

200 ft. radius from wellsite, per applicant's request for variance to drill within 200 ft. of existing buildings (City Code, Ch. 21, Sections 21-26 and 21-27)

Rucker St.

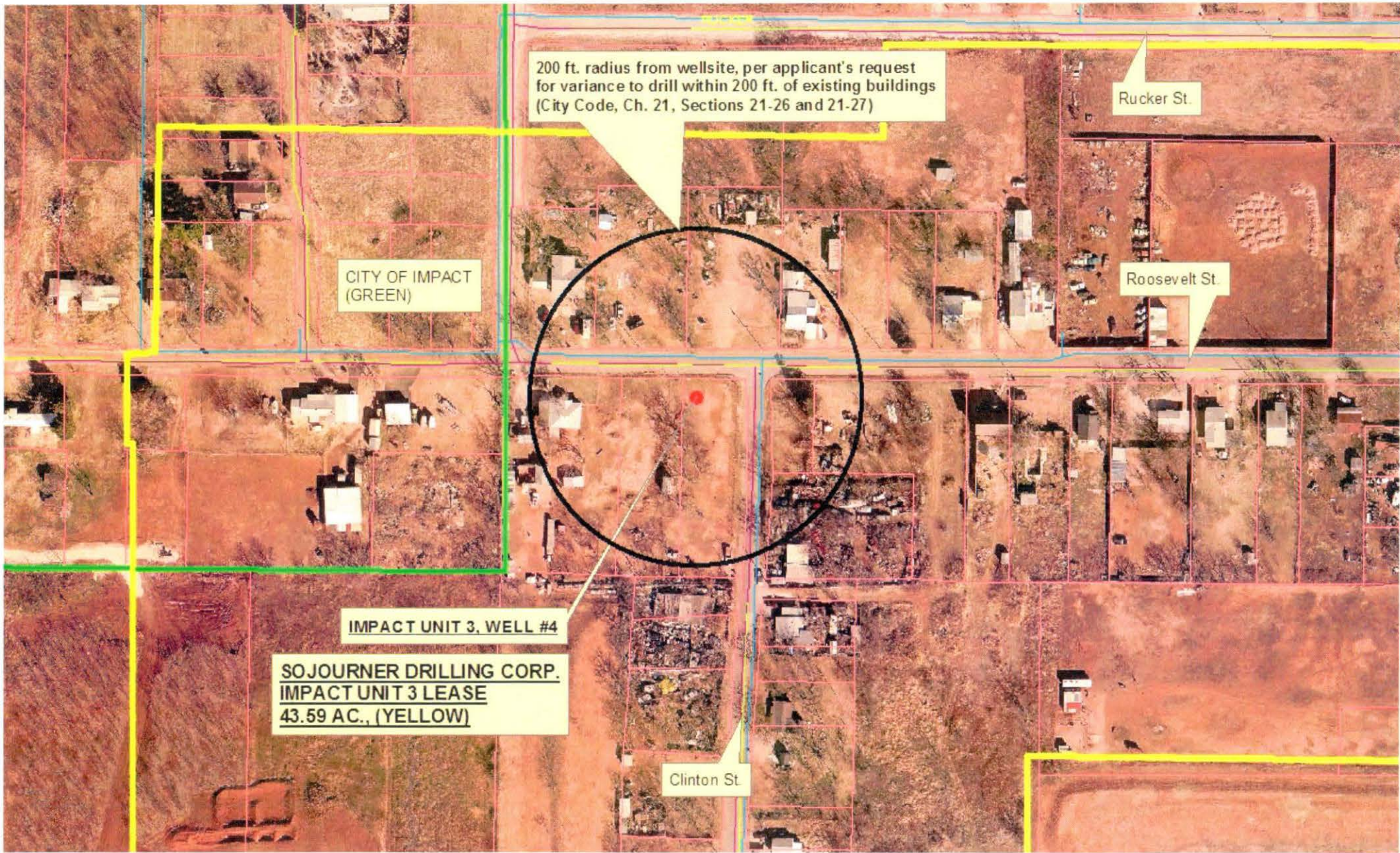
CITY OF IMPACT (GREEN)

Roosevelt St.

IMPACT UNIT 3, WELL #4

SOJOURNER DRILLING CORP.
IMPACT UNIT 3 LEASE
43.59 AC., (YELLOW)

Clinton St.





APPLICATION/PERMIT TO DRILL AND/OR OPERATE
AN OIL AND/OR GAS WELL

Bond/Letter of Credit # Letter of Credit No. 1368 RRC Permit # 767932

1. Date August 8, 2013 Lease Name & Well No. :
Impact Unit 3 #4
2. Applicant/Permit Holder Sojourner Drilling Corporation
Address P O Box 3234
Abilene, TX 79604
Phone 325-672-2832
3. Local 24 hour phone contact, in case of emergency:
Name Avery Potts 325-280-8512 (C), William Sojourner 325-829-6303 (C), Office 325-672-2832
Phone _____
4. Legal description of drill site including copy of survey by licensed surveyor: Survey plat should show the locations of any buildings, type of construction and use, including residences, within 200 feet of proposed drill site, and flood zone elevation lines (lines of 100 year floodplain and floodway) in relation to the proposed drill site.

See Attached Plat

5. Applicant IS/ _____ IS NOT requesting a variance, per sections 21-26 and 21-27 of Chapter 21 of the City of Abilene Code of Ordinances, Oil and Gas, to drill within 200 feet of any existing building or buildings.

The proposed well location IS/ _____ IS NOT within 200 feet of any residence or residences. If the proposed well location IS within 200 feet of any residence or residences, applicant should attach a list of the names of the owners of each residence corresponding to each address lying within a 200 foot radius of the proposed well location, indicating their approval/disapproval of the proposed well location.

The notarized written consent of the owner of each residence within a 200 foot radius of the proposed well location should be attached to this application.

Applicant should also attach copies of documentation of any granted exceptions to the Railroad Commission's statewide spacing rules that apply to the proposed well.

6. Proposed date to commence drilling Within 6 months

The height of the rig used to drill/re-enter this well will be approximately 65 feet.

7. Proposed depth of well 2000 feet

This well is planned/anticipated to be primarily an OIL or GAS _____ well.

8. Attached as EXHIBIT 1 the names of the
(a) Surface owners
(b) Mineral owners
(c) Royalty owners
9. Attached as EXHIBIT 2 approved Railroad Commission Form W-1 including required plat of lease and approval letter from Texas Water Development Board.

10. Attached as **EXHIBIT 3** a Certificate of Insurance evidencing the applicant as insured under the following:

<u>Type</u>	<u>Amount</u>
(1) Workers Compensation (where Required by State law) Employer's Liability	Statutory \$100,000
(2) Comprehensive General Public Liability to include (but not Limited to):	\$1 million – per Occurrence for Property Damage OR Combined single limit million – Per Occurrence
a) Premises/Operations	
b) Independent Contractors	
c) Personal Injury Liability	
d) Products/Completed Operations	
e) Contractual Liability	
f) Coverage for Explosion, Collapse, and Underground Property Damage (to include seepage, pollution and contamination coverage)	

Said Insurance Policy must insure all activities contemplated under this permit application and must be in effect at all times during production operations. The City must be notified 30 days prior to cancellation of insurance coverage and City shall be named as additional insured.

11. Indemnity

A. Definitions

For the purpose of this section the following definitions apply:

“Applicant/Permit Holder” includes the corporation, company, partnership, or other entity, its owners, officers, and/or partners, and their agents, successors, and assigns.

“Applicant/Permit Holder’s employees” shall mean any employees, officers, agents, subcontractors, licensee and invitees of Applicant/Permit Holder.

“City” shall mean all officers, agents and employees of the City of Abilene.

“Claims” shall mean all claims, liens, suits, demands, accusations, allegations, assertions, complaints, petitions, proceedings and causes of action of every kind and description brought for damages.

“Damages” shall mean each and every injury, wound, hurt, harm, fee, damage, cost, expense, outlay, expenditure or loss of any and every nature, including but not limited to:

- (i) injury or damage to any property or right
- (ii) injury, damage, or death to any person or entity
- (iii) attorneys fees, witness fees, expert witness fees and expenses, and
- (iv) all other costs and expenses of litigation

“Premise Defects” shall mean any defect, real or alleged, which now exists or which may hereafter arise upon the premises.

“Proven” shall mean that a court of competent jurisdiction has entered a final unappealable judgment on a claim adjudging an entity or person liable for a monetary judgment.

“Sole negligence” shall mean negligence of a party that is unmixed with the fault of any other person or entity.

B. Indemnity

The Applicant/Permit Holder must indemnify, hold harmless, and defend the City from and against liability for any claims arising out of the Applicant/Permit Holder's work and activities conducted in connection with this Contract.

The Applicant/Permit Holder is an independent Applicant/Permit Holder and is not, with respect to its acts or omissions, an agent or employee of the City.

Applicant/Permit Holder must at all times exercise reasonable precautions on behalf of, and be solely responsible for, the safety of Applicant/Permit Holder's employees while in the vicinity where the work is being done. The City is not liable or responsible for the negligence or intentional acts or omissions of the Applicant/Permit Holder or Applicant/Permit Holder's employees.

The City assumes no responsibility or liability for damages which are directly or indirectly attributable to premise defects. Responsibility for all such defects is expressly assumed by the Applicant/Permit Holder.

The City and Applicant/Permit Holder must provide the other prompt and timely notice of any covered event which in any way affects or might affect the Applicant/Permit Holder or City. The City has the right to compromise and defend the same to the extent of its own interests.

BOTH CITY AND APPLICANT/PERMIT HOLDER EXPRESSLY INTEND THIS CONTRACT'S INDEMNITY PROVISION TO REQUIRE APPLICANT/PERMIT HOLDER TO INDEMNIFY AND PROTECT THE CITY FROM THE CONSEQUENCES OF THE CITY'S OWN NEGLIGENCE WHILE CITY IS PARTICIPATING IN THIS CONTRACT, WHERE THAT NEGLIGENCE IS A CONCURRING CAUSE OF THE DAMAGES. THIS CONTRACT'S INDEMNITY PROVISION DOES NOT APPLY TO ANY CLAIM WHERE DAMAGE IS PROVEN TO RESULT FROM THE SOLE NEGLIGENCE OF THE CITY.

12. Attached as **EXHIBIT 4** - \$10,000 performance bond or an Irrevocable Letter of Credit from a Federally insured bank to meet the performance payment, penalty, abandonment and other provisions as required by City Council and by the Oil/Gas Ordinance, Chapter 21 of the City Code of Ordinances (This amount may be raised in appropriate circumstances).
13. Special requirements for this permit, if any, as set by City Council (drill site lighting, pits/tanks, hours of operation, fencing, buried lines, approved truck routes, noise buffers, pump type, etc.). Attachment EXHIBIT A.
14. The City of Abilene has required standards for drilling and production as provided by Chapter 21 of City Code, Oil and Gas Ordinance. Applicant/Permit Holder shall observe and obey all federal, state, and local laws and regulations. Violation of these or any requirements imposed by ordinance or the City Council will result in the termination of the permit.
15. By signing this application/permit, Applicant/Permit Holder certifies that he has received and read City code provisions, Chapter 21, Oil and Gas Ordinance.
16. THIS PERMIT EXPIRES SIX (6) MONTHS FROM THE DATE OF CITY COUNCIL APPROVAL. Actual drilling must commence within six (6) months from that date. Cessation of drilling or production for thirty (30) days shall cancel this permit.

