

**MEMORANDUM OF  
FIRST AMENDMENT TO SURFACE USE AGREEMENT**

THIS MEMORANDUM OF FIRST AMENDMENT OF SURFACE USE AGREEMENT ("First Memorandum") is entered into by and between Paul Sater ("Owner"), whose address is 28496 County Road 44, Kersey, CO the Owner of the surface estate described below (the "Property") and PDC Energy, Inc. ("Company"), whose address is 1775 Sherman Street, Suite 3000, Denver, Colorado 80203 (individually, a "Party;" together, "the Parties").

Legal Location: Township 4 North, Range 64 West, 6<sup>th</sup> P.M.

Section 21: The SW ¼ and all that part of the SE ¼ and of the N ½ lying south and west of the right-of-way of the Gilmore Canal, in Section 21, Township 4 North, Range 64 West of the 6th P.M., County of Weld, State of Colorado EXCEPT that portion contained in Recorded Exemption No. 1053-21-02 RECX15-0150 recorded February 10, 2016 at Reception Number 4180046, Weld County Records

Tax Parcel Number(s): 105321300006

Weld County, Colorado ("Property") the Property is more particularly described in Exhibit "A" attached hereto;

WHEREAS, the Parties entered in to a Surface Use Agreement dated January 31, 2020 (the "Original Agreement") and Memorandum of Surface Use Agreement dated January 31, 2020 placed of record at Reception No. #4566473 in the Weld County, Colorado records;

WHEREAS, pursuant to the terms of the Original Agreement, Owner has granted to Company the right to enter upon and use the surface and subsurface of the Property for the purpose of exploring, developing, producing, transporting and other operations for oil, gas and associated hydrocarbons from the Property and lands pooled therewith.

WHEREAS, Owner and Company desire to amend the Original Agreement;

NOW THEREFORE this First Memorandum is placed of record for the purpose of giving notice of the Original Agreement and the amendment of the terms therein. The Parties acknowledge that they are bound by all of the terms and conditions of the Original Agreement and that the Original Agreement is a covenant running with the Property and binds and inures to the benefit of Owner and Company and their respective heirs, personal representatives, successors and assigns. The Original Agreement, with all of its terms, conditions, covenants and other provisions, is referred to and incorporated into this First Memorandum for all purposes. Any person having a lawful right or legitimate interest in the Original Agreement may examine a copy of the Original Agreement at Company's office during normal business hours.

IN WITNESS WHEREOF, the parties have executed this First Memorandum on this 14<sup>th</sup> day of December, 2020, but effective for all purposes as of January 31, 2020.

**OWNER:**

Paul Sater



By: Paul Sater

**COMPANY:**

PDC Energy, Inc.



By: Rodney Mendoza

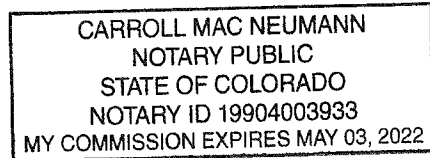
Title: Vice President of Land and Attorney-in Fact

ACKNOWLEDGEMENTS

State of Colorado )  
 ) §  
County of Weld )

On this 14 day of December, 2020, before me personally appeared Paul Sater, known to me to be the person(s) described in and who executed the foregoing instrument, and who acknowledged to me that they executed the same.

(SEAL)



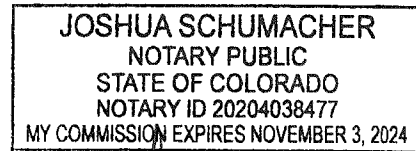
My commission expires: MAY 3, 2022

Carroll Mac Neumann  
Notary Public

State of Colorado )  
 ) §  
City and County of \_\_\_\_\_ )

On this 5 day of January, 2020<sup>21</sup>, before me personally appeared Rodney Mendoza, Vice President of Land and Attorney-in-Fact for PDC Energy, Inc., known to me to be the person described in and who executed the foregoing instrument, and who acknowledged to me that they executed the same.

