



APPLICATION PROCESS & INSTRUCTIONS

Telephone (303) 398-0400, Fax (866) 351-9503

**RIGHT OF ENTRY LICENSE
APPLICATION
Environmental**

Return the completed application along with a non-refundable fee in the amount of **\$3,150 USD (\$4,196 CAD)** and a print or sketch of the proposed premises with dimensions, coordinates and directions. This Right of Entry Request is limited to a 30 day period. The exact date ranges will be required as will the use of flagmen when near an active rail line. Flagmen will be at the sole expense of the applicant. If the applicant needs to use the premises beyond the 30 day period, a new application and fee will be required.

(Be sure to list the check number(s) at the bottom of the cover sheet AND application)

Make check(s) payable to:

**OmniTRAX Inc.
C/O AR Real Estate Department
252 Clayton Street
Denver, CO 80206**

(As information, future payments will also be sent to the address listed above.)

If the submitted application and/or plans require review by an environmental (HAZMAT) or other outside consultants, it will solely be at the applicant's expense and in addition to the aforementioned fees. INCOMPLETE applications will result in processing delays and applications without the required fees will not be processed. If you are a Canadian business or resident, this fee is a taxable supply. Include the applicable GST.

Once an executable Right of Entry Agreement is submitted to you, the agreement must be fully negotiated and executed within one hundred twenty (120) days. Thereafter, the application and materials will be archived and resubmission (including fees) will be required.

PLEASE INITIAL HERE TO INDICATE YOU UNDERSTAND THIS POLICY: _____

**LIST CHECK NUMBER(S): _____
_____**





RIGHT OF ENTRY APPLICATION – ENVIRONMENTAL

REQUIRED

Date range for the use of the Railroad’s property (30 day max).

INDICATE DATE RANGE: From _____ To _____

Section 1:

- 1. Complete Legal Name of Applicant: _____
2. Agreement to be in the name of (if different from above): _____
3. Type of Entity (please mark one): Corporation ___ LLC ___ Individual ___ Municipality ___
Partnership ___ General ___ Limited ___ Other _____
4. If applicable, state/province of incorporation or organization: _____
5. Federal Tax Identification number (U.S. Leases): _____
6. Mailing Address: _____
7. Overnight Delivery Service Address (if different): _____
8. Contact Person: _____ Title: _____
9. Phone No.: () _____ Fax No.: () _____
10. Email: _____
11. Email Address Where Notices Can be Sent to: _____
12. Billing Contact Name, Phone Number, and Address Required:

Section 2:

- Will there be any activity, material, vehicles or equipment within 50 feet of a railroad track in connection with your project? YES _____ NO _____ (If ‘YES’, Railroad protective liability insurance will be required)
• Within 25 feet? YES _____ NO _____ (If ‘YES’, a Flagmen will be required at applicant’s expense)
• Will there be any excavation involved? YES _____ NO _____ (If ‘YES’, include shoring plans)
• Site Location (City, County & State): _____
• Railroad: _____
• Railroad Site Location Information: (Railroad Mile Post, Subdivision, or any other pertinent location information)
• Project Levels:
_____ Phase I. Non-invasive, non-intrusive visual site inspection and records check only. No sampling will be involved.
_____ Phase II. Site investigation. You must advise specific testing to be performed from the list below.
_____ Phase III. Site remediation.
_____ Other. Please describe your project in detail as it pertains to Railroad property.
• Name, Address and Contact Person of Governmental Agency Requiring this Project:



RIGHT OF ENTRY APPLICATION – ENVIRONMENTAL

Type of Environmental Testing	Number of Each
Surface soil/sediment samples	_____
Hand-held auger borings	_____
Soil gas survey points	_____
Boring drilled with soil samples	_____
Temporary piezometer wells	_____
Temporary monitoring wells (must be flush-mounted)	_____
Permanent monitoring wells	_____
Recovery wells and associated above-ground equipment	_____
Recovery systems and above-ground equipment	_____
Other – full description required	_____

- Special Provisions: Confidentiality _____ Railroad Flagmen _____ Monitoring Well _____
Furnish Information _____ Proof of Financial Capability or Performance Bond _____

By submitting this application for credit, you authorize OmniTRAX or affiliate, to make any inquiries necessary to determine credit worthiness. You release your banking instruction release details that would assist to determine credit worthiness.

I hereby certify that the information contained herein is complete and accurate. This information has been furnished with the understanding that it is to be used to determine the amount and conditions of the credit to be extended. Furthermore, I hereby authorize the financial institutions listed in this credit application to release necessary information to the company for which credit is being applied for in order to verify the information contained herein. Our terms of sale and service are NET 30 DAYS from the date listed on the invoice. Invoices that are beyond granted terms will be assessed a late fee of 18% APR (1.5% monthly) additional Terms and Conditions apply. A \$20.00 charge will apply for any NSF/Non-Sufficient Checks.

Date: _____

LIST CHECK NUMBER(S): _____

Signature: _____

Name Printed: _____

Title: _____

Phone No.: _____

Fax No: _____

BE SURE TO RETURN THE COVER SHEET WITH YOUR APPLICATION