17. If the City owns any mineral interest in the location of the proposed well, this permit is subject to compliance with an oil and gas lease obtained from the City.
18. The City Land Agent's office shall be notified prior to commencement of drilling operations.
19. If operation of the well is transferred, the City shall be notified in writing thirty (30) days prior to the transfer of the lease.
20. Applicant/Permit Holder shall make full payment for any and all damages or losses to City's Surface Lessee if the property is City owned, which shall include but not be limited to damages to and/or loss of crops, livestock, or improvements or a part thereof which loss may be the result of the Applicant's/Permit Holder's negligence or use of land.
21. This Application, upon approval, shall become the Drilling Permit.

THIS PERMIT IS NOT TRANSFERRABLE OR ASSIGNABLE

Signature:		Date:
	Review & Approval of Planning Director	8-13-2013
	Review & Approval of Airport Director	8/13/13
	Review & Approval of City Engineer	8/13-13
	Review & Approval of Water Director	8-15-13
	Review & Approval of Stormwater Administrator	8/12/13
	Review & Approval of Risk Manager	8-13-13
	Review & Approval of City Attorney	8/13/13
	Review & Approval of Land Agent	8/13/13

This permit issued this _____ day of _____ 20__.


CITY OF ABILENE

ATTEST:

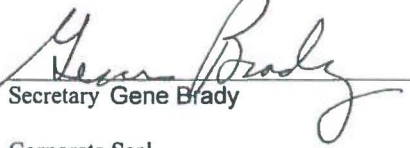
MAYOR

City Secretary

City Seal:

Sojourner Drilling Corporation
Applicant/Permit Holder
By: 

Sheryl Minear, Regulatory Manager
Title

ATTEST: (If Corporation)


Secretary Gene Brady
Corporate Seal

EXHIBIT A

SPECIAL REQUIREMENTS

SOJOURNER DRILLING CORP.

IMPACT UNIT 3, WELL #4:

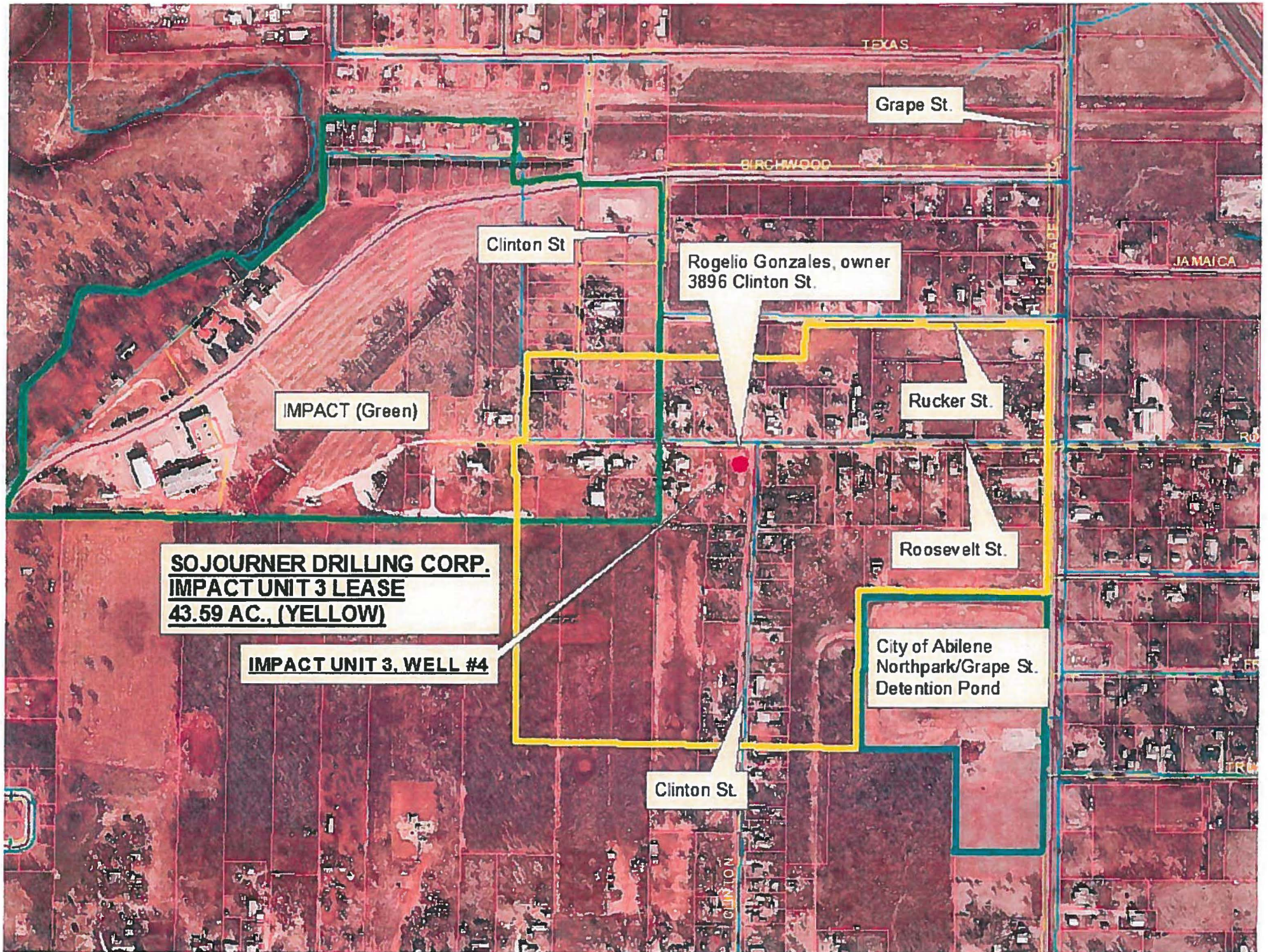
1. CITY OF ABILENE WATER LINES AND SEWER MAINS ARE LOCATED UNDER THE PAVED SURFACES AND WITHIN THE CITY RIGHT-OF-WAYS OF CLINTON AND ROOSEVELT STREETS, IN THE VICINITY OF AND ADJACENT TO THE PROPERTY ON WHICH THE WELL IS LOCATED.

THE APPLICANT/PERMITTEE/OPERATOR SHOULD TAKE ALL NECESSARY & REASONABLE PRECAUTIONS TO INSURE THAT THE CITY'S WATER LINES AND SEWER MAINS ARE NOT DAMAGED BY/FROM THE MOVING IN/OUT OF EQUIPMENT AND/OR FROM DRILLING/PRODUCTION OPERATIONS FOR THIS WELL LOCATION, DURING THE LIFE OF THIS WELL.

2. DURING SITE PREPARATION AND DRILLING ACTIVITIES, THE APPLICANT/PERMITTEE/OPERATOR AGREES TO INSTALL AND MAINTAIN TEMPORARY SECURITY FENCING AND EMPLOY ANY OTHER NECESSARY/REASONABLE/PRUDENT SECURITY MEASURES, IN ORDER TO RESTRICT OPEN PUBLIC ACCESS TO THE SITE.

THE APPLICANT/PERMITTEE/OPERATOR AGREES TO EMPLOY ALL REASONABLE & PRUDENT MEASURES TO CONTROL NOISE DURING DRILLING, ESPECIALLY AT NIGHT, AND TURN DRILLSITE LIGHTING DOWNWARD/INWARD TO THE EXTENT PRACTICABLE/POSSIBLE WHILE STILL MAINTAINING ALL NECESSARY SITE SAFETY MEASURES.

3. IF OIL PRODUCTION IS OBTAINED FROM THIS WELL, THE APPLICANT/PERMITTEE/OPERATOR AGREES TO INSTALL AND MAINTAIN A HYDRAULIC PUMPING UNIT FOR THE LIFE OF THIS WELL. ADDITIONALLY, IF PRODUCTION IS OBTAINED FROM THIS WELL, THE APPLICANT/PERMITTEE/OPERATOR AGREES TO INSTALL AND MAINTAIN ADEQUATE & PERMANENT SECURITY FENCING AROUND THE PUMPING UNIT/WELLSITE AND TANK BATTERY LOCATION (IF A TANK BATTERY IS LOCATED ON SITE), FOR THE LIFE OF THIS WELL. THE APPLICANT/PERMITTEE/OPERATOR AGREES TO EMPLOY ALL NECESSARY, REASONABLE AND PRUDENT MEASURES TO RESTRICT OPEN PUBLIC ACCESS TO THE PUMPING UNIT, WELLSITE AND TANK BATTERY LOCATION.
4. THE CITY OF ABILENE LAND AGENT'S OFFICE MUST BE NOTIFIED AT LEAST ONE BUSINESS DAY PRIOR TO COMMENCEMENT OF DRILLING OPERATIONS.



TEXAS

Grape St.

BIRCHWOOD

JAMAICA

Clinton St

Rogelio Gonzales, owner
3896 Clinton St.

IMPACT (Green)

Rucker St.

**SOJOURNER DRILLING CORP.
IMPACT UNIT 3 LEASE
43.59 AC., (YELLOW)**

Roosevelt St.

IMPACT UNIT 3, WELL #4

City of Abilene
Northpark/Grape St.
Detention Pond

Clinton St

CLINTON

200 ft. radius from wellsite, per applicant's request
for variance to drill within 200 ft. of existing buildings
(City Code, Ch. 21, Sections 21-26 and 21-27)

Rucker St.

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(GREEN)

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Clinton St.

