

## SURFACE OWNER'S RELEASE AND SETTLEMENT OF SURFACE DAMAGES

State: Colorado  
County: Cheyenne

Surface Owner: Ninninger Farms  
3712 B Asbury Dr.  
Hutchinson, KS 67502

Operator: Resource Development Technology, LLC  
PO Box 1020  
Morrison, CO 80465

For adequate consideration, Ninninger Farms, as Surface Owner(s), releases and discharges, in full, Resource Development Technology, LLC, as Operator, its officers, agents, contractors, subcontractors, employees, successors and assigns from all claims, demands or causes of action caused by or arising from the usual and customary damages associated with the drilling, completion, reworking and production operations related to well(s) including the access road to the location(s), and laying of gas or oil gathering lines, water flow lines, and electrical lines on the following lands:

Township 16S Range 45W 6<sup>th</sup> P.M.  
Section 1: W2

This consideration shall amount to [REDACTED] per wellsite, and [REDACTED] per foot of trench for any pipelines and/or electric cable laid. The [REDACTED] shall cover all crop damage attributable to and associated with the construction of the wellsite, tank battery and access road. The [REDACTED] per foot of trench shall cover all crop damage attributable to and associated with trenching. Multiple pipelines and/or electric cable may be placed in a single trench at no additional charge. Such compensation shall be paid prior to construction of the wellsite, but, in the case of trenching, after the actual installation.

Operator shall notify Surface Owner(s) by mail, electronic mail, telephone or fax prior to commencing operations. Surface Owner(s) does hereby waive the need of a 30-day Notice Letter, and will not require an on-site audit by the Colorado Division of Wildlife or the Colorado Department of Health and Human Safety.

The consideration paid by the Operator to the Surface Owner(s) in the amount set forth is accepted in full and final settlement and discharge of the usual and customary surface damages related to drilling, completion, reworking and operations of the subject well(s), including access road and the installation and maintenance of gathering, water and electrical lines.

Except to compensate Surface Owner(s) for damages to growing crops and the use of the above described wellsite/road damages, none of the foregoing provisions of this document shall act to waive, modify or amend any applicable law, rule, regulation or order of any Federal, state or local governmental authority.

This Agreement has attached a Conservation Reserve Program (CRP) Rider.

Surface Owner(s) Marilyne Ninninger  
Ninninger Farms, Inc.  
By: Marlyne Ninninger, its Pres.

Date: 6/27/2013

Operator:  
Greg Twombly  
Greg Twombly, Managing Member, Resource Development Technology, LLC

Date: 6-20-2013