



ORIGINAL PERMIT APPLICANT(S)

GREENER PASTEURS LLC (MOROSKI, ERIC)

APPROVED WELL LOCATION

Water Division: 2 Water District: 10
 Designated Basin: N/A
 Management District: N/A
 County: EL PASO
 Parcel Name: N/A
 Physical Address: 7280 NEVADA LN COLORADO SPRINGS,
 CO 80908
 NW 1/4 NE 1/4 Section 8 Township 13.0 S Range 65.0 W Sixth P.M.

UTM COORDINATES (Meters, Zone:13, NAD83)

Easting: 526958.1 Northing: 4309888.4

PERMIT TO USE AN EXISTING WELL

ISSUANCE OF THIS PERMIT DOES NOT CONFER A WATER RIGHT

CONDITIONS OF APPROVAL

- 1) This well shall be used in such a way as to cause no material injury to existing water rights. The issuance of this permit does not ensure that no injury will occur to another vested water right or preclude another owner of a vested water right from seeking relief in a civil court action.
- 2) The construction of this well shall be in compliance with the Water Well Construction Rules 2 CCR 402-2, unless approval of a variance has been granted by the State Board of Examiners of Water Well Construction and Pump Installation Contractors in accordance with Rule 18.
- 3) Approved pursuant to CRS 37-92-602(3)(b)(I) and the policy of the State Engineer dated April 9, 1985 for appropriation of groundwater tributary to the South Platte River system.
- 4) Approved for the change in use of an existing well constructed under permit no. 138497-A. The issuance of this permit hereby cancels permit no. 138497-A.
- 5) Approved as the only well on a tract of land of 5.40 acres described as that portion of the NW 1/4 of the NE 1/4, Section 8, Township 13 South, Range 65 West, Sixth P.M., El Paso County, more particularly described on Exhibit A in the well permit file.
- 6) The use of groundwater from this well is limited to drinking and sanitary facilities as described in CRS 37-92-602(1)(c), for a commercial business. Water from this well shall not be used for lawn/landscape/greenhouse irrigation, domestic animal/livestock watering, or for any other purpose outside the business building structure(s).
- 7) Production from this well is restricted to the Denver aquifer, which corresponds to the interval between 80 feet and 890 feet below the ground surface.
- 8) The pumping rate of this well shall not exceed 15 GPM.
- 9) The annual amount of groundwater to be withdrawn by this well shall not exceed 1/3 acre-foot (108,600 gallons).
- 10) The return flow from the use of this well must be through an individual wastewater disposal system of the non-evaporative type where the water is returned to the same stream system in which the well is located. The maximum consumptive use of groundwater shall not exceed 10 percent.
- 11) A totalizing flow meter must be installed on this well and maintained in good working order. Permanent records of all diversions must be maintained by the well owner (recorded at least annually) and submitted to the Division Engineer upon request.
- 12) This well shall be located not more than 200 feet from the location specified on this permit.

NOTE: This well is withdrawing water from a non-renewable aquifer. While the withdrawals from this aquifer are administered based on a 100 year aquifer life, water level declines may prevent this well from diverting the permitted amounts for that 100 years.

NOTE: A hydrogeologic aquifer evaluation has been completed for this permit and the details of the evaluation can be viewed in the hydrogeologic aquifer evaluation imaged document and the original permit file.

WELL PERMIT NUMBER 326642-

RECEIPT NUMBER 10019898



Date Issued: 5/5/2022

Issued By KATE FULLER

Expiration Date: N/A

<p>COLORADO DIVISION OF WATER RESOURCES DEPARTMENT OF NATURAL RESOURCES 1313 SHERMAN ST, RM 821, DENVER, CO 80203 Main: (303) 866-3581 dwrpermitsonline@state.co.us</p>	<p>Office Use Only Form GWS-45 (01/2020)</p> <p style="text-align: center; font-size: 1.2em;">RECEIVED 03/18/2022 Water Resources State Engineer COLO</p>												
<p>GENERAL PURPOSE Water Well Permit Application Review instructions on reverse side prior to completing form. The form must be computer generated, typed or in black or blue ink.</p>													
<p>1. Applicant Information</p> <p>Name of applicant Greener Pasteurs, LLC</p> <p>Mailing address 7280 Nevada Ln.</p> <p>City State Zip code Colorado Springs CO 80908</p> <p>Telephone # (area code & number) E-mail (online filing required) 719-596-7777 eric@weisburg.com</p>													
<p>2. Type Of Application (check applicable boxes)</p> <table style="width:100%;"> <tr> <td><input type="checkbox"/> Construct new well</td> <td><input type="checkbox"/> Use existing well</td> </tr> <tr> <td><input type="checkbox"/> Replace existing well</td> <td><input checked="" type="checkbox"/> Change or increase use</td> </tr> <tr> <td><input type="checkbox"/> Change source (aquifer)</td> <td><input type="checkbox"/> Reapplication (expired permit)</td> </tr> <tr> <td><input type="checkbox"/> COGCC Well</td> <td><input type="checkbox"/> Other: _____</td> </tr> </table>		<input type="checkbox"/> Construct new well	<input type="checkbox"/> Use existing well	<input type="checkbox"/> Replace existing well	<input checked="" type="checkbox"/> Change or increase use	<input type="checkbox"/> Change source (aquifer)	<input type="checkbox"/> Reapplication (expired permit)	<input type="checkbox"/> COGCC Well	<input type="checkbox"/> Other: _____				
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<p>3. Refer To (if applicable)</p> <p>Well permit # Water Court case # 138497</p> <p>Designated Basin Determination # Well name or #</p>													
<p>4. Location Of Proposed Well</p> <p>County El Paso</p> <p>Section Township N or S Range E or W Principal Meridian 8 13 <input type="checkbox"/> N <input checked="" type="checkbox"/> S 65 <input type="checkbox"/> E <input checked="" type="checkbox"/> W 6</p> <p>Distance of well from section lines (section lines are typically not property lines) 1200 Ft. from <input checked="" type="checkbox"/> N <input type="checkbox"/> S 1800 Ft. from <input checked="" type="checkbox"/> E <input type="checkbox"/> W</p> <p>For replacement wells only – distance and direction from old well to new well N/A feet direction</p> <p>Well location address (Include City, State, Zip) <input checked="" type="checkbox"/> Check if well address is same as in Item 1. 7280 Nevada Ln., Colorado Springs, CO 80908</p> <p>Optional: GPS well location information in UTM format You must check GPS unit for required settings as follows:</p> <p>Format must be UTM <input type="checkbox"/> Zone 12 or <input type="checkbox"/> Zone 13 Units must be Meters Datum must be NAD83 Unit must be set to true north Was GPS unit checked for above? <input type="checkbox"/> YES Remember to set Datum to NAD83</p>													
<p>5. Parcel On Which Well Will Be Located (PLEASE ATTACH A CURRENT DEED FOR THE SUBJECT PARCEL)</p> <p>A. Legal Description (may be provided as an attachment): SEE ATTACHMENT</p> <p>B. # of acres in parcel C. Owner 5.4 Greener Pasteurs, LLC</p> <p>D. Will this be the only well on this parcel? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO (if no list other wells) The well is existing</p> <p>E. State Parcel ID# (optional):</p>													
<p>6. Use Of Well (check applicable boxes)</p> <p>Attach a detailed description of uses applied for.</p> <table style="width:100%;"> <tr> <td><input type="checkbox"/> Industrial</td> <td><input type="checkbox"/> Dewatering System</td> </tr> <tr> <td><input type="checkbox"/> Municipal</td> <td><input type="checkbox"/> Geothermal (production or reinjection)</td> </tr> <tr> <td><input type="checkbox"/> Irrigation</td> <td><input type="checkbox"/> Other (describe): _____</td> </tr> <tr> <td><input checked="" type="checkbox"/> Commercial</td> <td></td> </tr> </table>		<input type="checkbox"/> Industrial	<input type="checkbox"/> Dewatering System	<input type="checkbox"/> Municipal	<input type="checkbox"/> Geothermal (production or reinjection)	<input type="checkbox"/> Irrigation	<input type="checkbox"/> Other (describe): _____	<input checked="" type="checkbox"/> Commercial					
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<p>8. Land On Which Ground Water Will Be Used</p> <p>Legal Description of Land (may be provided as an attachment): <p style="text-align: center; font-size: 1.2em;">SAME. EXISTING SEPTIC/LEECH FIELD SEE ATTACHMENT NO OUTSIDE USE IS ALLOWED.</p> <p>(If used for crop irrigation, attach a scaled map that shows irrigated area.)</p> <p>A. # Acres B. Owner 5.4 Greener Pasteurs, LLC</p> <p>C. List any other wells or water rights used on this land: NONE</p> </p>													
<p>9. Proposed Well Driller License #(optional): N/A</p> <p>10. Sign or Entered Name Of Applicant(s) Or Authorized Agent</p> <p>The making of false statements herein constitutes perjury in the second degree, which is punishable as a class 1 misdemeanor pursuant to C.R.S. 24-4-104 (13)(a). I have read the statements herein, know the contents thereof and state that they are true to my knowledge.</p> <p>Sign or enter name(s) of person(s) submitting application Date (mm/dd/yyyy) Eric Moroski 03-18-2022</p> <p>If signing print name and title Eric Moroski, Owner</p>													
<p>Office Use Only</p> <table style="width:100%;"> <tr> <td>USGS map name</td> <td>DWR map no.</td> <td>Surface elev.</td> </tr> <tr> <td></td> <td></td> <td></td> </tr> </table> <p style="text-align: center; font-size: 1.5em; border: 1px solid black; padding: 10px; width: fit-content; margin: 0 auto;">Receipt area only 10019898</p> <p>AQUAMAP WE WR CWCB TOPO MYLAR SB5</p> <p style="text-align: right;">DIV ____ WD ____ BA ____ MD ____</p>		USGS map name	DWR map no.	Surface elev.									
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April 20, 2022

Hydrogeology Section Consultation

Date

Evaluator: Kate Fuller

Receipt No: 10019898 Permit: _____ Applicant: Greener Pasteurs, LLC

Location: NW 1/4 NE 1/4 Section 8, Township 13 S, Range 65 W, 6th PM

Easting: 526958 Northing: 4309888 Elevation: 6,877

Aquifer(s) Requested: Denver intervals

Research: Woodmen Rd + Powers Blvd

Dawson base 6840

Top Denver 6810? 6800?

CGS Base Denver 5985

Recommended Permit Conditions and Notes:

Denver aquifer approx 80-890 feet, Type 1 single 10.4.5.1

Hydrogeologist Signature: KCD Date: 5/5/22



Bedrock Aquifer Evaluation Determination Tool

Denver Basin Aquifer - Specific Location Determination Tool

Applicant: GREENER PASTEURS LLC Receipt Number: 0248421
 Location: NW 1/4 of NE 1/4 of Sec. 8, T.13S, R.65W. (1199 NSL, 1405 ESL) Evaluated By: N/A
 Basin Designation: Location is within the UNKNOWN Designated Groundwater Basin
 Ground Surface Elevation: 6877.76 Number of Acres: 5.4

Warning! The depth intervals estimated in this area may vary from actual conditions due to lack of data and/or structural complexity.

Aquifer	Elevation (ft)		Net Sand	Depth (ft)		Annual Approp. (AF)	Status
	Bottom	Top		Bottom	Top		
Upper Dawson	--	--	--	--	--	--	--
Lower Dawson	--	--	--	--	--	--	--
Denver	6009	6807	302.5	869	71	2.78	NNT
Upper Arapahoe	5479	5980	236.1	1399	898	2.17	NNT
Lower Arapahoe	--	--	--	--	--	--	--
Laramie-Fox Hills	4877	5145	186.4	2001	1733	1.51	NT

LEGAL DESCRIPTION FOR WEISBURG LANDSCAPE MAINTENANCE EAST

7280 NEVADA LANE

PARCEL A:PART OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 8 IN TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO, DESCRIBED AS FOLLOWS: THE SOUTHERLY 430 FEET OF THE FOLLOWING DESCRIBED TRACT: COMMENCING AT A POINT ON THE NORTH LINE OF SAID SECTION 8 LOCATED 280 FEET WEST OF THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION; THENCE SOUTHERLY 1290 FEET TO A POINT LOCATED 30 FEET NORTH OF A POINT ON THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER WHICH IS 279.67 FEET WEST OF THE EAST LINE OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION; THENCE ANGLE RIGHT AND RUN WESTERLY A DISTANCE OF 505.93 FEET; THENCE ANGLE RIGHT AND RUN NORTHERLY A DISTANCE OF 1290 FEET TO THE NORTH LINE OF SAID SECTION; THENCE EAST ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.