EXHIBIT 1

RAILROAD COMMISSION OF TEXAS
Oil and Gas Division
PO Box 12967
Austin, Texas 78711-2967
www.rrc.state.tx.us

CERTIFICATE OF
POOLING AUTHORITY

P-12

Revised 05/2001

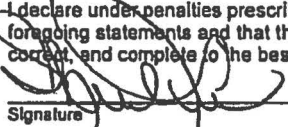
1. Field Name(s) Potts Luck (Tannehill)	2. Lease/ID Number (if assigned) 30846	3. RRC District Number 7B
4. Operator Name Sojourner Drilling Cooperation	5. Operator P-5 Number 800750	6. Well Number 4
7. Pooled Unit Name Impact Unit 3	8. API Number 42-441-	9. Purpose of Filing <input checked="" type="checkbox"/> Drilling Permit (W-1) <input type="checkbox"/> Completion Report
10. County Taylor	11. Total acres in pooled unit 43.59	

DESCRIPTION OF INDIVIDUAL TRACTS CONTAINED WITHIN THE POOLED UNIT

TRACT/PLAT IDENTIFIER	TRACT NAME	ACRES IN TRACT (See Inst. #7 below)	INDICATE UNDIVIDED INTERESTS	
			UNLEASED	NON-POOLED
3-10	Gertha Oliver	.0496	<input type="checkbox"/>	<input type="checkbox"/>
3-11	Culliermo Torres	.1373	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3-12	City of Impact	.1652	<input type="checkbox"/>	<input type="checkbox"/>
3-13	City of Impact	.0929	<input type="checkbox"/>	<input type="checkbox"/>
3-14	Sojourner Drilling Corporation	.1721	<input type="checkbox"/>	<input type="checkbox"/>
3-15	Jack Sharp	.2918	<input type="checkbox"/>	<input type="checkbox"/>
3-16	Sojourner Drilling Corporation	.1721	<input type="checkbox"/>	<input type="checkbox"/>
3-17	Sojourner Drilling Corporation	.0668	<input type="checkbox"/>	<input type="checkbox"/>
4-10	Michael Shane Stapleton	.1160	<input type="checkbox"/>	<input type="checkbox"/>
4-11	Serum Contreras	.1836	<input type="checkbox"/>	<input type="checkbox"/>

CERTIFICATION:

I declare under penalties prescribed pursuant to the Sec. 91.143, Texas Natural Resources Code, that I am authorized to make the foregoing statements and that the information provided by me or under my direction on this Certificate of Pooling Authority is true, correct, and complete to the best of my knowledge.

	Sheryl Minear
Signature	Print Name
Regulatory Manager	sheryl@sojodrilling.com
	04/30/2013
Title	E-mail (if available)
	04/30/2013
	(325) 672-2832
	Date
	Phone

INSTRUCTIONS — Reference: Statewide Rules 31, 38 and 40

- When two or more tracts are pooled to form a unit to obtain a drilling permit, file completion paperwork, or reform a pooled unit pursuant to Rule 38(d)(3) the operator must file an original Certificate of Pooling Authority and certified plat.
- The certified plat shall designate each tract with an outline and a tract identifier. The tract identifier on the plat shall correspond to the tract identifier and associated information listed on the Certificate.
- If within an individual tract, a non-pooled and/or unleased interest exists, indicate by checking the appropriate box.
- If the Purpose of Filing is to obtain a drilling permit, in box #1 list all applicable fields separately or enter "All Fields" if the Certificate pertains to all fields requested on Form W-1.
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- Identify the drill site tract with an * to the left of the tract identifier.
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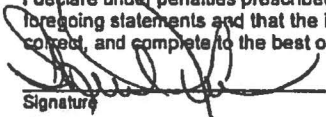
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10. County Taylor	11. Total acres in pooled unit 43.59	

DESCRIPTION OF INDIVIDUAL TRACTS CONTAINED WITHIN THE POOLED UNIT

TRACT/PLAT IDENTIFIER	TRACT NAME	ACRES IN TRACT (See Inst. #7 below)	INDICATE UNDIVIDED INTERESTS	
			UNLEASED	NON-POOLED
4-12	Victor Sanders	.1951	<input type="checkbox"/>	<input type="checkbox"/>
4-13	Barbara Sanders	.1951	<input type="checkbox"/>	<input type="checkbox"/>
4-14	Victor Allen Sanders	.1951	<input type="checkbox"/>	<input type="checkbox"/>
6-1	Kenneth & Diane Thompson	.3541	<input type="checkbox"/>	<input type="checkbox"/>
6-2	Kenneth & Diane Thompson	.3460	<input type="checkbox"/>	<input type="checkbox"/>
6-3	Kenneth & Diane Thompson	.1730	<input type="checkbox"/>	<input type="checkbox"/>
6-4	Sojourner Drilling Corporation	.1730	<input type="checkbox"/>	<input type="checkbox"/>
6-13	Albert Lelja	.2582	<input type="checkbox"/>	<input type="checkbox"/>
6-14	Kenneth & Diane Thompson	.2582	<input type="checkbox"/>	<input type="checkbox"/>
6-15	Kenneth & Diane Thompson	.5165	<input type="checkbox"/>	<input type="checkbox"/>

CERTIFICATION:

I declare under penalties prescribed pursuant to the Sec. 91.143, Texas Natural Resources Code, that I am authorized to make the foregoing statements and that the information provided by me or under my direction on this Certificate of Pooling Authority is true, correct, and complete to the best of my knowledge.



Sheryl Minear

Signature

Print Name

Regulatory Manager

sheryl@sojodrilling.com

04/30/2013

(325) 672-2832

Title

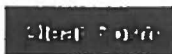
E-mail (if available)

Date

Phone

INSTRUCTIONS — Reference: Statewide Rules 31, 38 and 40

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- If the Purpose of Filing is to file completion paperwork, enter the applicable field name in box #1 for the completion.
- Identify the drill site tract with an * to the left of the tract identifier.
- The total number of acres in the pooled unit in #11 should equal the total of all acres in the individual tracts listed.



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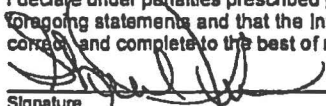
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			UNLEASED	NON-POOLED
6-16	Sojourner Drilling Corporation	.5165	<input type="checkbox"/>	<input type="checkbox"/>
1	Salas Lupe Cortinaz	.4471	<input type="checkbox"/>	<input type="checkbox"/>
2	Ronny Dean & Sandra Bird	1.5039	<input type="checkbox"/>	<input type="checkbox"/>
3	Lucinda Estrada	1.3160	<input type="checkbox"/>	<input type="checkbox"/>
4	Ruben Hernandez	.4464	<input type="checkbox"/>	<input type="checkbox"/>
5	Ruben & Marla Hernandez	.4797	<input type="checkbox"/>	<input type="checkbox"/>
6	Felipe Leija	.4797	<input type="checkbox"/>	<input type="checkbox"/>
7	Felipe & Isabel Leija	.2892	<input type="checkbox"/>	<input type="checkbox"/>
8	Mary Pena	.1928	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	Albert Leija	.2290	<input type="checkbox"/>	<input type="checkbox"/>

CERTIFICATION:

I declare under penalties prescribed pursuant to the Sec. 91.143, Texas Natural Resources Code, that I am authorized to make the foregoing statements and that the information provided by me or under my direction on this Certificate of Pooling Authority is true, correct and complete to the best of my knowledge.

Signature: 
 Regulatory Manager sheryl@sojodrilling.com Print Name: Sheryl Mlinear
 Title E-mail (if available) Date: 04/30/2013 Phone: (325) 672-2832

INSTRUCTIONS — Reference: Statewide Rules 31, 38 and 40

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 Oil and Gas Division
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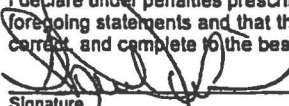
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			UNLEASED	NON-POOLED
10	P.G. Brown	.2892	<input type="checkbox"/>	<input type="checkbox"/>
11	Roland Garcia	.7410	<input type="checkbox"/>	<input type="checkbox"/>
12	Margarito Garcia	1.4820	<input type="checkbox"/>	<input type="checkbox"/>
13	Charlie & Melissa Daniels	1.6035	<input type="checkbox"/>	<input type="checkbox"/>
14	Yolanda Loza & Juan Perez	.8479	<input type="checkbox"/>	<input type="checkbox"/>
15	Patricia Ann Glover	.4124	<input type="checkbox"/>	<input type="checkbox"/>
16	Ragello Gonzalez	.4916	<input type="checkbox"/>	<input type="checkbox"/>
17	Alberto Ornelas Leija	.2087	<input type="checkbox"/>	<input type="checkbox"/>
18	Bentura Leija	.1918	<input type="checkbox"/>	<input type="checkbox"/>
19	Bentura Leija	.3081	<input type="checkbox"/>	<input type="checkbox"/>

CERTIFICATION:

I declare under penalties prescribed pursuant to the Sec. 91.143, Texas Natural Resources Code, that I am authorized to make the foregoing statements and that the information provided by me or under my direction on this Certificate of Pooling Authority is true, correct, and complete to the best of my knowledge.

 Signature Regulatory Manager	Sheryl Minear Print Name 04/30/2013 Date sheryl@sojodrilling.com E-mail (if available) (325) 672-2832 Phone
---	--

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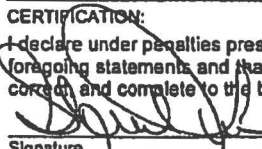
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4. Operator Name Sojourner Drilling Corporation	5. Operator P-5 Number 800750	6. Well Number 4
7. Pooled Unit Name Impact Unit 3	8. API Number 42-441-	9. Purpose of Filing <input checked="" type="checkbox"/> Drilling Permit (W-1) <input type="checkbox"/> Completion Report
10. County Taylor	11. Total acres in pooled unit 43.59	

DESCRIPTION OF INDIVIDUAL TRACTS CONTAINED WITHIN THE POOLED UNIT

TRACT/PLAT IDENTIFIER	TRACT NAME	ACRES IN TRACT (See Inst. #7 below)	INDICATE UNDIVIDED INTERESTS	
			UNLEASED	NON-POOLED
20	Rhoda Allen	.8116	<input type="checkbox"/>	<input type="checkbox"/>
21	Rosa Sanchez	.2952	<input checked="" type="checkbox"/>	<input type="checkbox"/>
22	Mercedes Lee Holguin	.4429	<input type="checkbox"/>	<input type="checkbox"/>
23	Raul & Marla Valenzuela	.2952	<input type="checkbox"/>	<input type="checkbox"/>
24	Ruperto & Consuelo Orozco	.5905	<input type="checkbox"/>	<input type="checkbox"/>
25	Isidra Martinez Serrano	.4724	<input checked="" type="checkbox"/>	<input type="checkbox"/>
26	Romona Riordan Preas	.2952	<input type="checkbox"/>	<input type="checkbox"/>
27	Lou Ellen Oliver	.5201	<input type="checkbox"/>	<input type="checkbox"/>
28	Lou Ellen Oliver	.2315	<input type="checkbox"/>	<input type="checkbox"/>
29	Miguel & Ana Gonzalez	.2754	<input type="checkbox"/>	<input type="checkbox"/>

CERTIFICATION:

I declare under penalties prescribed pursuant to the Sec. 91.143, Texas Natural Resources Code, that I am authorized to make the foregoing statements and that the information provided by me or under my direction on this Certificate of Pooling Authority is true, correct, and complete to the best of my knowledge.

Signature:  _____
 Regulatory Manager sheryl@sojodrilling.com Print Name: Sheryl Minear
 Title E-mail (if available) Date: 04/30/2013 Phone: (325) 672-2832

INSTRUCTIONS — Reference: Statewide Rules 31, 38 and 40

- When two or more tracts are pooled to form a unit to obtain a drilling permit, file completion paperwork, or reform a pooled unit pursuant to Rule 38(d)(3) the operator must file an original Certificate of Pooling Authority and certified plat.
- The certified plat shall designate each tract with an outline and a tract identifier. The tract identifier on the plat shall correspond to the tract identifier and associated information listed on the Certificate.
- If within an individual tract, a non-pooled and/or unleased interest exists, indicate by checking the appropriate box.
- If the Purpose of Filing is to obtain a drilling permit, in box #9 list all applicable fields separately or enter "All Fields" if the Certificate pertains to all fields requested on Form W-1.
- If the Purpose of Filing is to file completion paperwork, enter the applicable field name in box #9 for the completion.
- Identify the drill site tract with an * to the left of the tract identifier.
- The total number of acres in the pooled unit in #11 should equal the total of all acres in the individual tracts listed.



