



STATE OF COLORADO           §  
COUNTY OF LAS ANIMAS     §

THAT **James J. Hirschboeck and Michelle M. Hirschboeck**, (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.

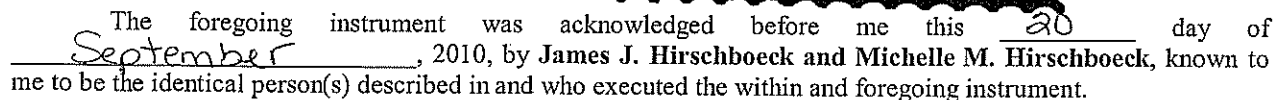
Modavi 31-16  
See Exhibits "A" and "B" attached hereto.  
T34S, R65W, Section 16: NW/4NE/4 (Lot 9, Long Canyon Ranch Phase I)  
Las Animas County, Colorado

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.

  
James J. Hirschboeck

  
Michelle M. Hirschboeck

STATE OF WISCONSIN )  
 ) ss.  
COUNTY OF Walworth )



My Commission Expires: June 9, 2013

Brooke McPhail  
Notary Public

## EXHIBIT "A" 10

## Surface Damage Release

## COLORADO WELL LOCATION

OPERATOR: Pioneer Natural Resources

WELL NAME: Modavi 31-16

SECTION 16 TOWNSHIP 34 S, RANGE 65 W OF THE 6TH P.M., IN LAS ANIMAS COUNTY

ACTUAL FOOTAGE OF WELL LOCATION:

1619 feet from the EAST line and 181 feet from the NORTH line.

GROUND ELEV. (NGVD29):

7266'

