

RM
Anadarko Petroleum Corporation
Melissa Mayer
1099 18th Street, Suite 1800
Denver, Colorado 80202

Reception #: D1123456, 12/14/2011 at
02:50:31 PM, 1 OF 3, EA, Rec Fee \$21.00
Arapahoe County CO Nancy A. Doty,
Clerk & Recorder

**EASEMENT, RIGHT-OF-WAY
and
SURFACE DAMAGES AGREEMENT**

This Easement, Right-of-Way and Surface Damages Agreement ("Agreement") is entered into as of 11/11, 2011, by and between **Rosemar Venturers**, ("Surface Owner"), whose address is **14814 E. Lake Place, Centennial, Co 80016**, and Anadarko E&P Company LP, ("AEP"), with offices at 1099 18th St., Suite 1800, Denver, CO 80202, covering certain lands (the "Lands") situated in Arapahoe County, Colorado, described as follows:

Township 3 South, Range 64 West, of the 6th P.M.
Section 19: NENE

Reception #: D2018092, 02/16/2012 at
02:59:43 PM, 1 OF 4, RWE, Rec Fee \$26.00
Arapahoe County CO Nancy A. Doty,
Clerk & Recorder

For and in consideration of the sum of ten dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned hereby agrees to the terms and provisions set forth as follows:

1. Compensation for Well; Release of All Claims

AEP shall pay to Surface Owner the sum and perform the obligations set forth in and according to the terms of that certain Letter Agreement by and between Surface Owner and AEP of even date, as full consideration and final settlement and satisfaction for any and all detriment, depreciation, injury or damage of any nature to the Lands or growing crops thereon that may occur as a result of AEP drilling and completion operations on the Venturers 41-4H and Venturers 41-5H wells ("Wells"), and its continuing activities for the production and/or transportation of oil, gas, or other hydrocarbons or products associated with the Wells including, but not limited to, surface use, access, mud and reserve pits, wellhead equipment, separators, tank batteries, pipelines, gathering lines, flowlines, pipeline interconnections, and any and all other reasonable and customary uses of land related to said operations or activities; provided that, AEP conducts its operations in the location and area depicted on Exhibit "A" attached hereto.

2. Acknowledgement of Right of Way and Easement

Surface Owner acknowledges and understands that AEP, as owner of the oil and gas estate for the Lands, owns an easement and right-of-way that burdens the Lands, and that AEP has a continuing right and entitlement to construct, own, operate, maintain, repair and replace all flowlines, gathering lines, other pipelines and related equipment that may be necessary or convenient to its operations on the Lands, including but not limited to, constructing, using and maintaining access roads, locations for surface equipment and subsurface gathering lines, pipelines and pipeline interconnections for the Wells; provided, however, AEP agrees that it will not construct pipelines over or across any irrigation circle or in a manner that interferes with existing improvements on the Lands at the time the pipelines are proposed to be constructed. The exercise by AEP of its easement in connection with the Wells will take place at the location and in the area depicted on Exhibit "A" attached hereto.

Surface Owner further agrees that, Kerr-McGee Gathering LLC, an affiliate of AEP, or another third party gas gatherer designated by AEP, may exercise the easement rights described herein.

This Agreement shall be binding on AEP as to the drilling and continuing operations of the Wells only and does not cover future wells that may be drilled on the Lands. This Agreement does not in any

After Recording Return
To: Melissa Hencmann
Kerr-McGee Oil & Gas Onshore LP
1099 18th St Ste 1800
Denver, CO 80202-1918

CO-500059483

way limit the rights of AEP to drill additional wells with associated facilities, access and pipeline easements on the Lands or to exercise all rights consistent with its mineral ownership.

This Agreement shall be binding upon the respective heirs, executors, administrators, successors, and assigns of the undersigned.

The undersigned have executed this Agreement as of the day first above written.

Surface Owner

By:



Rosemar Venturers

Anadarko E&P Company LP,

By:



David Bell
Agent & Attorney-in-Fact



STATE OF Colorado)
COUNTY OF Arapahoe)ss

The foregoing instrument was acknowledged before me this 11th day of November, 2011, by Rosemar Venturers.

Witness my hand and official seal.

MINDY LEVY PECKAR
Notary Public
State of Colorado

Mindy Levy
Notary Public

My commission expires 10/15/13

STATE OF COLORADO)
COUNTY OF ADAMS)ss

This instrument was acknowledged before me this 18th day of Nov, 2011, by David Bell, Agent & Attorney-in-Fact of Anadarko E&P Company LP, on behalf of said company.

Witness my hand and official seal.