PARCEL B:A NON-EXCLUSIVE RIGHT OF WAY FOR PURPOSES OF INGRESS AND EGRESS OVER A STRIP OF LAND 30 FEET WIDE, THE CENTER LINE OF WHICH IS DESCRIBED AS FOLLOWS: COMMENCING AT A POINT ON THE NORTH LINE OF SECTION 8, TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO, LOCATED 786.51 FEET WEST OF THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 8; THENCE SOUTHERLY ON A STRAIGHT LINE A DISTANCE OF 1320 FEET, MORE OR LESS.

Affidavit:

I, ERIC MOROSKI, Owner of the parcel at 7280 Nevada Lane, Colorado Springs, CO 80908, certify that to the best of my knowledge, the existing water well on the property, Permit # 138497 is the sole source of drinking and sanitation water on this site. I furthermore certify that this parcel does not lie within any water service district and we are ineligible to obtain any type of municipal or district water service.



Signature (Print name)

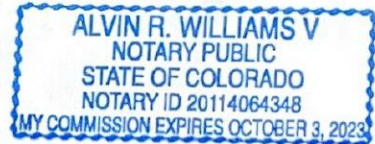
~~3/9/2022~~ EM
Date 3/10/2022

State of Colorado
County of El Paso

Subscribed and sworn before me this day of 10 March, 2022

Alvin R. Williams V

My Commission Expires: 3 October 2023



PERSONAL REPRESENTATIVE'S DEED D. F. \$36.00

THIS DEED is made by JAMES CLAYTON HUNTER as Personal Representative of the Estate of RONALD WAYNE HUNTER, aka RONALD W. HUNTER, Deceased, Grantor, to GREENER PASTEURS, LLC, *whose legal address is 4450 Mark Dabling Blvd., Colorado Springs, Colorado 80907. *A WYOMING LIMITED LIABILITY COMPANY

WHEREAS, the Decedent died testate on June 27, 2014; and

WHEREAS, Grantor was duly appointed Personal Representative of the Estate of RONALD WAYNE HUNTER, aka RONALD W. HUNTER, Deceased by the District Court in and for the County of El Paso, State of Colorado, Probate No. 2014 PR 30810 on July 25, 2014, and is now qualified and acting in said capacity;

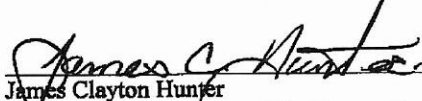
NOW, THEREFORE, pursuant to the powers conferred upon Grantor by the Colorado Probate Code, Grantor does hereby grant, bargain, sell, convey, transfer and set over unto Grantee and Grantee's successors and assigns, for and in consideration of Three Hundred Sixty Thousand and 00/100 Dollars(\$360,000.00), the following described real property situate in the County of El Paso, State of Colorado:

See Exhibit "A", attached hereto and incorporated herein by this reference commonly known as 7280 Nevada Lane, Colorado Springs, CO 80923;

With all appurtenances, subject to: See Exhibit B, attached hereto and incorporated herein by this reference; and subject to general taxes for the year 2014, which Grantee agrees to assume and pay.

The Grantee hereunder by acceptance of delivery of this Deed hereby acknowledges that Grantee is not any of the persons described under C.R.S. 15-12-713, or one having any conflict of interest as described thereunder.

EXECUTED this 3 day of November, 2014.



James Clayton Hunter
Personal Representative of the Estate of
Ronald Wayne Hunter, aka Ronald W. Hunter,
Deceased

STATE OF COLORADO)
) SS
COUNTY OF EL PASO)

The foregoing instrument was acknowledged before me this 3rd day of November, 2014, by James Clayton Hunter, Personal Representative of the Estate of RONALD WAYNE HUNTER, aka RONALD W. HUNTER, Deceased.

Witness my hand and official seal.

LINDA M. SCHMIDT
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 1998402667
MY COMMISSION EXPIRES 09/24/2018



Notary Public

 55048827



214101438

E-RECORDED

PERSONAL REPRESENTATIVE'S DEED

D.F. \$36.00

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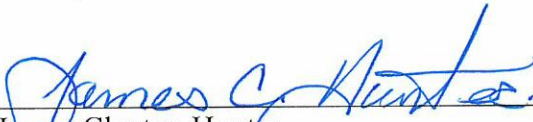
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EXECUTED this 3 day of November, 2014.



James Clayton Hunter
Personal Representative of the Estate of

RECORDED
NOV 11 2014
11:00 AM
COUNTY OF EL PASO
COLORADO

Application Receipt No. _____

Applicant's Name: _____

COMMERCIAL DRINKING AND SANITARY WELL WORKSHEET

Review instructions on reverse side prior to completing form. The form must be completed in black or blue ink or typed.

1. **Name and Type of Business:** Greener Pasteurs, LLC

2. **Is this application for a new well?**

Yes

No

If no, is this application for a change of use for an existing well?

Yes Permit Number of well (if applicable) 138497

No For wells used for drinking and sanitary purposes prior to May 8, 1972, a field inspection of the well to verify historical uses may be required. See form [GWS-12 Registration of Existing Well](#) and form [GWS-12A Statement of Historical Use](#) for further information.

3. **Is the parcel the well is located on (or will be located on) within the boundaries of a water service area (water district, municipality, water company, etc.) or is water available from another source (such as a well)?**

Yes If yes, indicate what this other source is _____

No

(name of water district/supplier, or well permit number)

4. **Proposed type of disposal system to be used:**

Septic tank / absorption leach field

Central System (district name:) _____

Vault (location sewage hauled to:) _____

Other (attach copy of engineering design)

5. **Water Demand Calculations (for average factors for water demand see below)**

Employees

Number of Employees	X	Number of Gallons per Employee per Day	X	Number of Days Employee Works per Year	=	Gallons per Year
5 Office	X	15	X	239	=	17925

A

Customers

Number of Customers per Day	X	Number of Gallons per Customer	X	Number of Days Business is Open per Year	=	Gallons per Year
0	X	0	X	0	=	0

B

Other Uses (Note: No uses outside of the building would be permitted for this type of well.)

Type of Use	X	Gallons per Use per Day	X	Days per Year	=	Gallons per Year
Laundry and showers	X	120	X	52	=	6240

C

Total amount of water required:

=	Gallons per Year (A + B + C)
=	24165

For wells used for commercial drinking and sanitary purposes on or after May 8, 1972, the total water demand cannot exceed 108,600 gallons (1/3 of an acre-foot) per year.

For wells used for commercial drinking and sanitary purposes prior to May 8, 1972, the total water demand cannot exceed 325,900 gallons (1 acre-foot) per year.

General Guidelines for Water Demand in Gallons per Day

Day Workers at Offices – 15 gallons/person/day

Food Service Establishments (with toilet and kitchen wastes) – 10 gallons/patron/day

Churches (does not include food service) – 5 gallons/seat/day

Overnight Lodging – 50 gallons/customer/day

On-Site Proprietor of Overnight Lodging (i.e. on-site owner of a Bed & Breakfast) – 80 gallons/person/day

Additional water demand figures may be obtained from a private water consultant or from a technical reference on this subject.

INSTRUCTIONS FOR COMMERCIAL DRINKING AND SANITARY WELLS OUTSIDE A DESIGNATED GROUNDWATER BASIN

For all commercial drinking and sanitary wells:

1. The use of the water diverted is limited to inside drinking and sanitary facilities in an individual commercial business. No uses outside of the building are permitted.
2. The pumping rate shall not exceed 15 gallons per minute.
3. The return flow from the use of the water must be discharged to the same stream system in a location so as to not injure any vested water right.

In addition:

For commercial wells put to beneficial use for drinking and sanitary purposes on or after May 8, 1972 (See State Engineer Policy dated April 9, 1985 for additional information):

4. The proposed well must be the only source of water for the property. No other water supply source or system can be available to serve the property. An affidavit or statement by the applicant affirming this situation must accompany the well permit application. In addition, for property located within the boundaries of a water service area (water district, municipality, water company, etc.), an affidavit or statement from the supplier affirming that the property cannot be or will not be supplied water by that entity, must also be submitted with the well permit application.
5. The well must be the only well on the parcel.
6. The parcel on which the well would be located, must be:
 - a) Thirty-five (35) acres or more in size. A legal description, in the form of a metes and bounds description or a surveyor's map of the parcel must accompany the well permit application.
 - b) If less than 35 acres, the parcel must have been established prior to June 1, 1972 or must be exempt from the definition of a subdivision pursuant to Section 30-28-101 (10)(c) and (d), C.R.S. A copy of a deed describing the parcel and dated before June 1, 1972, or a copy of the signed county resolution exempting the parcel, must accompany the well permit application.

For lots in subdivisions approved on and after June 1, 1972, the recommendations made by this office in the water supply review process will be honored.
7. The amount of ground water diverted shall not exceed 1/3 acre-foot annually (108,600 gallons). The applicant must support the well permit application with evidence that the proposed use will not create a demand greater than 1/3 acre-foot/year.
8. The consumptive use of the water shall not exceed 10% of the volume of ground water diverted. An approved septic tank and non-evaporative leach field is an acceptable discharge method. Other types of disposal systems must be evaluated to determine the amount and location of the return flow.
9. A totalizing flow meter must be installed on the well. Permanent annual diversion records must be maintained by the well owner and submitted to the Division of Water Resources annually or upon request.
10. Submit this form in conjunction with a general purpose application (form GWS-45).

For existing commercial wells put to beneficial use for drinking and sanitary purposes prior to May 8, 1972 (See State Engineer Policy 90-1, dated January 18, 1990 for additional information):

4. The well must be the only commercial well serving the business.
5. The amount of ground water diverted shall not exceed one (1) acre-foot annually (325,900 gallons). The applicant must support the well permit application with evidence that the proposed use will not create a demand greater than one (1) acre-foot/year.
6. A written field inspection report prepared by personnel from the Division of Water Resources may be required to support the claimed date of first use and type of use. See form GWS-12, *Registration of Existing Well*, and form GWS-12A, *Statement of Historical Use*, for further information.
7. A totalizing flow meter must be installed on the well. Permanent annual diversion records must be maintained by the well owner and submitted to the Division of Water Resources annually or upon request.
8. Submit this form in conjunction with a registration of existing well (form GWS-12 [may also require GWS-12A]).

CONDITIONS VARY STATEWIDE

MEETING THE ABOVE CONDITIONS DOES NOT GUARANTEE THE ISSUANCE OF A PERMIT

Well Permit Change of Use Request Well Permit # 138497

Owner:

Greener Pasteurs, LLC

7280 Nevada Ln.

Colorado Springs, CO 80908

(719) 596-7777 eric@weisburg.com

Address of well: 7280 Nevada Ln., Colorado Springs, CO 80908.

Area of parcel: 5.4 ac

A well has been in use on this 5.4 acre parcel since 1955, according to the letter attached, which, incidentally, is part of the well permit file with the State of Colorado. Apparently the well was repaired in the 60s (seen in the State file as well, in the registration packet) and has been in continuous residential use since.

We propose to change the use of the well from residential to commercial, for drinking and sanitation to serve our proposed office, which is the existing residence on site. The property is under application to El Paso County to obtain a Variance of Use to allow a landscape maintenance contractor to store equipment, non-living supplies and convert the residence building to an office.

A functioning septic system, including a tank and leach field currently serve the future office. According to the El Paso County Health Department, this system will be required to be upgraded to commercial standards if the Variance of Use application is approved. We have already had a soil profile of the new field location done, and the engineers are awaiting the go ahead to design the new system.

The accompanying forms contain information of office personnel and how we plan to use the facilities in our future office. We plan to do company laundry once per week to wash 2 uniform shirts each for up to 20 employees. To clarify our statements on the calculations page, we never have customers or vendors visit. We are a landscape maintenance company, and our office is strictly for daily operations of the company. We added the possibility of showers into our laundry calculation, in case of hazardous chemical exposure or other emergencies with our field employees. The field employees will rarely go into the office except for the emergency showers mentioned above, and on a daily basis, they use a portable sanolet with a handwashing station that is located near their work and loading area.

