

TITLE INSURANCE COMMITMENT

BY

Title Resources Guaranty Company

AGREEMENT TO ISSUE POLICY

We agree to issue policy to you according to the terms of the Commitment. When we show the policy amount and your name as the proposed insured in Schedule A, this Commitment becomes effective as of the Commitment Date shown in Schedule A.

If the Requirements shown in this Commitment have not been met within six months after the Commitment Date, our obligation under this Commitment will end. Also, our obligation under this Commitment will end when the Policy is issued and then our obligation to you will be under the Policy.

Our obligation under this Commitment is limited by the following:

- The Provisions In Schedule A.
- The Requirements in Schedule B-I.
- The Exceptions in Schedule B-II.
- The Conditions on Page 4.

This Commitment is not valid without SCHEDULE A and Sections I and II of SCHEDULE B.


An Authorized Signature



Title Resources Guaranty Company
By: A. J. Jackson
President
Michael P. Hayden
Secretary

Title Resource Guaranty Company

Commitment Number: 113119-2

SCHEDULE A

1. Commitment Date: February 14, 2011 at 7:00 AM

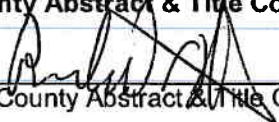
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|-----|--|---------------|
| 2. | Policy (or Policies) to be issued: | Amount |
| (a) | Owner's Policy (ALTA Own. Policy (10/17/06))
Proposed Insured:
DIHLE CHATTEL TRUST | \$ 280,000.00 |
| (b) | Loan Policy (ALTA Loan Policy (10/17/06))
Proposed Insured: | |

3. Fee Simple interest in the land described in this Commitment is owned, at the Commitment Date, by M.A. KINNAMAN and M. JEAN KINNAMAN.

4. The land referred to in the Commitment is described as follows:

W 1/2 OF SECTION 17,
N 1/2 AND SE 1/4 OF SECTION 18, LYING EAST OF INTERSTATE HIGHWAY,
ALL IN TOWNSHIP 7 SOUTH,
RANGE 58 WEST OF THE 6TH P.M.,
COUNTY OF ELBERT,
STATE OF COLORADO.

Elbert County Abstract & Title Company

By: 
Elbert County Abstract & Title Company

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Title Resource Guaranty Company

Commitment Number: 113119-2

**SCHEDULE B - SECTION I
REQUIREMENTS**

The following requirements must be met:

- a. Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
 - b. Pay us the premiums, fees and charges for the policy.
 - c. Documents satisfactory to us creating the interest in the land and/or the mortgage to be insured must be signed, delivered and recorded.
 - d. You must tell us in writing the name of anyone not referred to in this Commitment who will get an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.
1. RELEASE BY THE PUBLIC TRUSTEE OF DEED OF TRUST FROM M. JEAN ENGEL, TO THE PUBLIC TRUSTEE OF THE COUNTY OF ELBERT, FOR THE USE OF NATIONAL CITY MORTGAGE, TO SECURE \$70,000.00, DATED AUGUST 3, 2007, RECORDED AUGUST 9, 2007, IN BOOK 697 AT PAGE 302, UNDER RECEPTION NO. 487674.
 2. STATEMENT OF AUTHORITY FOR DIHLE CHATTEL TRUST, A TRUST EVIDENCING THE EXISTENCE OF THE ENTITY AND AUTHORITY OF PERSON AUTHORIZED TO EXECUTE INSTRUMENTS CONVEYING, ENCUMBERING OR OTHERWISE AFFECTING TITLE TO REAL PROPERTY ON BEHALF OF THE ENTITY, AND CONTAINING THE OTHER INFORMATION REQUIRED BY CRS 38-30-172, EVIDENCING THE EXISTENCE OF SAID ENTITY ON MARCH 1, 2011, OR PRIOR TO ITS ACQUISITION OF TITLE TO THE LAND HEREIN.
 3. DEED FROM M.A. KINNAMAN AND M. JEAN KINNAMAN TO DIHLE CHATTEL TRUST

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Title Resource Guaranty Company

