

Alabama (Alabama Land Trust): No template.

Alaska (Great Land Trust): Subject to Review, extraction of natural gas or oil, and injection or release of water and other substances to facilitate such extraction, but only at subterranean levels at a depth at which there can be no impairment of water or other resources described in the Conservation Purposes. No surface activities or uses, including Construction activities, incident to such extraction are permitted.

Arizona (Arizona Land and Water Trust): The commercial mining or extraction of soil, sand, gravel, oil, natural gas, fuel, or any other mineral substance, using any surface mining method is prohibited; provided that mineral extraction is permitted if such extraction is not accomplished by any surface mining method and the method of extraction has a limited, localized impact on the real property that is not irretrievably destructive of the Conservation Values of the Property, and provided further that the proposed mining or extraction will not substantially diminish or impair the Conservation Values of the Property. No extraction permitted pursuant to this paragraph shall occur without prior written notice to Grantee, which notice shall include a description of the type of extraction, the areas within which such extraction shall occur, and the anticipated impact thereof.

Arkansas (Arkansas Historic Preservation Program): There shall be no excavation, dredging or removal of loam, gravel, soil, rock, sand, or other material nor any building of roads on or within the Property or other change in the general topography of the Property.

California (Marin Agricultural Land Trust): Any alteration of the general topography or natural drainage of the Property including, without limitation, the excavation or removal of soil or the extraction of minerals by any surface mining method, except as may be required for uses on the Property incidental to the Agricultural Uses permitted herein, and provided that such removal or extraction is limited and localized, is not irretrievably destructive of significant conservation interests, does not damage, impair or endanger the Agricultural Values or the open space, natural resource or scenic values of the Property, is approved, as to location and amount of materials and any necessary or appropriate remediation, by Holder and is in accordance with applicable law. After any exploration and/or extraction of subsurface oil, gas, gravel or minerals, Owner shall restore all disturbed areas to their original state pursuant to a plan approved in writing by Holder.

Colorado (Colorado Open Lands): (1) Mining. The exploration, development, mining or other extraction of minerals, coal, peat, sand, gravel, rock or soil is prohibited. (2) Oil, Gas, and Geothermal Resources. The exploration, development, mining or other extraction of geothermal resources and hydrocarbons is prohibited.

Connecticut (Connecticut Land Conservation Council): No template.

Delaware (Delaware Agricultural Lands Preservation Foundation): No restrictions.

Florida (North Florida Land Trust): No template.

Georgia (Georgia Land Trust): No template.

Hawaii (O’ahu Resource Conservation and Development Council): No template.

Idaho (Idaho Fish and Wildlife Foundation): The exploration for or extraction of minerals, gas, hydrocarbons, soils, sands, gravel, or rock, or any other material on or below the surface of the Property is prohibited. The Grantor shall not grant any rights to any minerals, oil, gas, or hydrocarbons, including exploration or extraction rights in or to the Property, and the Grantor shall not grant any right of access to the Property to conduct exploration or extraction activities for minerals, oil, gas, or hydrocarbons, or other substances on any other property.

Illinois (George M. Covington, LLC): [Unless expressly permitted, the following is prohibited:] Any alteration of the surface topography and hydrology of the land (including, without limitation, grading or the excavation, removal or moving of soil, sand, gravel, peat, or vegetation, except as may be necessarily required in the course of any activity expressly permitted hereunder).

Indiana (Indiana University Conservation Law Clinic): The mining or extraction of any mineral substance by any method that substantially disturbs the surface of the land subject to this easement is prohibited. Methods of mineral extraction that are managed so as to have limited and localized impact on the Property and which do not have a materially adverse effect on the Conservation Values may be permitted upon notice to and approval by the Holder, as specified in paragraph 25.

Indiana (Sycamore Land Trust): Without limiting the generality of the foregoing, the following activities and uses are expressly prohibited: . . . Mineral extraction or mining.

Iowa (Iowa Natural Heritage Foundation): No template.

Kansas (Kansas Land Trust): There shall be no mining (e.g., hard rock, sand, gravel, soil) on the Protected Property There shall be no exploration for, development of, or extraction of minerals, gas, or hydrocarbons on the Protected Property.

Kentucky (Fayette County): Without limiting the generality of the foregoing, the following activities and uses are expressly prohibited on, over, or under the Property, except as provided in Section 5: mining, excavating, quarrying, dredging, or removing from the Property of soil, loam, peat, gravel, sand, hydrocarbons, rocks, or other mineral resource or natural deposit except in connection with an activity or construction permitted herein

Louisiana (Bayou Grand Coteau Coastal Forested Wetland Conversion Project): No restrictions.

Maine (Maine Coast Heritage Trust): No industrial, quarrying, or surface mining activities, are permitted on the Protected Property.

Maine (Maine Land Trust): No restrictions.