Due to the state restrictions on the well we do not plan on irrigating outdoors, we intend to continue to haul water in to water our trees.

Affidavit:

I, _____, Owner of the parcel at 7280 Nevada Lane, Colorado Springs, CO 80908, certify that to the best of my knowledge, the existing water well on the property, Permit # 138497 is the sole source of drinking and sanitation water on this site. I furthermore certify that this parcel does not lie within any water service district and we are ineligible to obtain any type of municipal or district water service.

Signature (Print name)

Date

State of Colorado
County of El Paso

Subscribed and sworn before me this day of _____, 2022

My Commission Expires:

State of Colorado
County of El Paso

Recorded at 9:30 o'clock A.M. SEP 14 1977
Reception No. 358665 HARRIET BEALS

Fee 2900 702
Recorder.

Harriet Beals
Deputy

None

THIS DEED, Made this 24th day of February, 1977

between EARL L. HALE and DAISY M. HALE

of the County of EL PASO and state of Colorado, of the first part, and RONALD W. HUNTER and ANNA M. HUNTER, in joint tenancy

of the County of EL PASO and state of Colorado, of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of ONE DOLLAR AND OTHER GOOD AND VALUABLE CONSIDERATION-----DOLLARS, to the said parties of the first part in hand paid by the said parties of the second part, the receipt whereof he hereby confessed and acknowledged, has remised, released, sold, conveyed and QUIT CLAIMED, and by these presents do remise, release, sell, convey and QUIT CLAIM unto the said parties of the second part, heirs, successors and assigns, forever, all the right, title, interest, claim and demand which the said parties of the first part have in and to the following described lot or parcel of land situate, lying and being in the County of EL PASO and State of Colorado, to wit:

See Exhibit A attached.

STATE DOCUMENTARY

SEP 14 1977

FEE \$ 700

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances and privileges thereunto belonging or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatsoever, of the said parties of the first part, either in law or equity, to the only proper use, benefit and behoof of the said parties of the second part, their heirs and assigns forever.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of

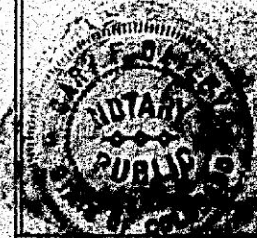
Earl L. Hale (SEAL)
EARL L. HALE
Daisy M. Hale (SEAL)
DAISY M. HALE
Daisy M. Hale (SEAL)
(SEAL)

STATE OF COLORADO,

County of EL PASO

The foregoing instrument was acknowledged before me this 24th day of February 1977, by EARL HALE and DAISY M. HALE

My commission expires August 29, 1979. Witness my hand and official seal.



Daisy M. Hale
Notary Public

EXHIBIT A

BOOK 2000 PAGE 703

That portion of the Roadway known as Nevada Lane running along the entire length of the Easterly edge of the parcel of land described below and extending fifteen (15) feet to the middle of said roadway, with an additional fifteen (15) feet extending from the middle of said roadway on the Southern end of the Easterly edge of said described land to the middle of the intersection of the roadways known as Nevada Lane and California Drive, subject to a nonexclusive easement for ingress and egress and for utilities; as well as that portion of the roadway known as California Drive, running the entire length of the southerly edge of the parcel of land described below and extending fifteen (15) feet to the middle of said roadway, with fifteen (15) additional feet extending from the middle of said roadway on the Easterly edge of said described land to the middle of the intersection of the roadways known as California Drive and Nevada Lane, subject to a nonexclusive easement for ingress and egress and for utilities; as well as that portion of the roadway known as Utah Lane running along the entire length of the Westerly edge of the parcel of land described below and extending seven and one-half (7 1/2) feet to the middle of said roadway with an additional fifteen (15) feet extending from the middle of said roadway on the Southern end of the Westerly edge of said described land to a point in the intersection of the roadways known as Utah Lane and California Drive, subject to a nonexclusive easement for ingress and egress and for utilities.

Description of parcel of land referred to above:

Part of the Northwest quarter of the Northeast quarter of Section 8 in Township 13 South, Range 65 West of the 6th P.M., described as follows: The Southerly 430 feet of the following described tract: commencing at a point on the North line of said Section 8 located 280 feet West of the Northeast corner of the Northwest Quarter of the Northeast quarter of said Section; thence Southerly 1290 feet to a point located 30 feet North of a point on the South line of the Northwest quarter of the Northeast quarter which is 279.67 feet West of the East line of the Northwest Quarter of the Northeast quarter of said Section; thence angle right and run Westerly a distance of 505.93 feet; thence angle right and run Northerly a distance of 1290 feet to the North line of said Section; thence East along said North line to the place of beginning. Except a right of way for highway purposes over the Westerly 15 feet of said tract. Together with a right of way for purposes of ingress and egress to be used in common with other owners and occupants adjoining same over a strip of land 30 feet wide, the center line of which is described as follows: Commencing at a point on the North line of Section 8, Township 13 South, Range 65 West of the 6th P.M., located 786.51 feet West of the Northeast corner of the Northwest quarter of the Northeast quarter of said Section 8; thence Southerly on a straight line a distance of 1320 feet, more or less. Subject to restrictions and reservations of record, and subject also to taxes for the year 1963.

HARRIET BEALS RECORDER

Warranty Deed

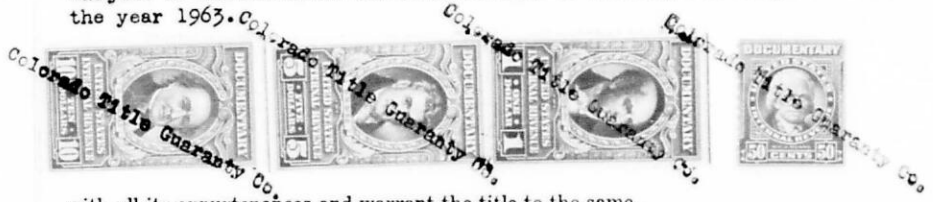
(STATUTORY FORM)

Know all Men by these Presents, That

George V. Jenness and Marian E. Jenness
of the County of El Paso and State of Colorado, for the consideration of One Dollar and other good and valuable considerations, in hand paid, hereby sell and convey to Ronald W. Hunter and Anna M. Hunter, not in tenancy in common but in joint tenancy

of the County of El Paso and State of Colorado, the following Real Property situate in the County of El Paso and State of Colorado, to-wit: Part of the Northwest quarter of the Northeast quarter of Section 8 in Township 13 South, Range 65 West of the 6th P.M. described as follows: The Southerly 430 feet of the following described tract: Commencing at a point on the North line of said Section 8 located 280 feet West of the Northeast corner of the Northwest Quarter of the Northeast quarter of said Section; thence Southerly 1290 feet to a point located 30 feet North of a point on the South line of the Northwest quarter of the Northeast quarter which is 279.67 feet West of the East line of the Northwest Quarter of the Northeast quarter of said section; thence angle right and run Westerly a distance of 505.93 feet; thence angle right and run Northerly a distance of 1290 feet to the North line of said section; thence east along said North line to the place of beginning. Except a right of way for highway purposes over the Westerly 15 feet of said tract. Together with a right of way for purposes of ingress and egress to be used in common with other owners and occupants adjoining same over a strip of land 30 feet wide, the center line of which is described as follows: Commencing at a point on the North line of Section 8, Township 13 South, Range 65 West of the 6th P.M., located 786.51 feet West of the Northeast corner of the Northwest quarter of the Northeast quarter of said Section 8; thence Southerly on a straight line a distance of 1320 feet, more or less.

Subject to restrictions and reservations of record, and subject also to taxes for the year 1963.



with all its appurtenances and warrant the title to the same.

Signed and delivered this 11th day of June, 1963.

George V. Jenness
Marian E. Jenness

STATE OF Colorado
County of El Paso

STATUTORY ACKNOWLEDGMENT

The foregoing instrument was acknowledged before me this 11th day of June, 1963, by George V. Jenness and Marian E. Jenness

Witness my hand and official seal.
My commission expires My Commission expires Sept 1, 1963

Fred W. Walker
NOTARY PUBLIC



The printed portions of this form have been approved by the Colorado Springs Board of Realtors, Inc.
If Joint Tenancy required, add after grantees names — in Joint Tenancy.



Courtesy of
The SECURITY ABSTRACT & TITLE COMPANY
126 E. CUCHARRAS • ME 4-3733 • COLORADO SPRINGS
AGENT FOR THE TITLE GUARANTY COMPANY, DENVER

1-25-85

P1-jac

FORM NO. **PUMP INSTALLATION AND TEST REPORT**
 GWS-32 STATE OF COLORADO, OFFICE OF THE STATE ENGINEER
 11/90

For Office Use only

1. WELL PERMIT NUMBER 138497-A

APR 23 '92

2. OWNER NAME(S) Ronald W Hunter
 Mailing Address 7280 Nevada Lane
 City, St. Zip Colo. Springs Colo. 80908
 Phone (719) 495-2515

3. WELL LOCATION AS DRILLED: NW 1/4 NE 1/4, Sec. 8 Twp. 13 S, Range 65 W
 DISTANCES FROM SEC. LINES:
1200 ft. from North Sec. line. and 1800 ft. from East Sec. line.
(north or south) (east or west)
 SUBDIVISION: _____ LOT _____ BLOCK _____ FILING(UNIT) _____
 STREET ADDRESS AT WELL LOCATION: 7280 Nevada Lane Colo. Springs, Colo. 80908

4. PUMP DATA: Type Sub Installation Completed Aug. 12. 1991
 Pump Manufacturer Gould Pump Model No. 10EJ07412
 Design GPM 10 at RPM 3600, HP 3/4, Volts 230, Full Load Amps 8
 Pump Intake Depth 127 Feet, Drop/Column Pipe Size 1 Inches, Kind Sec. 80 PVC
 ADDITIONAL INFORMATION FOR PUMPS GREATER THAN 50 GPM:
 TURBINE DRIVER TYPE: Electric Engine Other _____
 Design Head _____ feet, Number of Stages _____, Shaft size _____ inches.

5. OTHER EQUIPMENT:
 Airline Installed Yes No, Orifice Depth ft. _____, Monitor Tube Installed Yes No, Depth ft. _____
 Flow Meter Mfg. _____ Meter Serial No. _____
 Meter Readout Gallons, Thousand Gallons, Acre feet, Beginning Reading _____

6. TEST DATA: Check box if Test data is submitted on Supplemental Form.

Date	<u>Aug. 12. 1991</u>	_____	_____
Total Well Depth	<u>245</u>	Time	<u>30 Min.</u>
Static Level	<u>40</u>	Rate (GPM)	<u>14</u>
Date Measured	<u>Aug. 12, 91</u>	Pumping Lvl.	<u>60</u>

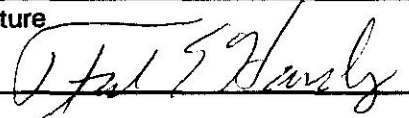
7. DISINFECTION: Type HTH Tab Amt. Used 50 Tab.

8. Water Quality analysis available. Yes No

9. Remarks _____

10. I have read the statements made herein and know the contents thereof, and that they are true to my knowledge.
 [Pursuant to Section 24-4-104 (13)(a) C.R.S., the making of false statements herein constitutes perjury in the second degree and is punishable as a class 1 misdemeanor.]

CONTRACTOR W.V. Harding & Sons Phone (719) 633-9775 Lic. No. 150
 Mailing Address 1409 Bates Dr., Colo. Springs, Colo. 80909

Name/Title (Please type or print) <u>Fred E Harding (Owner)</u>	Signature 	Date <u>Nov. 15. 1991</u>
--	---	------------------------------

251396

WAEMW

1-23-85

RECEIVED

AUG 19 1986

COLORADO DIVISION OF WATER RESOURCES

1313 Sherman Street - Room 818
Denver, Colorado 80203

WATER RESOURCES
BOARD - ENGINEERS
CONS.

THIS FORM MUST BE SUBMITTED
WITHIN 60 DAYS OF COMPLETION
OF THE WORK DESCRIBED HERE-
ON. TYPE OR PRINT IN BLACK
INK.

WELL COMPLETION AND PUMP INSTALLATION REPORT

PERMIT NUMBER 138497A

WELL OWNER Ronald Hunter NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 8
ADDRESS 7280 Nevada Lane T. 13 R. 65 W 6 P.M.
DATE COMPLETED 7/18, 19 86

HOLE DIAMETER

8 in. from 0 to 150 ft.

