

**EASEMENT, RIGHT-OF-WAY
and
SURFACE USE AGREEMENT**

This Easement, Right-of-Way and Surface Use Agreement ("Agreement") is entered into as of DEC 21st, 2013, by and between **Nancy and Scott Sarchet**, 14851 Weld County Road 28, Platteville, CO 80651, herein referred to as ("Surface Owner," whether one or more) and Kerr-McGee Oil & Gas Onshore LP, ("KMG") with offices at 1099 18th St. #1800 Denver, CO 80202 covering certain lands, (the "Lands") situated in Weld County, Colorado described as follows:

Township 3 North, Range 66 West of the 6th P.M.
Section 21: SW/4 & SE/4

For and in consideration of the sum of ten dollars (\$10.00), and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned hereby agree to the terms and provisions set forth as follows:

1. Compensation for Well; Release of All Claims

KMG shall pay to Surface Owner the sum as set forth in and according to the terms of that certain Letter Agreement by and between Surface Owner and KMG, dated DEC 21st, 2013, as full and final settlement and satisfaction for any and all detriment, depreciation, injury or damage of any nature to the Lands or growing crops thereon that may occur as a result of KMG drilling or completion operations or its continuing activities for the production or transportation of oil, gas, or other hydrocarbons or products associated with the foregoing including, but not limited to, surface use, access, mud and reserve pits, wellhead equipment, separators, tank batteries, pipelines, gathering lines, flowlines, pipeline interconnections, and any and all other reasonable or customary uses of land related to said operations or activities.

2. Grant of Right of Way and Easement

Surface Owner hereby grants, bargains, sells, assigns and conveys to KMG an easement and right-of-way for the purpose of constructing, using and maintaining access roads, locations for surface equipment and subsurface gathering lines for each well drilled upon the Lands, pipelines, and pipeline interconnections for one year from the date of commencement of surface activities for drilling operations and so long thereafter as oil or gas is produced or capable of being produced from any well drilled on the Lands.

Surface Owner further agrees that, Kerr-McGee Gathering LLC, an affiliate of KMG, or another third party gas gatherer designated by KMG, may exercise the easement rights described herein,

This Agreement may be executed in any number of counterparts each of which shall be deemed an original instrument but all of which together shall constitute one and the same instrument.

This Agreement shall be binding upon the respective heirs, executors, administrators, successors, and assigns of the undersigned.

The undersigned have executed this Agreement as of the day first above written.

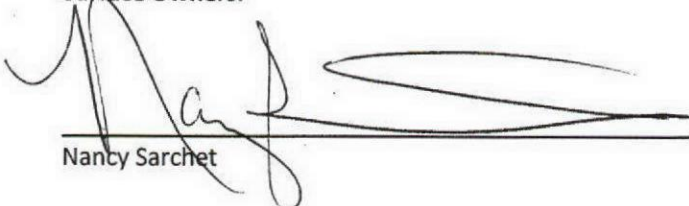
Kerr-McGee Oil & Gas Onshore LP



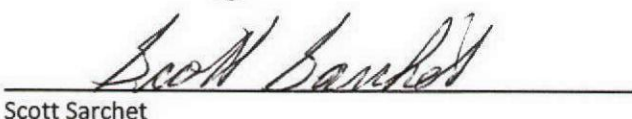
David H. Bell, Agent & Attorney-in-Fact

DB

Surface Owners:



Nancy Sarchet



Scott Sarchet

STATE OF COLORADO)
CITY AND *Adams*)ss
COUNTY OF DENVER)

Witness my hand and official seal.

Ukherendra Guiton
Notary Public

My commission expires May 4, 2016



STATE OF Colorado)
COUNTY OF Weld) ss.

The foregoing instrument was acknowledged before me this 20 day of December 2013, by **Nancy Sarchet**.

Witness my hand and official seal.



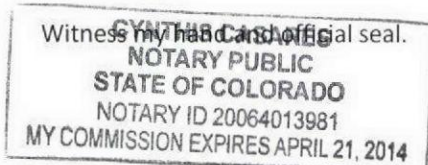
Cynthia Adams
Notary Public

My commission expires 4/21/2014

STATE OF Colorado)
)ss.
COUNTY OF Weld)

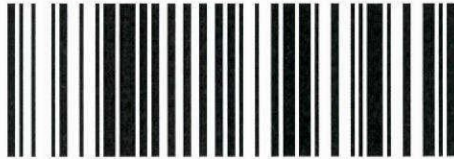
The foregoing instrument was acknowledged before me this 26 day of December, 2013, by **Scott Sarchet**.

Witness my hand and official seal.



Cynthia Cruz
Notary Public

My commission expires 4/21/2024

Land >> Lease >> Lease**D0002395338**

Sender Name: Analicia Maldonado
Date Created: 04/28/2014
Barcode Expires: **05/28/2014**
Department: Land Record
Security: Non-Privileged
COLOR DOCUMENT

| Attribute | Value |
|---------------------|---|
| Description | ORIGINAL - RECORDED - EASEMENT, ROW AND SURFACE USE AGREEMENT - NANCY AND SCOTT SARCHET AND KERR MCGEE O&G ONSHORE LP |
| Document Date | 12/26/2013 |
| Lease Document Type | Non Specific Lease Document |
| New Lease Packet | No |
| New Well Handoff | No |
| Lease Number Suffix | CO-S00019438 |
| File Key | 2398037 |
| Group Code | LSE |
| Lease End Date | 12/31/2099 |
| Lessor Name | NANCY AND SCOTT SARCHET |
| Prospect Name | WATTENBERG E&P / UPSTREAM SURFACE (KMG)/A-43100256 |
| State County | COLORADO:WELD(123) |

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