(SEAL)



My commission expires: November 3, 2024

J. Schumacher  
Notary Public

# EXHIBIT "A" Page 1 of 6

This Exhibit "A" is attached to and made a part of that certain Memorandum of First Amendment to Surface Use Agreement by and between Paul Sater, Owner, and PDC Energy, Inc., Company. Covering the following lands:

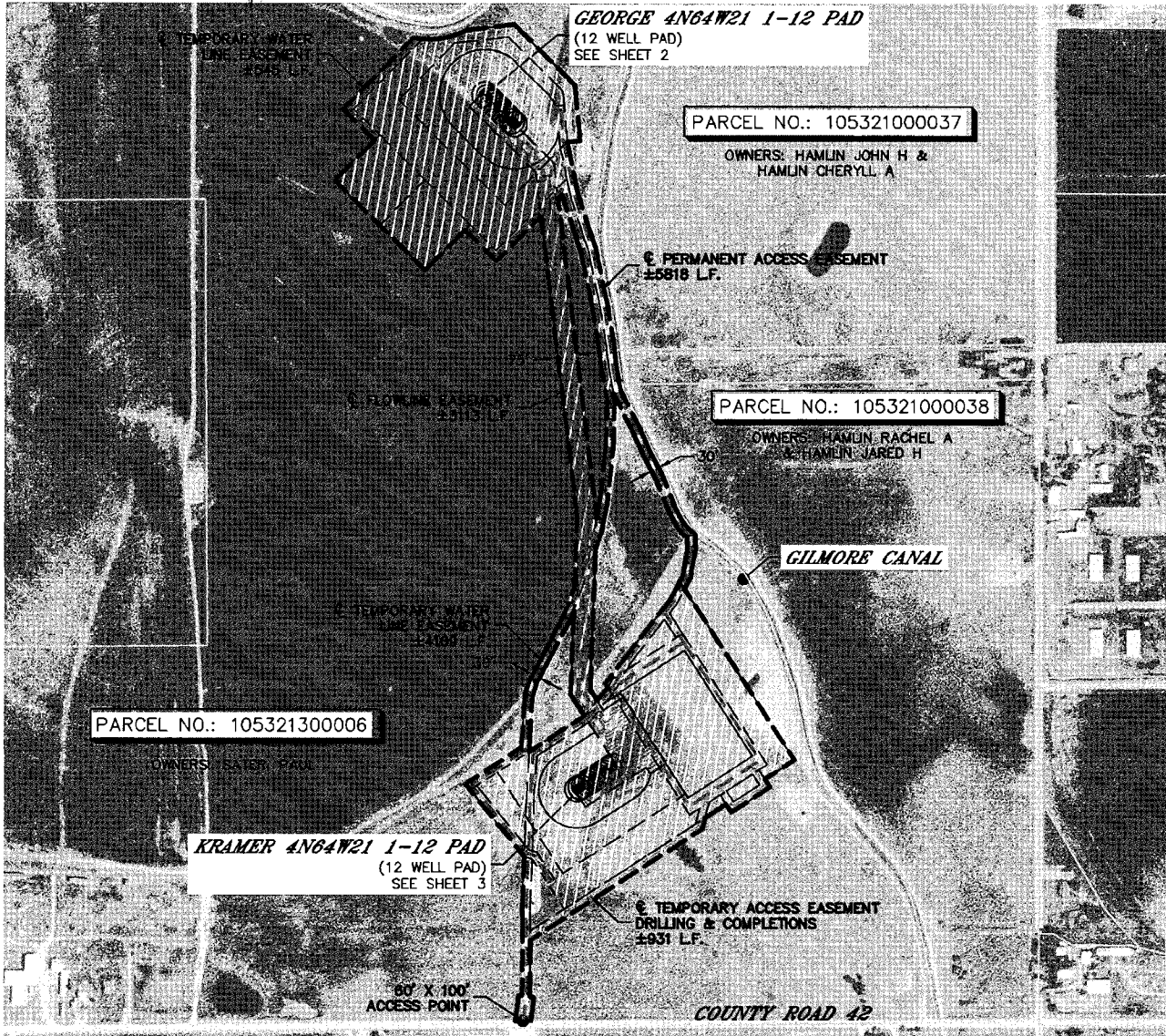
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