BASIS OF BEARING: GPS Observations

BASIS OF ELEVATION: GPS Observations

PDDP: 8.9

SURFACE USE: Timber

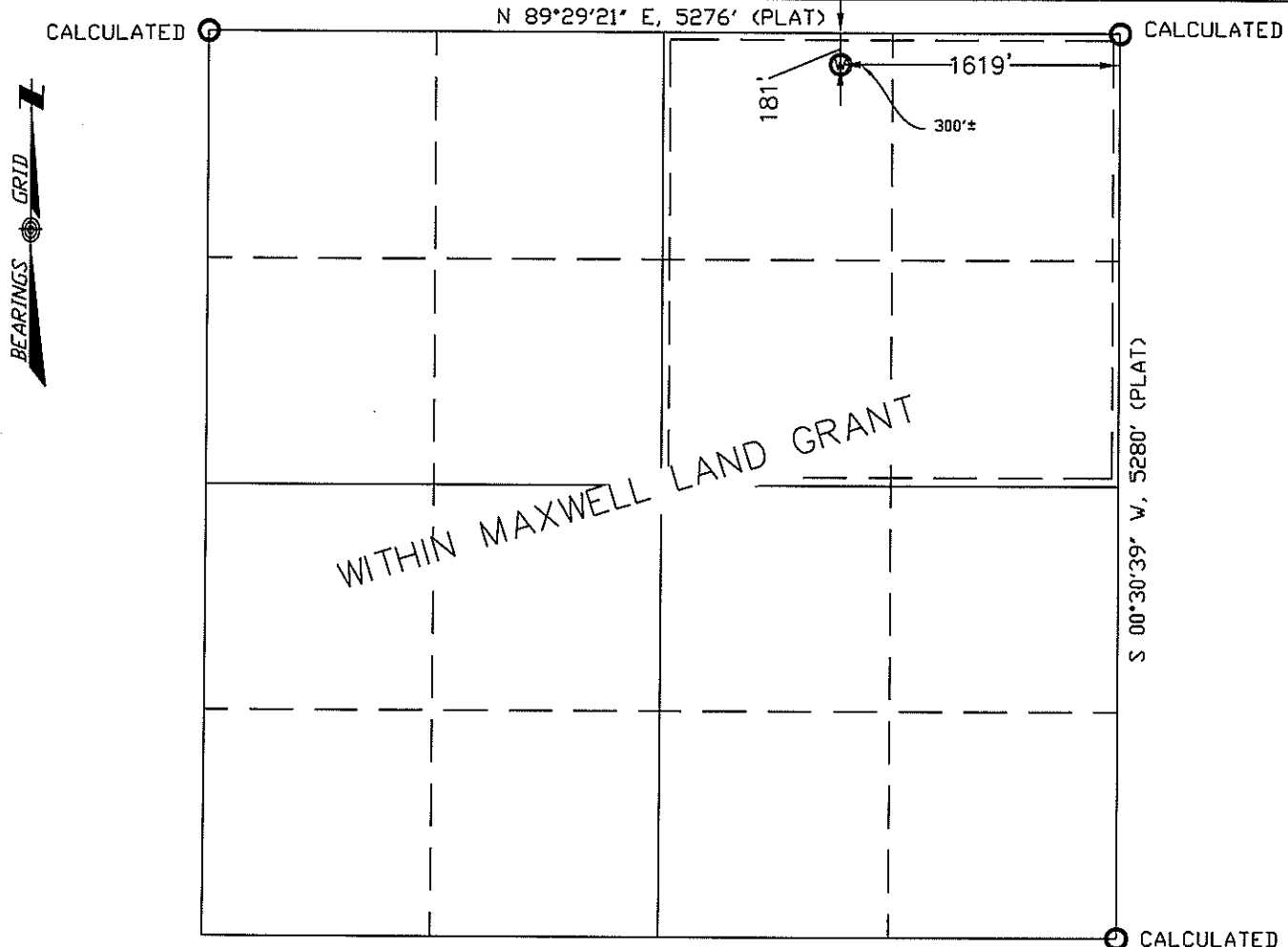
DATE STAKED: June 04, 2010

LAT: N 37.09140°

LONG: W 104.67238° (NAD27)

LAT: N 37.09142°

LONG: W 104.67293° (NAD83)



Field Operator: N. Weese

**NOTICE:**

SOME INFORMATION SHOWN HEREON IS BASED ON INFORMATION TAKEN FROM RECORD INFORMATION, PREVIOUS SURVEYS, PLATS AND SURVEYS BY OTHER SURVEYORS, OR COLLATERAL EVIDENCE AND MAY NOT REFLECT THAT WHICH MAY BE DISCLOSED BY A COMPLETE BOUNDARY SURVEY. THIS SKETCH IS NOT TO BE RELIED UPON FOR THE ESTABLISHMENT OF SURFACE BOUNDARIES, FENCES, BUILDINGS OR OTHER FUTURE IMPROVEMENTS.

I hereby certify that this proposed well location shown was plotted from field notes of a actual GIS survey and meets the requirements of Colorado Statue 38-51-109.3 and was made by me or under my supervision, and that the same is true and correct to the best of my knowledge and belief and IS NOT A LAND SURVEY PLAT.