**CERTIFICATE OF
 POOLING AUTHORITY**

P-12

Revised 05/2001

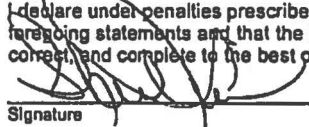
1. Field Name(s) Potts Luck (Tannehill)	2. Lease/ID Number (If assigned) 30846	3. RRC District Number 7B
4. Operator Name Sojourner Drilling Corporation	5. Operator P-5 Number 800750	6. Well Number 4
7. Pooled Unit Name Impact Unit 3	8. API Number 42-441-	8. Purpose of Filing <input checked="" type="checkbox"/> Drilling Permit (W-1) <input type="checkbox"/> Completion Report
10. County Taylor	11. Total acres in pooled unit 43.59	

DESCRIPTION OF INDIVIDUAL TRACTS CONTAINED WITHIN THE POOLED UNIT

TRACT/PLAT IDENTIFIER	TRACT NAME	ACRES IN TRACT (See inst. #7 below)	INDICATE UNDIVIDED INTERESTS	
			UNLEASED	NON-POOLED
30	Miguel Gonzalez	.2755	<input type="checkbox"/>	<input type="checkbox"/>
31	Miguel Gonzalez	.3214	<input type="checkbox"/>	<input type="checkbox"/>
32	Gloria Roofing Company	.2066	<input type="checkbox"/>	<input type="checkbox"/>
33	Joseph Greer	2.5147	<input type="checkbox"/>	<input type="checkbox"/>
34	Mt. Sinal Baptist Church	5.1368	<input type="checkbox"/>	<input type="checkbox"/>
35	David & Maria Gomez	2.7225	<input type="checkbox"/>	<input type="checkbox"/>
36	Bentura Leija	.3218	<input type="checkbox"/>	<input type="checkbox"/>
37	Albert Leija & Al Sloan	.3082	<input type="checkbox"/>	<input type="checkbox"/>
38	Obaldo Dehuma Soto	.2993	<input type="checkbox"/>	<input type="checkbox"/>
39	Juan M. Lozano	1.4235	<input type="checkbox"/>	<input type="checkbox"/>

CERTIFICATION:

I declare under penalties prescribed pursuant to the Sec. 91.143, Texas Natural Resources Code, that I am authorized to make the foregoing statements and that the information provided by me or under my direction on this Certificate of Pooling Authority is true, correct, and complete to the best of my knowledge.

Signature:  Sheryl Minear
 Regulatory Manager sheryl@sojodrilling.com Print Name
 Title E-mail (If available) Date 04/30/2013 Phone (325) 672-2832

INSTRUCTIONS — Reference: Statewide Rules 31, 38 and 40

- When two or more tracts are pooled to form a unit to obtain a drilling permit, file completion paperwork, or reform a pooled unit pursuant to Rule 38(d)(3) the operator must file an original Certificate of Pooling Authority and certified plat.
- The certified plat shall designate each tract with an outline and a tract identifier. The tract identifier on the plat shall correspond to the tract identifier and associated information listed on the Certificate.
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- If the Purpose of Filing is to obtain a drilling permit, in box #1 list all applicable fields separately or enter "All Fields" if the Certificate pertains to all fields requested on Form W-1.
- If the Purpose of Filing is to file completion paperwork, enter the applicable field name in box #1 for the completion.
- Identify the drill site tract with an "s" to the left of the tract identifier.
- The total number of acres in the pooled unit in #11 should equal the total of all acres in the individual tracts listed.



RAILROAD COMMISSION OF TEXAS
 Oil and Gas Division
 PO Box 12967
 Austin, Texas 78711-2967
 www.rrc.state.tx.us

**CERTIFICATE OF
 POOLING AUTHORITY**

P-12

Revised 05/2001

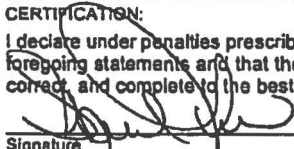
1. Field Name(s) Potts Luck (Tannehill)	2. Lease/IO Number (# assigned) 30846	3. RRC District Number 7B
4. Operator Name Sojourner Drilling Corporation	5. Operator P-5 Number 800750	6. Well Number 4
7. Pooled Unit Name Impact Unit 3	8. API Number 42-441-	9. Purpose of Filing <input checked="" type="checkbox"/> Drilling Permit (W-1) <input type="checkbox"/> Completion Report
10. County Taylor	11. Total acres in pooled unit 43.59	

DESCRIPTION OF INDIVIDUAL TRACTS CONTAINED WITHIN THE POOLED UNIT

TRACT/PLAT IDENTIFIER	TRACT NAME	ACRES IN TRACT (See Inst. #7 below)	INDICATE UNDIVIDED INTERESTS	
			UNLEASED	NON-POOLED
40	Bentura Leija	.2542	<input type="checkbox"/>	<input type="checkbox"/>
41	Patricia Ann Glover	.1718	<input type="checkbox"/>	<input type="checkbox"/>
42	Kenneth R. Bean, Jr.	.1734	<input checked="" type="checkbox"/>	<input type="checkbox"/>
43	Kenneth R. Bean, Jr.	.1748	<input checked="" type="checkbox"/>	<input type="checkbox"/>
44	Kenneth R. Bean, Jr.	.1758	<input checked="" type="checkbox"/>	<input type="checkbox"/>
45	Kenneth R. Bean, Jr.	.1765	<input checked="" type="checkbox"/>	<input type="checkbox"/>
46	Richard L. Crawford	.1768	<input type="checkbox"/>	<input type="checkbox"/>
47	Erlinda Lopez	.3529	<input type="checkbox"/>	<input type="checkbox"/>
48	Erlinda Lopez	.3499	<input type="checkbox"/>	<input type="checkbox"/>
49	Erlinda Lopez	.0870	<input type="checkbox"/>	<input type="checkbox"/>

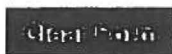
CERTIFICATION:

I declare under penalties prescribed pursuant to the Sec. 91.143, Texas Natural Resources Code, that I am authorized to make the foregoing statements and that the information provided by me or under my direction on this Certificate of Pooling Authority is true, correct, and complete to the best of my knowledge.

Signature: 
 Regulatory Manager sheryl@sojodrilling.com Print Name: Sheryl Minear
 Title E-mail (if available) Date: 04/30/2013 Phone: (325) 672-2832

INSTRUCTIONS — Reference: Statewide Rules 31, 38 and 40

- When two or more tracts are pooled to form a unit to obtain a drilling permit, file completion paperwork, or reform a pooled unit pursuant to Rule 38(d)(3) the operator must file an original Certificate of Pooling Authority and certified plat.
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- If the Purpose of Filing is to file completion paperwork, enter the applicable field name in box #1 for the completion.
- Identify the drill site tract with an * to the left of the tract identifier.
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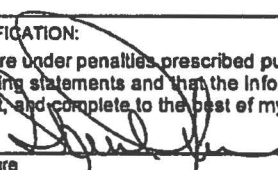
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4. Operator Name Sojourner Drilling Corporation	5. Operator P-5 Number 800750	6. Well Number 4
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TRACT/PLAT IDENTIFIER	TRACT NAME	ACRES IN TRACT (See inst. #7 below)	INDICATE UNDIVIDED INTERESTS	
			UNLEASED	NON-POOLED
50	D & J Rentals	.0868	<input type="checkbox"/>	<input type="checkbox"/>
51	Sojourner Drilling Corporation	.1733	<input type="checkbox"/>	<input type="checkbox"/>
52	Faustino & Pauline Leija	.1656	<input type="checkbox"/>	<input type="checkbox"/>
53	John Houston Cagle	4.1664	<input type="checkbox"/>	<input type="checkbox"/>
54	Hector Gloria	2.5314	<input type="checkbox"/>	<input type="checkbox"/>
55	Joan Faircloth	.0316	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

CERTIFICATION:

I declare under penalties prescribed pursuant to the Sec. 91.143, Texas Natural Resources Code, that I am authorized to make the foregoing statements and that the information provided by me or under my direction on this Certificate of Pooling Authority is true, correct, and complete to the best of my knowledge.

Signature: 
 Regulatory Manager sheryl@sojodrilling.com
 Title E-mail (if available)

Print Name: Sheryl Minear
 Date: 04/30/2013
 Phone: (325) 672-2832

INSTRUCTIONS — Reference: Statewide Rules 31, 38 and 40

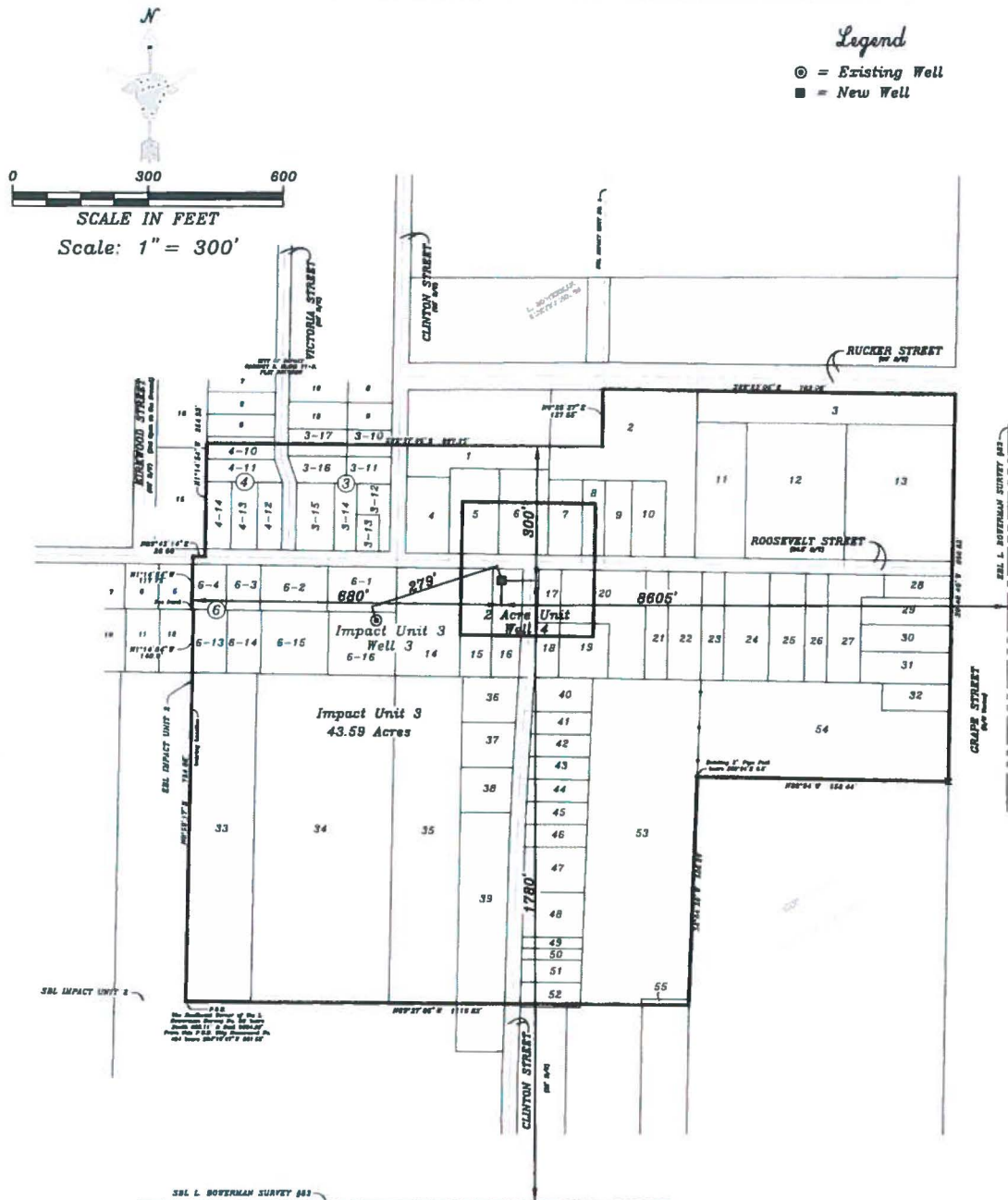
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**RAILROAD COMMISSION OF TEXAS
OIL & GAS DIVISION**