Tax Parcel Number: 105321300006

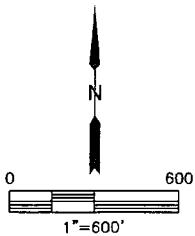
Reviewed by Owner: Paul Sater

Initial here: PS



### LEGEND

-  OIL AND GAS OPERATIONS AREA ("OGOA") = 38.6 ACRES
-  APPROXIMATE  $\odot$  PERMANENT ACCESS EASEMENT
-  APPROXIMATE  $\odot$  FLOWLINE EASEMENT
-  APPROXIMATE  $\odot$  TEMPORARY ACCESS EASEMENT
-  APPROXIMATE  $\odot$  TEMPORARY WATER LINE EASEMENT



DATE: 11/4/2020  
PROJECT#: 2019049

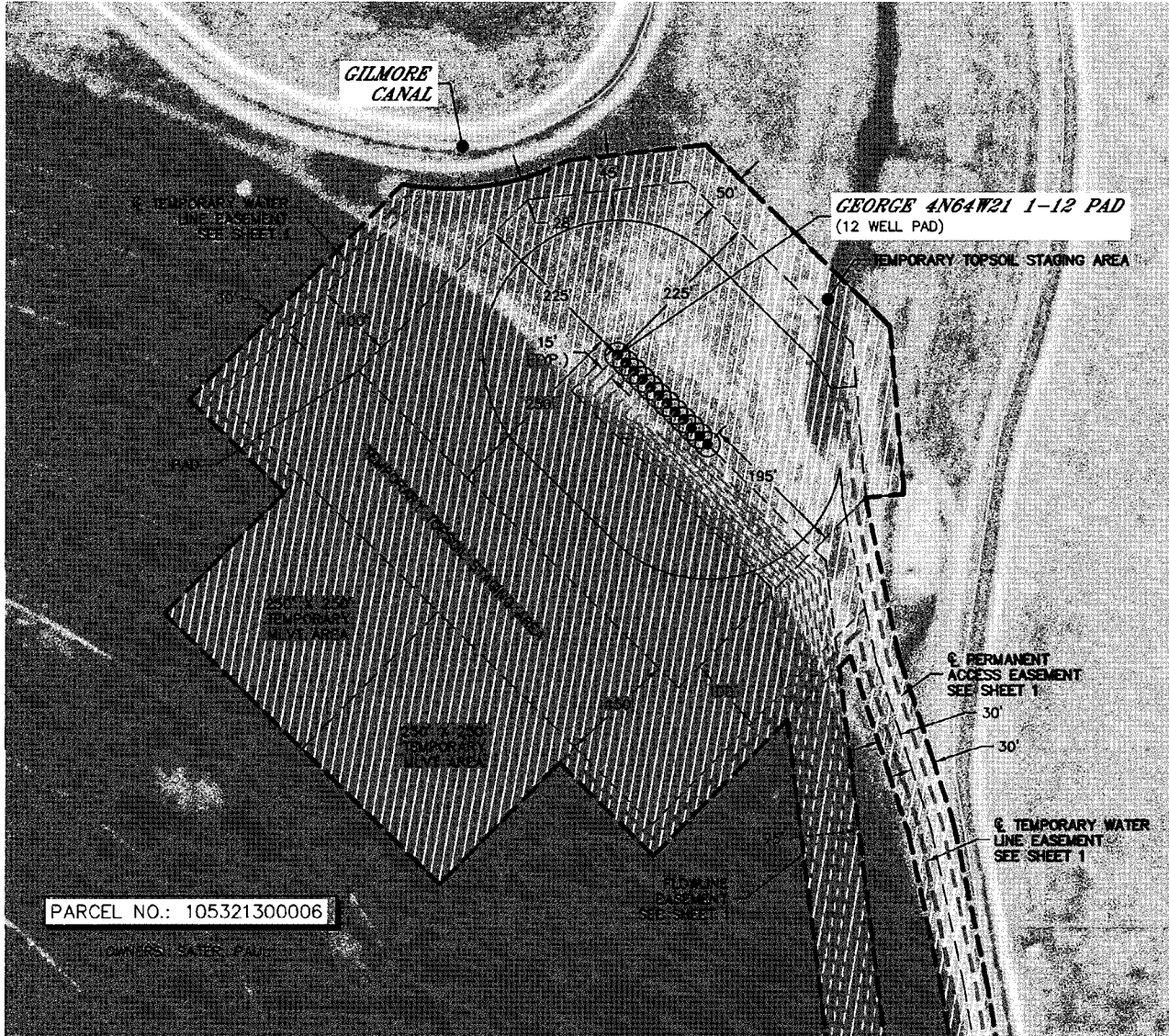
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
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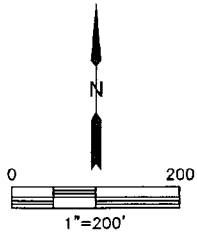
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-  APPROXIMATE  $\phi$  FLOWLINE PIPES
-  APPROXIMATE  $\phi$  TEMPORARY ACCESS EASEMENT
-  APPROXIMATE  $\phi$  TEMPORARY WATER LINE EASEMENT