*Norman Scott Weese*  
 Norman Scott Weese, CO PLS #38116

June 15, 2010

Date Plotted

SHIELDS SURVEY Ltd. Co. Raton, New Mexico 87740  
 (575)445-1232

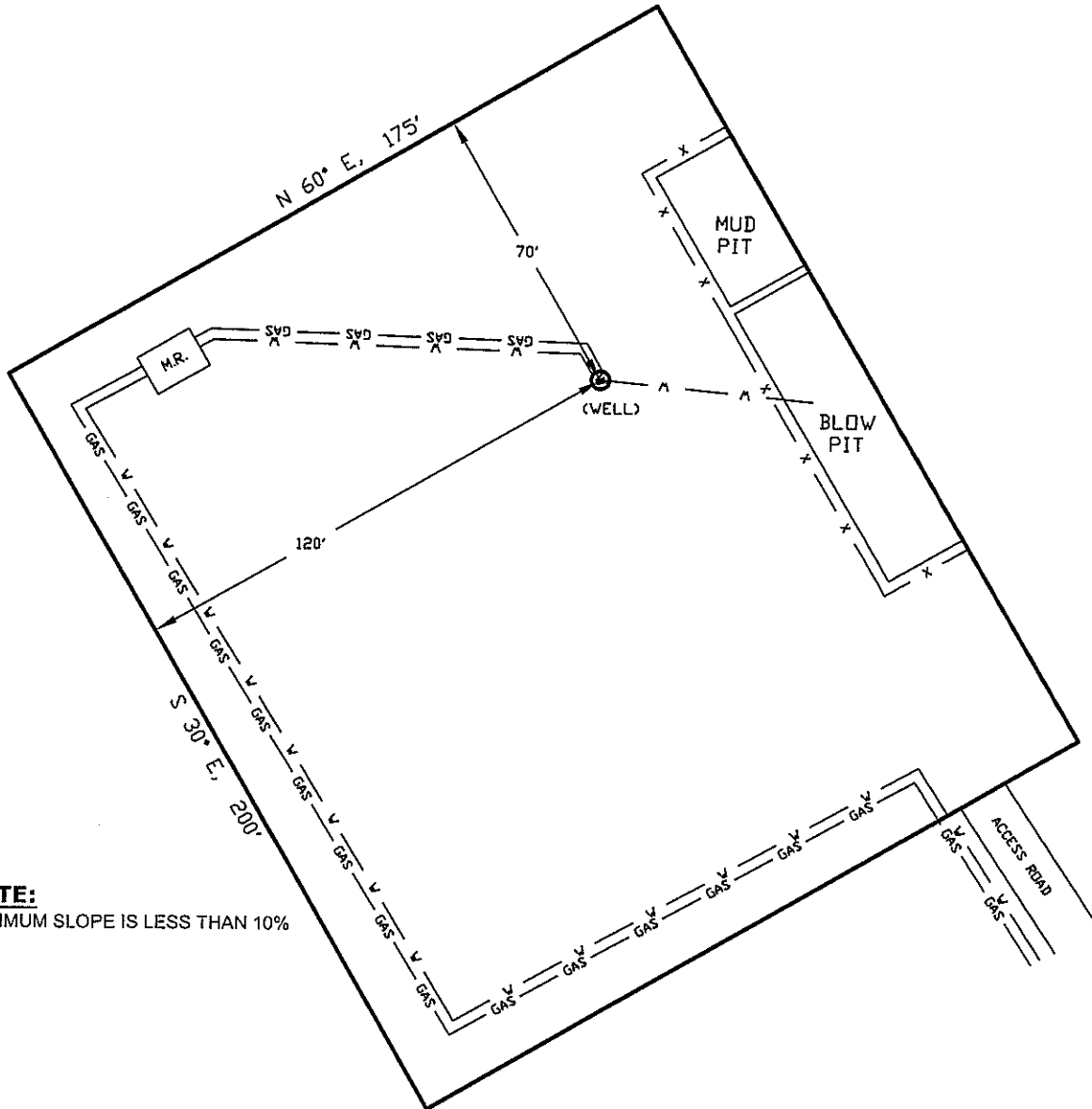
# Exhibit "A" to Surface Damage Release

## WELLSITE/PRODUCTION EQUIPMENT LAYOUT

OPERATOR: Pioneer Natural Resources

WELL NAME: Modavi 31-16

NWNE of SECTION 16 TOWNSHIP 34 S, RANGE 65 W OF THE 6TH P.M., IN LAS ANIMAS COUNTY



**NOTE:**  
MAXIMUM SLOPE IS LESS THAN 10%

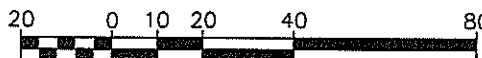
**NOTE:**  
MUD AND BLOW PITS WILL BE CONVERTED TO  
LINED EVAPORATION PITS FOR PRODUCTION.

WELLHEADS ARE TYPICALLY PCP DRIVE HEADS

### LEGEND:

- = WELLHEAD
- = EXISTING WELLPAD
- = FENCE (4 STRAND)
- = 4" GAS GATHERING LINE
- = 2" WATER LINE
- M.R. = COMBO METER RUN AND WATER/GAS SEPARATOR
- G.D.S. = GAS DRIVE SYSTEM

### GRAPHIC SCALE



( IN FEET )