PERMIT TO DRILL, DEEPEN, PLUG BACK, OR RE-ENTER ON A REGULAR OR ADMINISTRATIVE EXCEPTION LOCATION

PERMIT NUMBER 767932	DATE PERMIT ISSUED OR AMENDED Aug 12, 2013	DISTRICT * 7B
API NUMBER 42-441-34441	FORM W-1 RECEIVED Aug 08, 2013	COUNTY TAYLOR
TYPE OF OPERATION NEW DRILL	WELLBORE PROFILE(S) Vertical	ACRES 43.59
OPERATOR SOJOURNER DRILLING CORPORATION	800750	NOTICE This permit and any allowable assigned may be revoked if payment for fec(s) submitted to the Commission is not honored. District Office Telephone No: (325) 677-3545
LEASE NAME IMPACT UNIT 3		WELL NUMBER 4
LOCATION 0 miles Within direction from ABILENE		TOTAL DEPTH 2000
Section, Block and/or Survey SECTION ◀ 83 BLOCK ◀ ABSTRACT ◀ 12 SURVEY ◀ BOWERMAN, L.		
DISTANCE TO SURVEY LINES 8605 ft. EAST 1780 ft. SOUTH		DISTANCE TO NEAREST LEASE LINE 300 ft.
DISTANCE TO LEASE LINES 680 ft. WEST 300 ft. NORTH		DISTANCE TO NEAREST WELL ON LEASE See FIELD(s) Below
FIELD(s) and LIMITATIONS: <p align="center">* SEE FIELD DISTRICT FOR REPORTING PURPOSES * ** THIS PERMIT IS GRANTED PURSUANT TO STATEWIDE RULE 37(h)(2)(B) ** CASE NO. 0284109</p>		
FIELD NAME LEASE NAME	ACRES NEAREST LEASE	DEPTH NEAREST WE
-----	-----	-----
** POTTS LUCK (TANNEHILL)	43.59	2,000
IMPACT UNIT 3	300	279
		4 7B
' *** ' PRECEDING FIELD NAME INDICATES RULE (R37)		
THE FOLLOWING RESTRICTIONS APPLY TO ALL FIELDS		
This well shall be completed and produced in compliance with applicable special field or statewide spacing and density rules. If this well is to be used for brine mining, underground storage of liquid hydrocarbons in salt formations, or underground storage of gas in salt formations, a permit for that specific purpose must be obtained from Environmental Services prior to construction, including drilling, of the well in accordance with Statewide Rules 81, 95, and 97.		



**IMPACT UNIT 3
WELL 4**

680' FWL & 300' FNL of Lease
 8605' FEL & 1780' FSL of the Leonard Bowerman Survey #83,
 Taylor County, Texas.

LAT. 32°29'57.86314" N NAD-83

LONG. 99°44'34.05145" W NAD-83

Elevation. 1669.3' NAD-83

I certify this plat to be true and correct
 to the best of my knowledge.

Date:

08/08/2013

Operator:

Sojourner Drilling Corp.

Lease Name & Well Number:

Impact Unit 3 / Well 4

Nearest Town in County:

In City of Abilene, Taylor County, Texas



CERTIFICATE OF LIABILITY INSURANCE

OP ID: AF

DATE(MM/DD/YYYY)

05/29/13

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Perry Hunter Hall, Inc. P.O. Box 1400 Abilene, TX 79604 Ronny Jaye Bryant	325-673-8414 325-673-4413	CONTACT NAME: Aneesa Bacon PHONE (A/C No., Ext): 325-673-6414 FAX (A/C No.): 325-673-4413 E-MAIL ADDRESS: bacona@perryhunterhall.com PRODUCER CUSTOMER ID#: SOJOU-1													
	<table border="1"> <thead> <tr> <th>INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> </thead> <tbody> <tr> <td>INSURER A: St Paul Fire & Marine Ins. Co.</td> <td></td> </tr> <tr> <td>INSURER B: Texas Mutual Insurance Company</td> <td>22945</td> </tr> <tr> <td>INSURER C:</td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </tbody> </table>		INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A: St Paul Fire & Marine Ins. Co.		INSURER B: Texas Mutual Insurance Company	22945	INSURER C:		INSURER D:		INSURER E:		INSURER F:
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INSURER E:															
INSURER F:															
INSURED Sojourner Drilling Corp PO Box 3234 Abilene, TX 79604-3234															

COVERAGES**CERTIFICATE NUMBER:****REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR W/D	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	GENERAL LIABILITY			11S00640	10/11/12	10/11/13	EACH OCCURRENCE	\$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 100,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person)	\$ 5,000
							PERSONAL & ADV INJURY	\$ 1,000,000
							GENERAL AGGREGATE	\$ 2,000,000
							PRODUCTS - COM/PROP AGG	\$ 2,000,000
								\$
A	AUTOMOBILE LIABILITY			11S00640	10/11/12	10/11/13	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000
	<input type="checkbox"/> ANY AUTO						BODILY INJURY (Per person)	\$
	<input type="checkbox"/> ALL OWNED AUTOS						BODILY INJURY (Per accident)	\$
	<input checked="" type="checkbox"/> SCHEDULED AUTOS						PROPERTY DAMAGE (Per accident)	\$
	<input checked="" type="checkbox"/> HIRED AUTOS							\$
<input checked="" type="checkbox"/> NON-OWNED AUTOS				\$				
A	UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR			11S00640	10/11/12	10/11/13	EACH OCCURRENCE	\$ 5,000,000
	EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE						AGGREGATE	\$ 5,000,000
	DEDUCTIBLE							\$
	RETENTION \$							\$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			TSF0001070613	10/01/12	10/01/13	<input checked="" type="checkbox"/> WC STATUTORY LIMITS	OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input type="checkbox"/> Y/N	N/A				E.L. EACH ACCIDENT	\$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE	\$ 1,000,000
							E.L. DISEASE - POLICY LIMIT	\$ 1,000,000

EXHIBIT 3

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
 End. D0084 (10-00) Any person or organization on file with us to receive such notice - 30 day Notice of Cancellation for material change or cancellation, other than nonpayment of premium.

CERTIFICATE HOLDER**CANCELLATION**

CITY OF A City of Abilene Attn: Land Dept 555 Walnut Abilene, TX 79601	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE <i>Ronny J. Bryant</i>
--	---

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PROSPERITY BANK®

IRREVOCABLE STANDBY LETTER OF CREDIT NO, 1368

Date: May 14, 2013

Expiration Date: May 14, 2014

For Account of:

Sojourner Drilling Corporation

810 Anson Ave, Abilene, TX 79601

Railroad Commission Number: 767932

Well Number: #4

Lease Name: Impact Unit 3

To Beneficiary:

City of Abilene, Texas

555 Walnut Street

Abilene, TX 79601

Gentlemen:

Prosperity Bank hereby establishes our Irrevocable Standby Letter of Credit in your favor as Beneficiary in the amount of Ten Thousand Dollars & No/100 which is available by negotiation of your sight draft drawn on us marked "Drawn under Prosperity Bank, Abilene, Texas, Irrevocable Standby Letter of Credit No, 1368 dated May 14, 2013," accompanied by this original Letter of Credit and a statement signed by an authorized representative of the City of Abilene, Texas stating that:

In the event the Operator, **Sojourner Drilling Corporation** fails to:

(1). Comply with the terms and conditions of the Lease Agreement and/or Chapter 21 of the Abilene Municipal Code, in the drilling and operation of an oil and gas well;

(2). Promptly pay all fines, penalties and other assessments imposed upon operator by reason of breach of any of the terms, provisions and conditions of the Lease Agreement and/or Chapter 21 of the Abilene Municipal Code; or

(3). Promptly restore the streets and sidewalks, and other public property of the City, which may be disturbed or damaged in the drilling and operations of a well, to their former condition; and following cessation of drilling activities, or production, whichever occurs last, plug the oil or gas well in accordance with Texas Railroad Commission requirements, and promptly clear all premises of all litter, trash, waste, and other substance used, allowed, or occurring in the drilling or producing operations, and, after abandonment, grade, level, and restore such property to the same surface condition, as nearly as possible, as existed when operations for the drilling of the well were first

commenced.

This letter of credit shall be governed by the laws of the State of Texas.

Very truly yours,
PROSPERITY BANK

A handwritten signature in blue ink, appearing to read "Gary R. Galbraith". The signature is fluid and cursive, with a large initial "G" and "R".

By: Gary R. Galbraith
Title: Regional President
402 Cypress Street
Abilene, TX 79601-5139

Note: Structure location Plat

As noted on the plat, Mr. Leija has a shop building that is located 216 feet from the proposed well site. His home is even further away.

Tract 4 is owned by Ruben Hernandez and we have a consent and waiver from Mr. Hernandez.

