

MEMORANDUM OF ACCESS AND DAMAGE SETTLEMENT AGREEMENT

STATE OF COLORADO            )  
  )      KNOW ALL MEN BY THESE PRESENTS:  
COUNTY OF WELD            )

NOTICE IS HEREBY GIVEN:

WHEREAS, Lind Land Holdings, Inc., whose address is 11401 CR 74, Eaton, CO 80615, hereinafter referred to as "Owner(s)", and Vertex Energy Partners, LLC, whose address is 10701 Melody Drive, Suite 515, Northglenn, CO 80234, hereinafter referred to as "Operator" or "Lessee", entered into that certain Access and Damage Settlement Agreement ("Agreement") dated the 24<sup>th</sup> day of February, 2017. The Agreement grants to Vertex Energy Partners, LLC, by Owner, an easement to enter upon and use certain lands as set forth under said agreement located in the following tracts of land being situated in the County of Weld, State of Colorado described as follows, to-wit:

- TOWNSHIP 11 NORTH, RANGE 65 WEST, 6<sup>th</sup> P.M.  
Section 19: E2, Lot 2(73.08) E2SW4  
Section 20: N2, N2SW4, SE4 AND S2SW4  
Section 30: S2 of Lot 1(72.68), N2 of Lot 2(72.44), SW4NE4, SE4NW4, E2SW4, W2SE4
- TOWNSHIP 11 NORTH, RANGE 66 WEST, 6<sup>th</sup> P.M.  
Section 13: SE

Containing 1,585.64 acres more or less (the "Property").

WHEREAS, as used in the Agreement and herein, the term "Oil, Gas, and Mineral Operations" shall include, without limitation, drilling, completing, and producing one or more oil, gas and mineral wells and all operations necessary for the exploration, production, processing, gathering, and transportation of oil, gas and minerals, together with rights-of-way across the Lands, or other lands necessary to construct and maintain one or more access roads, well sites, tank batteries, pipelines, and any other facilities in connection with the oil, gas and mineral wells to be drilled by Vertex Energy Partners, LLC. This grant of easement on the Lands, including all rights associated therewith, shall be a covenant running with said lands.

NOW THEREFORE, the purpose of this Memorandum is to give notice of the Agreement and to give notice that all terms and conditions of said Agreement are incorporated herein as if set out in full.

IN WITNESS WHEREOF, this instrument is executed this 24<sup>th</sup> day of Feb, 2017.

SURFACE OWNER(S):  
Lind Land Holdings, Inc.

David H. Lind Sec/Treas  
David H. Lind, Secretary/Treasurer

OPERATOR(S):  
Vertex Energy Partners, LLC

Kent Snider  
Kent Snider, Vice President Land



## ACKNOWLEDGEMENTS

STATE OF COLORADO )  
 ) ss.  
COUNTY OF WELD )

The foregoing instrument was acknowledged before me this 24<sup>th</sup> day of February, 2017, by David H. Lind, Secretary/Treasurer for Lind Land Holdings, Inc.

WITNESS my hand and official seal.

Harry V. Helle  
Notary Public

My Commission expires: 11/1/2018

SEAL:

**ANTHONY V. MELLO**  
**NOTARY PUBLIC**  
**STATE OF COLORADO**  
**NOTARY.ID NO. 19984026943**  
**MY COMMISSION EXPIRES 11/01/2018**

STATE OF Colorado )  
 ) ss.  
COUNTY OF Adams )

The foregoing instrument was acknowledged before me this 2 day of March 2017, by Kent Snider, Vice President for Vertex Energy Partners, LLC.

WITNESS my hand and official seal.

  
\_\_\_\_\_  
Notary Public

My Commission expires: July 8, 2020

SEAL:

NAOMI HATA  
Notary Public - State of Colorado  
Notary ID: 20164025944  
COMM. EXP. JULY 8, 2020