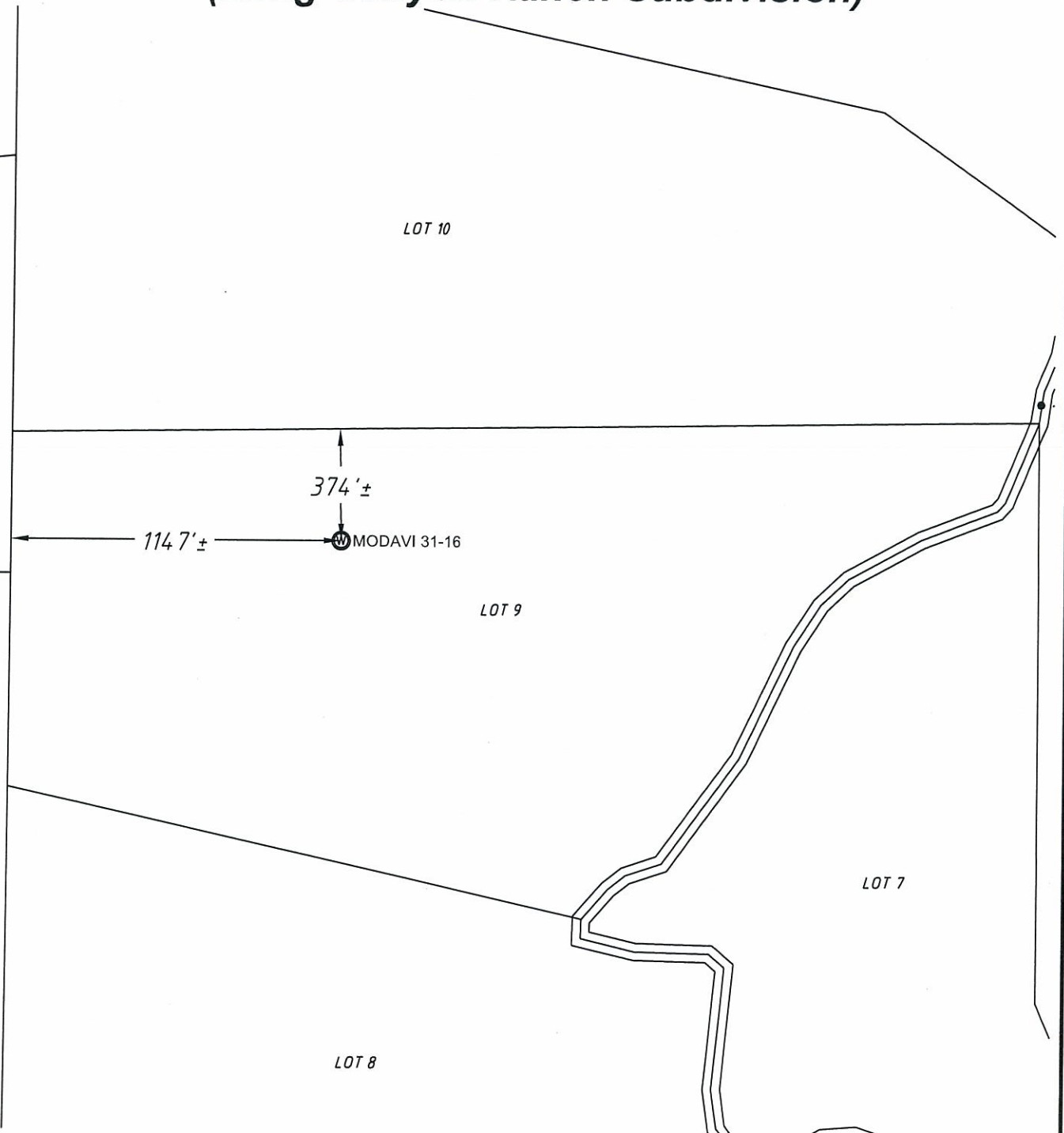
1 inch = 40 ft.

June 10, 2010

Date Platted

SHIELDS SURVEY L<sup>td.</sup> C<sup>o.</sup>  
Raton, New Mexico 87740  
(575)445-1232

Modavi 31-16  
(Long Canyon Ranch Subdivision)

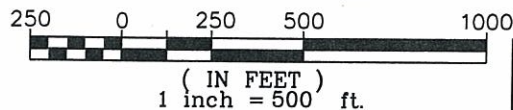


**NOTE:**

FOOTAGES GIVEN ARE ONLY ESTIMATES BASED ON  
SUBDIVISION PLATS AND TIED TO EXISTING CONTROL.  
A FULL BOUNDARY SURVEY IS REQUIRED TO DETERMINE  
TRUE SUBDIVISION LOT AND ROAD LOCATIONS,  
DISTANCES AND AREA OR FOOTAGE CALCULATIONS.

DATE: June 10, 2010

**GRAPHIC SCALE**



**SHIELDS SURVEY L<sup>td</sup>. C<sup>o</sup>.**  
Raton, New Mexico 87740  
(575)445-1232

EXHIBIT "B"  
TO JAMES J. AND MICHELLE M. HIRSCHBOECK SURFACE DAMAGE RELEASE  
MODAVI 31-16 WELL  
T34S, R65W Section 16: Lot 9, Long Canyon Ranch Phase I  
Madrid Canyon Subdivision  
Las Animas County, Colorado

The following are additional provisions of the Surface Damage Release dated September 20, 2010 by and between James J. Hirschboeck and Michelle M. Hirschboeck (hereinafter "Owner"), and Pioneer Natural Resources USA, Inc. (hereinafter "Company"), its affiliates, subsidiaries, successors, assigns, employees, contractors, subcontractors and representatives covering certain lands located in T34S, R65W Section 16: Lot 9, Long Canyon Ranch, Phase I, Las Animas County, Colorado

1. Company agrees to gravel that portion of the road from the proposed right-of-way to Owner's house when it grvels the rest of the proposed right-of-way.
2. Electrical lines will be placed in ditch as per subdivision policy. When the Modavi 31-16 well has dewatered sufficiently, the motor will be replaced with an electric motor.
3. Sound walls will be placed around the well in accordance with subdivision policy.
4. Company agrees to install a locking gate at the entrance to Lot 9 from Fairview Valley Road.

Signed for identification this 20 day of September, 2010.

  
James J. Hirschboeck

  
Michelle M. Hirschboeck