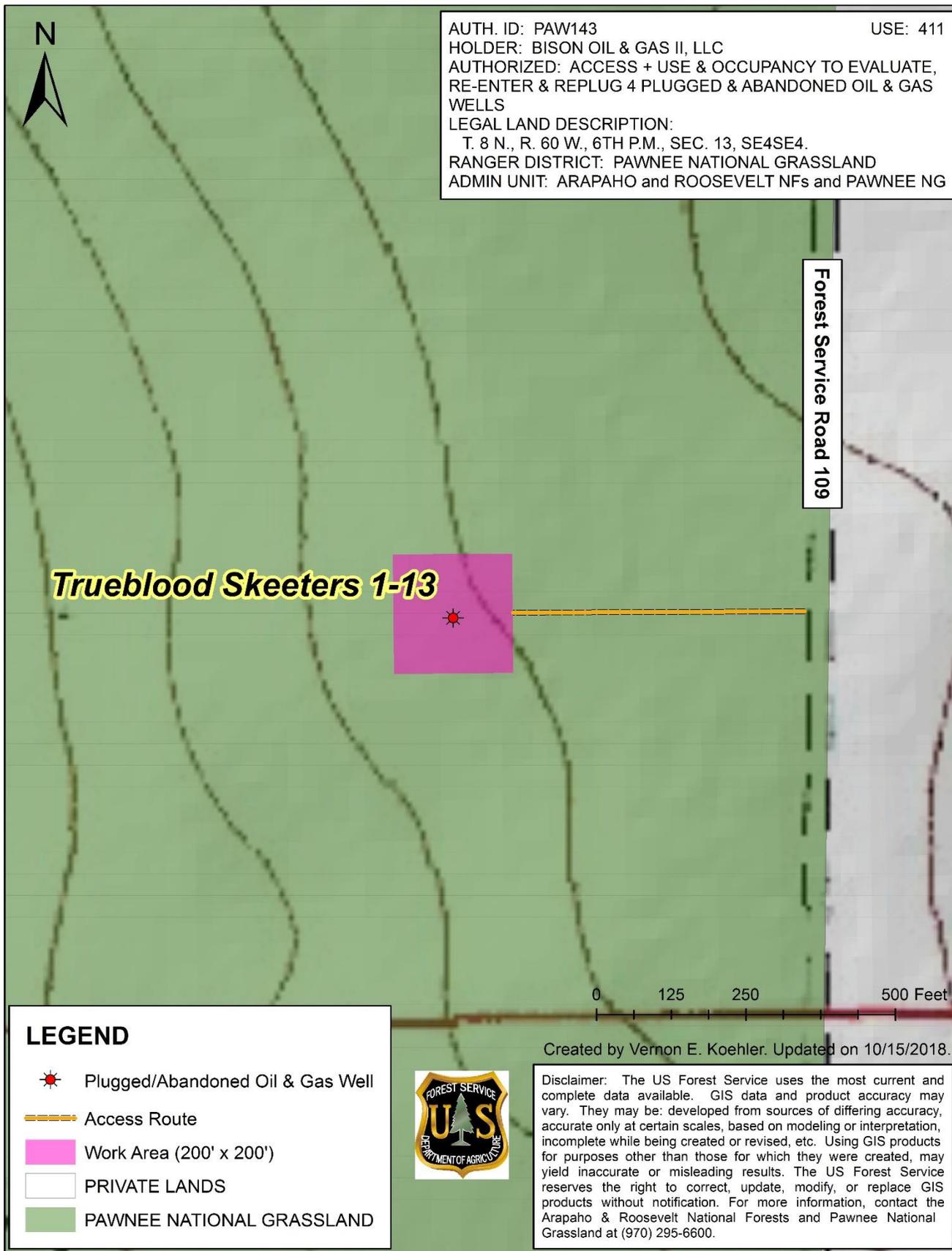


EXHIBIT B – SUPPLEMENTAL TERMS & CONDITIONS

1. Where contact with the Forest Service is described herein, unless otherwise specified, the Holder shall contact the Pawnee National Grassland office at 970-834-9270. The Pawnee National Grassland Minerals & Lands Staff Officer shall be the primary point of contact.
2. All vehicles and equipment used for permitted activities shall be power washed before entering the Project Area (see Exhibit A) to reduce the chance of introducing weed seeds or other propagules. Such vehicles and equipment shall not be washed or cleaned on NFS lands. The Forest Service may inspect such vehicles and equipment before they enter onto NFS lands.
3. The Holder must receive advance, written approval from the Forest Service before disposing of or removing from NFS lands any soil, rock, etc. left-over or unused after permit activities are completed.
4. The Holder shall ensure that appropriate precautions are taken to avoid accidentally starting a wildfire. Such precautions may include, but are not limited to: not parking (with either the engine off or idling) any vehicle where dried or cured vegetation will touch any portion of the vehicle's exhaust system, completely extinguishing all smoking materials, and so on. The costs of fire suppression and/or damages may be charged to the entity responsible for causing a wildfire. If a fire is started, call 911, and then notify Fort Collins Interagency Fire Dispatch (970-295-6800) immediately thereafter.
5. The Holder shall notify the Forest Service in the event of a wildfire within 24 hours.
6. No off-road travel is allowed except where needed to access the Project Area via the designated access routes shown on Exhibit A. The designated access routes shall be clearly marked and shall provide one route in and the same route out of the Work Areas (see 7 below) at each well bore.
7. Except for access to the Project Area described above, all permit activities shall be limited to those areas surveyed and cleared for archaeological & historic properties at each well bore, shown as "Work Area (200' x 200')" on Exhibit A.
8. The Holder shall clearly mark the 200-foot by 200-foot Work Areas around each well bore so that crews know the limits of the area surveyed and cleared for consultation with the State Historic Preservation Office regarding impacts to historic properties.
9. If livestock are present, a temporary fence shall be utilized around the Work Areas shown in Exhibit A to keep livestock out of these area. In that case, the Holder shall contact the Forest Service to discuss an acceptable fence design. Such fencing shall be removed within 30 days after plugging activities at the well location are completed.
10. While avoidance and limited flight responses are expected, no wildlife or livestock shall be unduly disturbed or harassed by any permitted activities.
11. The Holder shall notify the Forest Service within 24 hours of any leak, spill or other release. This notification does not relieve the Holder of any reporting requirements to other agencies.
12. All equipment, supplies, etc. shall be removed at each well location within 30 days of plugging the well.
13. Any trash shall be removed from NFS lands daily unless it can be stored in a suitable covered container that won't allow trash to blow away on the wind and that keeps the trash from getting wet from precipitation.

14. If portable generators are used in the Project Area, they shall have spark arresters.