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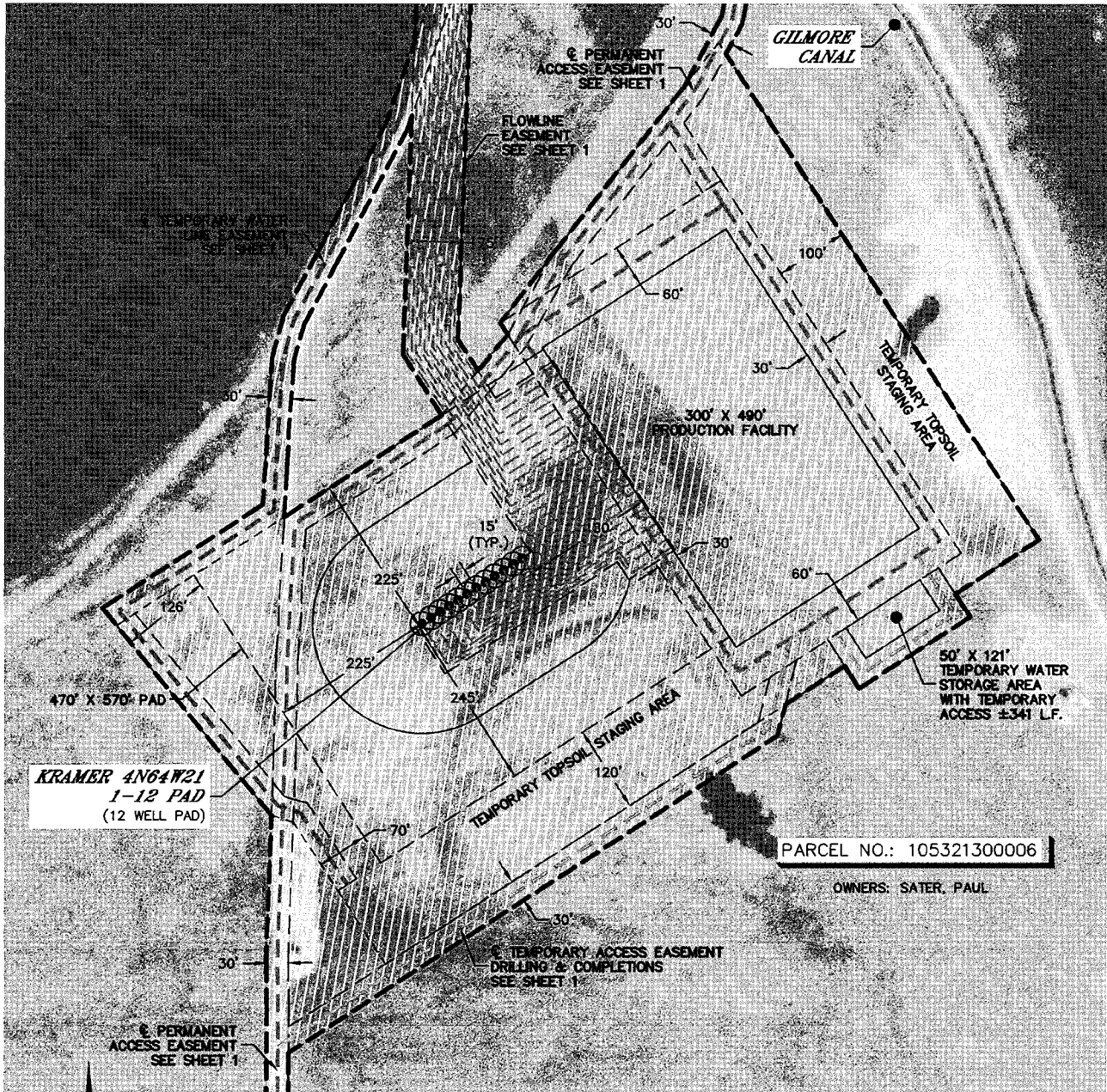
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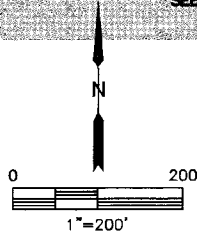