_____ in. from _____ to _____ ft.

_____ in. from _____ to _____ ft.

WELL LOG

From	To	Type and Color of Material	Water Loc.
0	75	Sand + gravel	
15	31	Clay	
31	95	Clay + sandstone	
95	150	Sandstone with clay streak	
TOTAL DEPTH <u>150</u>			

DRILLING METHOD

CASING RECORD:

Plain Casing

Size 5 & kind Plastic from 0 to 60 ft.

Size _____ & kind _____ from _____ to _____ ft.

Size _____ & kind _____ from _____ to _____ ft.

Perforated Casing

Size 5 & kind Plastic from 60 to 150 ft.

Size _____ & kind _____ from _____ to _____ ft.

Size _____ & kind _____ from _____ to _____ ft.

GROUTING RECORD

Material Cement

Intervals 10-60

Placement Method Poured

GRAVEL PACK: Size 3/8

Interval 60-150

TEST DATA

Date Tested 7-18, 1986

Static Water Level Prior to Test 60 ft.

Type of Test Pump Sub

Length of Test 4

Sustained Yield (Metered) 8

Final Pumping Water Level 120

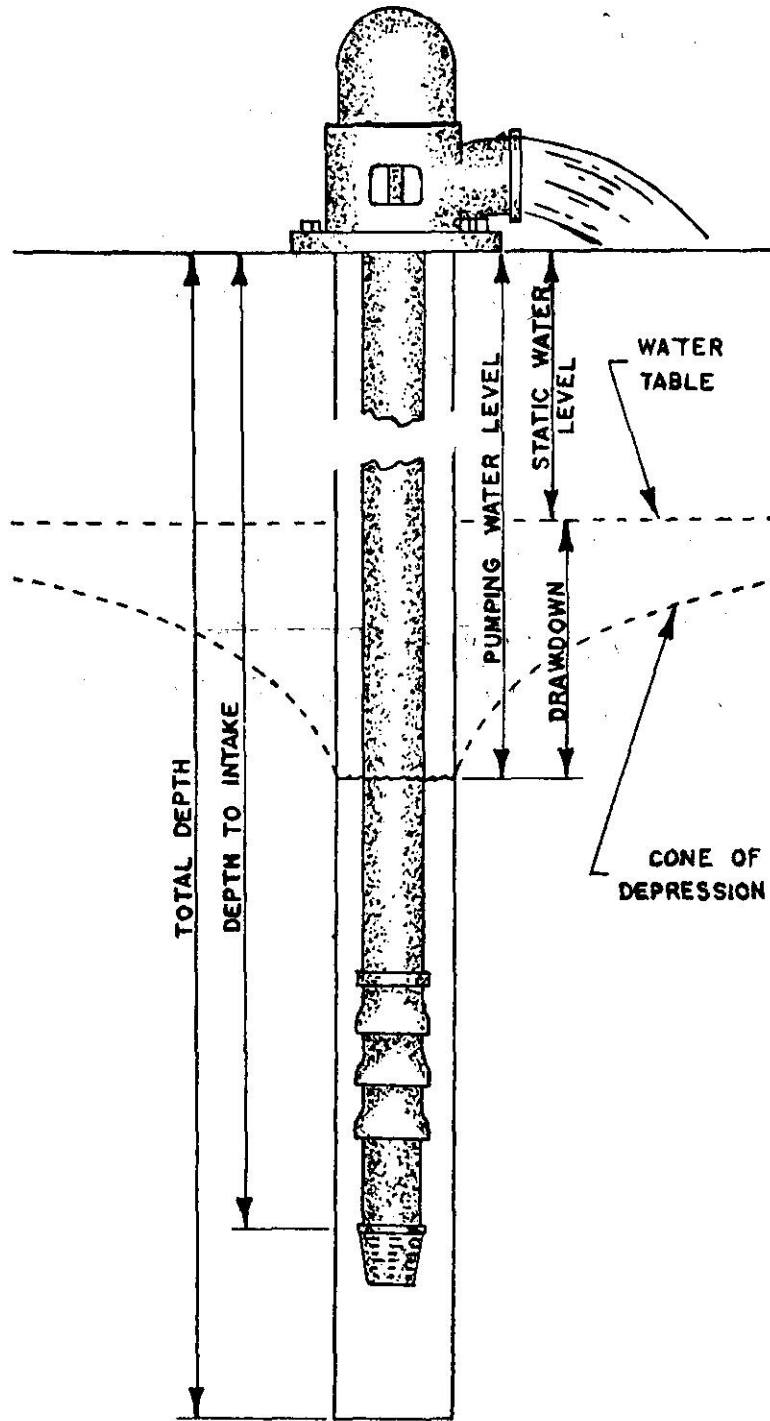
Use additional pages necessary to complete log.

PUMP INSTALLATION REPORT

Pump Make Alfa Rite
 Type Sub
 Powered by _____ HP 3/4
 Pump Serial No. _____
 Motor Serial No. _____
 Date Installed 7/18/86
 Pump Intake Depth 140
 Remarks New Installation

WELL TEST DATA WITH PERMANENT PUMP

Date Tested 7/18/86
 Static Water Level Prior to Test 60
 Length of Test 4 Hours
 Sustained yield (Metered) 8 GPM
 Pumping Water Level 120
 Remarks New Installation



CONTRACTORS STATEMENT

The undersigned, being duly sworn upon oath, deposes and says that he is the contractor of the well or pump installation described hereon; that he has read the statement made hereon; knows the content thereof, and that the same is true of his own knowledge.

Signature V. J. Stewart License No. 166

State of Colorado, County of E. El Paso SS

Subscribed and sworn to before me this 16 day of Aug., 1986.

My Commission expires: 10-4 1987.

Notary Public Lammie R. Stewart

RECEIVED

RECEIVED

AUG 10 1984

PERMIT APPLICATION FORM

WATER RESOURCES
STATE - ENGINEER
COLO.

WATER RESOURCES
STATE - ENGINEER
COLO.

Application must be complete where applicable. Type or print in BLACK INK. No overstrikes or erasures unless initialed.

FOR: A PERMIT TO USE GROUND WATER
 A PERMIT TO CONSTRUCT A WELL
 A PERMIT TO INSTALL A PUMP

REPLACEMENT FOR NO. _____
 OTHER _____
WATER COURT CASE NO. None

RECEIVED

DEC 05 1984

WATER RESOURCES
STATE - ENGINEER
COLO.

(1) APPLICANT - mailing address

NAME RONALD W. HUNTER
STREET 7280 NEVADA LANE
CITY COLO. SPRINGS COLO. 80908
(State) (Zip)
TELEPHONE NO. 495-2515

(2) LOCATION OF PROPOSED WELL

County EL PASO
NW 1/4 of the NE 1/4, Section 8
Twp. 13 S Rng. 65 W 6TH P.M.
(N.S) (E,W)

(3) WATER USE AND WELL DATA

Proposed maximum pumping rate (gpm) 12
Average annual amount of ground water to be appropriated (acre-feet): 2 ACRE-FOOT
Number of acres to be irrigated: 1/4
Proposed total depth (feet): 100
Aquifer ground water is to be obtained from: _____

Owner's well designation _____

GROUND WATER TO BE USED FOR:

HOUSEHOLD USE ONLY - no irrigation (0)
 DOMESTIC (1) INDUSTRIAL (5)
 LIVESTOCK (2) IRRIGATION (6)
 COMMERCIAL (4) MUNICIPAL (8)
 OTHER (9) _____
DETAIL THE USE ON BACK IN (11)

(4) DRILLER

Name V. J. Stewart Drg., Company
Street 4510 FORD DRIVE
City Colorado Springs, Colo. 80908
(State) (Zip)
Telephone No. 495-2042 Lic. No. 166

FOR OFFICE USE ONLY: DO NOT WRITE IN THIS COLUMN

Receipt No. 48421
Basin _____ Dist. _____

CONDITIONS OF APPROVAL

This well shall be used in such a way as to cause no material injury to existing water rights. The issuance of the permit does not assure the applicant that no injury will occur to another vested water right or preclude another owner of a vested water right from seeking relief in a civil court action.

APPROVED PURSUANT TO C.R.S. 37-92-602
(3) (c) FOR THE RELOCATION OF EXISTING WELL

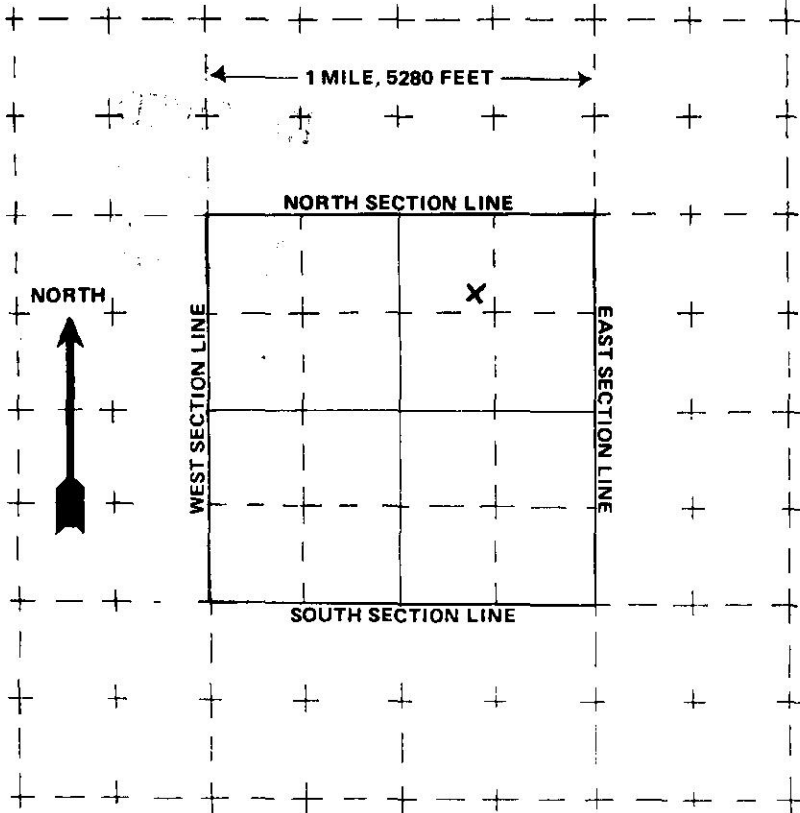
PERMIT NO. 138497. THE EXISTING WELL MUST BE PLUGGED AND ABANDONED ACCORDING TO THE RULES AND REGULATIONS FOR WATER WELL AND PUMP INSTALLATION CONTRACTORS WITHIN NINETY (90) DAYS OF COMPLETION OF THE NEW WELL. THE ENCLOSED AFFIDAVIT FORM MUST BE COMPLETED AND SUBMITTED AFFIRMING THAT THE OLD WELL WAS PLUGGED AND ABANDONED.

2) THE USE OF GROUNDWATER FROM THIS WELL IS LIMITED TO FIRE PROTECTION, ORDINARY HOUSEHOLD PURPOSES INSIDE A SINGLE FAMILY DWELLING, THE IRRIGATION OF NOT MORE THAN ONE ACRE OF HOME GARDENS AND LAWNS, AND THE WATERING OF DOMESTIC ANIMALS.

APPLICATION APPROVED

PERMIT NUMBER 138497-A
DATE ISSUED JAN 23 1985
EXPIRATION DATE JAN 23 1987
BY Robert C. Lenz (STATE ENGINEER)
Steve Lautenschlager (Assistant)
I.D. 2-10 COUNTY 21

(5) **THE LOCATION OF THE PROPOSED WELL** and the area on which the water will be used must be indicated on the diagram below. Use the CENTER SECTION (1 section, 640 acres) for the well location.



The scale of the diagram is 2 inches = 1 mile
Each small square represents 40 acres.

WATER EQUIVALENTS TABLE (Rounded Figures)

An acre-foot covers 1 acre of land 1 foot deep
1 cubic foot per second (cfs) . . . 449 gallons per minute (gpm)
A family of 5 will require approximately 1 acre-foot of water per year.
1 acre-foot . . . 43,560 cubic feet . . . 325,900 gallons.
1,000 gpm pumped continuously for one day produces 4.42 acre-feet.

(6) **THE WELL MUST BE LOCATED BELOW** by distances from section lines.