Maryland (Maryland Environmental Trust): Grantors shall not sell, transfer, lease, or otherwise separate any mineral rights, currently owned or later acquired, from the surface of the Property. All manner of surface mining is prohibited. Sub-surface mining or drilling is permitted only in accordance with Treasury Regulation 1.170A-14(g)(4) and subject to Grantees' approval, pursuant to Article V below. In addition to the requirements of Article V, Grantees shall consider whether the impact will be limited, localized, and irremediably destructive of Conservation Attributes.

Massachusetts (Massachusetts Land Trust Coalition): No template.

Michigan (Southwest Michigan Land Conservancy): Any mining or alteration of the surface of the land is prohibited, including any substance that must be quarried or removed by methods that will consume or deplete the surface estate, including, but not limited to, the removal of topsoil, sand, gravel, rock, and peat. In addition, exploring for, developing, and extracting oil, gas, hydrocarbons, or petroleum products are all prohibited activities.

Minnesota (Department of Natural Resources): No restrictions.

Minnesota (Minnesota Land Trust): No mining, drilling, exploring for, or removing any minerals, sand, gravel, rock, or fossil fuels from the Protected Property is allowed.

Mississippi (Mississippi Land Trust): Subject to the reserved rights set forth above, neither Grantor nor its successors shall perform or permit the following acts or uses on, over, or under the Protected Property[:] . . . Surface mining and any other mining techniques that will significantly harm the conservation values protected by this Conservation Easement. . . .

Missouri (Missouri Department of Conservation): No restrictions.

Montana (Rocky Mountain Elk Foundation): All surface or open pit exploration for extraction or removal of oil, gas, and other minerals, rock, gravel, or sand found in, on, or under the Property is prohibited. No sub-surface or other exploration or extraction of oil, gas, rock, gravel, sand, or other minerals, including the lease, sale, or other disposition of the rights to such materials, may impair or result in the destruction of the Conservation Values.

Nebraska (Nebraska Land Trust): All surface or open pit exploration for extraction or removal of oil, gas, and other minerals, rock, gravel, or sand found in, on, or under the Protected Property is prohibited. No sub-surface or other exploration or extraction of oil, gas, rock, gravel, sand, or other minerals, including the lease, sale, or other disposition of the rights to such materials is allowed.

Nevada (Nevada Land Conservancy): No template.

New Hampshire (Southeast Land Trust of New Hampshire): No template.

New Jersey (New Jersey Natural Lands trust): No template.

New Mexico (New Mexico Land Conservancy): Soil, sand, gravel, and rock may be extracted from the Property provided that such extraction is solely for use on the Property, that not more than one-quarter acre of the Property is disturbed at any one time by such extraction, that the Grantor restores the extraction site to a natural condition after the extraction has occurred, and that such extraction is done in a manner consistent with the Conservation Purposes and is consistent with Section 170(h) of the Code and the Treasury Regulations adopted pursuant thereto. Any other mining or extraction, or consent by the Landowner to any mining or extraction, of soil, sand, gravel, rock, hydrocarbons, or any mineral substance, using a surface mining method or any other extractive technique that is inconsistent with the Conservation Purposes, is prohibited.

New York (Westchester Land Trust): No quarry, gravel pit, surface or subsurface mining or drilling, or other mining or drilling activities prohibited under applicable provisions of Section 170(h) of the Internal Revenue Code shall be permitted on or under the Property.

North Carolina (Conservation Trust for North Carolina): There shall be no filling, excavation, dredging, mining or drilling; no removal of topsoil, sand, gravel, rock, peat, minerals or other materials; and no change in the topography of the land in any manner except as necessary to allow the construction of the improvements allowed above, the maintenance of existing roads, hiking and horseback trails and for the purpose of combating erosion or flooding.

North Carolina (Clean Water Management Trust Fund): There shall be no filling, excavation, dredging, mining or drilling; no removal of topsoil, sand, gravel, rock, peat, minerals or other materials, and no change in the topography of the land in any manner except as necessary for the purpose of combating erosion or incidental to any conservation management activities otherwise permitted on the Property.

North Dakota (Department of Trust Lands): No template.

Ohio (Ohio Appalachia Ohio Alliance): Mineral Rights (including oil, gas, gas storage, sand, gravel, and coal or other minerals): Existing mineral leases (if any) may be honored and continued in the interest of the Grantor/Grantee as identified in the recorded Baseline Document provided the conservation values of the easement are protected. Surface mining shall be prohibited. If the lease or sales of mineral rights are reserved by the Grantor, future lease or sales of such rights – surface or subsurface shall not be permitted unless special circumstances prevail. The existence of such circumstances shall be determined prior to the sale of such rights. If it is determined that leasing or sales of mineral rights are allowed on the Protected Property, final approval shall be required by the Grantee. Professional legal counsel, knowledgeable in the field of oil and gas leasing or other minerals is mandatory for such consideration.

