SURFACE DAMAGE RELEASE

STATE OF COLORADO §
§
COUNTY OF LAS ANIMAS §

KNOW ALL MEN BY THESE PRESENTS:

THAT **Mary Nell Lochard & Dennis P. Lochard**, (Surface Owners), as indicated by the Tax Assessor's office in Las Animas County, Colorado, in consideration of the payment by PIONEER NATURAL RESOURCES USA, INC. (Operator) to the undersigned of the sum of [redacted] in hand paid, the receipt and sufficiency of which is hereby acknowledged, hereby grants unto Operator, its agents, employees, contractors, invitees, licensees, representatives and assigns, the right to enter upon and use a portion of the surface estate as hereinafter described, together with an access route thereto for the unrestricted transportation of vehicles, materials, equipment, personnel and products to and from the drill site location. Further permission is granted to the Operator to dispose produced water from the well in order to control dust on lease roads.

Surface Owner further releases and discharges Operator, its agents, employees, contractors, invitees, licensees, representatives and assigns, from any claim for injuries, losses or damages to the surface and to pasture, grazing or irrigated lands which may be sustained in connection with moving in and out of the drillsite location and in connection with operations conducted on the drillsite location for the drilling and completion of the following well(s):

Redbud 44-7
Township 32 South, Range 66 West Section 7: SE/4SE/4
See Exhibit "A" attached hereto.
Las Animas County, Colorado

In the event others should claim an interest in the damage payments described above, we agree to be responsible to them for their proportionate share of the damage payments, if any.

The rights, duties and privileges hereunder shall be binding upon and inure to the benefit of the parties hereto, their respective heirs, successors and assigns. All financial terms of this agreement are to be kept confidential by both parties.

EXECUTED this 16th day of September, 2008.

Mary Nell Lochard

Mary Nell Lochard

Dennis P. Lochard

Dennis P. Lochard

STATE OF Colorado)
) ss.
COUNTY OF Larimer)

The foregoing instrument was acknowledged before me this 16th day of September, 2008, by **Mary Nell Lochard & Dennis P. Lochard** to be the identical person(s) described in and who executed the within and foregoing instrument.

Witness my hand and official seal the day and year last written above.

My Commission Expires:
7/20/10

DARCY L. FOLLER NOTARY PUBLIC STATE OF COLORADO

My Commission Expires 07/20/2010

Darcy L. Foller

Notary Public