**DESIGNATION OF SUCCESSOR OPERATOR**

Designation of Successor Operator, Communitization Agreement No. , covering communitization area, County of , State of Colorado, being:

Township North, Range West, N.M.P.M.

Section :

( Formation)

This indenture, dated as of the day of , 20 , and effective , is by and between , hereinafter designated as “First Party” (Assignor) and the owners of communitized working interests, and , hereinafter designated as “Second Parties” (Assignee).

WHEREAS, under the provisions of the Act of March 3, 1909, Chapter 263, 35 Stat. 793, and the Indian Minerals Leasing Act of May 11, 1938, 52 Stat. 348, 25 U.S.C.A., Secs. 396 a-d, and regulations issued pursuant thereto (25 CFR 211 and 212), Communitization Agreement No. effective date , for the above communitized area was approved by the Bureau of Indian Affairs on , and current designated as Operator (or successor Operator, as applicable) of the communitized area, and

WHEREAS, has resigned as Operator and the designation of successor Operator is now required pursuant to the terms of the Communitization Agreement; and

WHEREAS, the Second Party has been and hereby is designated by First Parties Operator of the communitizaed area, and said Second Party desires to assume all the rights, duties, and obligations of Operator under the said Communitization Agreement and has Bond No. in the amount of on file with the Tribe and BIA;

NOW, THEREFORE, in consideration of the premises hereinbefore set forth and the promises hereinafter stated, the Second Party hereby covenants and agrees to fulfill the duties and assume the obligations of Operator of the communitizaed area and pursuant to all the terms of Communitization Agreement No. and the First Parties covenant and agree that effective as of the date herein specified, and upon approval of this indenture, properly executed, by the Authorized Officer, the Second Party shall be granted the exclusive right and privilege of exercising any and all rights and privileges, as Operator, pursuant to the terms and conditions of said Communitization Agreement, said Communitization Agreement hereby incorporated herein by reference and made a part hereof as fully and effectively as though said agreement were expressly set forth in this instrument.

IN WITNESS WHEREOF, the parties hereto have executed this instrument as of the date hereinabove set forth.

**SECOND PARTY (Assignee): FIRST PARTY (Assignor):**

(Company name) (Company name)

By: By:

(Name/Title) (Name/Title)

APPROVED: ACKNOWLEDGED FOR THE RECORD:

SOUTHERN UTE INDIAN TRIBE BUREAU OF INDIAN AFFAIRS

Date: Date:

STATE OF )

) ss.

COUNTY OF )

The foregoing instrument was acknowledged before me this day of

, 20 , by , (assignor) for and on

behalf of .

My Commission Expires:

NOTARY PUBLIC