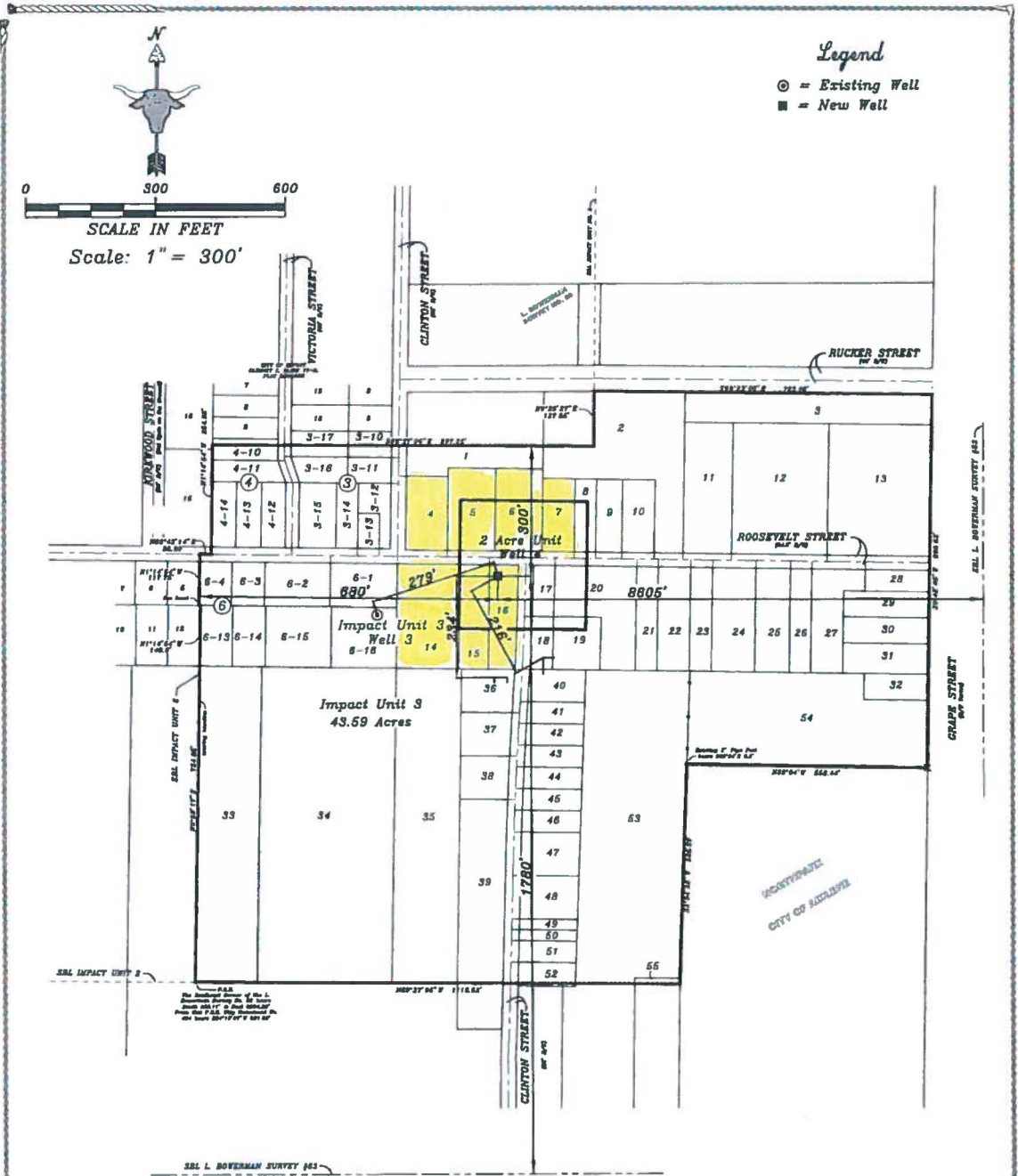
Tracts 5 & 6 have no structures located on them.

Tract 7 is owned by Felipe and Isabel Leija and we have a consent and waiver from them.

Tract 14 is owned by Yolanda Loza and Juan M. Perez and we have a consent and waiver from them.

Tracts 15 & 16 have no structures on them.

Sheryl Minear



Plat Showing the distance from Well #4 to a shop building located on Lot 18 and a house located on Lot 36

WELL 4
 680' FWL & 300' FNL of Lease
 8605' FEL & 1780' FSL of the Leonard
 Bowerman Survey #83,
 Taylor County, Texas.
 LAT. 32°29'57.86314"N NAD-83
 LONG. 99°44'34.05145"W NAD-83
 Elevation. 1669.3' NAD-83

I certify this plat to be true and correct to the best of my Knowledge. Date: 08/08/2013

Operator: [Signature] Sojourner Drilling Corp.

Lease Name & Well Number: Impact Unit 3 / Well 4

Nearest Town in County: In City of Abilene, Taylor County, Texas

Location: D:\Wells\SojournerDrilling\ImpactUnits\Impact 1 2 3

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS RECORDED IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVERS LICENSE NUMBER.

CONSENT AND WAIVER TO DRILLING OPERATIONS

STATE OF TEXAS
COUNTY OF TAYLOR

Effective Date: 13 day of June, 2012 (with handwritten 'March 2013')

Lessor: RUBEN HERNANDEZ, 1940 ROOSEVELT ST, ABILENE, TX 79603

Lessee: Sojourner Drilling Corporation, PO Box 3234, Abilene, Texas, 79604

Lessor (whether one or more) hereby states, declares and gives notice that in and for good and valuable consideration therein described the receipt and sufficiency of which are hereby acknowledged, each of them has executed, acknowledged and delivered unto Lessee an Oil, Gas and Mineral Lease dated as of the Effective Date; granting Lessee the rights therein set forth in and to the lands described on the schedule attached hereto as Exhibit A ("leased premises") subject to the terms and conditions therein set forth. Such Lease contains among other provisions the following consent and waiver with respect to the drilling of wellbores on or near the leased premises.

Lessor hereby consents to and waives any and all rights to object or protest the drilling by Lessee and its affiliates, successors and assigns of any wellbore regardless of how close the same is located to the leased premises or any building or structure thereon, provided no wellbore shall be drilled on (but may be drilled under) any lot covered by the leased premises upon which there is now located a house or drilled within 50 feet of any such house whether such wellbore is on the leased premises or other lands.

Lessor acknowledges and agrees that in and for said consideration this Consent and Waiver may be filed with any governmental body having jurisdiction over the drilling of wellbores on or near the leased premises as proof of Lessor's consent to the location of any wellbore complying with the terms and provisions set forth above and the waiver of Lessor's rights to object to and/or protest the location of such wellbore under any applicable rule, regulation, ordinance or statute or at any meeting, hearing or other public forum, particularly with respect to any wellbore located within 200 feet of any building located on the leased premises or within 500 feet of the leased premises.

This Consent and Waiver may be executed in any number of identical counterparts, each of which for all purposes shall be deemed an original, and all of which shall constitute collectively, one instrument. It is not necessary that each of the undersigned execute the same counterpart so long as indetical counterparts are executed by each of the undersigned.

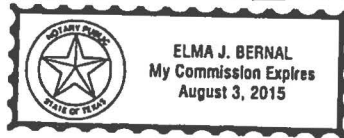
IN WITNESS WHEREOF, this Consent and Waiver is executed by each of the undersigned Lessor on the date such execution is acknowledged, but the same shall be effective for all purposes as of the Effective Date.

LESSOR

[Signature]
RUBEN HERNANDEZ

STATE OF TEXAS
COUNTY OF TAYLOR

This instrument was acknowledged before me on June 13, 2013, by RUBEN HERNANDEZ.



[Signature]
Notary Public, State of Texas

STATE OF TEXAS
COUNTY OF TAYLOR

This instrument was acknowledged before me on June __, 2012, by .

Notary Public, State of Texas

EXHIBIT "A"

All recording references are to the real property records of Taylor County, Texas

All of that certain lots, tracts or parcel of land situated in the County of Taylor, State of Texas and being the same lands located in the Leonard Bowerman Survey No. 83, A-0012, containing a 0.4798 acre tract out of a Hickman 3 acre tract and as Referenced in Warranty Deed Volume 1914 Page 172, also a .04449 acre tract out of Block A, Lot 1 and Referenced in Warranty Deed Volume 1803 Page 77 of the Official Records of Taylor County and listed as Property ID #28773 and #27776 of the Taylor CAD Records, including any and all streets and alleys, Taylor County, TX.

AFTER RECORDING, RETURN TO: Sojourner Drilling Corp., P.O. Box 3234, Abilene, TX 79604

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS RECORDED IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVERS LICENSE NUMBER.

CONSENT AND WAIVER TO DRILLING OPERATIONS

STATE OF TEXAS
COUNTY OF TAYLOR

Effective Date: 31 day of December, 2012.

Lessor: Felipe and Isabel Leija, 1842 Roosevelt, Abilene, TX 79603

Lessee: Sojourner Drilling Corporation, 810 Anson Avenue, Abilene, Texas 79604.

Lessor (whether one or more) hereby states, declares and gives notice that in and for good and valuable consideration therein described the receipt and sufficiency of which are hereby acknowledged, each of them has executed, acknowledged and delivered unto Lessee an Oil, Gas and Mineral Lease. Lessor as of the Effective Date, hereby grants unto the Lessee the rights therein set forth in and to the lands described on the schedule attached hereto as Exhibit A ("leased premises") subject to the terms and conditions therein set forth. Such Lease contains among other provisions the following consent and waiver with respect to the drilling of wellbores on or near the leased premises.

Lessor hereby consents to and waives any and all rights to object or protest the drilling by Lessee and its affiliates, successors and assigns of any wellbore regardless of how close the same is located to the leased premises or any building or structure thereon, provided no wellbore shall be drilled on (but may be drilled under) any lot covered by the leased premises upon which there is now located a house or drilled within 50 feet of any such house whether such wellbore is on the leased premises or other lands.

Lessor acknowledges and agrees that in and for said consideration this Consent and Waiver may be filed with any governmental body having jurisdiction over the drilling of wellbores on or near the leased premises as proof of Lessor's consent to the location of any wellbore complying with the terms and provisions set forth above and the waiver of Lessor's rights to object to and/or protest the location of such wellbore under any applicable rule, regulation, ordinance or statute or at any meeting, hearing or other public forum, particularly with respect to any wellbore located within 200 feet of any building located on the leased premises or within 500 feet of the leased premises.

This Consent and Waiver may be executed in any number of identical counterparts, each of which for all purposes shall be deemed an original, and all of which shall constitute collectively, one instrument. It is not necessary that each of the undersigned execute the same counterpart so long as identical counterparts are executed by each of the undersigned.

IN WITNESS WHEREOF, this Consent and Waiver is executed by each of the undersigned Lessor on the date such execution is acknowledged, but the same shall be effective for all purposes as of the Effective Date.

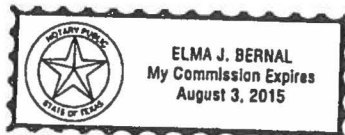
LESSORS:

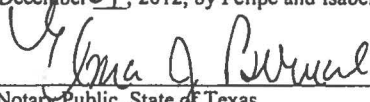

Felipe Leija


Isabel Leija

STATE OF TEXAS
COUNTY OF TAYLOR

This instrument was acknowledged before me on December 31, 2012, by Felipe and Isabel Leija




Notary Public, State of Texas

DOC 00002679

I do hereby amend said Lease in this respect and ratify and adopt the same as so amended, and grant, lease, let and demise unto the Lessee and its successors or assigns the said Oil, Gas and Mineral Lease as amended hereby.

