

## SURFACE USE AGREEMENT

THIS AGREEMENT ("Agreement") is made and entered into this 7th day of December, 2006 ("Effective Date") by and between **Halina Urbaniak, as Trustee under the provisions of the Halina Urbaniak Living Trust, dated January 25, 2006**, whose address is 428 Lauder Lane, Inverness, IL 60067, hereinafter called "Owner", and **Antero Resources Piceance Corporation**, whose address is 1625 17th Street, Denver, Colorado 80202, hereinafter called "Operator".

WHEREAS, the undersigned owns the surface of the lands described on Exhibit A attached hereto and made a part hereof for all purposes ("Lands");

WHEREAS, Operator desires to utilize the Lands for the operations hereafter described, and Owner desires to allow such utilization,

WHEREAS, Owner and Operator desire to enter into this Agreement to stipulate the terms and conditions under which Owner will permit use of the Lands by Operator

NOW, THEREFORE, in consideration of ten dollars (\$10.00) and other good and valuable consideration in hand paid, receipt of which is hereby acknowledged, Owner and Operator agree as follows:

REDACTED

REDACTED

DATED this 22<sup>nd</sup> day of JANUARY, 2007 \*

**OWNER**

Halina Urbaniak Living Trust, dated January 25, 2006

Halina Urbaniak \*  
By: Halina Urbaniak, Trustee

**OPERATOR**

Antero Resources Piceance Corporation

B.A. Kuhn  
By: BRIAN A. KUHN  
Title: VICE PRESIDENT

Exhibit A  
Description of Lands

SE/4 NW/4, Section 16, Township 6 South, Range 92 West of the 6<sup>th</sup> P.M

And

A tract of land in the SE/4 NE/4 of Section 17, Township 6 South, Range 92 West of the 6<sup>th</sup> P.M. and a portion of the W/2 of Section 16, Township 6 South, Range 92 West of the 6<sup>th</sup> P.M. described as follows:

Beginning at the Northwest corner of said SE/4 NE/4 of said Section 17; thence North 89°32'39" East 1322.99 feet to the Northeast corner of said SE/4 NE/4; thence North 89°37'25" East 175 feet along the North line of the SW/4 NW/4 Section 16, Township 6 South, Range 92 West; thence South 00°04'38" East 1329.71 feet to a point in the NW/4 SW/4; thence South 89°34'55" West 174.83 feet to a point on the West line of said NW/4 SW/4; thence North 00°09'17" West 25.14 feet to the Southeast corner of said SE/4 NE/4 Section 17; thence South 89°33'02" West 659.47 feet; thence North 00°10'20" West 652.30 feet, thence South 89°33'12" West 660.41 feet; thence North 00°16'03" West 652.20 feet to the Point of Beginning.

And

A tract of land in the SW/4 NW/4 of Section 16 and a portion of the NW/4 SW/4 of Section 16, Township 6 South, Range 92 West of the 6<sup>th</sup> P.M. described as follows:

Beginning at a point on the North line of said SW/4 NW/4 whence the Northwest corner of said SW/4 NW/4 bears South 89°37'25" West 175.00 feet; thence North 89°37'25" East 1146.38 feet to the Northeast corner of said SW/4 NW/4; thence South 00°11'06" East 1303.86 feet to the Southeast corner of said SW/4 NW/4; thence South 00°24'22" East 25 feet along the East line of said NW/4 SW/4; thence South 89°34'55" West 1148.98 feet; thence North 00°04'38" West 1329.71 feet to the Point of Beginning.

And

A tract of land situated in the NE/4 NE/4 Section 17, Township 6 South, Range 92 West of the 6<sup>th</sup> P.M. being more particularly described as follows:

Beginning at the intersection of the Southerly right of way fence of County Road No. 346 and the East line of said Section 17 whence the Northeast corner of said Section 17 bears North 00°04'46" West 1016.43 feet; thence South 00°04'46" East 288.40 feet to the Southeast corner of said NE/4 NE/4 of said Section 17; thence along the South line of said NE/4 NE/4 of Section 17 South 89°32'39" West 1322.99 feet to a point on said Southerly right of way fence; thence North 76°16'08" East 1256.12 feet to the Point of Beginning.

All of the above lands being located in Garfield County, State of Colorado.

*See Attached Plat marked Exhibit "B"*

**Exhibit B**  
**Urbaniaik Pad**  
**Approvals**

**Date: 12-7-2006**