1198 ft. from NORTH (north or south) sec. line
1398 ft. from EAST (east or west) sec. line

LOT _____ BLOCK _____ FILING # _____
SUBDIVISION _____

(7) **TRACT ON WHICH WELL WILL BE LOCATED** Owner: RONALD W. HUNTER

No. of acres 5 Will this be the only well on this tract? YES

(8) **PROPOSED CASING PROGRAM**

Plain Casing
5 in. from 0 ft. to 60 ft.
~~6~~ in. from ~~60~~ ft. to ~~100~~ ft.
Perforated casing
5 in. from 60 ft. to 100 ft.
_____ in. from _____ ft. to _____ ft.

(9) **FOR REPLACEMENT WELLS** give distance and direction from old well and plans for plugging it:

X APPROXIMATELY 10 FT SOUTH OF OLD WELL - CASING IN OLD WELL HAS RUSTED CLOSED AND HAS HARDLY ANY FLOW

(10) **LAND ON WHICH GROUND WATER WILL BE USED:**

Owner(s): RONALD W. + ANNA M. HUNTER No. of acres: 5 ACRES
Legal description: NW 1/4 - NE 1/4 - SEC 8 - TWP 13 S - 6TH R.M.

(11) **DETAILED DESCRIPTION** of the use of ground water: Household use and domestic wells must indicate type of disposal system to be used.

NORMAL HOUSEHOLD USE & LAWN IRRIGATION (APPROX 1/4 ACRE) & LIVESTOCK WATERING (HOBBY)
DISPOSAL IS SEPTIC TANK + LEACH FIELD

(12) **OTHER WATER RIGHTS** used on this land, including wells. Give Registration and Water Court Case Numbers.

Type or right	Used for (purpose)	Description of land on which used

(13) **THE APPLICANT(S) STATE(S) THAT THE INFORMATION SET FORTH HEREON IS TRUE TO THE BEST OF HIS KNOWLEDGE.**

Ronald W. Hunter / Anna M. Hunter
SIGNATURE OF APPLICANT(S)

COLORADO DIVISION OF WATER RESOURCES

818 Centennial Bldg., 1313 Sherman St.

Denver, Colorado 80203

RECEIVED

DEC 05 1984

TYPE OR PRINT IN BLACK INK COPY OF ACCEPTED STATEMENT MAILED ON REQUEST.

STATE OF COLORADO

COUNTY OF ELPASO } SS.

WATER RESOURCES STATE-ENGINEER AFFIDAVIT COLO.

RECEIVED

DEC 31 1984

WATER RESOURCES STATE-ENGINEER

STATEMENT OF BENEFICIAL USE OF GROUND WATER AMENDMENT OF EXISTING RECORD LATE REGISTRATION

PERMIT NUMBER 138497

LOCATION OF WELL

THE AFFIANT(S) RONALD W. HUNTER (ANNAM) County ELPASO whose mailing address is 7280 NEVADA LANE NW 1/4 of the NE 1/4 Section 8 City COLO. SPRINGS COLO. 80908 Twp. 13 S Rng. 65 W 6TH P.M.

being duly sworn upon oath, deposes and says that he (they) is (are) the owner(s) of the well described hereon; the well is located as described above, at distances of 1198 feet from the NORTH section line and 1398 feet from the

EAST section line; water from this well was first applied to a beneficial use for the purpose(s) described herein on the

day of JUNE, 1985; the maximum sustained pumping rate of the well is 18 gallons per minute, the pumping rate claimed hereby is 12 gallons per minute; the total depth of the well is 100 feet; the average annual amount

of water to be diverted is 2 acre-feet; for which claim is hereby made for DOMESTIC - LIVESTOCK -

LAWN IRRIGATION purpose(s); the legal description of the land on which the water from this well is used is

NW 1/4 NE 1/4 SEC 8 TWP 13S R 65W 6TH PM of which

1/4 acres are irrigated and which is illustrated on the map on the reverse side of this form; that this well was completed in compliance with the permit approved therefor; this statement of beneficial use of ground water is filed in compliance with law; he (they) has (have) read the statements made hereon; knows the content thereof; and that the same are true of his (their) knowledge.

(COMPLETE REVERSE SIDE OF THIS FORM)

Signature(s) Ronald W. Hunter

Subscribed and sworn to before me on this 21st day of December, 1984

My Commission expires: 8/26/87

Samuel Hansen NOTARY PUBLIC

ACCEPTED FOR FILING BY THE STATE ENGINEER OF COLORADO PURSUANT TO THE FOLLOWING CONDITIONS:

ACCEPTED PURSUANT TO C.R.S. 37-92-602 (5) FOR USE AS DESCRIBED IN C.R.S. 37-92-602 (1)(b). 1-21-85

51396 FOR OFFICE USE ONLY Court Case No. Prior. Mo. Day Yr. Div. 2 City. 21 Sec. Well Use 3 Dist. 10 Basin Man Dis

JAN 23 1985

DATE

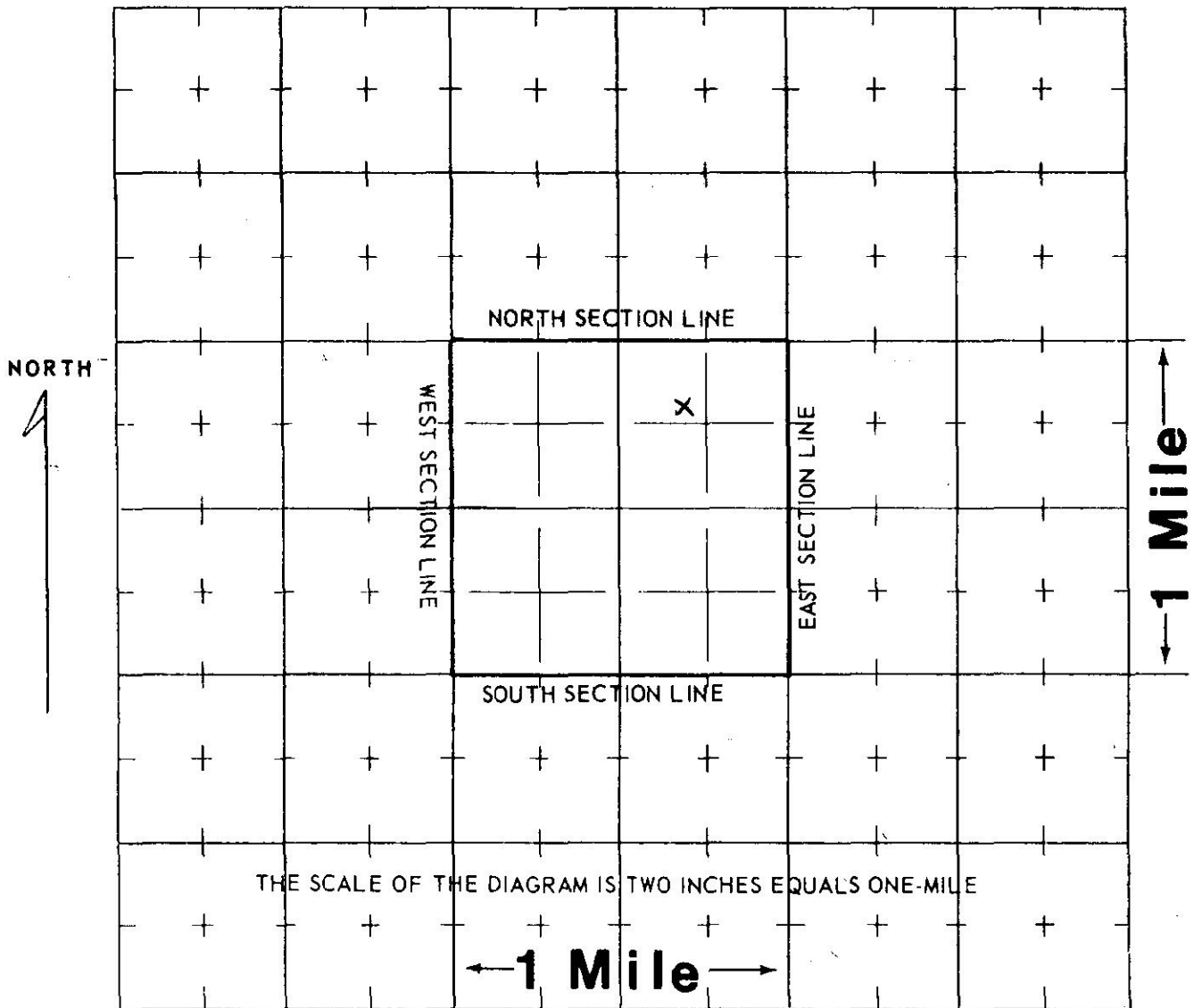
Robert G. Lingenbaugh STATE ENGINEER Assistant

Steve Lauterbach BY

Well drilled by JOHN MATEYKA Lic. No. 69
 Permanent Pump installed by _____ Lic. No. _____
 Meter Serial No. _____ Flow Meter Date Installed JUNE 1955
 Owner of land on which water is being used RONALD W & ANNA M. HUNTER

THE LOCATION OF THE WELL MUST BE SHOWN AND FOR LARGE CAPACITY IRRIGATION WELLS THE AREA ON WHICH THE WATER IS USED MUST BE SHADED OR CROSS-HATCHED ON THE DIAGRAM BELOW.

This diagram represents nine (9) sections. Use the CENTER SQUARE (one section) to indicate the location of the well, if possible.



WATER EQUIVALENTS TABLE (Rounded Figures)

- An acre-foot covers 1 acre of land 1 foot deep.
- 1 cubic foot per second (cfs) . . . 449 gallons per minute (gpm).
- 1 acre-foot . . . 43,560 cubic feet . . . 325,900 gallons.
- 1,000 gpm pumped continuously for one day produces 4.42 acre-feet.
- 100 gpm pumped continuously for one year produces 160 acre-feet.

(WHITE AND PINK COPY TO BE FILED WITH THE STATE ENGINEER
 PINK COPY WILL BE RETURNED TO OWNER)

97

GWS-1-July 1, 1983

RECEIVED

RECEIVED

SEP 14 1984

AUG 10 1984

COLORADO DIVISION OF WATER RESOURCES
818 CENTENNIAL BUILDING
1313 Sherman Street
Denver, Colorado 80203

WATER RESOURCES
STATE - ENGINEER
COLO.

WATER RESOURCES
STATE - ENGINEER
COLO.

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DEC 05 1984

WATER RESOURCES
STATE - ENGINEER
COLO.

LANDOWNERSHIP AFFIDAVIT

STATE OF COLORADO)
) SS
COUNTY OF)

The affiant(s) RONALD W. + ANNA M. HUNTER whose
mailing address is 7280 NEVADA LANE, COLO. SPRINGS
(Street) (City)

COLORADO, 80908, being duly sworn upon oath deposes
(State) (Zip Code)

and says that he (she) (they) is (are) the owner(s) of the following described
property consisting of 5 acres and situate in the County of
EL PASO, State of Colorado.

PT NW 1/4 OF NE 1/4 - SEC 8 - TWP 13S - RG 65 W - 6TH PM

and, that he (she) (they) or their predecessors have not given up their right
to appropriate the unappropriated nontributary ground water, from the
 Aquifer underlying the above-described land.

Further, the affiant(s) depose(s) and say(s) that he (she) (they) has
(have) read the statements made herein; knows the contents hereof; and that
the same are true of his (her) (their) own knowledge.

Ronald W. Hunter
Anna M. Hunter

Subscribed and sworn to before me this 26th day of July,
1984. My Commission expires 8/27/87.

[Signature]
Notary Public

(see instructions on other side)

STATE OF COLORADO - DIVISION OF WATER RESOURCES
FIELD INSPECTION REPORT

RECEIVED

DEC 05 1984

WATER RESOURCES
STATE ENGINEER
COUNCIL

PERSON CONTACTED:

Name RONALD J. HUNTER
Address 7220 N. 11th St., Denver, CO 80231
City DENVER, CO 80231
Phone No: Home 442-2211
Office 442-2211
Owner Tenant Other

PURPOSE OF INSPECTION:

Late Registration Abandoned old Well
Replacement Construction
Complaint Other
Nature of Complaint WELL WAS DROPPED

LOCATION:

County EL PASO, NW 1/4, NE 1/4, Section 8, Township 13
Range 65W, 119E feet from (N) and 139E feet from (E) Section line.

