

## MEMORANDUM OF SURFACE USE AGREEMENT

**WHEREAS**, Fernando F. Simoes and Lesley S. Simoes, as Lessor, have heretofore executed that certain Oil and Gas Lease dated July 6, 2011, (the "Simoes Lease"), to Quicksilver Resources Inc., as Lessee, covering 40.00 acres of land, more or less, a Memorandum of which is recorded at Document No. 20115115 in the Official Public records of Moffat County, Colorado; and

**WHEREAS**, the lands covered by the Simoes Lease are more particularly described as:

Township 6 North, Range 90 West, 6<sup>th</sup> P.M.

A 40 acre tract situated in Lot 6 of Section 30, Township 6 North, Range 90 West, 6<sup>th</sup> P.M., more or less, more particularly described by metes and bounds in that certain Warranty Deed dated November 25, 2008 by and between James M. Stoddard and Sharon L. Stoddard, Grantor, and Fernando F. Simoes and Lesley S. Simoes, Grantee, recorded at Document No. 20084824 in the Official Public Records of Moffat County, Colorado; and

**WHEREAS**, James M. Stoddard and Sharon L. Stoddard, husband and wife, as Lessor, have heretofore executed that certain Oil and Gas Lease dated February 23, 2011, (the "Stoddard Lease"), to Quicksilver Resources Inc., as Lessee, covering 205.28 acres of land, more or less, a Memorandum of which is recorded at Document No. 20111599 in the Official Public Records of Moffat County, Colorado; and

**WHEREAS**, the lands covered by the Stoddard Lease are more particularly described as:

Township 6 North, Range 90 West, 6<sup>th</sup> P.M.

Section 30: Lots 6, 9, 10, 11, 14 and 19

Less and Except a 40 acre tract situated in Lot 6 of Section 30, Township 6 North, Range 90 West, 6<sup>th</sup> P.M., more particularly described by metes and bounds in that certain Warranty Deed dated November 25, 2008, by and between James M. Stoddard and Sharon L. Stoddard, Grantor, and Fernando F. Simoes and Lesley S. Simoes, Grantee, recorded at Document No. 20084824, Official Public Records, Moffat County, Colorado, containing 205.28 acres, more or less; and

**WHEREAS**, Fernando F. Simoes and Lesley S. Simoes, hereinafter referred to as "Surface Owner" and Quicksilver Resources Inc., hereinafter referred to as "Operator", have heretofore executed that certain unrecorded Surface Use Agreement dated March 15, 2012, covering the following described real property (the "Lands"):

Township 6 North, Range 90 West, 6<sup>th</sup> P.M.

Section 30: Lot 6 (NWNE), Lot 9 (SWNW) and Lot 10 (SEnw)  
Moffat County, Colorado

for the purpose of defining the terms and conditions under which Operator or its assigns, as working interest owner under the Simoes Lease and the Stoddard Lease (hereinafter jointly referred to as the "Leases") may enter Surface Owner's property for the purposes described in the Leases.

NOW, THEREFORE, the undersigned executes this instrument for the purpose of providing record notice to third parties of the existence of an agreement governing the use of the surface of the Lands for operations under the Leases.

IN WITNESS WHEREOF, this Memorandum of Agreement has been executed this 22<sup>nd</sup> day of March, 2012.

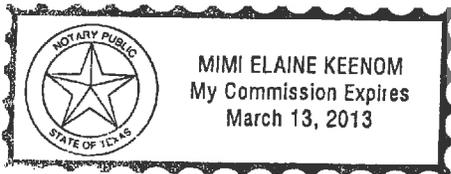
QUICKSILVER RESOURCES INC. <sup>KS</sup><sub>see</sub>

By: Clay Blum  
Clay Blum, VP - US Land

STATE OF TEXAS           §  
  §  
COUNTY OF TARRANT   §

The foregoing instrument was acknowledged before me this 22<sup>nd</sup> day of March, 2012, by Clay Blum, as VP – US Land on behalf of **Quicksilver Resources Inc.**, a Delaware corporation.

Mimi Elaine Keenom  
Notary Public, State of Texas



After Recording, Please Return To:  
Quicksilver Resources Inc.  
801 Cherry Street, Suite 3700, Unit 19  
Fort Worth, Texas 76102  
Attn: Kevin Sulley