

Tract	Parcel	Township	Legal Description	Owner / Tenant / Contact	Notes	Documentation
ND-MC-003.000	150027200	Tri	10 20th Street West, Apt. 117, Williston, North Dakota 58801	NST Transload Operating Company, LLC	Reroute requested by landowner	Testimony
ND-MC-004.000	150027300	Tri	157.490 Acres out of the NW1/4 of Section 24, Township 152 N, Range 102 W, McKenzie County, North Dakota	Hoehn Family Mineral Trust First National Bank & Trust Co.	No Change	N/A
ND-MC-005.000	150027100	Tri	160.000 Acres out of the SW1/4 of Section 24, Township 152 N, Range 102 W, McKenzie County, North Dakota	Barbara Bolli Burton J Bruce David E. Barrows Deanna Tiefenthal Glenice Rishell Bosley John Barrows Mark Charles Willis Phillip George Willis Roger Bruce Stephen Barrows Winifred Barrows	No Change	N/A
ND-MC-006.000	150027000	Tri	160.000 Acres out of the SE1/4 of Section 23, Township 152 N, Range 102 W, McKenzie County, North Dakota	Barbara Bolli Burton J Bruce David E. Barrows Deanna Tiefenthal Glenice Rishell Bosley John Barrows Mark Charles Willis Phillip George Willis Roger Bruce Stephen Barrows Winifred Barrows	No Change	N/A
ND-MC-007.000	150028000	Tri	160.000 Acres out of the NE1/4 of Section 26, Township 152 N, Range 102 W, McKenzie County, North Dakota	Carolyn Fixen Gary Fixen Harlan Fixen Karen Fixen-Bercier	No Change	N/A
ND-MC-008.000	150028300	Tri	160.000 Acres out of the NW1/4 of Section 26, Township 152 N, Range 102 W, McKenzie County, North Dakota	Carolyn Fixen Gary Fixen Harlan Fixen Karen Fixen-Bercier	No Change	N/A
ND-MC-008.500	150028100	Tri	160.000 Acres out of the SW1/4 of Section 26, Township 152 N, Range 102 W, McKenzie County, North Dakota	Barbara Bennigsdorf Byron Helgeson Charlotte Rehberg	No Change	N/A
ND-MC-008.510	150032300	Tri	160.000 Acres out of the NW1/4 of Section 35, Township 152 N, Range 102 W, McKenzie County, North Dakota	Donald R. Link	Reroute approved by landowner	Memorandum of Option
ND-MC-008.520	150031900	Tri	160.000 Acres out of the NE1/4 of Section 34, Township 152 N, Range 102 W, McKenzie County, North Dakota	Donald R. Link	Reroute approved by landowner	Memorandum of Option

Tract	Parcel	Township	Legal Description	Owner / Tenant / Contact	Notes	Documentation
ND-MC-008.530	150032000	Tri	160.000 Acres out of the SE1/4 of Section 34, Township 152 N, Range 102 W, McKenzie County, North Dakota	Rodney Wahlstrom	No Change	N/A
ND-MC-008.540	150032100	Tri	160.000 Acres out of the SW1/4 of Section 34, Township 152 N, Range 102 W, McKenzie County, North Dakota	Rodney Wahlstrom	No Change	N/A
ND-MC-008.550	150031200	Tri	80.000 Acres out of the S1/2SE1/4 of Section 33, Township 152 N, Range 102 W, McKenzie County, North Dakota	Donald R. Link Phyllis J. Link	No Change	N/A
ND-MC-016.000	150031600	Tri	157.490 Acres out of the SW1/4 of Section 33, Township 152 N, Range 102 W, McKenzie County, North Dakota	Donald R. Link Phyllis J. Link	No Change	N/A
ND-MC-017.000	150031000	Tri	158 Acres out of the SE1/4 of Section 32, Township 152 N, Range 102 W, McKenzie County, North Dakota	Matt D. Iverson	No Change	N/A
ND-MC-017.500	150030900	Tri	160.000 Acres out of the SW1/4 of Section 32, Township 152 N, Range 102 W, McKenzie County, North Dakota	Lloyd D. Papineau	No Change	N/A
ND-MC-017.502	150030625	Tri	80.000 Acres out of the S1/2 SE1/4 of Section 31, Township 152 N, Range 102 W, McKenzie County, North Dakota	Wilson Family Trust Lory Jean Wilson Walter Erickson Jr.	No Change	N/A
ND-MC-021.000	06-00-02900	Charbon	160.240 Acres out of the S1/2NE1/4 of Section 6, Township 151 N, Range 102 W, Lot 1 and 2, McKenzie County, North Dakota	Dedrick M. Iverson Janice E. Iverson	No Change	N/A
ND-MC-023.000	60003100	Charbon	158.790 Acres out of the SE1/4NW1/4, E1/2SW1/4 EX 1.27 A RW of Section 6, Township 151 N, Range 102 W, Lot 3, McKenzie County, North Dakota	Safely Family Trust First National Bank & Trust Co.	No Change	N/A
ND-MC-024.000	60002700	Sioux	102.520 Acres out of the EX 1.10 A RW of Section 6, Township 151 N, Range 102 W, Lot 5-6-7, McKenzie County, North Dakota	Safely Family Trust First National Bank & Trust Co.	No Change	N/A
ND-MC-025.000	210000200	Sioux	80.000 Acres out of the S1/2SE1/4 of Section 1, Township 151 N, Range 103 W, McKenzie County, North Dakota	Evelyn Lindsley Leonard Lindsley	No Change	N/A
ND-MC-025.500	210000400	Sioux	160.050 Acres out of the E1/2NW1/4, E1/2SW1/4 of Section 1, Township 151 N, Range 103 W, McKenzie County, North Dakota	Dedrick M. Iverson Janice E. Iverson	No Change	N/A

Tract	Parcel	Township	Legal Description	Owner / Tenant / Contact	Notes	Documentation
ND-MC-025.502	210000300	Sioux	160.070 Acres out of the W1/2SW1/4, SW1/4NW1/4 of Section 1, Township 151 N, Range 103 W, Lot 4, McKenzie County, North Dakota	Terry O'Connor	No Change	N/A
ND-MC-025.504	210001100	Sioux	160.000 Acres out of the SE1/4 of Section 2, Township 151 N, Range 103 W, McKenzie County, North Dakota	Terry O'Connor	Reroute requested by landowner	Memorandum of Option
ND-MC-028.000	210005500	Sioux	160.000 Acres out of the NE1/4 of Section 11, Township 151 N, Range 103 W, McKenzie County, North Dakota	Amber Skorpil Kelly R. Skorpil	Reroute requested by landowner	Memorandum of Option
ND-MC-028.500	210005300	Sioux	160.000 Acres out of the SE 1/4 of Section 11, Township 151 N, Range 103 W, McKenzie County, North Dakota	Amber Skorpil Kelly R. Skorpil	Reroute requested by landowner	Memorandum of Option
ND-MC-029.500	210005200	Sioux	160 Acres out of the SW 1/4 of Section 11, Township 151 N, Range 103 W, McKenzie County, North Dakota	Amber Skorpil Kelly R. Skorpil	Reroute requested by landowner	Memorandum of Option
ND-MC-031.000	210004700	Sioux	160.000 Acres out of the SE1/4 of Section 10, Township 151 N, Range 103 W, McKenzie County, North Dakota	Nelle Wang Family Trust Cheryl J Nelson	No Change	N/A
ND-MC-032.000	210005000	Sioux	160 Acres out of the SW1/4 of Section 10, Township 151 N, Range 103 W, McKenzie County, North Dakota	Nelle Wang Family Trust Cheryl J Nelson	No Change	N/A
ND-MC-033.000	210004200	Sioux	80.00 Acres out of the E1/2SE1/4 of Section 9, Township 151 N, Range 103 W, McKenzie County, North Dakota	Milton Olson Heidi Olson First National Bank and Trust	No Change	N/A
ND-MC-034.000	210004300	Sioux	80.00 Acres out of the W1/2SE1/4 of Section 9, Township 151 N, Range 103 W, McKenzie County, North Dakota	Kepner Family Trust	No Change	N/A
ND-MC-035.000	210004500	Sioux	160.000 Acres out of the SW1/4 of Section 9, Township 151 N, Range 103 W, McKenzie County, North Dakota	Kepner Family Trust	No Change	N/A
ND-MC-036.000	210007700	Sioux	160.000 Acres out of the NW1/4 of Section 16, Township 151 N, Range 103 W, McKenzie County, North Dakota	Tim J. Denowh	No Change	N/A
ND-MC-037.000	210008400	Sioux	160.00 Acres out of the NE1/4 of Section 17, Township 151 N, Range 103 W, McKenzie County, North Dakota	Marvin C. Skogen Raymon J. Skogen	No Change	N/A
ND-MC-038.000	210008350	Sioux	40 Acres out of the NE1/4NW1/4 of Section 17, Township 151 N, Range 103 W, McKenzie County, North Dakota	Dale Tjelde Elaine Tjelde	No Change	N/A

Tract	Parcel	Township	Legal Description	Owner / Tenant / Contact	Notes	Documentation
ND-MC-040.000	210008250	Sioux	80.000 Acres out of the W1/2NW1/4 of Section 17, Township 151 N, Range 103 W, McKenzie County, North Dakota	Janet K. Anderson	No Change	N/A
ND-MC-041.000	210008800	Sioux	157.500 Acres out of the E1/2NW1/4, S1/2NE1/4 LESS IT1948 of Section 18, Township 151 N, Range 103 W, McKenzie County, North Dakota	Alan Sandy	No Change	N/A
ND-MC-041.500	210008700	Sioux	71.600 Acres of Section 18, Township 151 N, Range 103 W, Lot 1,2, McKenzie County, North Dakota	Jason P. Rau Taunya L. Rau	No Change	N/A
ND-MC-042.530	210009000	Sioux	Section 19, Township 151 N, Range 103 W, Lot 1, 2, 5th Prime Meridian, McKenzie County, North Dakota	Carroll R. Paulson Linda K. Paulson	Reroute requested by landowner	Memorandum of Option
ND-MC-042.540	210031200	Sioux	120.000 Acres out of the E1/2NE1/4, NE1/4SE1/4 of Section 24, Township 151 N, Range 104 W, McKenzie County, North Dakota	Carroll R. Paulson Linda K. Paulson	Reroute requested by landowner	Memorandum of Option
ND-MC-043.000	210008500	Sioux	151.760 Acres out of the E1/2SW1/4 of Section 18, Township 151 N, Range 103 W, Lot 3, 4, McKenzie County, North Dakota	Jason P. Rau Taunya L. Rau	No Change	N/A
ND-MC-043.504	210030900	Sioux	160.000 Acres out of the E1/2NW1/4, W1/2NE1/4 of Section 24, Township 151 N, Range 104 W, McKenzie County, North Dakota	Jason P. Rau Taunya L. Rau	Reroute requested by landowner	Memorandum of Option
ND-MC-043.506	210030650	Sioux	37.000 Acres out of the SW/4NW/4 of Section 24, Township 151 N, Range 104 W, McKenzie County, North Dakota	Jason P. Rau Taunya L. Rau	Reroute requested by landowner	Memorandum of Option
ND-MC-043.508	210030575	Sioux	160.000 Acres out of the E1/2 E1/2 of Section 23, Township 151 N, Range 104 W, McKenzie County, North Dakota	John Schaffer Sherry Schaffer	Reroute requested by landowner	Memorandum of Option
ND-MC-043.510	210030550	Sioux	148.780 Acres of Section 23, Township 151 N, Range 104 W, Lot 1,4,5,8, McKenzie County, North Dakota	John Schaffer Sherry Schaffer	Reroute approved by landowner	Memorandum of Option
ND-MC-043.516	240020000	Yellowstone	182.970 Acres of Section 23, Township 151 N, Range 104 W, Lot 3,6,2, McKenzie County, North Dakota	Phillip E. & Laurie Hurley Joint Trust	Reroute approved by landowner	Memorandum of Option
ND-MC-043.520	240019800	Yellowstone	160.000 Acres out of the NE1/4 of Section 22, Township 151 N, Range 104 W, McKenzie County, North Dakota	Dale Hurley Lois Arlene Hurley	Reroute approved by landowner. Relocation of valve requested by landowner.	Memorandum of Option