Filing Current Use of Property DOMESTIC

SOURCE OF WATER IF NOT BY SUBJECT WELL: NONE

Permit No. ---, Use of Water DOMESTIC

Well Seal 5000 Grout --- Meter ---

Pump size and type 1/2 HP VEDA

Distance from source of pollution NA feet, type ---

OBSERVATION: WELL IS IN HOUSE BUILT OVER PIT

WELL IS VERY OLD. SEE NO PROBLEMS

COMMENTS: MR HUNTER STATES FLOW HAS BECOME

REDUCED - DOES NOT YIELD ENOUGH TO FURNISH

HOUSE WITH NECESSARY WATER.

By R J Cunniff Title PR. MGR. COMM. Date 11/20/84

(Use back of this form for additional space for comments)

Aug 7, 1984

RECEIVED

SEP 14 1984

WATER RESOURCES
DIVISION
DENVER, CO

Col. Div. of Water Resources,
1313 Sherman St. Room 818
Denver, Colo. 80203

Dear Sirs;

I have outlined and made notations on the enclosed map concerning the location of the well in question. As you will see the replacement well is not the same well as Permit # 53863. I own an adjoining (across the road) 5 acres from the 18 acres which has well # 53863. The well I am wanting to replace is located on the 5 acres at my residence and was drilled in 1955 when no permit was required. The galvanized casing has rusted closed and allows hardly any flow. The replacement well is approximately 700 ft. Southeast of well # 53863. It is 100 ft. deep with the water level at 40 ft. I wish to drill a replacement well as close as possible to the existing well house and tie in and utilize the existing pressure tank and controls and transfer the pump to the new hole. Both land parcels are located in the NW¹/₄ of the NE¹/₄ Sec. 8 TWP 13 S. RANGE 65 W. 6TH P.M.

Please advise me what further information you wish for me to obtain this permit.

Respectfully,
Ronald W. Hunter

COLORADO DIVISION OF WATER RESOURCES
1313 SHERMAN ST. ROOM 818
DENVER, COLORADO 80203
PHONE: 866-3587

FROM: Betty Dyce
DATE: 8-16-84

APPLICANT () WELL DRILLER () ATTORNEY ()

We are sorry for the delay and inconvenience, but your application to (a) record and existing well (b) replace an existing well is/are being returned for the reason(s) indicated below. The additional data and corrections, which we are requesting will aid us in evaluating your application(s). Prompt completion or correction of ALL items checked in RED and the immediate return of the application(s) to this office will expedite its processing.

Thank you

PLEASE INITIAL ALL CHANGES. PLEASE TYPE OR PRINT IN BLACK INK.

LATE REGISTRATIONS

- () A \$5.00 fee is required for all late registrations. Please return the application along with the required fee.
- () We must have at least an approximate date of beneficial use entered on the forms. The well must have been put to beneficial use prior to May 8, 1972; in order to be late registered.
- () Is there a Court Decree? _____, Case No. _____.
- () Please complete the enclosed Late Registration forms. These forms must be notarized.
- () Please complete the enclosed Supplemental Information sheet.
- () Please indicate the maximum sustained pumping rate and the pumping rate claimed.
- () Please indicate the annual appropriation in acre-feet, (1 acre-foot = 325,900 gallons).
- () Please indicate the total depth.
- () Please indicate the total area irrigated, (no more than one acre of irrigation can be accepted for this type of well).
- () Signature of Applicant is required. Signature must be notarized.

REPLACEMENT APPLICATIONS

- () A \$5.00 fee is required for this type of permit.
- () Please indicate the permit number for the existing well HAS NO PERMIT NUMBER WAS DRILLED IN 1955
- () Please give the Court Decree number, if any _____.
- () The well location must be designated by the county and the $\frac{1}{4}$ of the $\frac{1}{4}$, Section, Township, Range and Principal Meridian (Item 2).
- () The distances from Section lines must be shown. (Item 6)
- () The $\frac{1}{4}$ of the $\frac{1}{4}$ section (Item 2) does not agree with the distances from the section line (Item 6). The distances place the well in the $\frac{1}{4}$ $\frac{1}{4}$.
- () Please indicate the proposed pumping rate.
- () Please indicate average annual appropriation in acre-feet (Item 3). (1 acre-foot = 325,900 gallons). For Household Use (no lawn or garden watering) 1 acre-foot should be more than sufficient water for a family of five. Also, we estimate that 100 head of cattle use 1.3 acre-feet of water per year.
- () For a Domestic Well no more than one (1) acre of lawn or gardens can be irrigated (Item 3).
- () For a Household Use Only Well, no irrigation of lawns or gardens can be permitted (Item 3 and 11).
- () Please indicate the proposed total depth (Item 3).
- () Please indicate Subdivision (Item 6).
- () If this is not the only well on this tract (Item 7), please explain in Item 12 and include the permit numbers of any other wells.
- () The proposed casing program must be completed (Item 8).
- () The existing well must be plugged and abandoned according to the rules and regulations. Please include the distance and direction from the old well (Item 9).
- () Please indicate the specific use intended for the water, and the type of disposal system to be used (Item 11).
- () Please complete item(s) _____ where checked in red.
- () Signature of applicant is required on the application (Item 13).
- () Please provide a complete legal description of the property (metes and bounds description or a surveyors plat).
- () Please complete the enclosed "Affidavit of Ownership".

() Other Our records show a permit in your name (permit NO 53863) located in the NE $\frac{1}{4}$, NW $\frac{1}{4}$ of Sec 8. If this is the same well, please verify the $\frac{1}{4}$, $\frac{1}{4}$ sections and distances from section lines and correct accordingly (see enclosed map).

(over)

Permit No 53863 was issued for
an 18 acre parcel. If this
is the same well, please
explain the difference in
property size.

If this is not the same
well, please contact me for
additional information
concerning what is needed
in order for us to issue
a replacement permit.

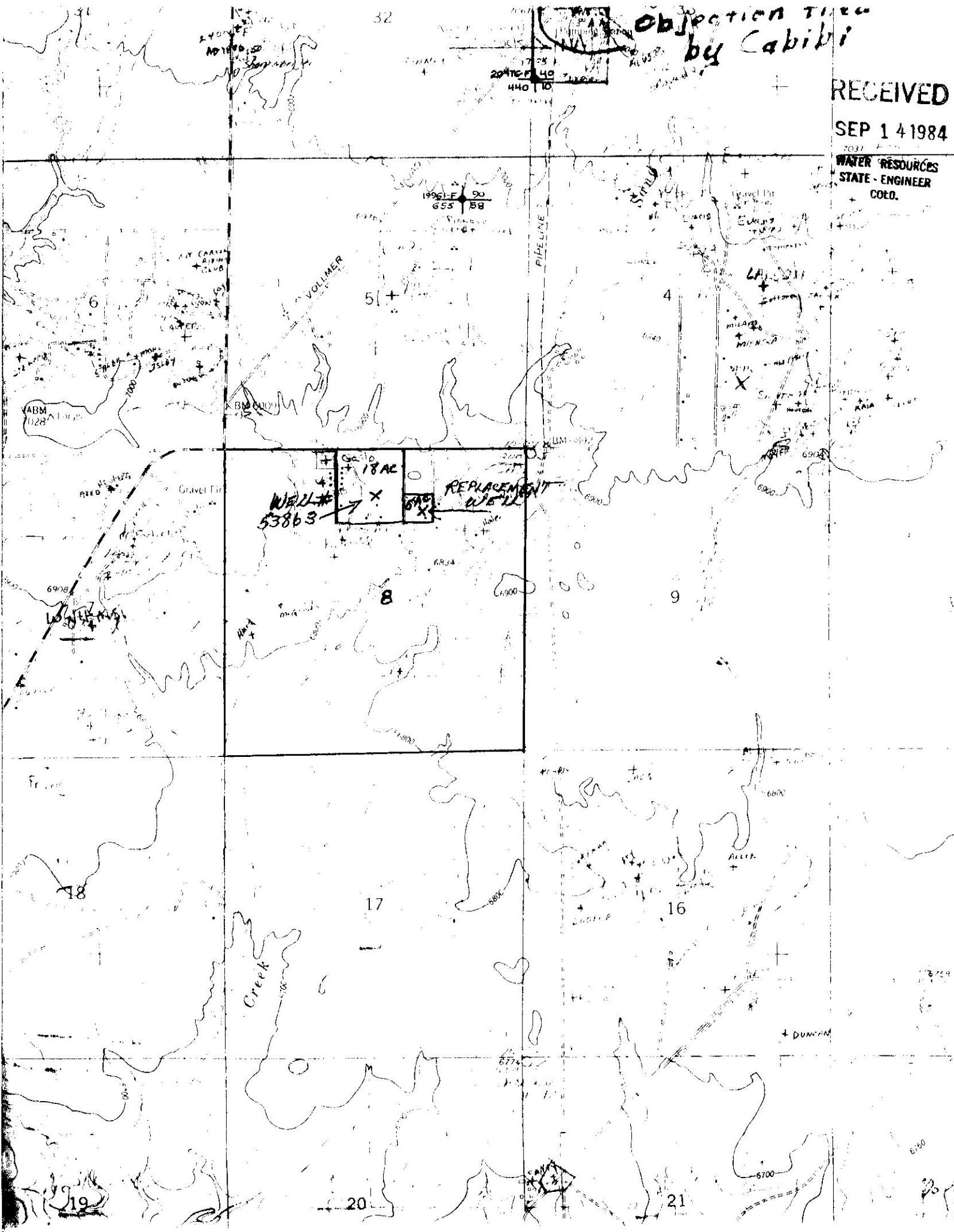
32

Objection filed
by Cabiki

RECEIVED

SEP 14 1984

WATER RESOURCES
STATE - ENGINEER
COLO.



RICHARD B. LAMM
Governor



JERIS A. DANIELSON
State Engineer

OFFICE OF THE STATE ENGINEER
DIVISION OF WATER RESOURCES

1313 Sherman Street-Room 818
Denver, Colorado 80203
(303) 866-3581

Ronald W Hunter
7280 Nevada Lane
Color Springs, Colo 80908

Receipt No. 48431

Your application(s) to replace a well, is/are being returned for the reasons indicated below. The information and corrections which we are requesting is required to fully evaluate your application(s). Prompt completion or correction of all items and the immediate return of the application(s) to this office will expedite its/their processing. Additional delay can be avoided by correctly completing the application in full and supplying the requested information.

The application(s) must be typed or printed in black ink. All changes, corrections, or additions to the application must be initialed and dated. Do not alter or change any questions on the application.

Since the old well is not recorded the enclosed Late Registration forms must be completed and returned to this office along with an additional \$45.00 filing fee. Please complete all blanks on the form. You will also need to contact the Division Engineer's Office in Pueblo. They will have a Water Commissioner visit the property to verify the existence and use of the well. Please contact:

Division of Water Resources
1906 W. 7th Avenue
Pueblo, Colo. 81004
542-3368

From Betty Nye Date 7-25-84
Engineering Technician
Ground Water Section



Customer Distribution

Our Order Number: SR55048827-2

Date: 09-04-2014

Property Address: 7280 NEVADA LANE, COLORADO SPRINGS, CO 80923

For Closing Assistance

Linda Schmidt
102 S TEJON #760
COLORADO SPRINGS, CO 80903
719-266-6081 (phone)
877-261-1660 (fax)
lschmidt@ltgc.com

Closer's Assistant

MEGAN STAYSKAL
102 S TEJON #760
COLORADO SPRINGS, CO 80903
719-634-4821 (phone)
719-634-3190 (fax)
mstayskal@ltgc.com

For Title Assistance

RESIDENTIAL TITLE "SR" UNIT
102 S TEJON #760
COLORADO SPRINGS, CO 80903
719-634-4821 (phone)
719-634-3190 (fax)
blabbe@ltgc.com

Buyer/Borrower

GREEN PASTEURS, LLC

Attention: JEFFREY WEISBURG AND ERIC MOROSKI

Delivered via: Electronic Mail

Seller/Owner

J.C. HUNTER

Delivered via: Electronic Mail



Land Title Guarantee Company

Estimate of Title Fees

Order Number: SR55048827-2

Date: 09-04-2014

Property Address: 7280 NEVADA LANE, COLORADO SPRINGS, CO 80923

Buyer/Borrower: GREENER PASTEURS, LLC, A WYOMING LIMITED LIABILITY COMPANY

Seller: RONALD W. HUNTER, SUBJECT TO THE ADMINISTRATION IN THE ESTATE OF RONALD W. HUNTER, DECEASED, UNDER THE COLORADO PROBATE CODE

Wire Instructions

Bank: ANB BANK
Address: P.O. BOX 9250
102 N. CASCADE AVENUE
COLORADO SPRINGS, CO 80903
Credit: LAND TITLE GUARANTEE COMPANY
ABA No: 107001232
Account: 70650273
Attention: Linda Schmidt

Please note: We do not accept ACH electronic transfers.