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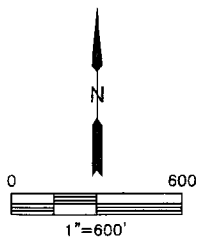
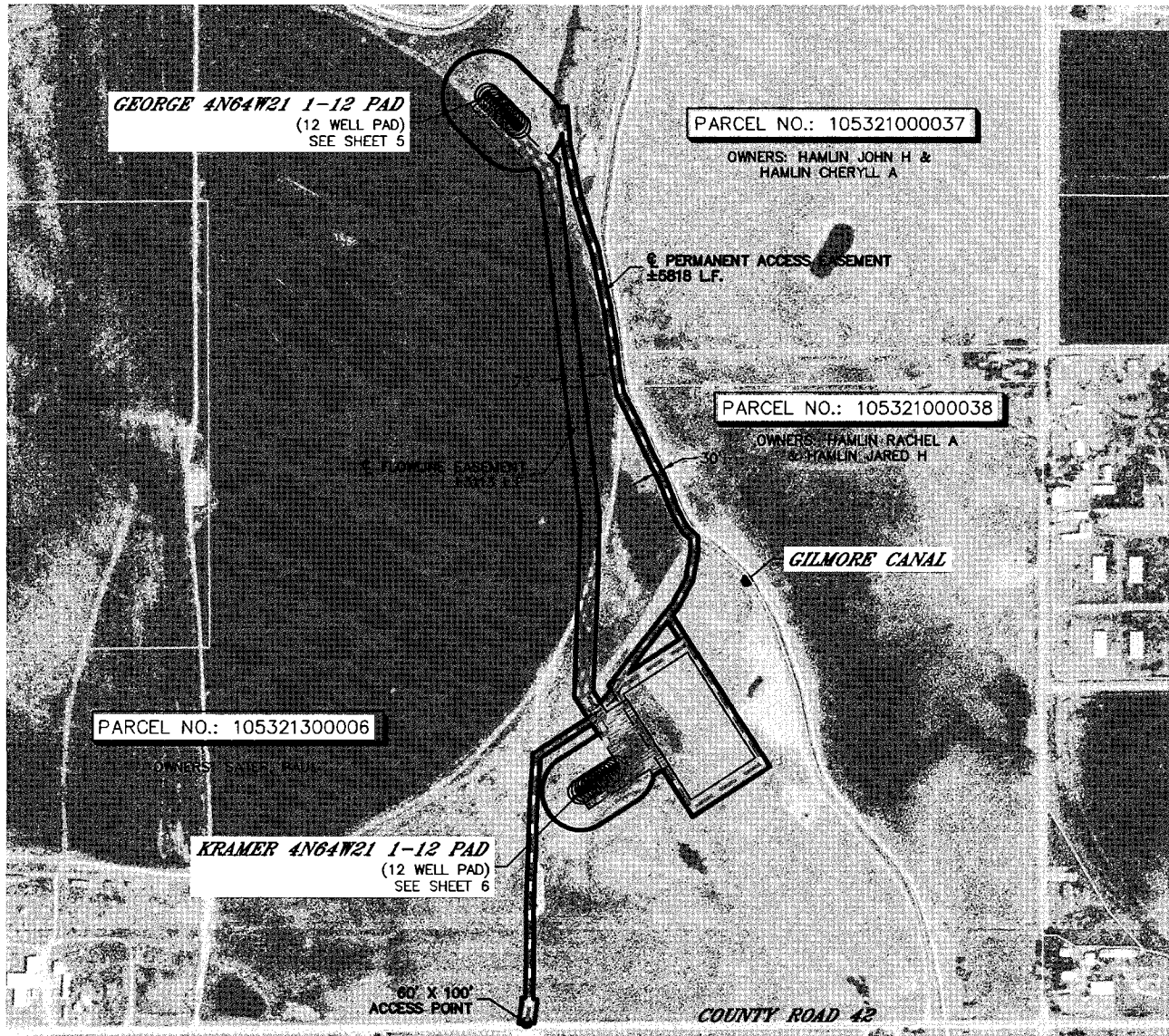
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### LEGEND

