

#1



Dear [redacted]

Thank you for your liability coverage inquiry into the Navigator CO2 pipeline that is expected to run through your property. There is specific exclusions for liability protection involving the release of any contaminants per the following policy language:

Coverage A (liability) does not apply to:

Bodily injury or property damage arising out of the actual, alleged, or threatened presence, discharge, dispersal, seepage, migration, release, escape of, or exposure to contaminants or pollutants at or from any source or location.

We also do not cover:

Any loss, cost, or expense arising out of any request, demand, order, or statutory or regulatory requirement that any insured or others bear for, monitor, clean up, remove, contain, treat, detoxify, neutralize, remediate, dispose of, or in any way respond to or assess the effects of contaminants or pollutants.

Any loss, cost, or expense arising out of any claim or suit by or on behalf of a governmental authority of damages because of testing for, monitoring, cleaning up, removing, maintaining, reacting, detoxifying, neutralizing, remediation, disposing of, or in any way responding to or assessing the effects of contaminants or pollutants.

While I am personally not privy to any proposed hold harmless agreements or the contract between the pipeline owners and yourselves; regardless of any agreements in place, there is significant personal liability exposure for yourselves while using your land for farming operations, for your own enjoyment and for your benefit renting the land out for others to do the same.

For example, if you or your tenants or even someone without permission attempts to dig, plow, trench and pierces the pipeline causing a leak, the resulting damage may be argued to be your responsibility.

As time passes, nearby landowners may change hands, the pipeline owners and operators may change, future technology may render the pipeline useless or ineffective. All of these factors among others, increase the potential that you may be held personally liable in the future for cleanup, removal and other activities that could cause damage as a result of this pipeline being installed.

As history has proved, any pipeline has a chance to fail, leak and seep resulting in significant damage to life and property. To place this type of risk or burden upon unwilling landowners, like yourselves, is tantamount to placing a risk to your livelihood without your permission.

In summary, having a pipeline running through your property, carrying CO2, a pollutant, subjects you to substantial uninsurable exposure.

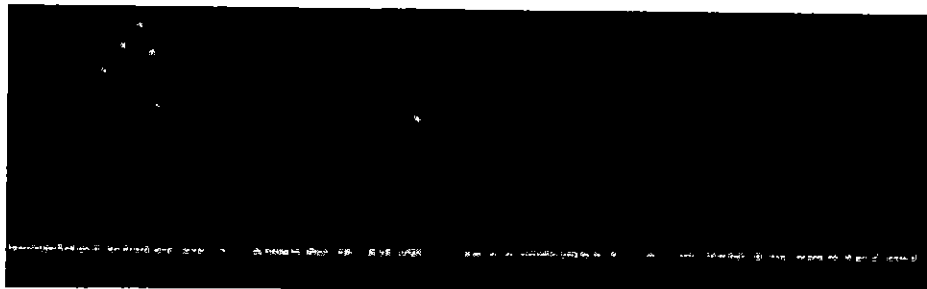
Sincerely,

[Signature]

11/01/2022

State Farm Agent

[Redacted]



Thank you for your liability coverage inquiry into the Navigator CO2 pipeline that is expected to run through your property. There is specific exclusions for liability protection involving the release of any contaminants per the following policy language:

COVERAGE AND LIABILITY DOES NOT APPLY TO:

BODILY INJURY OR PROPERTY DAMAGE ARISING OUT OF THE ACTUAL, ALLEGED, THREATENED ~~OR~~ PRESENCE, DISCHARGE, DISPERSAL, SEEPAGE, MIGRATION, RELEASE, ESCAPE OF / OR EXPOSURE TO CONTAMINANTS OR POLLUTION AT OR FROM ANY SOURCE OR LOCATION.

WE ALSO DO NOT COVER:

ANY LOSS, COST OR EXPENSE OUT OF ANY REQUEST, DEMAND, ORDER, OR STATUTORY OR REGULATORY REQUIREMENT THAT ANY INSURED OR OTHERS TEST FOR, MONITOR, CLEAN UP, REMOVE, CONTAIN, TREAT, DETOXIFY, NEUTRALIZE, REMEDIATE, DISPOSE OF OR IN ANYWAY RESPOND TO OR ASSESS THE EFFECTS OF CONTAMINANTS OR POLLUTANTS.

ANY LOSS, COST, OR EXPENSE ARISING OUT OF ANY CLAIM OR SUIT BY OR ON BEHALF OF A GOVERNMENTAL AUTHORITY OF DAMAGE BECAUSE OF TESTING FOR, MONITORING, CLEANING UP, REMOVING OF, OR IN ANYWAY RESPONDING, NEUTRALIZING, REMEDIATING, DISPOSING OF, OR IN ANY WAY RESPONDING TO OR ASSESSING THE EFFECTS OF CONTAMINANTS OR POLLUTION.

While I am personally not privy to any hold harmless agreements or the contract between the pipeline carriers and yourselves, regardless of agreements in place, there is significant personal liability exposure for yourselves while using land for farming operations, for your own enjoyment and for your benefit renting the land out for others to do the same.

FOR EXAMPLE, IF YOU OR YOUR TENANTS OR SOMEONE WITHOUT PERMISSION ATTEMPTS TO DIG, PLOW, TRENCH, AND PIERCE THE PIPELINE CAUSING A LEAK, THE RESULTING DAMAGE MAY BE ARGUED TO BE YOUR RESPONSIBILITY.

As time passes, nearby landowners may change hands, the pipeline owners and operators may change, future technology may render the pipeline useless or ineffective. All of these factors, among others, increase the potential that you may be held personally liable in the future for cleanup, removal, and other activities that could cause damage as a result of this pipeline being installed.

As history has proved, any pipeline has a chance to fail, leak and seep resulting in significant damage to life and property. To place this type of risk or burden upon unwilling landowners, like yourselves, is tantamount to placing a risk on your livelihood without your permission.

in summary, having a pipeline running through your property, carry CO2, a pollutant, subjects you to substantial uninsurable exposure