Tract	Parcel	Township	Legal Description	Owner / Tenant / Contact	Notes	Documentation
ND-MC-056.000	240019600	Yellowstone	153 Acres out of the NW1/4 of Section 22, Township 151 N, Range 104 W, 5th Prime Meridian, McKenzie County, North Dakota	Ivan G. Cayko	Reroute approved by landowner; 500 foot waiver granted.	Memorandum of Option
ND-MC-056.500	240019500	Yellowstone	99.500 Acres out of the N2 SW4, N2 SE4 SW4 ex 1.5 A of Section 22, Township 151 N, Range 104 W, McKenzie County, North Dakota	Daniel Cayko	Reroute requested by landowner. Surface rights for valve location provided by Easement.	Memorandum of Option
ND-MC-056.510	240018700	Yellowstone	158.210 Acres out of the SE 1/4 EX IT 1733 of Section 21, Township 151 N, Range 104 W, McKenzie County, North Dakota	Dale Danielson Darin Danielson Diane Danielson Doug Danielson Duane Danielson	Reroute approved by landowner	Memorandum of Option
ND-MC-059.000	240018900	Yellowstone	80 Acres out of the SW1/4 of Section 21, Township 151 N, Range 104 W, McKenzie County, North Dakota	Rodney F. Prewitt	No Change	N/A
ND-MC-060.000	240018300	Yellowstone	160 Acres out of the SE1/4 INC IT 1642 of Section 20, Township 151 N, Range 104 W, McKenzie County, North Dakota	Hardy Investments, LP	Reroute requested by landowner	Memorandum of Option
ND-MC-061.000	240021600	Yellowstone	160.00 Acres out of the NE1/4 of Section 29, Township 151 N, Range 104 W, McKenzie County, North Dakota	Constance E. Karst	Reroute approved by landowner	Memorandum of Option
ND-MC-062.000	240021900	Yellowstone	158.340 Acres out of the NW1/4 of Section 29, Township 151 N, Range 104 W, McKenzie County, North Dakota	John L. Hutter Sr.	Reroute requested by landowner	Memorandum of Option
ND-MC-063.000	240022300	Yellowstone	85.140 Acres out of the E1/2NE1/4 lying East of the railroad of Section 30, Township 151 N, Range 104 W, McKenzie County, North Dakota	NST Transload Operating Company, LLC	No Change	N/A
ND-MC-063.100	240022300	Yellowstone	E2 NE4 lying W of Burlington Northern Santa Fe RR of Section 30, Township 151 N, Range 104 W, Lot 1,2, 5th Prime Meridian, McKenzie County, North Dakota	NST Transload Operating Company, LLC	Reroute approved by landowner	Memorandum of Option

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THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that NST Transload Operating Company, LLC ("Grantor"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement")

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantor shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires June, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantor has executed this Memorandum of Option Agreement for Easement this 2 day of June, 2015.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTOR:**

NST Transload Operating Company, LLC

BY: [Signature]

NAME: Brian Jensen

ITS: CEO

**NOTARY BLOCK FOR ENTITY ACKNOWLEDGEMENT:**

STATE OF \_\_\_\_\_ )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this 2 day of June,  
2015, by Brian Jensen, the CEO  
CEO of NST Transload Operating Company, LLC.

Tara M. Fox  
Notary Public

TARA M FOX  
Notary Public  
State of North Dakota  
My Commission Expires June 23, 2020



## EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

**TRACT #ND-MC-063.100**

### **EASEMENT DESCRIPTION**

A centerline description for a 50 foot wide permanent easement, being 25 feet, as measured perpendicular, left and right of said centerline and being a part of Government Lots 1 and 2 of Section 30, Township 151 North, Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of that parcel of land owned by NST Transload Operating Company, LLC, (Grantor[s] Land), as recorded in Clerk's File #469642, Public Records of McKenzie County, North Dakota, said centerline being further described as follows.

Commencing at the Southwest corner of said Section 30, a found PK nail.

THENCE North 04°02'18" East, a distance of 3681.77 feet to the POINT OF BEGINNING:

THENCE along said centerline the following three (3) courses.

1. North 01°56'48" East, a distance of 552.19 feet;
2. North 58°39'15" East, a distance of 860.73 feet;
3. South 86°59'06" East, a distance of 77.18 feet to a point on the west right-of-way line of the Burlington Northern Santa Fe Railroad, also being the POINT OF TERMINUS, from which the Northeast corner of said Section 30, a found 5/8" Iron Rod, bears North 65°41'50" East, a distance of 1242.41 feet.

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 1.74 acres, more or less.

### **TEMPORARY WORK SPACE**

A 25 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 25 feet either side of and adjoining said permanent easement. Said temporary work space containing 1.63 acres, more or less.

### **ADDITIONAL TEMPORARY WORK SPACE**

Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.22 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum. To get to ground distances, multiply said grid values shown hereon by 1.0001600208.

Prepared By:

\_\_\_\_\_  
Brian S. Socia                                  Date  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

PRELIMINARY:  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES



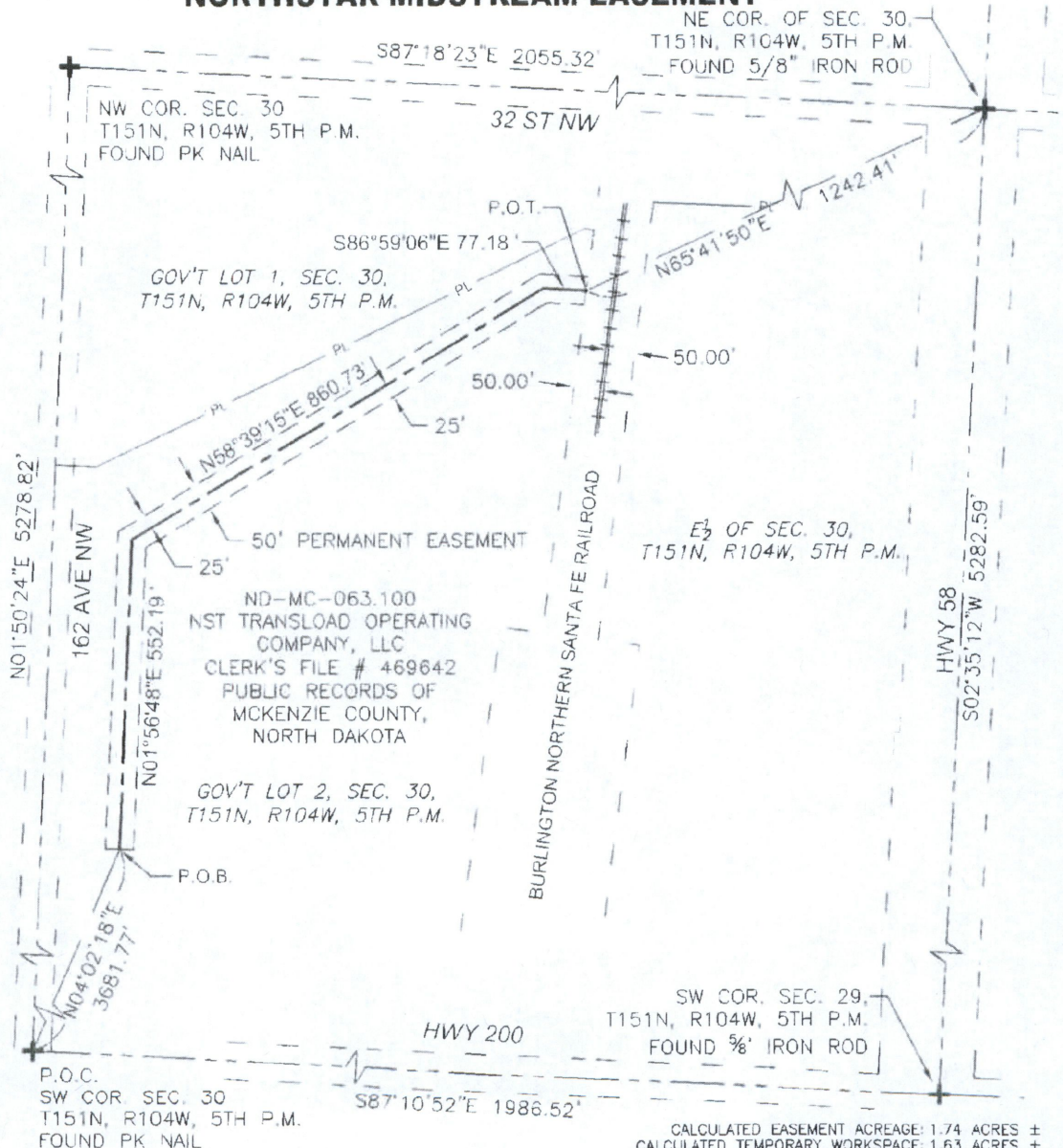
50' WIDE PERMANENT EASEMENT  
ACROSS GOVERNMENT LOTS 1 AND 2 OF  
SECTION 30, TOWNSHIP 151 NORTH,  
RANGE 104 WEST, 5TH P.M.,  
MCKENZIE COUNTY, NORTH DAKOTA  
NST TRANSLOAD OPERATING COMPANY, LLC

CITY/COUNTY	MCKENZIE	STATE	NORTH DAKOTA
EXPIRE DATE	PROJECT	DRAWING NO.	
05/18/2015	1014035146	ND-MC-003.100.DWG	

SURVEYING AND MAPPING LLC (SAM)  
555 Zeng St. Suite 210  
Lakewood CO, 80228  
Ph: (303) 966-5952  
Fax: (303) 966-2195  
EMAIL: SAM@SAM.BIZ

DRAWN BY: J. JONES	CHECKED BY: B. SOCIA	SHEET No. 1 OF 2
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# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



**NOTES:**

1. ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM TO GET TO GROUND DISTANCES. MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001600205.
2. RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
3. THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
4. THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

CALCULATED EASEMENT ACREAGE: 1.74 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 1.63 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.22 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 1490.10 FEET  
 CALCULATED CENTERLINE RODDAGE: 90.31 RODS

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- RIGHT-OF-WAY LINE
- PL --- PROPERTY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- + ALIQUOT CORNER AS DESCRIBED



PRELIMINARY  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES



50' WIDE PERMANENT EASEMENT  
ACROSS GOVERNMENT LOTS 1 AND 2 OF  
SECTION 30, TOWNSHIP 151 NORTH,  
RANGE 104 WEST, 5TH P.M.,  
MCKENZIE COUNTY NORTH DAKOTA  
NST TRANSLOAD OPERATING COMPANY, LLC

CITY/COUNTY: MCKENZIE	STATE: NORTH DAKOTA	PROJECT: ND-410-063.100.DWG	DRAWING NO: 1014035146
EXHIBIT DATE: 05/18/2015	SCALE: 1"=300'		

SURVEYING AND MAPPING LLC (SAM)  
 556 24th St., Suite 210  
 Lakewood CO 80226  
 PH: 303-988-5155  
 FAX: 303-988-2195  
 EMAIL: SAM@SAM1BIZ

DRAWN BY: J. JONES	CHECKED BY: B. SOCIA	SHEET NO: 2 OF 2
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THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that John L. Hutter, Sr., an unmarried person ("Grantor"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantor shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires June 16, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantor has executed this Memorandum of Option Agreement for Easement this 16 day of 6, 2015.

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COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTOR:**

John L. Hutter, Sr., an unmarried person

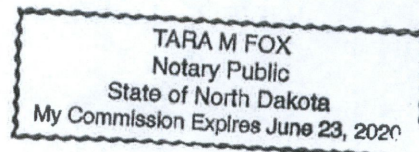
John L. Hutter Sr.  
John L. Hutter, Sr.

**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF ND )  
 ) ss.  
COUNTY OF McHenry )

The foregoing instrument was acknowledged before me this 16<sup>th</sup> day of  
June, 20 15, by John L. Hutter, Sr., an unmarried person.

Tara M. Fox  
Notary Public





**EXHIBIT A  
NORTHSTAR MIDSTREAM EASEMENT**

**TRACT #ND-MC-062.000**

**EASEMENT DESCRIPTION**

A centerline description for a 50 foot wide permanent easement, being 25 feet, as measured perpendicular, left and right of said centerline and being a part of the Northwest Quarter of Section 29, Township 151 North, Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of that parcel of land owned by John Hutter, Sr., (Grantor[s] Land), as recorded in Clerk's File #319827, Public Records of McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the Northwest corner of said Section 29, a found 5/8" Iron Rod;

THENCE South 03°29'03" East, a distance of 567.32 feet to a point on the east right-of-way line of Highway 58, said point also being the POINT OF BEGINNING;

THENCE along said centerline the following four (4) courses:

1. South 87°18'03" East, a distance of 107.63 feet;
2. North 00°57'06" East, a distance of 400.57 feet;
3. South 87°07'08" East, a distance of 2365.22 feet;
4. North 75°15'53" East, a distance of 123.32 to a point on the East line of said Northwest Quarter and the POINT OF TERMINUS, from which the North Quarter corner of said Section 29, a found 1/2" iron rod, bears North 02°36'06" East, a distance of 134.72 feet.