M. Hengmann
Notary Public

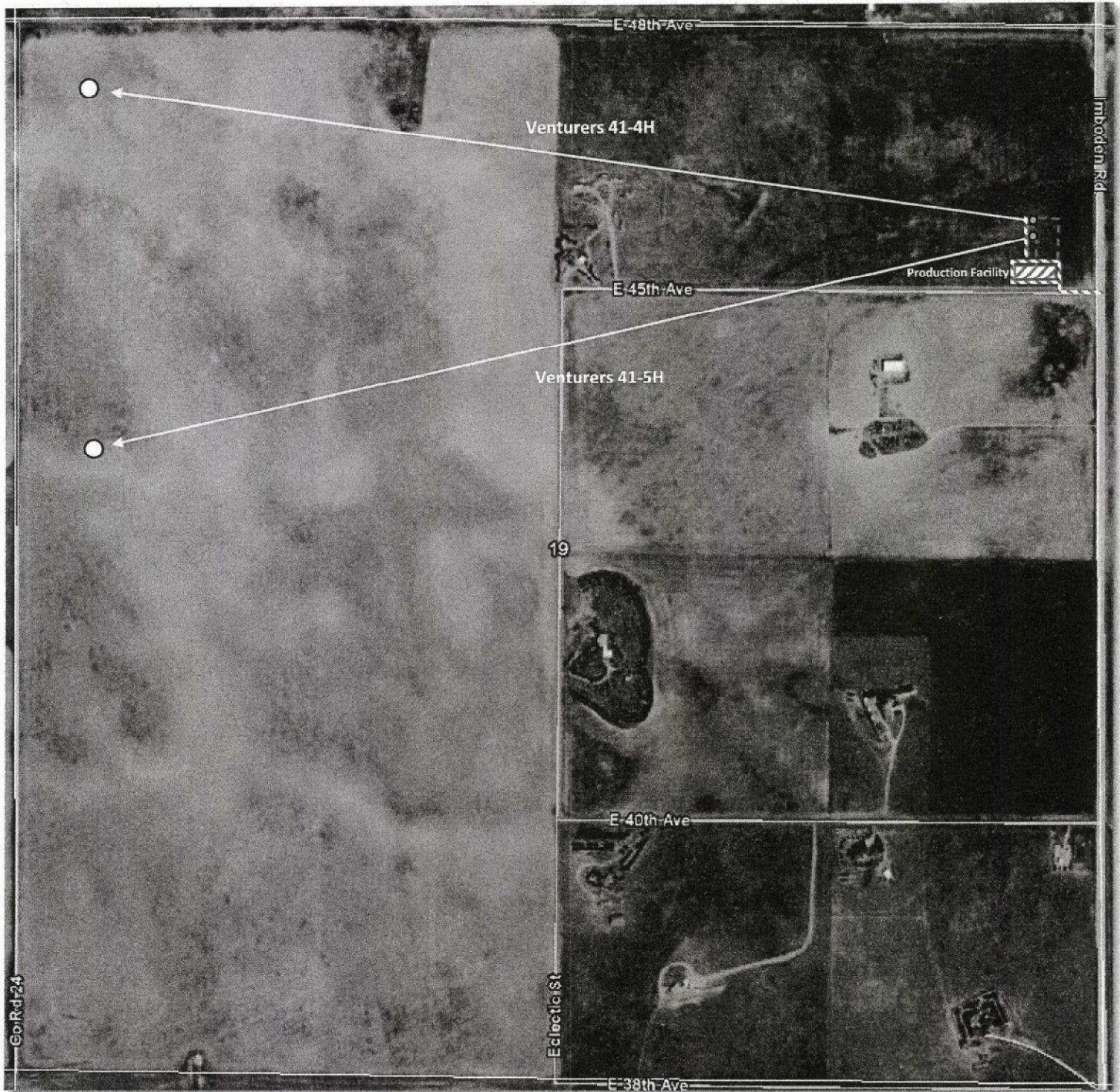
My commission expires 9/27/2015



My Commission Expires 9-27-2015

[Signature]

EXHIBIT "A"



This aerial photo and all notations and depictions thereon is provided as a courtesy and is intended to be used for general reference purposes only. Kerr-McGee Industries expressly disclaims any and all representations or warranties regarding the accuracy or the completeness of the information appearing on this aerial photo and any reliance on it for any purpose whatsoever is at the sole risk of the party so relying.



- Access Road
- KMG Gathering Line
- Duke Pipeline
- RGSI Pipeline
- Proposed Flowline
- Legal Drilling Window
- Exist Battery Location
- New Battery Location
- Proposed Wellhead
- Bottomhole Location
- Potential Drill Sites

<p>Aerial Photo Sec.19-3S-64W Arapahoe County, CO</p>		
<p>Author: Teddy Ruampant</p>	<p>Edited By: Travis J Book</p>	<p>Last Edited: 9/12/2011</p>

Land >> Lease >> Lease



D0002025581

Sender Name: Brandon Wathke
 Date Created: 10/10/2012
 Barcode Expires: 11/09/2012
 Department: Land Record
 Security: Non-Privileged

COLOR DOCUMENT

DNV 33417

Attribute	Value
Description	SURFACE DAMAGES AGREEMENT
Document Date	11/11/2011
Lease Document Type	Original Lease
New Lease Packet	No
New Well Handoff	No
Lease Number Suffix	CO-S00059483
File Key	2187530
Group Code	LSE
Lease End Date	12/31/2099
Lessor Name	ROSEMAR VENTURERS
Prospect Name	WATTENBERG E&P / UPSTREAM SURFACE (APC)/A-43100257
State County	COLORADO:ARAPAHOE(005)

SCANNED

POOR ORIGINAL

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