	PERMANENT DISTURBANCE = 18.2 ACRES
	APPROXIMATE Q PERMANENT ACCESS EASEMENT
	APPROXIMATE Q FLOWLINE EASEMENT



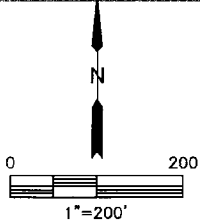
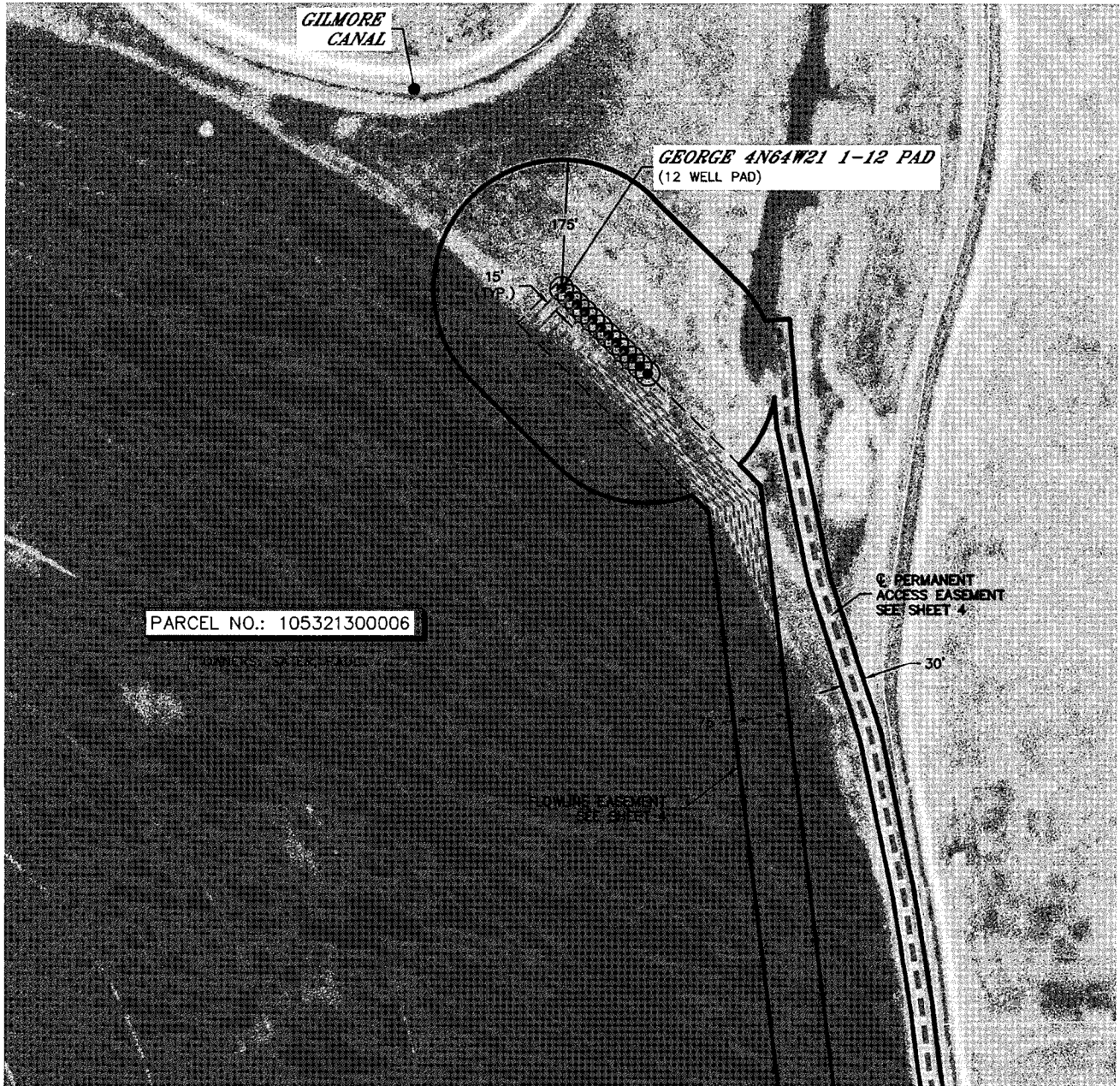