IN WITNESS WHEREOF, this instrument is executed to be effective as of September 23, 2010.

LESSOR:

Felipe Leija
FELIPE LEIJA

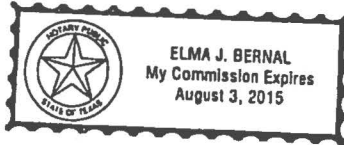
Isabel Leija
ISABEL LEIJA

ACKNOWLEDGMENTS

STATE OF TEXAS
COUNTY OF TAYLOR

This instrument was acknowledged before me on this 31 day of December, 2012, by FELIPE LEIJA and ISABEL LEIJA.

Elma J. Bernal
Notary Public, State of Texas



AFTER RECORDING, RETURN TO: Sojourner Drilling Corporation, P.O. Box 3234, Abilene, TX 79604

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS RECORDED IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVERS LICENSE NUMBER.

CONSENT AND WAIVER TO DRILLING OPERATIONS

STATE OF TEXAS
COUNTY OF TAYLOR

Effective Date: 2nd day of July 2012

Lessor: YOLANDA LOZA & JUAN M PEREZ, 1917 ROOSEVELT ST, ABILENE, TX 79603

Lessee: Sojourner Drilling Corporation, PO Box 3234, Abilene, Texas, 79604

Lessor (whether one or more) hereby states, declares and gives notice that in and for good and valuable consideration therein described the receipt and sufficiency of which are hereby acknowledged, each of them has executed, acknowledged and delivered unto Lessee an Oil, Gas and Mineral Lease dated as of the Effective Date; granting Lessee the rights therein set forth in and to the lands described on the schedule attached hereto as Exhibit A ("leased premises") subject to the terms and conditions therein set forth. Such Lease contains among other provisions the following consent and waiver with respect to the drilling of wellbores on or near the leased premises.

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Lessor acknowledges and agrees that in and for said consideration this Consent and Waiver may be filed with any governmental body having jurisdiction over the drilling of wellbores on or near the leased premises as proof of Lessor's consent to the location of any wellbore complying with the terms and provisions set forth above and the waiver of Lessor's rights to object to and/or protest the location of such wellbore under any applicable rule, regulation, ordinance or statute or at any meeting, hearing or other public forum, particularly with respect to any wellbore located within 200 feet of any building located on the leased premises or within 500 feet of the leased premises.

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IN WITNESS WHEREOF, this Consent and Waiver is executed by each of the undersigned Lessor on the date such execution is acknowledged, but the same shall be effective for all purposes as of the Effective Date.

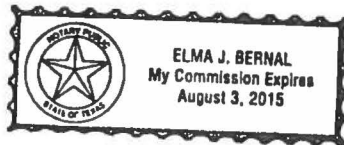
LESSOR

Handwritten signature of Yolanda Loza over a line, with YOLANDA LOZA printed below.

Handwritten signature of Juan M Perez over a line, with JUAN M PEREZ printed below.

STATE OF TEXAS
COUNTY OF TAYLOR

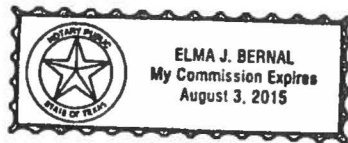
This instrument was acknowledged before me on July 2, 2012, by YOLANDA LOZA.



Handwritten signature of Elma J. Bernal over a line, with Notary Public, State of Texas printed below.

STATE OF TEXAS
COUNTY OF TAYLOR

This instrument was acknowledged before me on June __, 2012, by JUAN M PEREZ.



Handwritten signature of Elma J. Bernal over a line, with Notary Public, State of Texas printed below.

EXHIBIT "A"

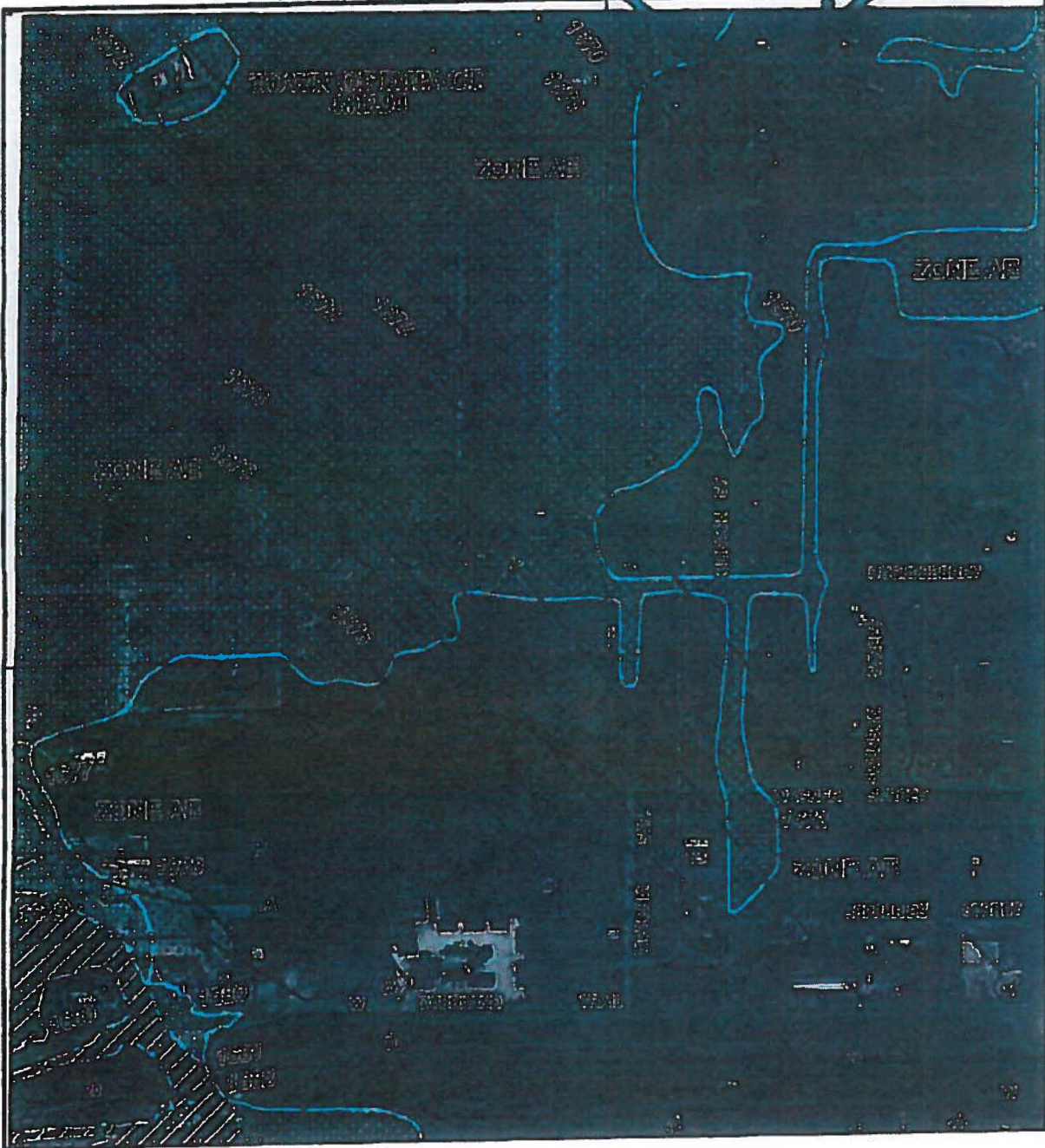
All recording references are to the real property records of Taylor County, Texas

A0012 SUR 83 L BOWERMAN, TRACT W143.3 N240 E213 MARTIN 3 1/3 AC TRACT, including all streets and alleys, Taylor County, Texas; also known as 1917 ROOSEVELT ST; Taylor CAD #33269.

AFTER RECORDING, RETURN TO: Sojourner Drilling Corp., P.O. Box 3234, Abilene, TX 79604

Lot 16

Roosevelt St.



MAP SCALE 1" = 500'



PANEL 0226F

FIRM
FLOOD INSURANCE RATE MAP
TAYLOR COUNTY,
TEXAS
AND INCORPORATED AREAS

PANEL 226 OF 625
 (SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS:

COMMUNITY	NUMBER	PANEL	SUFFIX
ARLSON, CITY OF	48480	0226	F
BARFOT, TOWN OF	48124	0226	F

Notes to User: The Map Number shown below should be used when placing map orders; the Community Number shown above should be used on insurance applications for the subject community.



MAP NUMBER
 48441C0226F
 EFFECTIVE DATE
 JANUARY 6, 2012

Federal Emergency Management Agency

This is an official copy of a portion of the above referenced flood map. It was extracted using F-MIT On-Line. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For the latest product information about National Flood Insurance Program flood maps check the FEMA Flood Map Store at www.msc.fema.gov

NOT IN FLOOD ZONE.

FERGUS & FERGUS, L.L.P.

Attorneys and Counselors
A Limited Liability Partnership
400 Pine Street, Suite 765
Abilene, Texas 79601-5194
(325) 691-0370 | Fax: (325) 692-8107

Dan M. Fergus, Dec. 1925-2004

Dan Fergus, Jr.
Direct Dial: (325) 691-0370
Internet: danfergus8010@gmail.com
Board Certified Oil, Gas and Mineral Law
Texas Board of Legal Specialization

Josh Stein
Associate
Direct Dial (325) 691-0370
Internet: josh.stein.esq@gmail.com

June 5, 2013

Sojourner Drilling Corporation
Ms. Elma Bernal, Land Manager
P. O. Box 3234
Abilene, Texas 79604

Re: *Interest of the City of Abilene in the streets and alleys or any other mineral or royalty interest in the proposed revision to the pooled area in the Sojourner Drilling Corporation – Impact Unit 3*

Dear Ms. Bernal:

In connection with the Impact Unit 3, Well #4 (“the Well”) that has been proposed by Sojourner Drilling Corporation (“Sojourner”), you requested on behalf of Sojourner that I determine whether the City of Abilene, Texas, (“the City”) owns any mineral or royalty interest in the streets and alleys or any other mineral or royalty interest included within the boundaries of that certain 43.59 acre tract of land described in Exhibit “A” attached hereto. Impact Unit 3 is depicted on the plat attached as Exhibit “B” hereto (“the Subject 43.59 Acres”), which land is a pooled oil unit created by Sojourner by that certain Corrected Designation of Pooled Unit filed April 12, 2012 (Impact Unit #3) recorded as Document No. 00005478 in the Official Public Records of Taylor County, Texas (“the Unit”). As more particularly shown below, it is my opinion that the City does not own any mineral or royalty interest in such streets and alleys or on any of the property located within the boundaries of the Unit.

To reach such conclusion, I examined the relevant land title records of Taylor County, Texas, as disclosed by the materials I examined in Taylor County as indexed by Security Title Co., Abilene, Texas. These materials include title runsheets and recorded instruments covering that period from the sovereignty of the soil to the present time, and covering all lands within the Subject 43.59 Acres. I also reviewed the relevant Plat Records of Taylor County, Texas.