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 3.44 acres, more or less.

**TEMPORARY WORK SPACE**

A 50 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 50 feet south of and adjoining said permanent easement. The side lines of said temporary work space are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said temporary work space containing 3.44 acres, more or less.

**ADDITIONAL TEMPORARY WORK SPACE**



Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 1.77 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum. To get to ground distances, multiply said grid values shown hereon by 1.0001600208.

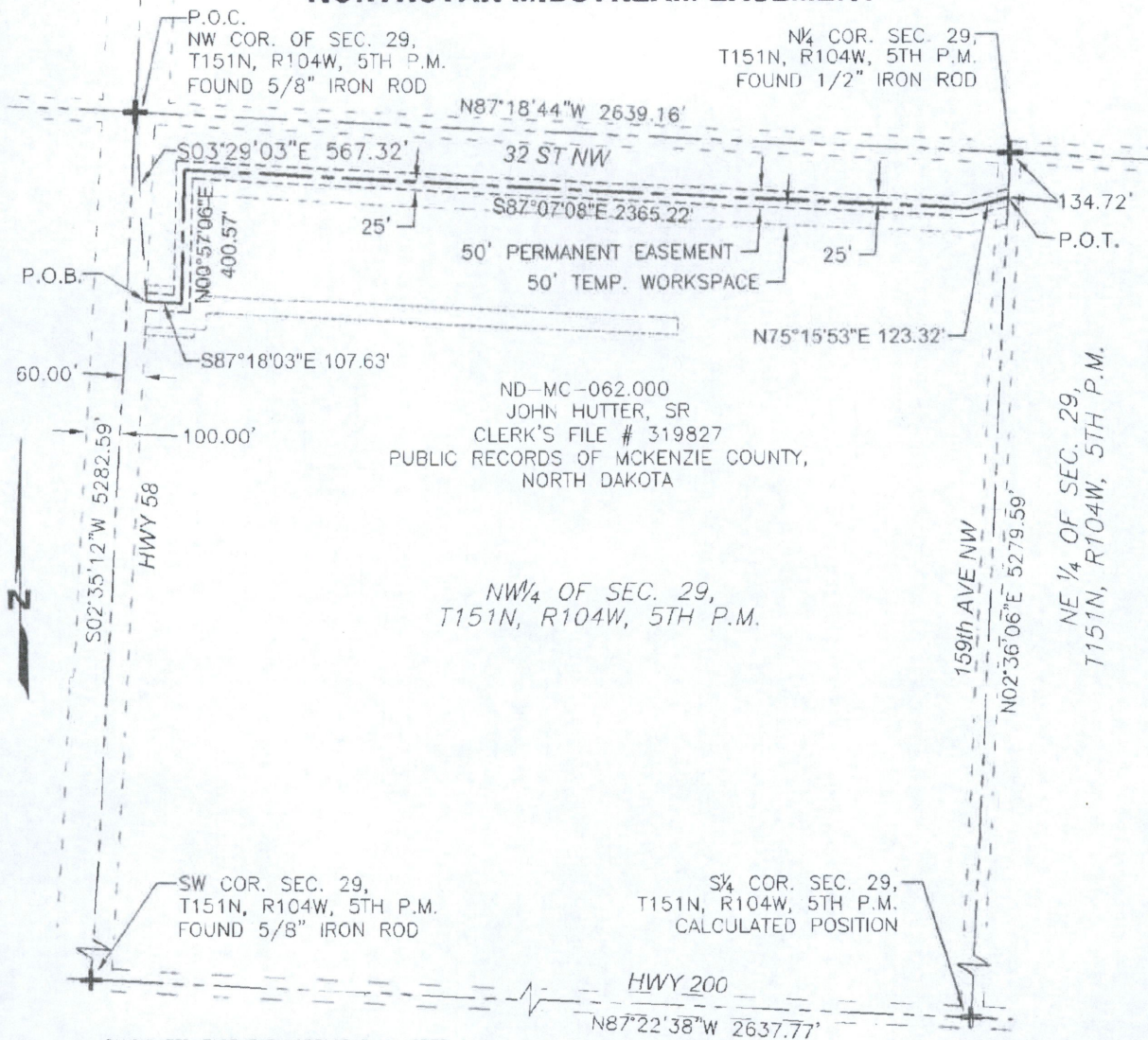
Prepared By:

Brian S. Socia Date  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

PRELIMINARY:  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.

 NST EXPRESS, LLC		 SURVEYING AND MAPPING LLC (SAM) 555 Zang St., Suite 210 Lakewood CO, 80228 Ph: 303-986-5852 Fax: (303) 986-2195 EMAIL: SAM@SAM.DIC		50' WIDE PERMANENT EASEMENT ACROSS THE NW 1/4 OF SECTION 29, TOWNSHIP 151 NORTH RANGE 104 WEST, 5TH P.M. McKENZIE COUNTY, NORTH DAKOTA JOHN HUTTER, SR		
CITY/COUNTY: MCKENZIE STATE: NORTH DAKOTA		PROJECT: 1014035146 DRAWING No: ND-MC-062.000.DWG		DRAWN BY: J. JONES	CHECKED BY: B. SOCIA	SHEET No. 1 OF 2
EXPIRED DATE: 06/18/2015						

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



ND-MC-062.000  
JOHN HUTTER, SR  
CLERK'S FILE # 319827  
PUBLIC RECORDS OF MCKENZIE COUNTY,  
NORTH DAKOTA

NW<sup>1</sup>/<sub>4</sub> OF SEC. 29,  
T151N, R104W, 5TH P.M.

NE<sup>1</sup>/<sub>4</sub> OF SEC. 29,  
T151N, R104W, 5TH P.M.

CALCULATED EASEMENT ACREAGE: 3.44 ACRES ±  
CALCULATED TEMPORARY WORKSPACE: 3.44 ACRES ±  
CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.13 ACRES ±  
CALCULATED CENTERLINE LENGTH: 2996.75 FEET  
CALCULATED CENTERLINE RODDAGE: 181.62 RODS

**NOTES:**

1. ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983, NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES, MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM. TO GET TO GROUND DISTANCES MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001600208.
2. RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF LLC.
3. THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
4. THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- TEMPORARY WORKSPACE SIDELINE
- ADD'L TEMP. WORKSPACE SIDELINE
- RIGHT-OF-WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.C.T. POINT OF TERMINUS
- ⊕ FOUND ALIQUOT CORNER AS DESCRIBED
- ⊕ CALCULATED ALIQUOT CORNER



PRELIMINARY.  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.



SURVEYING AND MAPPING LLC (SAMI)  
555 Zang St., Suite 210  
Lakeview CO. 80228  
PH: (303) 980-5852  
Fax: (303) 366-2195  
E MAIL: SAM@SAM.BIZ

50' WIDE PERMANENT EASEMENT  
ACROSS THE NW 1/4 OF SECTION 29,  
TOWNSHIP 151 NORTH, RANGE 104 WEST,  
5TH P.M.  
MCKENZIE COUNTY NORTH DAKOTA  
JOHN HUTTER, SR.

CITY	COUNTY	STATE
McKENZIE		NORTH DAKOTA
EXHIBIT DATE	SCALE	PROJECT
06/16/2015	1"=500'	1014035146
		DRAWING NO.
		ND-MC-062.000.DWG

DRAWN BY:	CHECKED BY:	SHEET No.
J. JONES	B. SOCA	2 OF 2

J.L.H. ST.

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Constance E. Karst, an unmarried widow ("Grantor"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantor shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires June 24, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

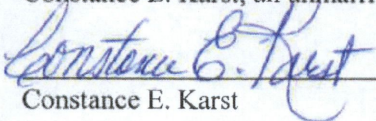
IN WITNESS WHEREOF, Grantor has executed this Memorandum of Option Agreement for Easement this 24 day of June, 2015.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTOR:**

Constance E. Karst, an unmarried widow

  
\_\_\_\_\_

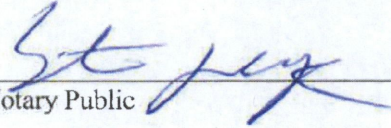
Constance E. Karst

**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF North Dakota )  
 ) ss.  
COUNTY OF M'Kenzic )

The foregoing instrument was acknowledged before me this 24 day of  
June, 2015, Constance E. Karst, an unmarried widow.

STEPHEN ASP  
Notary Public  
State of North Dakota  
My Commission Expires April 16, 2021

  
\_\_\_\_\_

Notary Public



**EXHIBIT A**  
**NORTHSTAR MIDSTREAM EASEMENT**

**TRACT #ND-MC-061.000**

**EASEMENT DESCRIPTION**

A centerline description for a 40 foot wide permanent easement, being 20 feet, as measured perpendicular, left and right of said centerline and being a part of the Northeast Quarter of Section 29, Township 151 North, Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of that parcel of land owned by Constance E. Karst, (Grantor[s] Land), as recorded in Book 114, Page 557, Clerk's File #180516, Public Records of McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the North Quarter corner of said Section 29, a found 1/2" iron rod;

THENCE South 02°36'06" West along the west line of said Northeast Quarter, a distance of 134.72 feet to the POINT OF BEGINNING;

THENCE along said centerline the following three (3) courses:

1. North 75°15'53" East, a distance of 65.89 feet;
2. South 87°48'46" East, a distance of 2157.26 feet;
3. North 02°40'25" East, a distance of 96.70 feet to a point on the north line of said Northeast Quarter, and the POINT OF TERMINUS, from which the Northeast corner of said Section 29, a found 1/2" Iron Rod, bears South 87°19'35" East, a distance of 419.88 feet,

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 2.13 acres, more or less.

**TEMPORARY WORK SPACE**

A 60 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 60 feet southerly and southeasterly of and adjoining said permanent easement. The side lines of said temporary work space are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said temporary work space containing 3.29 acres, more or less.

**ADDITIONAL TEMPORARY WORK SPACE**

Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.07 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum. To get to ground distances, multiply said grid values shown hereon by 1.0001600208.

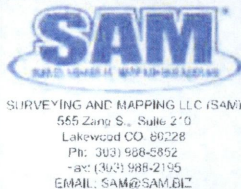
Prepared By:

Brian S. Socia Date  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

PRELIMINARY:  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.



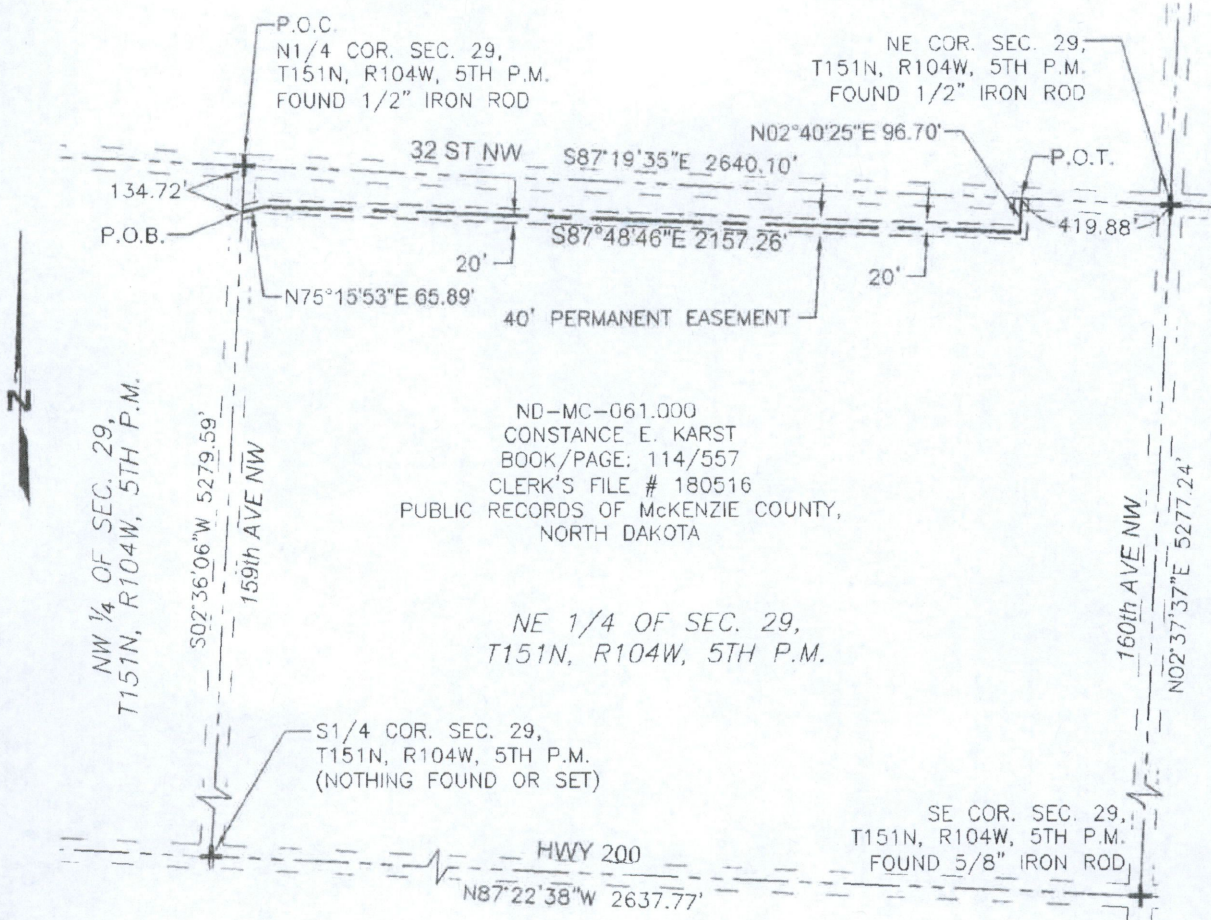
CITY, COUNTY	McKENZIE	STATE	NORTH DAKOTA
EXHIBIT DATE	06/16/2015	PROJECT	1014035146
		DRAWING No.	ND-MC-061.000.DWG