15. The Forest Service will notify the Holder if seeding and mulching (reclamation) shall be required within 30 days of completion of well plugging activities.
16. If needed, the Forest Service will only approve reclamation when the established vegetation meets Forest Service requirements for species composition; absence of noxious and invasive plants; and provides 80% of the cover present on adjacent, undisturbed areas.
17. If the Holder elects to construct fences to protect reclaimed areas (that is, keep livestock away from the reclaimed areas) until the Forest Service approves the reclamation, at that time the Forest Service shall provide fencing construction & design specifications to the Holder. Fences shall remain in place until the reclamation is approved by the Forest Service. Any such fences shall be removed within 30 days of the Forest Service approval of the final reclamation.
18. If needed, planting seed for reclamation and mulching shall be completed after October 15 and before May 1, at a time when the ground is not frozen.
19. All imported fill material, seed mixes, and mulch will be certified weed-free. Any such material, seed mixes or mulch must be approved in advance by the Forest Service.
20. No permit activities shall take place from April 10 through July 10 (inclusive) to protect nesting & breeding mountain plover.
21. No permit activities shall take place from April 1 through October 31 (inclusive) at the Federal Weld 1 location to protect burrowing owls.
22. The Holder shall notify the Forest Service within 2 business days after all plugging activities at the each well bore have been completed. This is intended to keep the Forest Service updated on progress.
23. Before moving equipment onto the location, the Holder shall meet with the Forest Service to clearly mark the access route on the ground from County Road 103 to the Federal Weld 1 well location to minimize impacts to prairie dog burrows. This requirement shall only apply to the Federal Weld 1 well location. For the other 3 well locations, the access route used shall follow what is shown on Exhibit A, but doesn't need to be marked by the Forest Service ahead of time.
24. Moving heavy equipment and large vehicles (anything bigger than a 1-ton pickup) onto and off of all well locations shall be limited to times when the ground is dry. Access to and from a given well location on a daily basis with a pickup 1-ton size or smaller or through use of an Off-Highway Vehicle is acceptable. However, when the ground is wet, such access shall be limited to the greatest extent possible to minimize soil compaction and to allow for faster vegetation recovery (reclamation).
25. The amount of exposed or disturbed soil at any one time will be limited to the minimum necessary to complete permit activities.
26. If any cultural resources, historic properties or artifacts are located during permitted activities, the Holder shall notify the Forest Service immediately. All permit work shall stop at the time of discovery. The Forest Service will notify the Holder when work can resume after the resources are evaluated through consultation with the Colorado State Historic Preservation Office.
27. If any paleontological (fossil) resources are discovered during permitted activities, the Holder shall notify the Forest Service immediately. All work shall stop at the time of discovery. The Forest Service will notify the Holder when work can resume after the fossil resources are evaluated.