

MEMORANDUM OF
SURFACE USE AGREEMENT

WHEREAS, The John & Ingrid Hamar Family Limited Partnership, a California limited partnership whose address is 4597 Avenue 272 Visalia, California 93277 (“Owner”), and PDC Energy, Inc., a Delaware corporation, whose address is 1775 Sherman Street, Suite 3000, Denver, Colorado 80203 (“Company”), entered into a Surface Use Agreement dated effective the 5 day of August, 2019 (the “Agreement”) covering and affecting the following described property (the “Property”) more fully described on Exhibit A, attached hereto:

Township 4 North, Range 64 West, 6th P.M.
Section 17: Part of the NW and Part of the NE
Tax Parcel Number(s): 105317200006 and 105317000022
Weld County, Colorado

WHEREAS, Owner is the current owner of an interest in the surface estate of the property;

WHEREAS pursuant to the terms of the 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, and transporting oil, gas and associated hydrocarbons from the Property and lands pooled therewith.

WHEREAS, among other provisions, the Agreement grants Company the right to construct or install well pads, access roadways, pipelines, flowlines, electric lines, production facilities, and other associated equipment and facilities necessary or convenient for Company’s oil and gas operations on the Property or lands pooled therewith.

WHEREAS, the Agreement shall remain in full force and effect until Company’s leasehold estate in the Property and the lands pooled therewith expires or is terminated, and Company has plugged and abandoned all wells and conducted reclamation in accordance with the applicable rules and regulations of the Colorado Oil and Gas Conservation Commission.

NOW THEREFORE this Memorandum is placed of record for the purpose of giving notice of the Agreement. The parties acknowledge that they are bound by all of the terms and conditions of the Agreement and that the 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 Agreement, with all of its terms, conditions, covenants and other provisions, is referred to and incorporated into this Memorandum for all purposes. Any person having a lawful right or legitimate interest in the Agreement may examine a copy of the Agreement at Company’s office during normal business hours.

[Signature page follows]

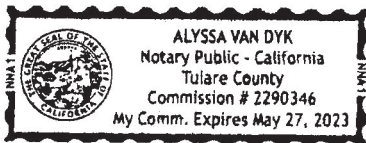
CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }
County of Tulare } ss.

On 8-5-19 before me, Alyssa Van Dyk, Notary Public, personally appeared John Michael Hamar (s), who

proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

(Seal)

Alyssa Van Dyk
Signature of Notary Public

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

CAPACITY(IES) CLAIMED BY SIGNER(S)

DESCRIPTION OF ATTACHED DOCUMENT

SIGNER'S NAME:

- Individual
- Corporate Officer

Title or Type of Document

Title

- Partner(s) Limited
- Attorney-in-Fact General
- Trustee(s)
- Guardian/Conservator
- Other:

Number of Pages

Date of Document

Absent Signer (Principal) is Representing:

Signer(s) Other Than Named Above

EXHIBIT "A" Page 1 of 3

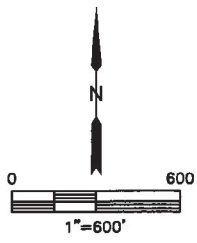
This Exhibit "A" is attached to and made a part of that certain Memorandum of Surface Use Agreement by and between The John & Ingrid Hamar Family Limited Partnership, a California limited partnership, Owners, and PDC Energy, Inc., Company. Covering the following lands:

Township 4 North, Range 64 West, 6th P.M.
Section 17: Part of the NW and Part of the NE
Weld County, Colorado

Reviewed by Owner: The John & Ingrid Hamar Family Limited Partnership, a California limited partnership

Initial here: [Signature]

Initial here: [Signature]



LEGEND

	OIL AND GAS OPERATIONS AREA ("OGOA") = 28.1 ACRES
	APPROXIMATE ☉ PERMANENT ACCESS EASEMENT
	APPROXIMATE ☉ FLOWLINE EASEMENT
	APPROXIMATE ☉ TEMPORARY ACCESS EASEMENT
	APPROXIMATE ☉ TEMPORARY WATER LINE EASEMENT