40' WIDE PERMANENT EASEMENT  
ACROSS THE NE 1/4 OF SECTION 29,  
TOWNSHIP 151 NORTH, RANGE 104 WEST  
5TH P.M.  
MCKENZIE COUNTY, NORTH DAKOTA  
CONSTANCE E. KARST

DRAWN BY:	CHECKED BY:	SHEET No:
J. JONES	B. SOCIA	1 OF 2

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



ND-MC-061.000  
 CONSTANCE E. KARST  
 BOOK/PAGE: 114/557  
 CLERK'S FILE # 180516  
 PUBLIC RECORDS OF MCKENZIE COUNTY,  
 NORTH DAKOTA

NE 1/4 OF SEC. 29,  
 T151N, R104W, 5TH P.M.

S1/4 COR. SEC. 29,  
 T151N, R104W, 5TH P.M.  
 (NOTHING FOUND OR SET)

SE COR. SEC. 29,  
 T151N, R104W, 5TH P.M.  
 FOUND 5/8" IRON ROD

CALCULATED EASEMENT ACREAGE: 2.13 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 3.29 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.07 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 2319.85 FEET  
 CALCULATED CENTERLINE RODDAGE: 140.60 RODS

**NOTES:**

1. ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983, NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES, MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM, TO GET TO GROUND DISTANCES, MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001600208.
2. RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
3. THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY, AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
4. THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA, PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- RIGHT-OF-WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- FOUND ALIQUOT CORNER AS DESCRIBED
- CALCULATED ALIQUOT CORNER



PRELIMINARY:  
 THIS DOCUMENT SHALL  
 NOT BE RECORDED FOR  
 ANY PURPOSES.



SURVEYING AND MAPPING LLC (SAM)  
 555 Zang St., Suite 210  
 Lakewood CO, 80228  
 PH: (303) 988-8882  
 Fax: (303) 988-2195  
 EMAIL: SAM@SAM.BIZ

40' WIDE PERMANENT EASEMENT  
 ACROSS THE NE 1/4 OF SECTION 29,  
 TOWNSHIP 151 NORTH, RANGE 104 WEST,  
 5TH P.M.  
 MCKENZIE COUNTY NORTH DAKOTA  
 CONSTANCE E. KARST

CITY/COUNTY: MCKENZIE		STATE: NORTH DAKOTA	
EXHIBIT DATE: 06/16/2015	SCALE: 1"=500'	PROJECT: 1014035146	DRAWING NO: ND-MC-061.000.DWG

DRAWN BY: J. JONES	CHECKED BY: E. SOCIA	SHEET No: 2 OF 2
--------------------	----------------------	------------------

*John Jones*

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Hardy Investments, L.P., a Montana limited partnership ("Grantor"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantor shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires June 26, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement

IN WITNESS WHEREOF, Grantor has executed this Memorandum of Option Agreement for Easement this 26 day of June, 2015.

**The remainder of this page is intentionally blank.**





## EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

**TRACT #ND-MC-060.000**

### EASEMENT DESCRIPTION

A centerline description for a 50 foot wide permanent easement, being 25 feet, as measured perpendicular, left and right of said centerline and being a part of the Southeast Quarter of Section 20, Township 151 North, Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of that parcel of land owned by Hardy Investments, L.P., a Montana Limited Partnership, (Grantor[s] Land), as recorded in Clerk's File # 475255, Public Records of McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the Southeast corner of said Section 20, a found 1/2" Iron Rod;

THENCE North 87°19'35" West along the South line of said Southeast Quarter, a distance of 419.88 feet to the POINT OF BEGINNING;

THENCE along said centerline the following four (4) courses:

1. North 02°40'25" East, a distance of 73.01 feet;
2. North 32°40'20" East, a distance of 726.01 feet;
3. North 02°43'39" East, a distance of 1824.92 feet;
4. South 87°48'18" East, a distance of 49.93 to a point on the east line of said Southeast Quarter, and the POINT OF TERMINUS, from which the Northeast corner of said Section 20, a found 5/8" Iron Rod, bears North 02°33'17" East, a distance of 2773.94 feet;

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 3.07 acres, more or less.

### TEMPORARY WORK SPACE

A 50 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 50 feet westerly and northwesterly of and adjoining said permanent easement. The side lines of said temporary work space are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said temporary work space containing 3.11 acres, more or less.

### ADDITIONAL TEMPORARY WORK SPACE

Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.17 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum. To get to ground distances, multiply said grid values shown hereon by 1.0001600208.

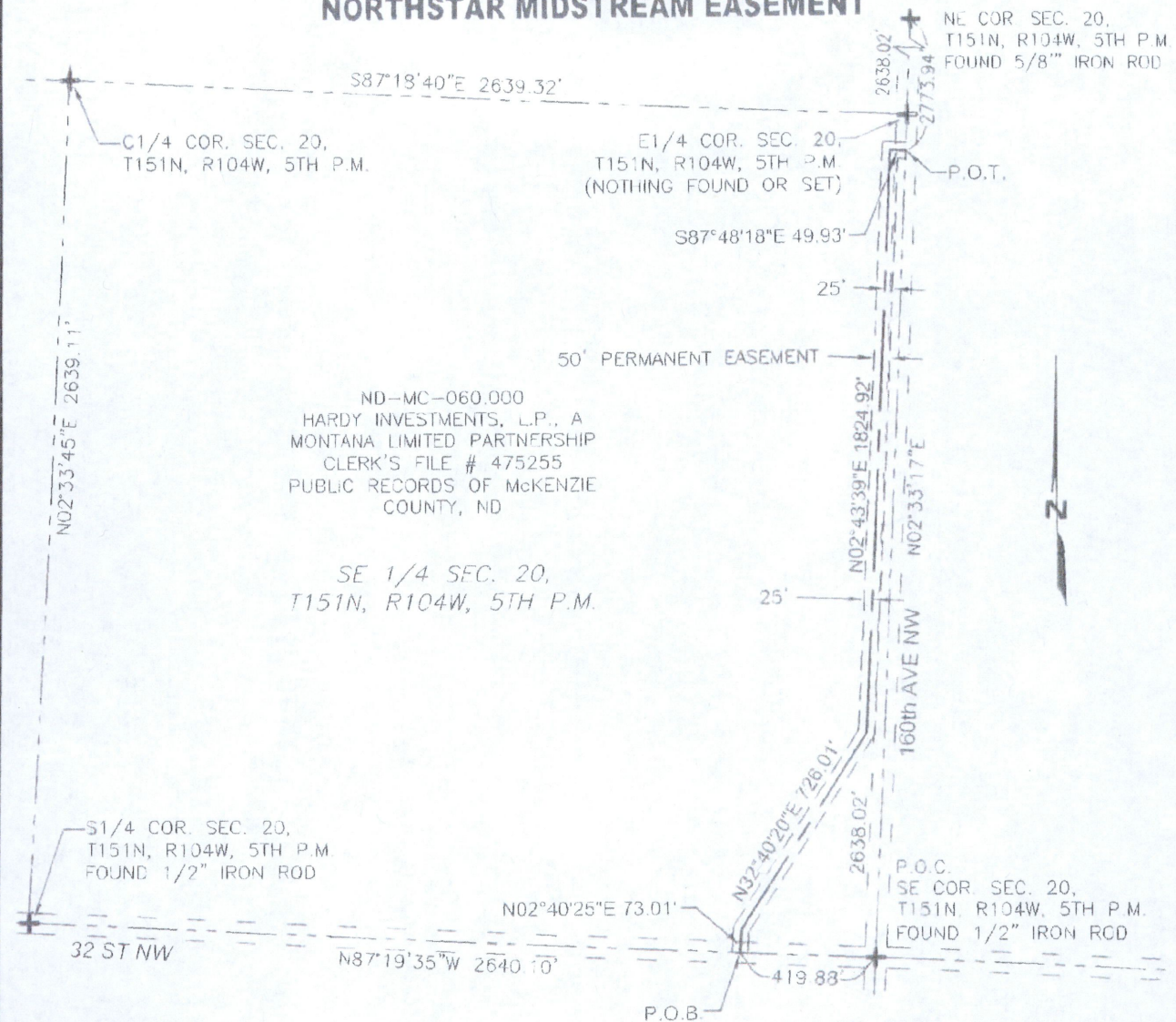
Prepared By:

\_\_\_\_\_  
Brian S. Socia Date  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

PRELIMINARY  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES

				50' WIDE PERMANENT EASEMENT ACROSS THE SE 1/4 OF SECTION 20 TOWNSHIP 151 NORTH, RANGE 104 WEST 5TH PM MCKENZIE COUNTY NORTH DAKOTA HARDY INVESTMENTS L.P.	
CITY: COUNTY: MCKENZIE STATE: NORTH DAKOTA		SURVEYING AND MAPPING LLC (SAM) 55a Zeng S., Suite 210 Lakewood CO 80128 Ph: 303.989-8892 Fax: 303.989-2165 EMAIL: SAM@SAM.BLC		DRAWN BY: J. JONES CHECKED BY: J. EDGAR SHEET No: 1 OF 2	
EXHIBIT DATE: 08/15/2015	PROJECT: *0113035146	DRAWING NO: ND-MC-060.000.DWG			

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



**NOTES:**

1. ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES. MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM. TO GET TO GROUND DISTANCES, MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001600208.
2. RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
3. THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY, AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
4. THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

CALCULATED EASEMENT ACREAGE: 3.07 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 3.11 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.17 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 2673.87 FEET  
 CALCULATED CENTERLINE RODDAGE: 152.05 RODS

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- + FOUND ALIQUOT CORNER AS DESCRIBED
- ⊕ CALCULATED ALIQUOT CORNER



PRELIMINARY  
 THIS DOCUMENT SHALL NOT BE  
 RECORDED FOR ANY PURPOSES



50' WIDE PERMANENT EASEMENT  
 ACROSS THE SE 1/4 OF SECTION 20  
 TOWNSHIP 151 NORTH, RANGE 104 WEST  
 5TH P.M.  
 MCKENZIE COUNTY, NORTH DAKOTA  
 HARDY INVESTMENTS L.P.

COUNTY	McKENZIE	STATE	NORTH DAKOTA
DATE	26-09-2015	SCALE	1"=500'
PROJECT	ND-MC-060.000	DRAWN BY	DWG

SURVEYING AND MAPPING, LLC (SAM)  
 395 2nd St. Suite 210  
 Bismarck, ND 58102  
 P: 701.223.8888  
 F: 701.223.8888  
 E: MAIL@SAMMID.COM

DRAWN BY	CHECKED BY	SHEET NO.
J. JONES	J. JONES	2 OF 2

JBJ

Tract # ND-MC-056.S10

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Douglas Danielson and Beverly Danielson, husband and wife; Darin Danielson and Mary Ann Danielson, husband and wife; Duane Danielson and Janine Danielson, husband and wife; Dale Danielson and Diane Danielson, husband and wife, as tenants in common ("Grantors"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires August 21, 20 17, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

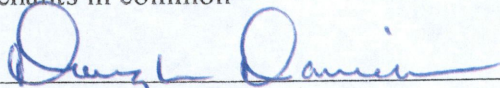
IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 21 day of August, 20 15.