Commitment Number: 113119

**SCHEDULE B - SECTION II
EXCEPTIONS**

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

1. RIGHT OR CLAIMS OF PARTIES IN POSSESSION NOT SHOWN BY THE RECORDS.
2. EASEMENTS, OR CLAIMS OF EASEMENTS, NOT SHOWN BY THE PUBLIC RECORDS.
3. DISCREPANCIES, CONFLICTS IN BOUNDARY LINES, SHORTAGE IN AREA, ENCROACHMENTS, AND ANY FACTS WHICH A CORRECT SURVEY AND INSPECTION OF THE LAND WOULD DISCLOSE, AND WHICH ARE NOT SHOWN BY THE PUBLIC RECORDS.
4. ANY LIEN, OR RIGHT TO A LIEN, FOR SERVICES, LABOR OR MATERIAL HERETOFORE OR HEREAFTER FURNISHED, IMPOSED BY LAW AND NOT SHOWN BY THE PUBLIC RECORDS.
5. UNPATENTED MINING CLAIMS; RESERVATIONS OR EXCEPTION IN PATENTS OR IN ACTS AUTHORIZING ISSUANCE THEREOF.

NOTICE: PURSUANT TO SECTION 10-11-122 OF THE COLORADO REVISED STATUTES, 1987, THE COMPANY IS REQUIRED TO DISCLOSE THE FOLLOWING INFORMATION:

(A) THE SUBJECT PROPERTY MAY BE LOCATED IN A SPECIAL TAXING DISTRICT.

(B) A CERTIFICATE OF TAXES DUE LISTING EACH TAXING JURISDICTION MAY BE OBTAINED FROM THE COUNTY TREASURER OR THE COUNTY TREASURERS'S AUTHORIZED AGENT.

(C) INFORMATION REGARDING SPECIAL DISTRICTS AND THE BOUNDARIES OF SUCH DISTRICTS MAY BE OBTAINED FROM THE BOARD OF COUNTY COMMISSIONERS, THE COUNTY CLERK AND RECORDER OR THE COUNTY ASSESSOR.

6. TAXES DUE AND PAYABLE; AND ANY TAX, SPECIAL ASSESSMENTS, CHARGE OR LIEN IMPOSED FOR WATER OR SEWER, OR FOR ANY OTHER SPECIAL TAXING DISTRICT.
7. RESERVATIONS OF (1) RIGHT OF WAY FOR ANY DITCHES OR CANALS CONSTRUCTED BY AUTHORITY OF UNITED STATES; (2) ALL COAL, AND THE RIGHT OF INGRESS AND EGRESS AND REGRESS WITH THE EXCLUSIVE RIGHT TO PROSPECT FOR, MINE AND REMOVE THE SAME PURSUANT TO THE PROVISIONS AND LIMITATIONS OF THE ACT OF MARCH 3, 1909 (35 STAT .844), IN U.S. PATENT RECORDED FEBRUARY 18, 1915, IN BOOK 73 AT PAGE 501, AND ANY AND ALL ASSIGNMENTS THEREOF AND INTERESTS THEREIN.

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SCHEDULE B - SECTION II
(Continued)

