

SURFACE USE AGREEMENT

This Agreement is made and entered into effective this 5TH day of OCTOBER, 2017, hereinafter referred to as the Effective Date, by and between **Lazy D Grazing Association**, of 14503 Weld County Road 108, Nunn, Colorado 80648, (hereinafter, "Owner"), and **Longs Peak Resources, LLC**, whose address is 10701 Melody Drive, Suite 515, Northglenn, CO 80234, (hereinafter, "Operator").

WITNESSETH:

WHEREAS, Owner owns the following described surface estate, to wit:

Township 12 North, Range 66 West of the 6th P.M.
Section 31: E/2, E/2W/2
Weld County, Colorado

Containing **480.00** acres, more or less ("Owner's Property");

WHEREAS, Operator has acquired one or more active or pending oil and gas leases covering parts of Section 31, described above, of Owner's Property and seeks to drill oil and gas wells described below on such part of Owner's Property and locate a well drilling pad on such property; and

WHEREAS, the parties enter this Surface Use Agreement (the "SUA") regarding Operator's limited use of Owner's Property for the purposes of drilling, completing, producing, maintaining, repairing and operating the following wells (the "Wells"):

Oxnard East 3130-8CH
Oxnard East 3130-9NH
Oxnard East 3130-10CH
Oxnard East 3130-11NH
Oxnard East 3130-12CH
Oxnard East 3130-13NH

Oxnard East 0607-8CH
Oxnard East 0607-9NH
Oxnard East 0607-10CH
Oxnard East 0607-11NH
Oxnard East 0607-12CH
Oxnard East 0607-13NH

NOW, THEREFORE, in consideration of the mutual promises contained herein, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. **Right of Use.** Owner hereby grants to Operator, its agents, employees, drilling contractors, and related service companies, subject to the terms of this Agreement, the non-exclusive

EFFECTIVE as of the year and date first above written.

OWNER: Lazy D Grazing Association

By: Ron Kreps *president*
Ron Kreps – President

By: Clint DePorter *Sec/Treas*
Clint DePorter – Secretary Treasurer

OPERATOR: Longs Peak Resources, LLC

By: Kent Snider
Kent Snider – Vice President Land
Vertex Energy Partners, LLC, as agent