**The remainder of this page is intentionally blank.**

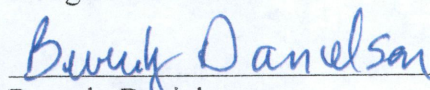
COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

Douglas Danielson and Beverly Danielson,  
husband and wife; Darin Danielson and  
Mary Ann Danielson, husband and wife;  
Duane Danielson and Janine Danielson,  
husband and wife; Dale Danielson and  
Diane Danielson, husband and wife, as  
tenants in common



\_\_\_\_\_  
Douglas Danielson



\_\_\_\_\_  
Beverly Danielson

\_\_\_\_\_  
Darin Danielson

\_\_\_\_\_  
Mary Ann Danielson

\_\_\_\_\_  
Duane Danielson

\_\_\_\_\_  
Janine Danielson

\_\_\_\_\_  
Dale Danielson

\_\_\_\_\_  
Diane Danielson

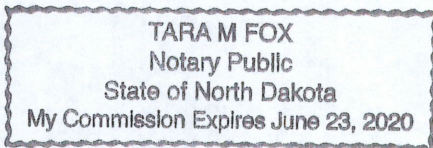
NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF North Dakota )  
 ) ss.  
COUNTY OF McKenzie )

The foregoing instrument was acknowledged before me this 21 day of August, 2015, by Douglas Danielson married to Beverly Danielson.

Tara M Fox

Notary Public

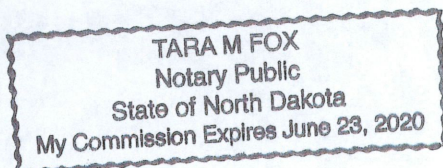


NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF North Dakota )  
 ) ss.  
COUNTY OF McKenzie )

The foregoing instrument was acknowledged before me this 21 day of August, 2015, by Beverly Danielson married to Douglas Danielson.

Tara M Fox  
Notary Public





# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

TRACT #ND-MC-056.510

## EASEMENT DESCRIPTION

A centerline description for a 50 foot wide permanent easement being 25 feet, as measured perpendicular left and right of said centerline and being a part of the Southeast Quarter of Section 21, Township 151 North, Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota and also being a part of that parcel of land owned by Douglas Danielson (25%), Darin Danielson (25%), Duane Danielson (25%), Dale Danielson (12.5%) and Diane Danielson (12.5%), (Grantor[s] Land), as recorded in Microfilm Document # 333843, Public Records of McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the North Quarter corner of said Section 21, a found 5.8" Iron Rod with a 2" aluminum cap, illegible,

THENCE South 02°34'16" West along the north-south center line of said Section 21, a distance of 2730.82 feet to the POINT OF BEGINNING,

THENCE along said centerline the following three (3) courses:

1. South 87°48'18" East, a distance of 105.60 feet,
2. North 87°27'43" East, a distance of 333.84 feet,
3. South 87°55'32" East, a distance of 2201.00 feet to a point on the east line of said Southeast Quarter, and the POINT OF TERMINUS, from which the East Quarter corner of said Section 21, a found 1" Railroad Spike bears North 02°36'19" East, a distance of 40.78 feet.

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 3.03 acres, more or less.

## TEMPORARY WORK SPACE

A 50 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies south of and adjoining said permanent easement. The side lines of said temporary work space are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said temporary work space containing 2.81 acres, more or less.

## ADDITIONAL TEMPORARY WORK SPACE


Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.35 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1982, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum. To get in ground distances multiply said grid values shown hereon by 1.0001600208.

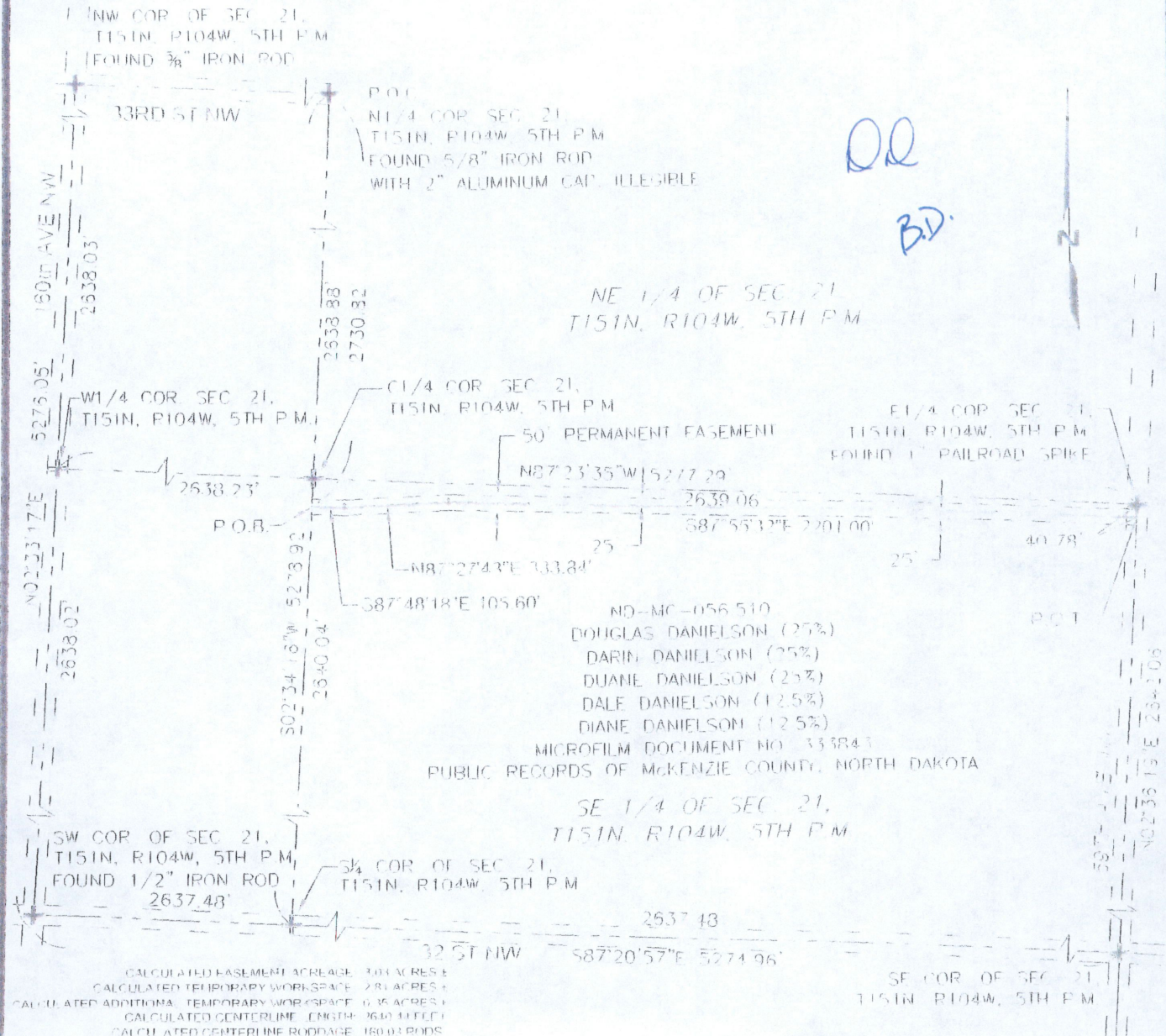
Prepared By

Brian S. Socia Date  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

REGISTERED PROFESSIONAL  
LAND SURVEYOR  
STATE OF NORTH DAKOTA  
No. 12576, Exp. 12/31/14

 <small>N&amp;S EXPRESS, LLC</small>		 <small>REGISTERED PROFESSIONAL LAND SURVEYORS</small>		50' WIDE PERMANENT EASEMENT ACROSS THE SE 1/4 OF SECTION 21 TOWNSHIP 151 NORTH RANGE 104 WEST 5TH PM MCKENZIE COUNTY, NORTH DAKOTA DOUGLAS DANIELSON DARIN DANIELSON DUANE DANIELSON DALE DANIELSON DIANE DANIELSON		
CITY/COUNTY	McKENZIE	STATE	NORTH DAKOTA	OWNER	FILE REF #	SHEET #
RECEIVED DATE	08/16/2015	PROJECT #	1011035145	DRAWING #	ND-MC-056.510-DWG	
				PHONE	701.885.2119	
				FAX	701.885.2119	
				EMAIL	SAM@SAMTEL.COM	

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



ND-MC-056510  
 DOUGLAS DANIELSON (25%)  
 DARIN DANIELSON (25%)  
 DUANE DANIELSON (25%)  
 DALE DANIELSON (12.5%)  
 DIANE DANIELSON (12.5%)  
 MICROFILM DOCUMENT NO. 335843  
 PUBLIC RECORDS OF MCKENZIE COUNTY, NORTH DAKOTA

CALCULATED EASEMENT ACREAGE: 3.04 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 2.81 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.35 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 3640.11 FEET ±  
 CALCULATED CENTERLINE RODS: 160.03 RODS

**NOTES**

- ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM. TO GET TO GROUND DISTANCES, MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001600208.
- RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
- THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
- THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDE LINE
- RIGHT OF WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- ⊕ FOUND ALIQUOT CORNER AS DESCRIBED
- ⊕ CALCULATED ALIQUOT CORNER

				50' WIDE PERMANENT EASEMENT ACROSS THE SE 1/4 OF SECTION 21 TOWNSHIP 115 NORTH RANGE 104 WEST 5TH P.M. MCKENZIE COUNTY, NORTH DAKOTA DOUGLAS DANIELSON, DARIN DANIELSON, DUANE DANIELSON, DALE DANIELSON AND DIANE DANIELSON	
COUNTY: MCKENZIE      STATE: NORTH DAKOTA		SURVEYING AND ADDRESS: (505) 284-3111 1000 13th St SW FARGO, ND 58103-1000 FAX: (505) 284-1395 EMAIL: SAM@SAMRIBIZ.COM		SHEET NO. 2 OF 2	
EXHIBIT DATE: 06/16/2015	SCALE: 1"=500'	PROJECT: 1014035146	DRAWING NO: ND-MC-056510 DWG	DRAFTER: R. JOYIA	CHECKER:

Tract # ND-MC-056.S10

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Douglas Danielson and Beverly Danielson, husband and wife; Darin Danielson and Mary Ann Danielson, husband and wife; Duane Danielson and Janine Danielson, husband and wife; Dale Danielson and Diane Danielson, husband and wife, as tenants in common (“Grantors”), has given to NST Express, LLC and its successors and assigns (collectively, “Grantee”), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the “Property”) located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the “Option Agreement”).

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires August 20, 20 17, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder’s Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 20 day of August, 20 15.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

Douglas Danielson and Beverly Danielson,  
husband and wife; Darin Danielson and  
Mary Ann Danielson, husband and wife;  
Duane Danielson and Janine Danielson,  
husband and wife; Dale Danielson and  
Diane Danielson, husband and wife, as  
tenants in common

\_\_\_\_\_  
Douglas Danielson

\_\_\_\_\_  
Beverly Danielson

\_\_\_\_\_  
Darin Danielson

\_\_\_\_\_  
Mary Ann Danielson

*Duane Daniel*  
\_\_\_\_\_  
Duane Danielson

*Janine Daniel*  
\_\_\_\_\_  
Janine Danielson

\_\_\_\_\_  
Dale Danielson

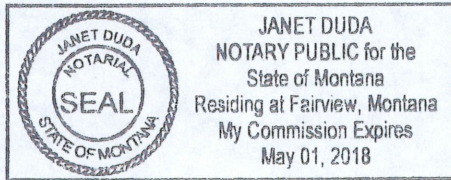
\_\_\_\_\_  
Diane Danielson

NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF Montana )  
 ) ss.  
COUNTY OF Richland )

The foregoing instrument was acknowledged before me this 20<sup>th</sup> day of August, 2015, by Duane Danielson married to Janine Danielson.

Janet Duda  
Notary Public

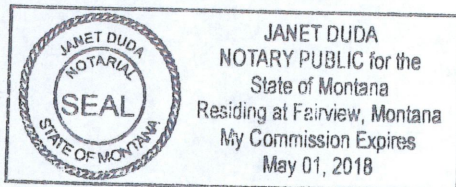


NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF Montana )  
 ) ss.  
COUNTY OF Richland )

The foregoing instrument was acknowledged before me this 20<sup>th</sup> day of August, 2015, Janine Danielson married to Duane Danielson.

Janet Duda  
Notary Public





# EXHIBIT A

## NORTHSTAR MIDSTREAM EASEMENT

TRACT #ND-MC-056.510

### EASEMENT DESCRIPTION

A centerline description for a 50 foot wide permanent easement, being 25 feet, as measured perpendicular left and right of said centerline and being a part of the Southeast Quarter of Section 21, Township 151 North, Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of that parcel of land owned by Douglas Danielson (25%), Darin Danielson (25%), Duane Danielson (25%), Dale Danielson (12.5%) and Diane Danielson (12.5%), (Grantor[s] Land), as recorded in Microfilm Document # 333843, Public Records of McKenzie County, North Dakota, said centerline being further described as follows.

