

**Waiver of Consultation under COGCC Rule 306**

Randell Bert Kline Co-Trustees and Sheila Evans Co-Trustees, of the Beulah C. Kline Living Trust and the Earl E. Kline Living Trust P.O. Box 512, Craig CO 81626, state as follows.

Whereas, E. B. Kline and Company and Quicksilver Resources Inc.(hereinafter referred to as "Quicksilver") entered into a Surface Use Agreement dated July 2, 2011, regarding operations of Quicksilver on real property owned by E. B. Kline and Company legally described as the Northeast  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 23, Township 7 North, Range 91 West of the 6<sup>th</sup> P.M., located in Moffat County, Colorado (the "Property") for the operation of the well named KLINE 7-91 #21-23 (the "Well") of which E. B. Kline and Company was the surface owner. Since said date of execution of the Surface Use Agreement by and between E. B. Kline and Company and Quicksilver, E. B. Kline and Company assigned all their rights and benefits in and to said Property to the Earl E. Kline Living Trust and the Beulah C. Kline Living Trust, and Quicksilver assigned all their rights and benefits in and to said Property to Southwestern Energy;

Whereas Colorado Oil and Gas Conservation Commission (the "COGCC") Rules of Regulation provide for consultation by the Colorado Parks and Wildlife as set forth in Rule 306(c);

Therefore, Randell Bert Kline Co-Trustee and Sheila Kline Co-Trustee of the Earl E. Kline Living Trust and the Beulah C. Kline Living Trust states as follows:

1. Earl E. Kline Living Trust and Beulah C. Kline Living Trust waives consultation under COGCC Rule 306 and the inclusion of permit specific conditions of approval (COA) pursuant to COGCC Rule 306(c)(3).
2. This waiver is made pursuant to the Surface Use Agreement and shall not be deemed an expansion, modification or otherwise of the rights and obligations of the parties thereto except as expressly stated herein.

**Earl E. Kline Living Trust**

**Beulah C. Kline Living Trust**

*Randell Bert Kline* Co Trustee  
By Randell Bert Kline Co-Trustee

*Sheila Evans* co trustee  
By Sheila Evans Co-Trustee



## COLORADO

### Parks and Wildlife

Department of Natural Resources

Northwest Regional Office  
711 Independent Avenue  
Grand Junction, CO 81505

Cheryl Rowell, Sr. Staff Regulatory Analyst  
Southwestern Energy  
2350 N. Sam Houston Parkway, E.  
Houston TX 77032

RE: Amended Oil and Gas Location Assessment for location # 425554 (Kline 21-23 well pad)  
and submission of surface owner waiver of consultation.

Dear Ms. Rowell,

Colorado Parks and Wildlife (CPW) staff received and reviewed the oil and gas location assessment document (#400675653) submitted by Southwestern Energy for an amended existing location (the Kline 21-23 pad). The document was received by CPW on September 2, 2014 and reviewed and submitted back to the Colorado Oil and Gas Conservation Commission with recommendations on September 5, 2014. CPWs recommendations were the same BMPs as contained on the original approved location assessment dated September 23, 2011.

On October 1, 2014, following the approval of the location assessment form, CPW received a signed, document from the Earl E. Kline Living Trust titled Waiver of Consultation under COGCC Rule 306.

CPW will, for this specific permit request, agree to honor the Waiver of Consultation under COGCC Rule 306 submitted by Southwestern Energy, from Sheila Evans, Co-Trustee and Randell Bert Kline, Co-Trustee.

It is Southwestern Energy's responsibility to file any applicable forms with the Colorado Oil and Gas Conservation Commission.

Please do not hesitate to call me at 970-255-6180 if you have any questions.

Sincerely,

Michael Warren, NW Region, Energy Liaison

cc. Ron Velarde, NW Region Manager  
Dean Riggs, NW Region, Deputy Regional Manager  
Bill DeVergie, Area Wildlife Manager  
Taylor Elm, Land Use Specialist  
Dave Kubeczko, Oil and Gas Land Assessment Specialist, COGCC  
file