- 8. RIGHT OF WAY AND EASEMENT TO THE MOUNTAIN STATES TELEPHONE AND TELGRAPH COMPANY TO CONSTRUCT, OPERATE AND MAINTAIN ITS LINES OF TELEPHONE AND TELGRAPH UPON, OVER AND ACROSS THE BELOW DESCRIBED LANDS AND/OR UPON AND ALONG THE ROADS, STREETS OR HIGHWAY ADJOINING THE FOLLOWING PROPERTY: A STRIP OF LAND ADJOINING THE UNION PACIFIC STATE HIGHWAY ON THE NORTHEAST THRU THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 7 SOUTH, RANGE 58 WEST OF THE 6TH P.M., COUNTY OF ELBERT, STATE OF COLORADO, RECORDED FEBRUARY 8, 1919, IN BOOK 98 AT PAGE 189, WHETHER IN FEE OR EASEMENT ONLY.
- 9. RESERVATIONS BY THE UNION PACIFIC LAND COMPANY OF (1) ALL OIL, COAL AND OTHER MINERALS UNDERLYING SUBJECT PROPERTY, (2) THE EXCLUSIVE RIGHT TO PROSPECT FOR, MINE AND REMOVE OIL, COAL AND OTHER MINERALS, AND (3) THE RIGHT OF INGRESS AND EGRESS AND REGRESS TO PROSPECT FOR MINE AND REMOVE OIL, COAL AND OTHER MINERALS, ALL AS CONTAINED IN DEED RECORDED JUNE 4, 1917, IN BOOK 64 AT PAGE 38, AND ANY AND ALL ASSIGNMENTS THEREOF AND INTERESTS THEREIN.
- 10. EASEMENT AND RIGHT OF WAY TO AGATE MUTUAL TELEPHONE COOPERATIVE ASSOCIATION, INC., TO CONSTRUCT, MAINTAIN, CHANGE, RENEW, RELOCATE, ENLARGE AND OPERATE IT'S LINE OR LINES FOR THE TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, TOGETHER WITH THE RIGHT OF IGRESS AND EGRESS OVER, UPON, UNDER AND ALONG A STRIP OF LAND 20 FEET IN WIDTH, BEGINNING AT A POINT ALONG COUNTY ROAD NO. 162 AT THE SERVICE PEDESTAL LOCATION 39660 COUNTY ROAD NO. 162, THENCE EASTERLY A DISTANCE OF 1,600 FEET. ALL RIGHT OF WAY SHALL BE SOUTH OF AND ADJACENT TO COUNTY ROAD NO. 162 RIGHT OF WAY, AS GRANTED BY INSTRUMENT RECORDED OCTOBER 21, 2004, IN BOOK 665 AT PAGE 40, UNDER RECEPTION NO. 455060, WHETHER IN FEE OR EASEMENT ONLY.
- 11. REQUEST FOR NOTIFICATION OF SURFACE DEVELOPMENT BY THE RME PETROLEUM COMPANY AND/OR THE RME LAND CORP., RECORDED MAY 16, 2002, IN BOOK 629 AT PAGE 468, UNDER RECEPTION NO. 419122.
- 12. ANY PORTION OF THE LAND LYING WITHIN THE LIMITS OR BOUNDARIES OF ANY PUBLIC OR PRIVATE ROADWAY AND/OR HIGHWAY.
- 13. FENCES AND FENCE LOCATIONS BEING CONSIDERED THE PROPERTY BOUNDARY LINES OF SUBJECT PROPERTY OR OF THE ADJOINING PROPERTIES, AND ANY QUESTION, DISPUTE OR LITIGATION AS TO THE EXACT LOCATION OF SUBJECT PROPERTY BOUNDARY LINES.

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NOTE: PURSUANT TO SENATE BILL 91-14 (CRS 10-11-122) THE COMPANY WILL NOT ISSUE ITS POLICY OR POLICIES OF TITLE INSURANCE CONTEMPLATED BY THIS COMMITMENT UNTIL IT HAS BEEN PROVIDED A CERTIFICATE OF TAXES DUE OR OTHER EQUIVALENT DOCUMENTATION FROM THE COUNTY TREASURER OR, THE COUNTY TREASURER'S AUTHORIZED AGENT; OR UNTIL THE PROPOSED INSURED HAS NOTIFIED OR INSTRUCTED THE COMPANY IN WRITING TO THE CONTRARY.

NOTE: EFFECTIVE SEPTEMBER 1, 1997, CRS 31-10-406 REQUIRES THAT ALL DOCUMENTS RECEIVED FOR RECORDING OR FILING IN THE CLERK AND RECORDER'S OFFICE SHALL CONTAIN A TOP MARGIN OF AT LEAST ONE INCH AND A LEFT, RIGHT AND BOTTOM MARGINS AT LEAST A ONE-HALF INCH. THE CLERK AND RECORDER MAY REFUSE TO RECORD OR FILE ANY DOCUMENT THAT DOES NOT CONFORM.

NOTE: IF SCHEDULE B OF YOUR COMMITMENT FOR AN OWNER'S TITLE POLICY REFLECTS AN EXCEPTION FOR MINERAL INTERESTS OR LEASES, PURSUANT TO CRS 10-11-123 (HB 01-1088), THIS IS TO ADVISE:

(a) THAT THERE IS A RECORDED EVIDENCE THAT A MINERAL ESTATE HAS BEEN SEVERED, LEASED, OR OTHERWISE CONVEYED FROM THE SURFACE ESTATE AND THAT THERE IS A SUBSTANTIAL LIKELIHOOD THAT A THIRD PARTY HOLDS SOME OR ALL INTEREST IN OIL, GAS, OTHER MINERALS, OR GEOTHERMAL ENERGY IN THE PROPERTY; AND

(b) THAT SUCH MINERAL ESTATE MAY CONCLUDE THE RIGHT TO ENTER AND USE THE PROPERTY WITHOUT THE SURFACE OWNER'S PERMISSION.