DATE: 4/11/2019
PROJECT#: 2019029


EXHIBIT "A" Page 2 of 3

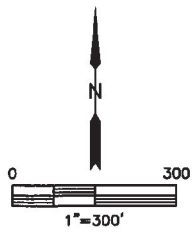
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Township 4 North, Range 64 West, 6th P.M.
Section 17: Part of the NW and Part of the NE
Weld County, Colorado



LEGEND

-  OIL AND GAS OPERATIONS AREA ("OGO") = 28.1 ACRES
- - - APPROXIMATE ☉ PERMANENT ACCESS EASEMENT
- - - APPROXIMATE ☉ FLOWLINE EASEMENT
- - - APPROXIMATE ☉ TEMPORARY ACCESS EASEMENT
- - - APPROXIMATE ☉ TEMPORARY WATER LINE EASEMENT

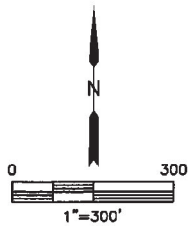


DATE: 4/11/2019
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EXHIBIT "A" Page 3 of 3

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Township 4 North, Range 64 West, 6th P.M.
Section 17: Part of the NW and Part of the NE
Weld County, Colorado



LEGEND

	PERMANENT DISTURBANCE = 9.1 ACRES
	APPROXIMATE ☉ PERMANENT ACCESS EASEMENT
	APPROXIMATE ☉ FLOWLINE EASEMENT



DATE: 4/11/2019
PROJECT#: 2019029

SURFACE USE AGREEMENT

THIS SURFACE USE AGREEMENT (“Agreement”) dated effective the 5 day of August, 2019 (the “Effective Date”), is entered into by and between The John and Ingrid Hamar Family Limited Partnership, a California limited partnership (“Owner”), whose address is 4597 Avenue 272 Visalia, California 93277, and PDC Energy, Inc., a Delaware Corporation (“Company”), whose address is 1775 Sherman Street, Suite 3000, Denver, Colorado 80203. Owner and Company may be referred to individually as a “Party” and collectively as the “Parties.”

RECITALS

WHEREAS, Owner owns an interest in the surface estate of the following described tract of land (the “Property”):

Township 4 North, Range 64 West, 6th P.M.
Section 17: Part of the NW and Part of the NE
Tax Parcel Number(s): 105317200006 and 105317000022
Weld County, Colorado

WHEREAS, Company owns certain oil and gas leasehold rights in the Property and/or lands pooled therewith and has the right to access the Property and use so much of the surface as is reasonably necessary to conduct oil and gas operations, including the exploration, development, production, and transportation of oil, gas and associated hydrocarbons, relating to its oil and gas leasehold interests in the Property and/or lands pooled therewith (the “Operations”); and

WHEREAS, Company and Owner desire to enter into this Agreement to set forth the Parties’ rights and obligations relating to Company’s use of the Property for its Operations, provided that this Agreement is a supplement to, but not in derogation of, Company’s existing oil and gas leasehold rights.

NOW THEREFORE, in consideration of the compensation to be paid to Owner as described herein, and other good and valuable consideration, as well as the mutual promises and covenants contained herein, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

I. OIL AND GAS OPERATIONS

1.1 Grant of Access. Owner hereby grants Company, its employees and designated agents, non-exclusive perpetual easements (“Easement”) on, over and across the surface of the Property as depicted on Exhibit “A” attached hereto and incorporated herein by reference (“Easements”) for the purpose of drilling, staking, completing, equipping, producing and operating oil and gas wells on Company’s leasehold under the Property and lands pooled therewith. The Easement includes the right to construct, install and maintain access roads (“Roads”), underground power lines, temporary Modular Large Volume Storage Tanks (MLVT’s), and temporary above ground waterlines (temporary use until completion operations are completed) and flow and gathering lines to gather and transport oil or gas from well sites located on the Well Pad to the