Visit Land Title's website at www.ltgc.com for directions to any of our offices.

Estimate of Title Insurance Fees

ALTA Owners Policy 06-17-06 (Reissue Rate)	\$633.00
Deletion of Standard Exception(s)	\$65.00
ALTA Loan Policy 06-17-06 (Bundled Concurrent)	\$429.00
Endorsement ALTA 8.1-06	\$0.00
Endorsement 100-06	\$0.00
Tax Certificate (will be ordered prior to closing)	\$21.00
If Land Title Guarantee Company will be closing this transaction, the fees listed above will be collected at closing.	
Total	\$1,148.00

THANK YOU FOR YOUR ORDER!

ALTA COMMITMENT
Old Republic National Title Insurance Company
Schedule A

Order Number: SR55048827-2

Customer Ref-Loan No.:

Property Address:

7280 NEVADA LANE, COLORADO SPRINGS, CO 80923

1. Effective Date:

08-29-2014 at 17:00:00

2. Policy to be Issued and Proposed Insured:

"ALTA" Owner's Policy 06-17-06 \$360,000.00

Proposed Insured:

GREENER PASTEURS, LLC, A WYOMING LIMITED
LIABILITY COMPANY

"ALTA" Loan Policy 06-17-06 \$324,000.00

Proposed Insured:

A LENDER TO BE DETERMINED

3. The estate or interest in the land described or referred to in this Commitment and covered herein is:

A FEE SIMPLE AS TO PARCEL A; AN EASEMENT INTEREST AS TO PARCEL B

4. Title to the estate or interest covered herein is at the effective date hereof vested in:

RONALD W. HUNTER, SUBJECT TO THE ADMINISTRATION IN THE ESTATE OF RONALD W. HUNTER, DECEASED, UNDER THE COLORADO PROBATE CODE

5. The Land referred to in this Commitment is described as follows:

PARCEL A:

PART OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 8 IN TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO, DESCRIBED AS FOLLOWS: THE SOUTHERLY 430 FEET OF THE FOLLOWING DESCRIBED TRACT: COMMENCING AT A POINT ON THE NORTH LINE OF SAID SECTION 8 LOCATED 280 FEET WEST OF THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION; THENCE SOUTHERLY 1290 FEET TO A POINT LOCATED 30 FEET NORTH OF A POINT ON THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER WHICH IS 279.67 FEET WEST OF THE EAST LINE OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION; THENCE ANGLE RIGHT AND RUN WESTERLY A DISTANCE OF 505.93 FEET; THENCE ANGLE RIGHT AND RUN NORTHERLY A DISTANCE OF 1290 FEET TO THE NORTH LINE OF SAID SECTION; THENCE EAST ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.

PARCEL B:

A NON-EXCLUSIVE RIGHT OF WAY FOR PURPOSES OF INGRESS AND EGRESS OVER A STRIP OF LAND 30 FEET WIDE, THE CENTER LINE OF WHICH IS DESCRIBED AS FOLLOWS: COMMENCING AT A POINT ON THE NORTH LINE OF SECTION 8, TOWNSHIP 13 SOUTH, RANGE 65 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO, LOCATED 786.51 FEET WEST OF THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 8; THENCE SOUTHERLY ON A STRAIGHT LINE A DISTANCE OF 1320 FEET, MORE OR LESS.

ALTA COMMITMENT
Old Republic National Title Insurance Company
Schedule A

Order Number: SR55048827-2

Customer Ref-Loan No.:

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ALTA COMMITMENT
Old Republic National Title Insurance Company
Schedule B-1

(Requirements)

Order Number: SR55048827-2

The following are the requirements to be complied with:

Payment to or for the account of the grantors or mortgagors of the full consideration for the estate or interest to be insured.

Proper instrument(s) creating the estate or interest to be insured must be executed and duly filed for record, to-wit:

REQUIREMENTS TO PROVIDE OWNER'S EXTENDED COVERAGE IN THE OWNER'S POLICY TO BE ISSUED

A. UPON RECEIPT BY THE COMPANY OF A SATISFACTORY FINAL AFFIDAVIT AND AGREEMENT FROM THE SELLER AND PROPOSED INSURED, EXCEPTIONS 1 THROUGH 4 OF THE STANDARD EXCEPTIONS WILL BE DELETED. ANY ADVERSE MATTERS DISCLOSED BY THE FINAL AFFIDAVIT AND AGREEMENT WILL BE ADDED AS EXCEPTIONS.

B. IF LAND TITLE GUARANTEE CONDUCTS THE CLOSING OF THE CONTEMPLATED TRANSACTIONS AND RECORDS THE DOCUMENTS IN CONNECTION THEREWITH, EXCEPTION NO. 5 OF THE STANDARD EXCEPTIONS WILL BE DELETED.

C. UPON RECEIPT OF PROOF OF PAYMENT OF ALL PRIOR YEARS' TAXES AND ASSESSMENTS, EXCEPTION NO. 6 OF THE STANDARD EXCEPTIONS WILL BE AMENDED TO READ:

TAXES AND ASSESSMENTS FOR THE YEAR 2014 AND SUBSEQUENT YEARS.

1. PROVIDE LAND TITLE GUARANTEE COMPANY WITH A CURRENT IMPROVEMENT LOCATION CERTIFICATE OF SUBJECT PROPERTY. THIS REQUIREMENT IS NECESSARY TO DELETE STANDARD EXCEPTIONS 1-3 ON THE LOAN POLICY AND MUST DISCLOSE THE LOCATION OF FENCE LINES ALONG THE SUBJECT PROPERTY BOUNDARIES, IF ANY (IF NO FENCE IMPROVEMENTS EXIST ALONG THE PROPERTY PERIMETERS, THE CERTIFICATE MUST AFFIRMATIVELY STATE SUCH). UPON REVIEW, ADDITIONAL REQUIREMENTS AND/OR EXCEPTIONS MAY BE NECESSARY.

NOTE: ANY MATTERS DISCLOSED BY SAID ILC WILL BE REFLECTED ON SAID POLICY(S) TO BE ISSUED HEREUNDER.

NOTE: LAND TITLE IS NOT RESPONSIBLE FOR ORDERING SAID ILC.

2. RELEASE OF DEED OF TRUST DATED OCTOBER 02, 2013 FROM RONALD W. HUNTER TO THE PUBLIC TRUSTEE OF EL PASO COUNTY FOR THE USE OF SECRETARY OF HOUSING AND URBAN DEVELOPMENT TO SECURE THE SUM OF \$438,000.00 RECORDED OCTOBER 29, 2013, UNDER RECEPTION NO. [213133720](#).

NOTE: SAID DEED OF TRUST WAS RE-RECORDED NOVEMBER 7, 2013 UNDER RECEPTION NO. [213137332](#).

3. RELEASE OF DEED OF TRUST DATED OCTOBER 02, 2013 FROM RONALD W. HUNTER TO THE PUBLIC TRUSTEE OF EL PASO COUNTY FOR THE USE OF MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. AS NOMINEE FOR AMERICAN ADVISORS GROUP TO SECURE THE SUM OF \$438,000.00 RECORDED OCTOBER 29, 2013, UNDER RECEPTION NO. [213133721](#).

ALTA COMMITMENT
Old Republic National Title Insurance Company
Schedule B-1

(Requirements)

Order Number: SR55048827-2

The following are the requirements to be complied with:

NOTE: SAID DEED OF TRUST WAS RE-RECORDED NOVEMBER 7, 2013 UNDER RECEPTION NO. 213137331.

4. WRITTEN CONFIRMATION THAT THE INFORMATION CONTAINED IN STATEMENT OF AUTHORITY FOR GREENER PASTEURS, LLC, A WYOMING LIMITED LIABILITY COMPANY RECORDED MARCH 09, 2011 AT RECEPTION NO. 211024345 IS CURRENT.

NOTE: SAID INSTRUMENT DISCLOSES JEFF WEISBURG AND ERIC MOROSKI AS THE MANAGERS AUTHORIZED TO EXECUTE INSTRUMENTS CONVEYING, ENCUMBERING OR OTHERWISE AFFECTING TITLE TO REAL PROPERTY ON BEHALF OF SAID ENTITY. IF THIS INFORMATION IS NOT ACCURATE, A CURRENT STATEMENT OF AUTHORITY MUST BE RECORDED.

5. FURNISH TO LAND TITLE GUARANTEE COMPANY THE RELEVANT PAGES OF THE FULLY EXECUTED OPERATING AGREEMENT FOR GREENER PASTEURS, LLC, A WYOMING LIMITED LIABILITY COMPANY THAT DISCLOSE WHO MAY CONVEY, ACQUIRE, ENCUMBER, LEASE OR OTHERWISE DEAL WITH INTERESTS IN REAL PROPERTY ON BEHALF OF SAID ENTITY.

NOTE: ADDITIONAL REQUIREMENTS MAY BE NECESSARY UPON REVIEW OF THIS DOCUMENTATION.

6. COPY OF LETTERS CERTIFIED BY A COLORADO COURT EVIDENCING THE APPOINTMENT OF A PERSONAL REPRESENTATIVE IN THE ESTATE OF RONALD W. HUNTER, DECEASED.
7. PERSONAL REPRESENTATIVE'S DEED TO GREENER PASTEURS, LLC, A WYOMING LIMITED LIABILITY COMPANY IN THE ESTATE OF RONALD W. HUNTER, DECEASED.
8. DEED OF TRUST FROM GREENER PASTEURS, LLC, A WYOMING LIMITED LIABILITY COMPANY TO THE PUBLIC TRUSTEE OF EL PASO COUNTY FOR THE USE OF A LENDER TO BE DETERMINED TO SECURE THE SUM OF \$324,000.00.

NOTE: ITEMS 1 THROUGH 3 OF THE STANDARD EXCEPTIONS WILL BE DELETED FROM AND FORM 100 WILL BE ATTACHED TO THE MORTGAGEE'S POLICY WHEN ISSUED UPON RECEIPT OF A SATISFACTORY IMPROVEMENT LOCATION CERTIFICATE. EXCEPTION MAY BE MADE TO ANY ADVERSE MATTERS DISCLOSED BY THE IMPROVEMENT LOCATION CERTIFICATE.

ITEM 4 OF THE STANDARD EXCEPTIONS WILL BE DELETED UPON RECEIPT OF A SATISFACTORY LIEN AFFIDAVIT.

NOTE: ALL PARTIES WILL BE REQUIRED TO SIGN THE LIEN AFFIDAVIT AT CLOSING.

Old Republic National Title Insurance Company
Schedule B-2

(Exceptions)

Order Number: SR55048827-2

The policy or policies to be issued will contain exceptions to the following unless the same are disposed of to the satisfaction of the Company:

1. Any facts, rights, interests, or claims thereof, not shown by the Public Records but that could be ascertained by an inspection of the Land or that may be asserted by persons in possession of the Land.
2. Easements, liens or encumbrances, or claims thereof, not shown by the Public Records.
3. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land and not shown by the Public Records.
4. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the Public Records.
5. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date of the proposed insured acquires of record for value the estate or interest or mortgage thereon covered by this Commitment.
6. (a) Taxes or assessments that are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the Public Records; (b) proceedings by a public agency that may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the Public Records.
7. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water.
8. RESERVATIONS AS SHOWN ON UNITED STATES PATENT RECORDED AUGUST 29, 1903 IN BOOK 143 AT PAGE [485](#).
9. RIGHT OF WAY EASEMENT AS GRANTED TO THE CITY OF COLORADO SPRINGS PUBLIC UTILITIES IN INSTRUMENT RECORDED NOVEMBER 14, 1961, IN BOOK 1889 AT PAGE [399](#).
10. RIGHT OF WAY EASEMENT AS GRANTED TO THE MOUNTAIN VIEW ELECTRIC ASSOCIATION, INCORPORATED IN INSTRUMENT RECORDED OCTOBER 02, 1972, IN BOOK 2527 AT PAGE [987](#).
11. THE EFFECT OF INCLUSION OF SUBJECT PROPERTY IN THE FALCON FIRE PROTECTION DISTRICT, AS EVIDENCED BY INSTRUMENTS RECORDED DECEMBER 02, 1980, IN BOOK 3380 AT PAGES [670](#) AND [675](#) AND FEBRUARY 17, 1981 IN BOOK 3404 AT PAGES [582](#) AND [587](#).
12. APPARENT EASEMENTS FOR ROADWAYS ALONG THE EASTERLY (NEVADA LANE), SOUTHERLY (CALIFORNIA DRIVE), AND WESTERLY (UTAH LANE) PORTIONS OF SUBJECT PROPERTY.