Based on such examination, I have determined that the Subject 43.59 Acres was part of the City of Impact for Blocks 3, 4, and 6 and was part of the Thomas Barrett's Subdivision for lots 33, 34 and 35 as set forth in the Numbering System described in the Williams Survey. The Williams Survey is attached as Exhibit "B" and the numbering system for the tracts is set forth on the Williams Survey. There were no other subdivisions covering the Subject 43.59 Acres.

The two recorded plats for the City of Impact and the Thomas Barrett's Subdivision, have certain dedications concerning the roads. The City of Impact's dedication was filed in Volume 3, Page 371 of the Plat Records of Taylor County, which was later changed to Plat Cabinet 2, Slide 84A of the Plat Records, Taylor county, Texas. The dedication states the following: "That the Impact Development Corporation in the State of Texas, in consideration of the enhanced value to its remaining property, does hereby dedicate to public use for street purposes the following described tracts of land." Neither one of the tracts of land described cover the Subject 43.59 acres.

The Thomas Barrett's Subdivision dedication for the roads is set forth in Volume 2, Page 69 of the Plat Records of Taylor County, Texas in File No. 781. The Dedication does not include any roadways within the Unit.

Any additional dedications covering the Unit would not be effective to convey minerals. The Texas Supreme Court has held that such dedication of streets and alleys in a recorded plat creates only an easement, and does not convey the minerals under such streets and alleys; see *Humble Oil & Refining Co. v. Blankenburg*, 235 S. W. 2d 891, at 893, 895 (Tex 1951):

[T]he dedication by the Charlotte Townsite Company of the plazas, parks streets and alleys shown on the plat of the Town of Charlotte to the use and benefit of the public did not convey the Townsite Company's title. It created an easement, the fee remaining in the Townsite Company subject to the easement.

[citation omitted]

Respondents claim under an oil and gas lease of the parks, plazas, streets and alleys of the city executed by the city of Charlotte....[However,]the lease [from the city] granted... no right, title or interest in the property in controversy herein, because, as has been said above, the dedication by the Townsite Company did not convey the Company's title. It created only an easement for the benefit of this public.

This remains the rule in Texas; see *e.g., Russell v. City of Bryan*, 919 S. W. 2d 698, 702 (Tex. App. – Houston [14th Dist.] 1996, writ denied) (holding in dicta that the *Humble v. Blankenburg* case controls when a dedication is made on a plat), and 4 Aloysius A. Leopold, *TEXAS PRACTICE: LAND TITLES AND TITLE EXAMINATION* § 19.2 – *Dedication of Texas Streets to Public Use*, at n.7 (3rd Ed. 2005)("the usual dedication of streets to a city and the public conveys only an easement for streets, with the fee to the center of the street passing to the grantees of the abutting lots.").

Page 3
June 5, 2013
Elma Bernal

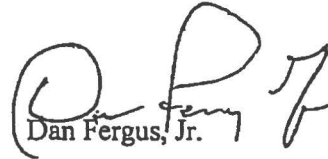
There are no City of Abilene tracts or properties owned by the City of Abilene in the Subject 43.59 Acres. The three other main roadways within the Unit include Roosevelt Street, Clinton Street and Victoria Street. We found no minerals reserved by the City of Abilene or other municipality covering these roadways and we have treated these roadways as allowing the fee simple owner to own the minerals to the center of the street. See, *Bitulithic Co., v. Warwick*, 293 S. W. 160 (Tex. Comm'n. App., Section B, 1927, judgm't adopted) citing the established doctrine set forth in *Mitchell v. Bass*, 26 Tex. 372 (1862).

Consequently, based on the facts and law set forth above it is my opinion that the City of Abilene owns no mineral or royalty interest in the streets and alleys included within the Subject 43.59 Acres and actually owns no mineral or royalty interest for the remainder of the Subject 43.59 Acres.

Should you have any questions, please contact me.

Very truly yours,

FERGUS & FERGUS, L.L.P.



Dan Fergus, Jr.

DFJR/sjm

Exhibits to this letter:

Exhibit "A" – Field Notes of the Subject 43.59 Acres

Exhibit "B" – Plat of the Subject 43.59 Acres.

BEING 43.59 acres out of the L. Bowerman Survey No. 83, Taylor County, Texas and being more particularly described as follows:

BEGINNING at a 3/8" rebar found at the Southeast corner of the Woods Unit, from whence the Southeast corner of the L. Bowerman Survey No. 83 bears South 858.11 feet and East 9304.28 feet;

THENCE N0°59'17"E 724.85 feet to a 3/8" rebar found at the Southeast corner of Lot 12 and the Southwest corner of Lot 13, Block 6, City of Impact;

THENCE N1°14'54"W along the EBL of said Lot 12 and the WBL of said Lot 13 140.0 feet to a 3/8" rebar found at the Northeast corner of said Lot 12 and the Northwest corner of said Lot 13;

THENCE S89°43'14"W 3.5 feet along the SBL of Lot 4, Block 6, City of Impact to a 3/8" rebar found at the Southwest corner of said Lot 4 and the Southeast corner of Lot 5, Block 6, City of Impact;

THENCE N1°14'54"W at along the EBL of said Lot 5 and the WBL of said Lot 4 at 100.5 feet pass the Northwest corner of said Lot 4 and the Northeast corner of said Lot 5 and continue along for a total distance of 117.75 feet to a 60-D nail found in the middle of Roosevelt Street;

THENCE N89°43'14"E 26.50 feet along the middle of Roosevelt Street to a 60-D nail found;

THENCE N1°14'54"W at 17.25 feet pass the Southwest corner of Lot 14 and the Southeast corner of Lot 15, Block 4, City of Impact, and continue along for a total distance of 254.92 feet to a 3/8" rebar found on the WBL of Lot 10 and the EBL of Lot 16, Block 4, City of Impact;

THENCE S89°37'06"E 897.25 feet to a 3/8" rebar found for an Interior corner of this tract and the most Easterly Southeast corner of the Woods Unit tract;

THENCE N0°29'37"E 127.55 feet to a 3/8" rebar set on the SBL of Rucker Street for the most Northerly Northwest corner of this tract;

THENCE S89°23'05"E 783.08 along the SBL of Rucker Street to a 3/8" rebar set on the WBL of Grape Street for the Northeast corner of this tract;

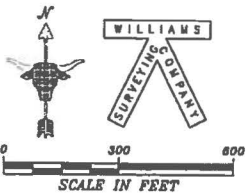
THENCE S0°48'40"W 860.62 feet along the WBL of Grape Street to a 1" rod found at the Northeast corner of Northpark;

THENCE N89°04'W 558.44 feet along the NBL of Northpark to a point at the Northwest corner of said Northpark, from whence an existing 2" pipe post bears S58°24'E 0.5 feet;

THENCE S2°04'28"W 506.89 feet to a 3/8" rebar set for the most Southerly Southeast corner of this tract;

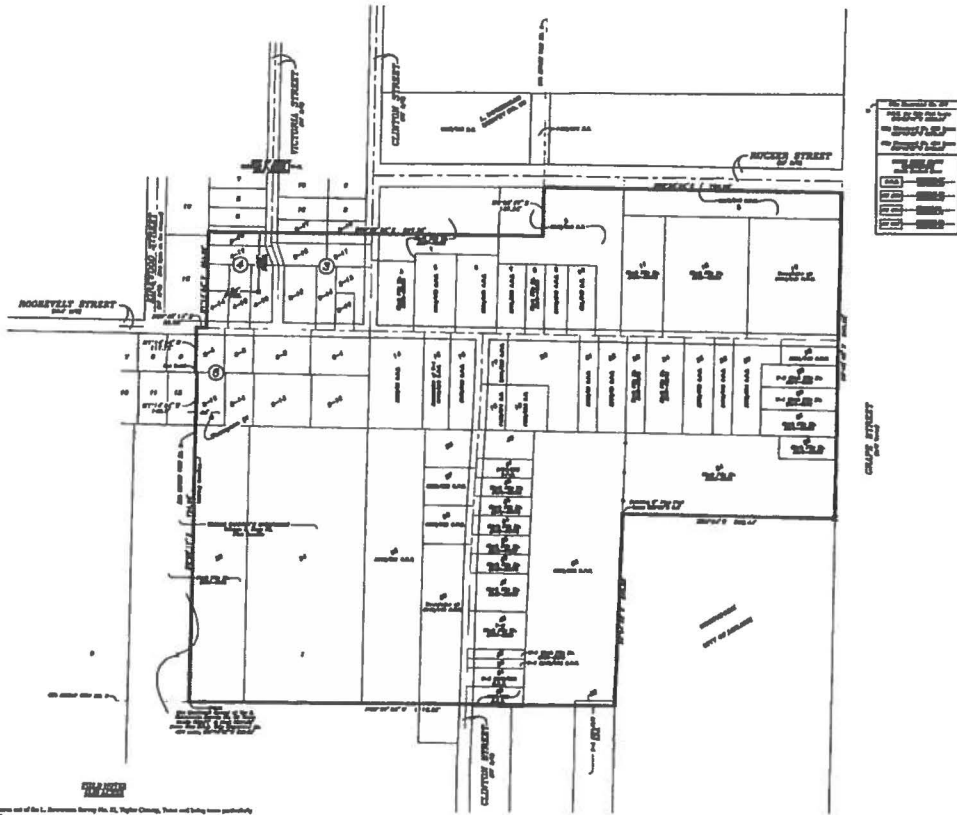
THENCE N89°37'06"W 1116.82 feet to the place of beginning and containing 43.59 acres of land.

EXHIBIT "A"



NOTE: At least 2 working days before any excavation type work is done, proper authorities should be contacted. One resource is DIG TESS at 1-800-344-8377. Or simply dial 811 from anywhere in the United States.

NOTE: If this plat does not bear the original signature and impression seal of James L. Williams, Jr. (Jim Williams) it is not a valid survey plat and shall not be relied upon for any purpose.



- TRUCKS 88'69" x 34'66" from a 1/4" side based on the southeast corner of Lot 12 and the northeast corner of Lot 11, Block 4, City of Taylor.
- TRUCKS 88'69" x 34'66" along the SW corner of Lot 12 and the SW corner of Lot 13 1/4" side based on the southeast corner of Lot 12 and the southeast corner of Lot 13.
- TRUCKS 88'69" x 34'66" at the NW corner of Lot 4 and the NW corner of Lot 3, Block 4, City of Taylor.
- TRUCKS 88'69" x 34'66" at the NW corner of Lot 4 and the NW corner of Lot 3, Block 4, City of Taylor.
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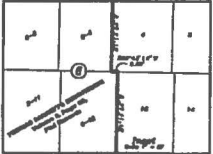


EXHIBIT #A B

WILLIAMS SURVEYING CO.
226 Sycamore Street
Arlene, Texas 79602
325-677-6712

File No: 255-441 Copy 1 of 1
File Name:
Location: D:\ABILENE\2011\SD Impact Unit 3
Williams Surveying Company Drawn by
© 2010 All Rights Reserved Rodney Leasure

James L. Williams, Jr.
RPLS #4885