Oklahoma (Land Legacy): Grantor shall make reasonable efforts to require any third party who owns subsurface rights on the Property to extract subsurface oil or gas only by extraction methods that will

have a limited and localized impact on, and not significantly impair or interfere with the conservation values of the Property and the purposes of this Easement. Grantor shall make reasonable efforts to require the extractor at all times to use best efforts and practices to prevent damage or impairment of natural values and to restore any area damaged to its original condition within one year from the initial date of disturbance. Grantor shall request through reasonable efforts that all extraction facilities are to be concealed or otherwise located as to be compatible with existing topology and landscape to the greatest extent practicable and that any erection of oil or gas facilities to be low profile and to be painted in earth tones to blend into the landscape.

Oregon (Southern Oregon Land Conservancy): Without limiting the generality of the foregoing, the following activities are expressly Prohibited[:] . . . The exploration for or extraction of minerals, hydrocarbons, oil or materials on or below the surface of the Property. This provision shall not be interpreted to restrict the utilization of existing surface materials for onsite, non-commercial use when it is possible to collect those materials in a manner which has no more than a limited, localized impact to the existing habitats and scenic features of the property and when the surface alteration is restored to its original state.

Pennsylvania (Pennsylvania Land Trust Association): The following activities and uses are permitted within the Highest Protection Area: . . . Subject to Review, extraction of natural gas (regardless of source) or oil, and injection or release of water and other substances to facilitate such extraction, but only at subterranean depths at which there can be no impairment of water or other resources described in the Conservation Objectives. No surface activities or uses, including Construction activities, incident to such extraction are permitted.

Rhode Island (Department of Environmental Management): Without limiting the generality of the foregoing, the following activities are expressly Prohibited[:] . . . Any ditching, draining, diking, filling, excavating, dredging, mining or drilling, removal of topsoil, sand, gravel, rock, minerals or other materials, or any building or roads or change in the topography of the land in any manner except the maintenance of existing foot trails.

South Carolina (Coastal Conservation League): No template.

South Dakota (Northern Prairies Land Trust): No template.

Tennessee (Land Trust for Tennessee): The mining or extraction of soil, sand, gravel, rock, oil, natural gas, fuel or any other mineral substance, using any method whatsoever, is prohibited, except that Grantor shall have the right to grade and extract soil, sand, gravel or rock from the Property on a limited basis, solely for and/or in connection with the agricultural operations being conducted on the Property, without the necessity of obtaining the prior written consent of Grantee thereto. The mineral rights to the Property or any portion thereof shall not be separated or conveyed separate from the surface rights.

Texas (Texas Land Trust Council): No template.

Utah (Trust Lands Administration): No template.

Vermont (Vermont Land Trust): There shall be no disturbance of the surface, including but not limited to filling, excavation, removal of topsoil, sand, gravel, rocks or minerals, or change of the topography of the land in any manner, except as may be reasonably necessary to carry out the uses permitted on the Protected Property under this Grant. In no case shall surface mining of subsurface oil, gas, or other minerals be permitted.

Virginia (Virginia Outdoors Foundation): Grading, blasting, filling, or earth removal shall not materially alter the topography of the Property except for (i) dam construction to create ponds, (ii) restoration, enhancement, or development of ecosystem functions on the Property as permitted and limited under Section II, Paragraph 3 (i)(f) above, (iii) erosion and sediment control pursuant to an erosion and sediment control plan, or (iv) as required in the construction of permitted buildings, structures, roads, and utilities. Grantee may require appropriate sediment and erosion control practices to be undertaken for buildings, structures, roads, or utilities that require Grantee approval in Section II Paragraph 2 (i) above, as a condition of such approval.

Grading, blasting, filling, or earth removal in excess of one acre for the purposes set forth in subparagraphs (i) through (iv) above require 30 days' prior notice to Grantee. Generally accepted agricultural activities, including the conversion of forest land into farmland, shall not constitute a material alteration. Surface mining, subsurface mining, dredging on or from the Property, or drilling for oil or gas on the Property is prohibited.

Washington (Jefferson Land Trust): No template.

West Virginia (West Virginia Land Trust): No template.

Wisconsin (Department of Natural Resources): There shall be no mining, drilling, exploring for, excavation or removal of any minerals, soil, sand, peat, gravel, rock or any other materials on or from the Property nor any alteration of the surface of the Property, including, without limitation, ditching, draining, diking, tiling, filling, or leveling,

Wyoming (Jackson Hole Land Trust): Specifically, the following uses on the Property are deemed to be inconsistent with the Conservation Purposes and are prohibited, except to the extent reasonably necessary for those uses specifically permitted by the provisions of Section III. C.[:] . . . Mining by strip or surface mining, or any other method, and drilling and exploring for oil and/or gas or the recovery of coal-bed methane, on the Property.

Forest Society: There shall be no mining, quarrying, excavation, or removal of rocks, minerals, gravel, sand, topsoil, or other similar materials on the Property, except in connection with any improvements made pursuant to and consistent with [above] provisions. No such rocks, minerals, gravel, sand, topsoil, or other similar materials shall be removed from the Property.

Nature Conservancy: There shall be no mining, drilling, exploring for or removal of minerals from the Protected Property.