**JOINT NOTICE OF PRIVACY POLICY OF
LAND TITLE GUARANTEE COMPANY,
LAND TITLE GUARANTEE COMPANY - GRAND JUNCTION,
LAND TITLE INSURANCE CORPORATION AND
OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY**

This Statement is provided to you as a customer of Land Title Guarantee Company and Meridian Land Title, LLC, as agents for Land Title Insurance Corporation and Old Republic National Title Insurance Company.

We want you to know that we recognize and respect your privacy expectations and the requirements of federal and state privacy laws. Information security is one of our highest priorities. We recognize that maintaining your trust and confidence is the bedrock of our business. We maintain and regularly review internal and external safeguards against unauthorized access to non-public personal information ("Personal Information").

In the course of our business, we may collect Personal Information about you from:

- ▶ applications or other forms we receive from you, including communications sent through TMX, our web-based transaction management system;
 - ▶ your transactions with, or from the services being performed by, us, our affiliates, or others;
 - ▶ a consumer reporting agency, if such information is provided to us in connection with your transaction;
- and
- ▶ the public records maintained by governmental entities that we either obtain directly from those entities, or from our affiliates and non-affiliates.

Our policies regarding the protection of the confidentiality and security of your Personal Information are as follows:

- ▶ We restrict access to all Personal Information about you to those employees who need to know that information in order to provide products and services to you.
- ▶ We maintain physical, electronic and procedural safeguards that comply with federal standards to protect your Personal Information from unauthorized access or intrusion.
- ▶ Employees who violate our strict policies and procedures regarding privacy are subject to disciplinary action.
- ▶ We regularly access security standards and procedures to protect against unauthorized access to Personal Information.

WE DO NOT DISCLOSE ANY PERSONAL INFORMATION ABOUT YOU WITH ANYONE FOR ANY PURPOSE THAT IS NOT PERMITTED BY LAW.

Consistent with applicable privacy laws, there are some situations in which Personal Information may be disclosed. We may disclose your Personal Information when you direct or give us permission; when we are required by law to do so, for example, if we are served a subpoena; or when we suspect fraudulent or criminal activities. We also may disclose your Personal Information when otherwise permitted by applicable privacy laws such as, for example, when disclosure is needed to enforce our rights arising out of any agreement, transaction or relationship with you.

Our policy regarding dispute resolution is as follows. Any controversy or claim arising out of or relating to our privacy policy, or the breach thereof, shall be settled by arbitration in accordance with the rules of the American Arbitration Association, and judgment upon the award rendered by the arbitrator(s) may be entered in any court having jurisdiction thereof.



LAND TITLE GUARANTEE COMPANY
LAND TITLE GUARANTEE COMPANY - GRAND JUNCTION

DISCLOSURE STATEMENTS

Note: Pursuant to CRS 10-11-122, notice is hereby given that:

- A) The Subject real property may be located in a special taxing district.
- B) A Certificate of Taxes Due listing each taxing jurisdiction shall be obtained from the County Treasurer or the County Treasurer's authorized agent.
- C) The information regarding special districts and the boundaries of such districts may be obtained from the Board of County Commissioners, the County Clerk and Recorder, or the County Assessor.

Note: Effective September 1, 1997, CRS 30-10-406 requires that all documents received for recording or filing in the clerk and recorder's office shall contain a top margin of at least one inch and a left, right and bottom margin of at least one half of an inch. The clerk and recorder may refuse to record or file any document that does not conform, except that, the requirement for the top margin shall not apply to documents using forms on which space is provided for recording or filing information at the top margin of the document.

Note: Colorado Division of Insurance Regulations 3-5-1, Paragraph C of Article VII requires that "Every title entity shall be responsible for all matters which appear of record prior to the time of recording whenever the title entity conducts the closing and is responsible for recording or filing of legal documents resulting from the transaction which was closed". Provided that Land Title Guarantee Company conducts the closing of the insured transaction and is responsible for recording the legal documents from the transaction, exception number 5 will not appear on the Owner's Title Policy and the Lenders Policy when issued.

Note: Affirmative mechanic's lien protection for the Owner may be available (typically by deletion of Exception no. 4 of Schedule B, Section 2 of the Commitment from the Owner's Policy to be issued) upon compliance with the following conditions:

- A) The land described in Schedule A of this commitment must be a single family residence which includes a condominium or townhouse unit.
- B) No labor or materials have been furnished by mechanics or material-men for purposes of construction on the land described in Schedule A of this Commitment within the past 6 months.
- C) The Company must receive an appropriate affidavit indemnifying the Company against un-filed mechanic's and material-men's liens.
- D) The Company must receive payment of the appropriate premium.
- E) If there has been construction, improvements or major repairs undertaken on the property to be purchased within six months prior to the Date of the Commitment, the requirements to obtain coverage for unrecorded liens will include: disclosure of certain construction information; financial information as to the seller, the builder and or the contractor; payment of the appropriate premium fully executed Indemnity Agreements satisfactory to the company, and, any additional requirements as may be necessary after an examination of the aforesaid information by the Company.

No coverage will be given under any circumstances for labor or material for which the insured has contracted for or agreed to pay.

Note: Pursuant to CRS 10-11-123, notice is hereby given:

This notice applies to owner's policy commitments containing a mineral severance instrument exception, or exceptions, in Schedule B, Section 2.

- A) That there is recorded evidence that a mineral estate has been severed, leased, or otherwise conveyed from the surface estate and that there is a substantial likelihood that a third party holds some or all interest in oil, gas, other minerals, or geothermal energy in the property; and
- B) That such mineral estate may include the right to enter and use the property without the surface owner's permission.

Note: Pursuant to CRS 10-1-128(6)(a), It is unlawful to knowingly provide false, incomplete, or misleading facts or information to an insurance company for the purpose of defrauding or attempting to defraud the company. Penalties may include imprisonment, fines, denial of insurance, and civil damages. Any insurance company or agent of an insurance company who knowingly provides false, incomplete, or misleading facts or information to a policyholder or claimant for the purpose of defrauding or attempting to defraud the policyholder or claimant with regard to a settlement or award payable from insurance proceeds shall be reported to the Colorado division of insurance within the department of regulatory agencies.

Nothing herein contained will be deemed to obligate the company to provide any of the coverages referred to herein unless the above conditions are fully satisfied.



Commitment to Insure

ALTA Commitment - 2006 Rev.

OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY, a Minnesota corporation, (Company) for a valuable consideration, commits to issue its policy or policies of title insurance, as identified in Schedule A, in favor of the Proposed Insured named in Schedule A, as owner or mortgagee of the estate or interest in the land described or referred to in Schedule A, upon payment of the premiums and charges and compliance with the requirements; all subject to the provisions of Schedule A and B and to the Conditions of this Commitment.

This Commitment shall be effective only when the identity of the Proposed Insured and the amount of the policy or policies committed for have been inserted in Schedule A by the Company. All liability and obligation under this commitment shall cease and terminate six months after the Effective Date or when the policy or policies committed for shall issue, whichever first occurs, provided that the failure to issue such policy or policies is not the fault of the Company.

CONDITIONS AND STIPULATIONS

1. The term "mortgage", when used herein, shall include deed of trust, trust deed, or other security instrument.
2. If the proposed Insured has or acquires actual knowledge of any defect, lien, encumbrance, adverse claim or other matter affecting the estate or interest or mortgage thereon covered by this Commitment other than those shown in Schedule B hereof, and shall fail to disclose such knowledge to Company in writing, the Company shall be relieved from liability for any loss or damage resulting from any act of reliance hereon to the extent the Company is prejudiced by failure to so disclose such knowledge. If the proposed Insured shall disclose such knowledge to the Company, or if the Company otherwise acquires actual knowledge of any such defect, lien, encumbrance, adverse claim or other matter, the Company at its option may amend Schedule B of this Commitment accordingly, but such amendment shall not relieve the Company from liability previously incurred pursuant to paragraph 3 of these Conditions and Stipulations.
3. Liability of the Company under this Commitment shall be only to the named proposed Insured and such parties included under the definition of Insured in the form of policy or policies committed for and only for actual loss incurred in reliance hereon in undertaking in good faith (a) to comply with the requirements hereof or (b) to eliminate exceptions shown in Schedule B, or (c) to acquire or create the estate or interest or mortgage thereon covered by this Commitment. In no event shall such liability exceed the amount stated in Schedule A for the policy or policies committed for and such liability is subject to the insuring provisions and the Conditions and Stipulations and the Exclusions from Coverage of the form of policy or policies committed for in favor of the proposed Insured which are hereby incorporated by reference and are made a part of this Commitment except as expressly modified herein.
4. This commitment is a contract to issue one or more title insurance policies and is not an abstract of title or a report of the condition of title. Any action or actions or rights of action that the proposed Insured may have or may bring against the Company arising out of the status of the title to the estate or interest or the status of the mortgage thereon covered by this Commitment must be based on and are subject to the provisions of this Commitment.
5. The policy to be issued contains an arbitration clause. All arbitrable matters when the Amount of Insurance is \$2,000,000 or less shall be arbitrated at the option of either the Company or the Insured as the exclusive remedy of the parties. You may review a copy of the arbitration rules at www.alta.org.

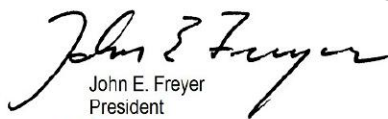
STANDARD EXCEPTIONS

In addition to the matters contained in the Conditions and Stipulations and Exclusions from Coverage above referred to, this Commitment is also subject to the following:

1. Rights or claims of parties in possession not shown by the Public Records.
2. Easements, or claims of easements, not shown by the Public Records.
3. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, and any facts which a correct survey or inspection of the Land would disclose and which are not shown by the Public Records.
4. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the Public Records.
5. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the Public Records or attaching subsequent to the effective date hereof but prior to the date the proposed insured acquires of record for value the estate or interest or mortgage thereon covered by this Commitment.

IN WITNESS WHEREOF, Old Republic National Title Insurance Company has caused its corporate name and seal to be affixed by its duly authorized officers on the date shown in Schedule A to be valid when countersigned by a validating officer or other authorized signatory.

Issued by:
Land Title Guarantee Company
3033 East First Avenue
Suite 600
Denver, Colorado 80206
303-850-4165


John E. Freyer
President

Authorized Officer or Agent



Old Republic National Title Insurance Company
a Stock Company
400 Second Avenue South
Minneapolis, Minnesota 55401
(612)371-1111


Mark Bilbrey
President


Rande Yeager
Secretary

AMERICAN
LAND TITLE
ASSOCIATION



Aug 7, 1984

RECEIVED

SEP 14 1984

WATER RESOURCES
DIVISION
DENVER, COLORADO

Col. Div. of Water Resources,
1313 Sherman St. Room 818
Denver, Colo. 80203

Dear Sirs;

I have outlined and made notations on the enclosed map concerning the location of the well in question. As you will see the replacement well is not the same well as Permit # 53863. I own an adjoining (across the road) 5 acres from the 18 acres which has well # 53863. The well I am wanting to replace is located on the 5 acres at my residence and was drilled in 1955 when no permit was required. The galvanized casing has rusted closed and allows hardly any flow. The replacement well is approximately 700 ft. Southeast of well # 53863. It is 100 ft. deep with the water level at 40 ft. I wish to drill a replacement well as close as possible to the existing well house and tie in and utilize the existing pressure tank and controls and transfer the pump to the new hole. Both land parcels are located in the NW¹/₄ of the NE¹/₄ Sec. 8 TWP 13 S. RANGE 65 W. 6TH P.M.

Please advise me what further information you wish for me to obtain this permit.

Respectfully,
Ronald W. Hunter