

WATER WELL AGREEMENT LOMA ALTA RANCH

It is understood and agreed that Purchaser of Tract 22, 21 shall be sharing 1/4 use of water and responsibility of expense and maintenance of the well, water storage tank, water lines, windmill and/or submersible pump and other improvements (should it ever be required), and the electricity for said water pump located on Lot 22, with the owners of Tracts 19, 20, 22 in Loma Alta Ranch. It is further understood and agreed if Purchaser refuses to provide his share of maintenance expense, such sharing shall not be continued until any unpaid expenses are paid. The owners of Tracts 19, 20, 21, 22 on Loma Alta Ranch shall have the right of ingress and egress to well site to maintain and repair water well, water storage tank, water lines, windmill and/or submersible pump and other improvements related to this water well. Purchaser may not use this well to furnish water to a permanent residence or to fill an earthen tank without written agreement from all parties which have an interest in this well. Said agreement shall be furnished to Seller/Developer. Seller/Developer and/or assigns reserve the right to use water from said well for livestock watering in order to keep the agriculture exemption on the ranch if the need arises.

Paul Smith
PURCHASER

Date 3/4/09

PURCHASER