

682913 AGREEMENT  
BOOK 519 PAGE 0783  
RECORDED 11/02/2010 AT 02:00 PM  
EDA S. THOMPSON, SHERIDAN COUNTY CLERK

**SURFACE USE AGREEMENT BETWEEN RICHARD RHOADES LAND  
OWNER, P.O. 8549, JACKSON, WY 83002 AND HEARTLAND ENERGY  
COMPANY, P.O. 687, BIG HORN, WY 82833 DATED OCTOBER 7, 2010.**

THIS AGREEMENT COVERS SAID LANDS AS ARE ATTACHED AND MADE  
PART OF THIS AGREEMENT IN SHERIDAN COUNTY WYOMING.

The roads where already available will be used. If no roads are available both parties will determine the best location for new roads. Roads will be a maximum of 16 feet wide with turnarounds or passing spots where needed. Gravel will be used where needed to help prevent erosion. The sides of the roads will be planted if moisture allows and if not straw will be used to prevent erosion. Water bars will be constructed to protect roads and the property.

All new roads will be put in with thought and direction. They will be used by both parties as access to the property.

New roads will be paid to RICHARD RHOADES at \$1.00 per foot.

New pipe lines will be paid to RICHARD RHOADES at \$1.00 per foot unless they are laid in the roads the operator constructs then there will not be a charge. Pipe lines laid in an existing road will be at a fee of \$1.00 per foot.

All locations built to accommodate drilling equipment, production equipment and facilities will be paid at a fee of \$3,000.00 per location.

If coal bed wells are drilled they will be paid at a fee of \$750.00 per location.

Any compressor station installed will be paid to RICHARD RHOADES or his heirs at a fee of \$3,000.00 per location.



Any water well drilled for the purpose of drilling and or fracturing the wells will be deeded to RICHARD RHOADES along with logs if any and all pertinent data as soon as all drilling and or fracturing has been performed or the water wells may be shared during operations.

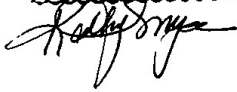
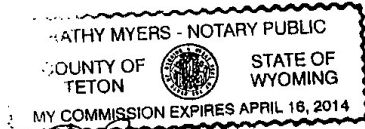
Any logs from the oil and gas wells will be shared with RICHARD RHOADES or his heirs.

No wells will be drilled closer than 200' from any existing home unless worked out with the landowner.

Both parties agree to consult each other over any major change, improvement, access change, problems or any concerns. They agree to work together on the properties.

Upon abandonment of any wells or roads proper seeding and restoration practices will be used.

 Date 10/13  Date 10/7/2010  
RICHARD RHOADES HEARTLAND ENERGY COMPANY  
James E. Seale-President



**"EXHIBIT A"**

**THIS LEASE MADE A PART OF THE LEASE BETWEEN HEARTLAND ENERGY COMPANY AND RICHARD RHOADES COVERING 1480 GROSS MINERALS ACRES HEREBY DESCRIBED AND RECORDED IN SHERIDAN COUNTY, WYOMING.**

**1480 ACRES TOWNSHIP 54 NORTH-RANGE 79 WEST 6<sup>TH</sup> PM SHERIDAN COUNTY, WYOMING**

SECTION 20 NE1/4NE1/4

SECTION 27 SW1/4SE1/4

SECTION 28 E1/2SW1/4

SECTION 29 N1/2NE1/4, SW1/4NW1/2, SE1/4

SECTION 32 NE1/4

SECTION 33 NE1/4, NE1/4NW1/2, W1/2NW1/4

SECTION 34 NW1/4NE1/4, NE1/4NW1/4, S1/2N1/2, SE1/4, E1/2SW1/4, SW1/4SW1/4