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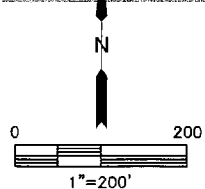
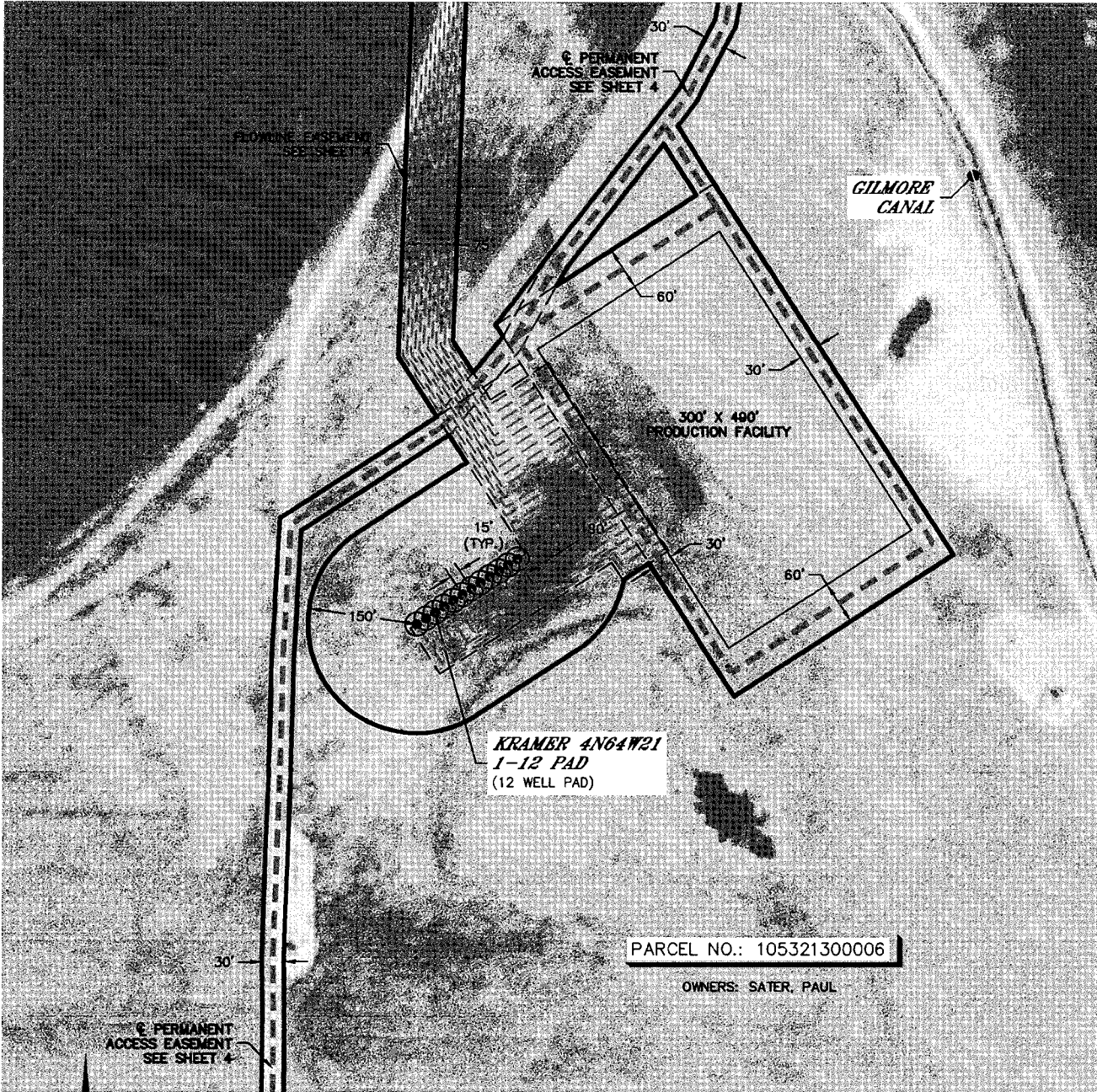
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