Commencing at the North Quarter corner of said Section 21, a found 5/8" Iron Rod with a 2" aluminum cap, illegible;

THENCE South 02°34'16" West along the north-south center line of said Section 21, a distance of 2730.82 feet to the POINT OF BEGINNING.

THENCE along said centerline the following three (3) courses

1. South 87°48'18" East, a distance of 105.60 feet,
2. North 87°27'43" East, a distance of 333.84 feet,
3. South 87°55'32" East, a distance of 2201.00 feet to a point on the east line of said Southeast Quarter, and the POINT OF TERMINUS, from which the East Quarter corner of said Section 21, a found 1" Railroad Spike, bears North 02°36'19" East, a distance of 40.78 feet;

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 3.03 acres, more or less.

### TEMPORARY WORK SPACE

A 50 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies south of and adjoining said permanent easement. The side lines of said temporary work space are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said temporary work space containing 2.81 acres, more or less.

### ADDITIONAL TEMPORARY WORK SPACE

Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.35 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum. To get to ground distances, multiply said grid values shown hereon by 1.0001600208.

Prepared By

Brian S. Socia Date  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

PRELIMINARY  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES



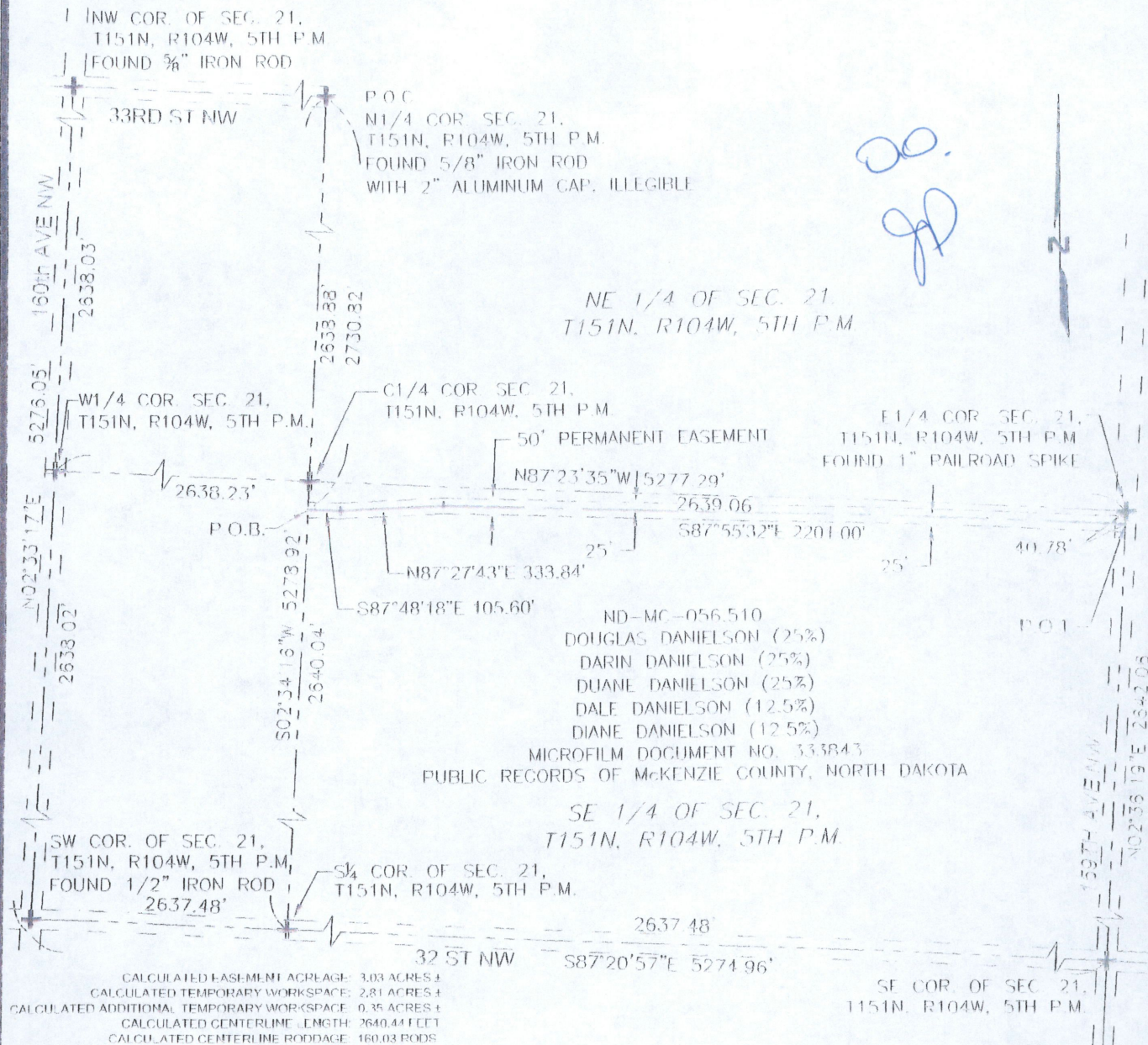
SURVEYING AND MAPPING LLC (SAM)  
555 2nd St. Suite 210  
Lakeview CO 80228  
Ph: (303) 988-5852  
Fax: (303) 988-2195  
EMAIL: SAM@SAMRE2

50' WIDE PERMANENT EASEMENT  
ACROSS THE SE 1/4 OF SECTION 21  
TOWNSHIP 151 NORTH RANGE 104 WEST  
5TH P.M.  
MCKENZIE COUNTY, NORTH DAKOTA  
DOUGLAS DANIELSON, DARIN DANIELSON, DUANE  
DANIELSON, DALE DANIELSON AND  
DIANE DANIELSON

CITY / COUNTY McKENZIE STATE NORTH DAKOTA  
EXHIBIT DATE 06/16/2015 PROJECT 1014035146 DRAWING No ND-MC-056.510 DWG

DRAWN BY T. JONES CHECKED BY B. SOCIA SHEET No. 1 OF 2

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



00  
JD

ND-MC-056.510  
DOUGLAS DANIELSON (25%)  
DARIN DANIELSON (25%)  
DUANE DANIELSON (25%)  
DALE DANIELSON (12.5%)  
DIANE DANIELSON (12.5%)  
MICROFILM DOCUMENT NO. 333843  
PUBLIC RECORDS OF MCKENZIE COUNTY, NORTH DAKOTA

CALCULATED EASEMENT ACREAGE: 3.03 ACRES ±  
CALCULATED TEMPORARY WORKSPACE: 2.81 ACRES ±  
CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.35 ACRES ±  
CALCULATED CENTERLINE LENGTH: 2640.44 FEET  
CALCULATED CENTERLINE RODDAGE: 160.03 RODS

**NOTES:**

1. ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES MEASURED IN INTERNATIONAL FEET, AND ARE BASED ON SAID HORIZONTAL DATUM, TO GET TO GROUND DISTANCES. MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001600208.
2. RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
3. THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
4. THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- - - PERMANENT EASEMENT SIDELINE
- - - RIGHT-OF-WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- ⊕ FOUND ALIQUOT CORNER AS DESCRIBED
- ⊕ CALCULATED ALIQUOT CORNER



PROVISIONAL  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.



SURVEYING AND MAPPING LLC (SAM)  
555 2nd St. Suite 210  
Lakewood CO 80228  
Ph: (303) 988-5152  
Fax: (303) 988-2195  
EMAIL: SAM@SAMRI2

50' WIDE PERMANENT EASEMENT  
ACROSS THE SE 1/4 OF SECTION 21  
TOWNSHIP 5 NORTH RANGE 104 WEST  
5TH P.M.  
MCKENZIE COUNTY, NORTH DAKOTA  
DOUGLAS DANIELSON, DARIN DANIELSON, DUANE  
DANIELSON, DALE DANIELSON AND  
DIANE DANIELSON

CITY/COUNTY		STATE	
MCKENZIE		NORTH DAKOTA	
EXHIBIT DATE	SCALE	PROJECT	DRAWING No.
06/16/2015	1"=500'	1014035146	ND-MC-056.510.DWG

DRAWN BY	CHECKED BY	SHEET No.
I. JONES	B. SOCIA	2 OF 2

Tract # ND-MC-056.510

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Douglas Danielson and Beverly Danielson, husband and wife; Darin Danielson and Mary Ann Danielson, husband and wife; Duane Danielson and Janine Danielson, husband and wife; Dale Danielson and Diane Danielson, husband and wife, as tenants in common ("Grantors"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires August 21, 20 17, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 21 day of August, 20 15.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

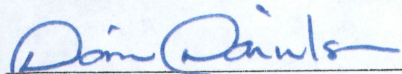
Douglas Danielson and Beverly Danielson,  
husband and wife; Darin Danielson and  
Mary Ann Danielson, husband and wife;  
Duane Danielson and Janine Danielson,  
husband and wife; Dale Danielson and  
Diane Danielson, husband and wife, as  
tenants in common

\_\_\_\_\_  
Douglas Danielson

\_\_\_\_\_  
Duane Danielson

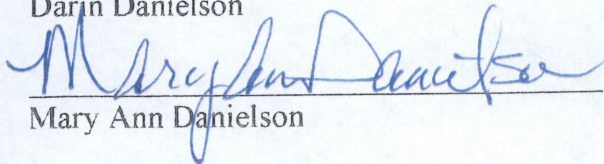
\_\_\_\_\_  
Beverly Danielson

\_\_\_\_\_  
Janine Danielson



\_\_\_\_\_  
Darin Danielson

\_\_\_\_\_  
Dale Danielson



\_\_\_\_\_  
Mary Ann Danielson

\_\_\_\_\_  
Diane Danielson

NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF North Dakota )  
 ) ss.  
COUNTY OF McKenzie )

The foregoing instrument was acknowledged before me this 21 day of August, 2015, by Darin Danielson married to Mary Ann Danielson.

Tara M. Fox  
Notary Public

TARA M FOX  
Notary Public  
State of North Dakota  
My Commission Expires June 23, 2020

NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF North Dakota )  
 ) ss.  
COUNTY OF McKenzie )

The foregoing instrument was acknowledged before me this 21 day of August, 2015, Mary Ann Danielson married to Darin Danielson.

Tara M. Fox  
Notary Public

TARA M FOX  
Notary Public  
State of North Dakota  
My Commission Expires June 23, 2020



## EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

TRACT #ND-MC-056.510

### EASEMENT DESCRIPTION

A centerline description for a 50 foot wide permanent easement, being 25 feet as measured perpendicular left and right of said centerline and being a part of the Southeast Quarter of Section 21, Township 151 North, Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of that parcel of land owned by Douglas Danielson (25%), Darin Danielson (25%), Duane Danielson (25%), Dale Danielson (12.5%) and Diane Danielson (12.5%), (Grantor[s] Land), as recorded in Microfilm Document # 333843, Public Records of McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the North Quarter corner of said Section 21, a found 5/8" Iron Rod with a 2" aluminum cap, illegible:

THENCE South  $02^{\circ}34'16''$  West along the north-south center line of said Section 21, a distance of 2730.82 feet to the POINT OF BEGINNING,

THENCE along said centerline the following three (3) courses:

1. South  $87^{\circ}48'18''$  East, a distance of 105.60 feet;
2. North  $87^{\circ}27'43''$  East, a distance of 333.84 feet;
3. South  $87^{\circ}55'32''$  East, a distance of 2201.00 feet to a point on the east line of said Southeast Quarter, and the POINT OF TERMINUS, from which the East Quarter corner of said Section 21, a found 1" Railroad Spike, bears North  $02^{\circ}36'19''$  East, a distance of 40.78 feet;

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 3.03 acres, more or less.

### TEMPORARY WORK SPACE

A 50 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies south of and adjoining said permanent easement. The side lines of said temporary work space are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said temporary work space containing 2.81 acres, more or less.

### ADDITIONAL TEMPORARY WORK SPACE

Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.35 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum. To get to ground distances, multiply said grid values shown hereon by 1.0001600208.

Prepared By:

Brian S. Socia \_\_\_\_\_ Date  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

PRELIMINARY:  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.



50' WIDE PERMANENT EASEMENT  
ACROSS THE SE 1/4 OF SECTION 21  
TOWNSHIP 151 NORTH RANGE 104 WEST  
5TH P.M.

