



MEMORANDUM OF
COMPREHENSIVE SURFACE USE AND DAMAGE RELEASE AGREEMENT

This Memorandum of Comprehensive Surface Use and Damage Release Agreement shall constitute notice to the public that:

1. The **Damon W. Ardourel Trust** dated **December 7, 2001**, acting through **Sharon Georgi-Carr**, formerly known as **Sharon Georgi-Ardourel**, as Trustee, with a mailing address of 12442 King St., Broomfield, Colorado 80020, the owner of the surface of the lands covered by this Agreement ("**Surface Owner**") and **NueVida Resources, LLC**, an entity authorized to do business in the State of Colorado, with corporate mailing addresses of 5950 Cedar Springs Blvd., Suite 100, Dallas, Texas 75235, and 332 County Road 3100, Aztec, New Mexico 87410; its agents, successors, and assigns ("**NueVida**") have entered into a certain Comprehensive Surface Use and Damage Release Agreement ("Surface Use Agreement") dated July 8, 2022, effective July 1, 2022.

2. The Surface Use Agreement covers the following lands:

Township 33 North, Range 8 West, NMPM:
Section 18: Lot 3 (also described as the NW4SW4);
Lot 4 (also described as the SW4SW4)

Township 33 North, Range 9 West, NMPM:
Section 13: E2SE4 (less and except that 15.00-acre parcel in the SE4SE4 conveyed to El Paso Natural Gas Company)

Containing 144.91 acres, more or less.

3. In exchange for certain considerations, the Surface Use Agreement grants NueVida certain easements and rights-of-way that it will utilize in connection with its proposed oil and gas operations, including access roads, gas pipelines, a well pad, a facility pad, and a temporary use area.

4. In addition, the Surface Use Agreement grants **NueVida** an option to purchase a portion or all of Lots 3 and 4 of Section 18, Township 33 North, Range 8 West and/or the E2SE4 of Section 13, Township 33 North, Range 9 West, from **Surface Owner** if the **Surface Owner** elects to sell its interest in these lands.

5. NueVida's rights under said Surface Use Agreement shall be in addition to, and shall not diminish, any and all rights of Operator NueVida's Oil and Gas leases covering all or any portion of said lands.

6. The Surface Use Agreement shall be a covenant running with the ownership of the lands and as such, all provisions of the Surface Use Agreement shall

Attn: Jim Byrd
332 CR 3100
Aztec, NM 87410

by Operator NueVida under the Oil and Gas leases covering all or any portion of said lands.

6. The Surface Use Agreement shall be a covenant running with the ownership of the lands and as such, all provisions of the Surface Use Agreement shall be binding upon and inure to the benefit of the parties hereto, their heirs, executors, administrators, successors and assigns.

7. This Memorandum may be executed in any number of counterparts, and each such counterpart hereof shall be deemed to be an original instrument, but all of such counterparts shall constitute for all purposes one memorandum. Any signature hereto delivered by a Party by e-mail transmission via PDF attachment or by facsimile transmission shall be deemed an original signature hereto.

EXECUTED as of this 8th day of July, 2022, effective as of July 1, 2022.

SURFACE OWNER:

NUEVIDA:

Damon W. Ardourel Trust
dated December 7, 2001

NUEVIDA RESOURCES, LLC


Sharon Georgi Ardourel, also known as
Sharon Georgi Carr, Trustee


Jim Bob Byrd
Vice President - Asset Development

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ACKNOWLEDGEMENTS ON THE FOLLOWING PAGE

ACKNOWLEDGEMENTS

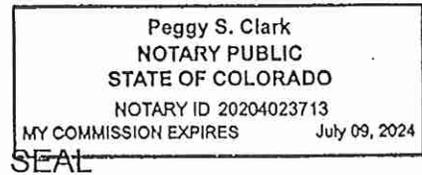
STATE OF Colorado)
) ss
COUNTY OF Broomfield)

Before me, the undersigned, a Notary Public in and for said County and State on this 8th day of July, 2022, personally appeared Sharon Georgi-Ardourel, also known as Sharon Georgi-Carr, as Trustee for the Damon W. Ardourel Trust dated December 7, 2001, to me known to be the identical person who executed the within and foregoing instrument and acknowledged to me that she executed the same as her free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal of office the day and year last above written.

My commission expires: July 9, 2024

Peggy S. Clark
Notary Public



STATE OF Colorado)
) ss
COUNTY OF Broomfield)

Before me, the undersigned, a Notary Public in and for said County and State on this 8th day of July, 2022, personally appeared Jim Bob Byrd as Vice President of Asset Development for NueVida Resources, LLC to me known to be the identical person who executed the within and foregoing instrument and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal of office the day and year last above written.

My commission expires: July 9, 2024

Peggy S. Clark
Notary Public