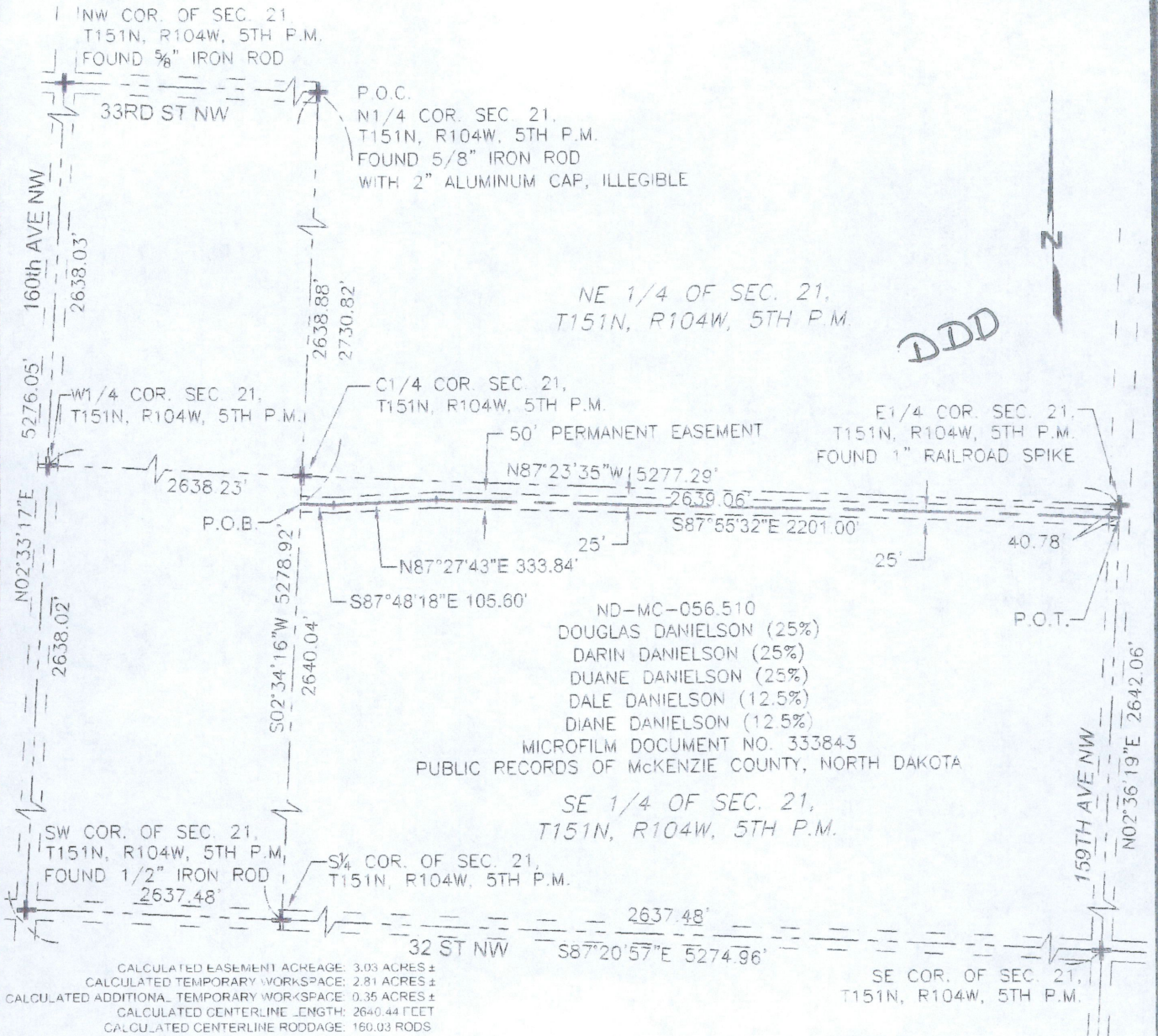
McKENZIE COUNTY, NORTH DAKOTA  
DOUGLAS DANIELSON, DARIN DANIELSON, DUANE  
DANIELSON, DALE DANIELSON AND  
DIANE DANIELSON

CITY: COUNTY: McKENZIE STATE: NORTH DAKOTA  
EXHIBIT DATE: 06/15/2015 PROJECT: 1014035146 DRAWING No.: ND-MC-056.510.DWG

SURVEYING AND MAPPING LLC (SAM)  
555 24th S., Suite 210  
Lakewood CO 80228  
Ph: 303.988-5952  
Fax: (303) 988-2195  
EMAIL: SAM@SAM.BIZ

DRAWN BY: J. JONES CHECKED BY: B. SOCIA SHEET No: 1 OF 2

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



CALCULATED EASEMENT ACREAGE: 3.03 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 2.81 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.35 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 2640.44 FEET  
 CALCULATED CENTERLINE RODDAGE: 160.03 RODS

**NOTES:**

- ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM, TO GET TO GROUND DISTANCES, MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001600208.
- RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
- THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
- THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- RIGHT-OF-WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- FOUND ALIQUOT CORNER AS DESCRIBED
- CALCULATED ALIQUOT CORNER



PRELIMINARY  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES



SURVEYING AND MAPPING LLC (SAM)  
 555 Zerk St., Suite 210  
 Lakewood CO 80228  
 Ph: (303) 988-9952  
 Fax: (303) 988-2195  
 E-MAIL: SAM@SAM.BIZ

50' WIDE PERMANENT EASEMENT  
 ACROSS THE SE 1/4 OF SECTION 21  
 TOWNSHIP 15' NORTH, RANGE 104 WEST  
 5TH P.M.  
 MCKENZIE COUNTY, NORTH DAKOTA  
 DOUGLAS DANIELSON, DARIN DANIELSON, DUANE  
 DANIELSON, DALE DANIELSON AND  
 DIANE DANIELSON

CITY/COUNTY: MCKENZIE		STATE: NORTH DAKOTA
EXHIBIT DATE: 06/16/2015	SCALE: 1"=500'	PROJECT: 1014035146
		DRAWING NO: ND-MC-056.510.DWG

DRAWN BY: J. JONES	CHECKED BY: B. SOCIA	SHEET No: 2 OF 2
--------------------	----------------------	------------------

Tract # ND-MC-056.S10

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Douglas Danielson and Beverly Danielson, husband and wife; Darin Danielson and Mary Ann Danielson, husband and wife; Duane Danielson and Janine Danielson, husband and wife; Dale Danielson and Diane Danielson, husband and wife, as tenants in common ("Grantors"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires August 21<sup>st</sup>, 20 19, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 21<sup>st</sup> day of August, 20 15.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

Douglas Danielson and Beverly Danielson,  
husband and wife; Darin Danielson and  
Mary Ann Danielson, husband and wife;  
Duane Danielson and Janine Danielson,  
husband and wife; Dale Danielson and  
Diane Danielson, husband and wife, as  
tenants in common

\_\_\_\_\_  
Douglas Danielson

\_\_\_\_\_  
Beverly Danielson

\_\_\_\_\_  
Darin Danielson

\_\_\_\_\_  
Mary Ann Danielson

\_\_\_\_\_  
Duane Danielson

\_\_\_\_\_  
Janine Danielson

*Dale Danielson*  
\_\_\_\_\_  
Dale Danielson

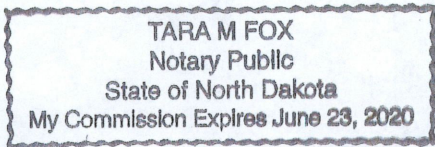
*Diane Danielson*  
\_\_\_\_\_  
Diane Danielson

NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF North Dakota )  
 ) ss.  
COUNTY OF Mckenzie )

The foregoing instrument was acknowledged before me this 21 day of August, 20 15, by Dale Danielson married to Diane Danielson.

Tara M. Fox  
Notary Public

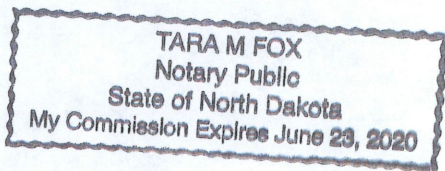


NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF north Dakota )  
 ) ss.  
COUNTY OF Mckenzie )

The foregoing instrument was acknowledged before me this 21<sup>st</sup> day of August, 20 15, Diane Danielson married to Dale Danielson.

Tara M. Fox  
Notary Public



# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

**TRACT #ND-MC-056 510**

## EASEMENT DESCRIPTION

A centerline description for a 50 foot wide permanent easement being 25 feet as measured perpendicular left and right of said centerline and being a part of the Southeast Quarter of Section 21 Township 151 North Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of that parcel of land owned by Douglas Danielson (25%), Darin Danielson (25%), Duane Danielson (25%), Dale Danielson (12.5%) and Diane Danielson (12.5%) (Grantor[s] Land), as recorded in Microfilm Document # 333843 Public Records of McKenzie County, North Dakota, said centerline being further described as follows

Commencing at the North Quarter corner of said Section 21, a found 5/8" Iron Rod with a 2" aluminum cap, illegible

THENCE South 02°34'16" West along the north-south center line of said Section 21 a distance of 2730.52 feet to the POINT OF BEGINNING,

THENCE along said centerline the following three (3) courses

1. South 87°48'18" East, a distance of 105.60 feet;
2. North 87°27'43" East, a distance of 333.84 feet;
3. South 87°55'32" East, a distance of 2201.00 feet to a point on the east line of said Southeast Quarter, and the POINT OF TERMINUS, from which the East Quarter corner of said Section 21, a found 1" Railroad Spike bears North 02°36'19" East, a distance of 40.78 feet.

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 3.03 acres, more or less.

### TEMPORARY WORK SPACE

A 50 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies south of and adjoining said permanent easement. The side lines of said temporary work space are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said temporary work space containing 2.81 acres, more or less.

### ADDITIONAL TEMPORARY WORK SPACE

Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.35 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in international feet, and are based on said Horizontal Datum. To get to ground distances, multiply said grid values shown herein by 1.0001600208.

Prepared By:

\_\_\_\_\_  
 Brian S. Socia Date  
 Professional Land Surveyor  
 L.S. 8445, State Of North Dakota

PRELIMINARY  
 THIS DOCUMENT SHALL NOT BE  
 RECORDED FOR PUBLIC PURPOSES



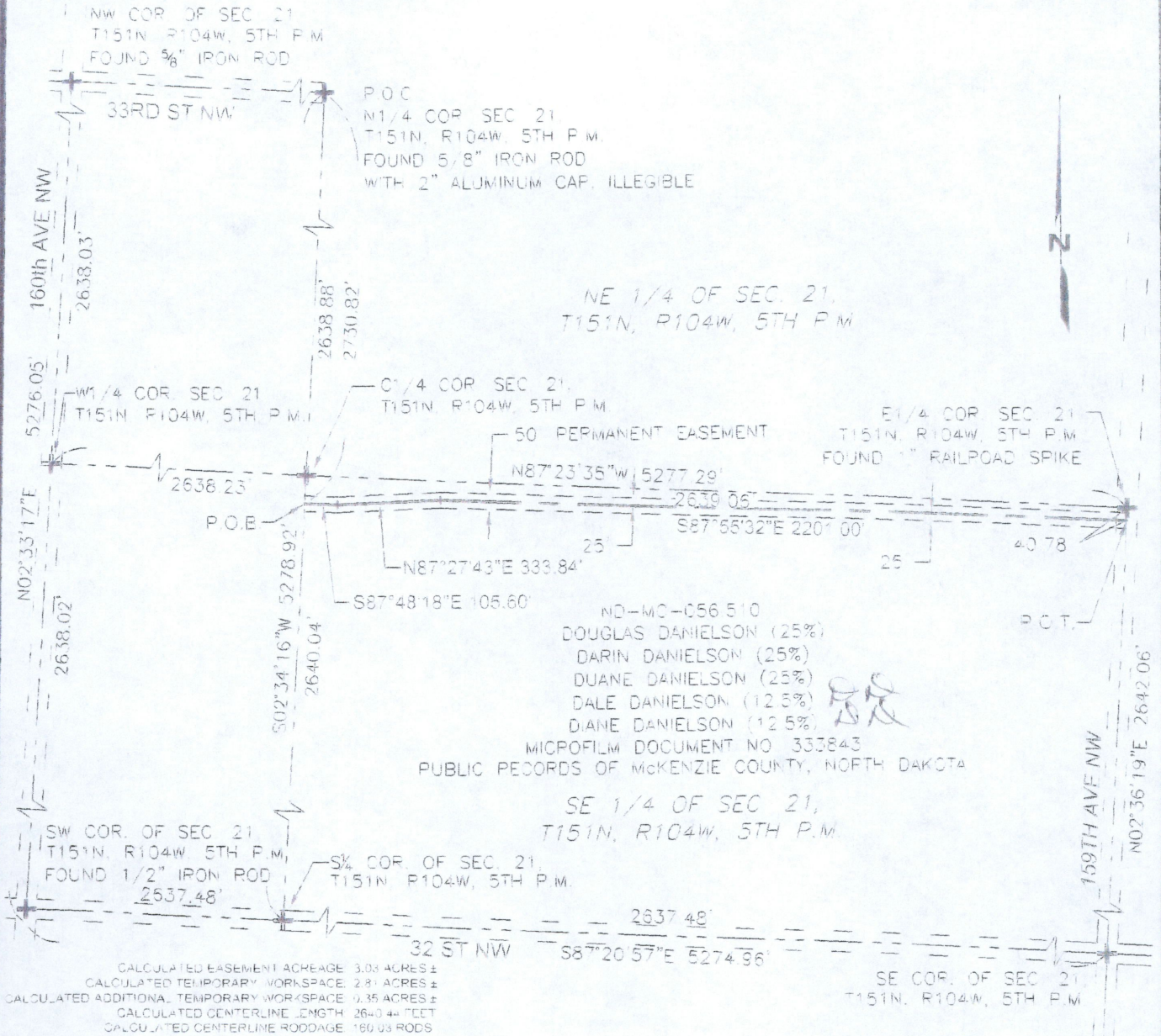
50' WIDE PERMANENT EASEMENT  
 ACROSS THE SE 1/4 OF SECTION 21  
 TOWNSHIP 151 NORTH RANGE 104 WEST  
 5TH P.M.  
 MCKENZIE COUNTY, NORTH DAKOTA  
 DOUGLAS DANIELSON, DARIN DANIELSON, DUANE  
 DANIELSON, DALE DANIELSON AND  
 DIANE DANIELSON

CITY/COUNTY: MCKENZIE STATE: NORTH DAKOTA  
 SHEET DATE: 08/13/2015  
 DRAWN BY: 014025148  
 DPA NUMBER: ND-MC-056 510 DWG

SURVEYING AND MAPPING LLC (S/M)  
 358 East B., Suite 210  
 Lakewood CO 80228  
 PH: 303-988-5852  
 Fax: 303-988-2105  
 EMAIL: SAM@SAM.SIC

DRAWN BY: J. JONES  
 CHECKED BY: B. SOCIA  
 SHEET NO: 1 OF 2

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



**NOTES:**

- ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM. TO GET TO GROUND DISTANCES MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001600208.
- RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF LLC.
- THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
- THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

**LEGEND**

- ALIQUOT LINE
- ==== PERMANENT EASEMENT CENTERLINE
- - - - PERMANENT EASEMENT SIDELINE
- - - - RIGHT-OF-WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- + FOUND ALIQUOT CORNER AS DESCRIBED
- + CALCULATED ALIQUOT CORNER



PRELIMINARY  
THIS DOCUMENT SHALL NOT BE  
RELIED UPON FOR ANY PURPOSES



SURVEYING AND MAPPING BY SAM  
355 2nd St. S., Suite 211  
Lakewood CO 80228  
Ph: 303-986-9152  
Fax: 303-986-2145  
E-MAIL: SAM@SAM.BIZ

50' WIDE PERMANENT EASEMENT  
ACROSS THE SE 1/4 OF SECTION 21  
TOWNSHIP 51 NORTH RANGE 104 WEST  
5TH P.M.  
MCKENZIE COUNTY, NORTH DAKOTA  
DOUGLAS DANIELSON, DARIN DANIELSON, DUANE  
DANIELSON, DALE DANIELSON AND  
DIANE DANIELSON

CITY/COUNTY	MCKENZIE	STATE	NORTH DAKOTA
EXHIBIT DATE	SCALE	PROJECT	DRAWING NO.
06/16/2015	1"=500'	1014035146	ND-MC-056 510 DWG

DRAWN BY	CHECKED BY	SHEET NO.
JONES	B. SOCHA	2 OF 2

Tract# ND-MC-056.500

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Sharon A. Cayko an unmarried person, Contract Seller, Daniel and Monica Cayko, husband and wife, Contract Buyers ("Grantors"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires June 30, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 30 day of June, 2015.

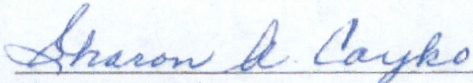
**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

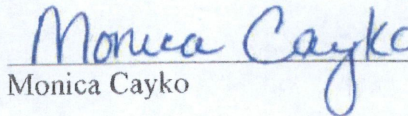
**GRANTORS:**

Sharon A. Cayko, an unmarried person,  
Contract Seller

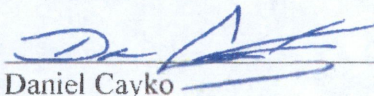
Daniel Cayko and Monica Cayko, husband and  
wife, Contract Buyers

  
\_\_\_\_\_

Sharon A. Cayko

  
\_\_\_\_\_

Monica Cayko

  
\_\_\_\_\_

Daniel Cayko

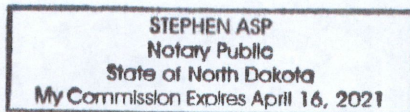
**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF North Dakota )

) ss.

COUNTY OF McKenzie )

The foregoing instrument was acknowledged before me this 30 day of  
June, 2015, by Sharon A. Cayko, an unmarried person, Contract  
Seller.



  
\_\_\_\_\_  
Notary Public

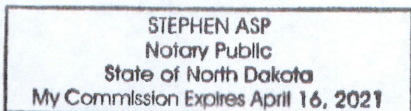
**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF North Dakota )

) ss.

COUNTY OF McKenzie )

The foregoing instrument was acknowledged before me this 30 day of  
June, 2015, by Daniel Cayko married to Monica Cayko, Contract  
Buyer.



  
\_\_\_\_\_  
Page 2

Notary Public

NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF North Dakota )  
 ) ss.  
COUNTY OF M'Kenzie )

The foregoing instrument was acknowledged before me this 30 day of  
June, 20 15, by Monica Cayko married to Daniel Cayko, Contract  
Buyer.

STEPHEN ASP  
Notary Public  
State of North Dakota  
My Commission Expires April 16, 2021

[Signature]  
Notary Public

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTEE:**

\_\_\_\_\_

**BY:** \_\_\_\_\_

**NAME:** \_\_\_\_\_

**ITS:** \_\_\_\_\_

**STATE OF** \_\_\_\_\_ )  
  ) ss.  
**COUNTY OF** \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of  
\_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_, the \_\_\_\_\_  
of \_\_\_\_\_, a \_\_\_\_\_, on behalf of the  
\_\_\_\_\_

\_\_\_\_\_  
Notary Public

Upon Recording Return to:

NST Express, LLC  
113 East Broadway  
Suite 1  
Williston, ND 58801

**EXHIBIT A**  
**NORTHSTAR MIDSTREAM EASEMENT**

**TRACT #ND-MC-056.500**

**EASEMENT DESCRIPTION**

A centerline description for a 50 foot wide permanent easement, being 25 feet, as measured perpendicular left and right of said centerline and being a part of the Southwest Quarter of Section 22, Township 151 North Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of that parcel of land owned by Sharon Cayko, (Grantor[s] Land), as recorded in Document # 458070, Public Records of McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the West Quarter corner of said Section 22, a found 1" railroad spike;

THENCE South 02°36'19" West along the west line of said Southwest Quarter, a distance of 40.78 feet to the POINT OF BEGINNING:

THENCE along said centerline the following two (2) courses:

1. South 87°55'32" East, a distance of 1498.05 feet;
2. North 47°43'40" East, a distance of 36.83 feet to a point on the North line of said Southwest Quarter, and the POINT OF TERMINUS, from which the Center Quarter corner of said Section 22, a found 2" aluminum cap stamped "PLS 2884, INTERSTATE ENG", bears South 87°21'37" East, a distance of 1116.33 feet;

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 1.76 acres, more or less.

**TEMPORARY WORK SPACE**

A 60 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 60 feet south of and adjoining said permanent easement. Said temporary work space containing 1.83 acres, more or less.

**ADDITIONAL TEMPORARY WORK SPACE**



Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.30 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum.

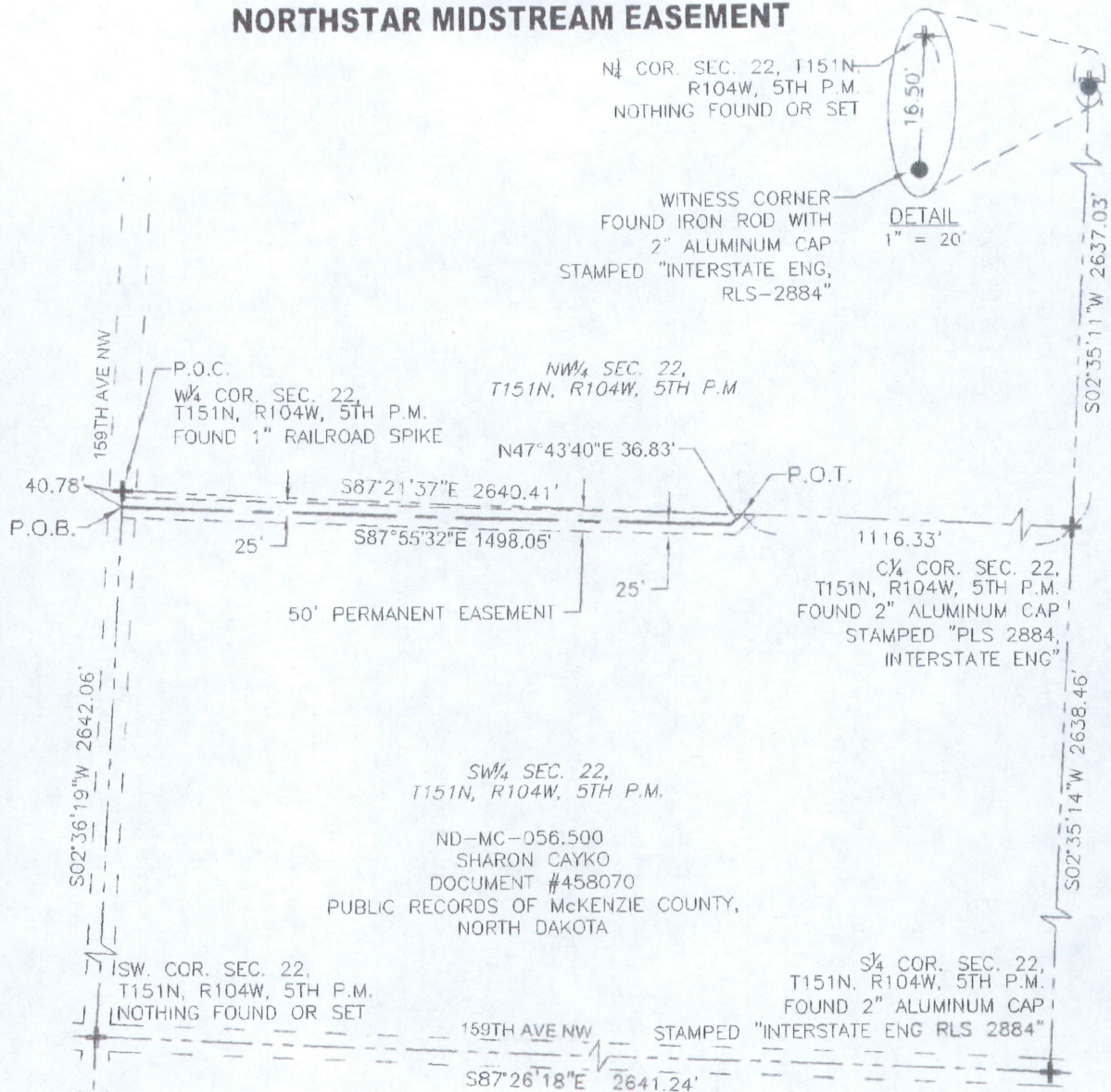
Prepared By:

Brian S. Socia Date  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

PRELIMINARY:  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.

 NST EXPRESS, LLC		 SURVEYING AND MAPPING LLC (S&M) 555 Zang S., Suite 210 Lakewood CO 80226 Ph: 303.988.5852 Fax: (303) 988-2195 EMAIL: SAM@SAM.BIZ		50' WIDE PERMANENT EASEMENT ACROSS THE SW 1/4 OF SECTION 22 TOWNSHIP 151 NORTH, RANGE 104 WEST, 5TH P.M. McKENZIE COUNTY, NORTH DAKOTA SHARON CAYKO					
CITY / COUNTY	McKENZIE	STATE	NORTH DAKOTA	DRAWN BY:	J. JONES	CHECKED BY:	B. SOCIA	SHEET No.	1 OF 2
EXPIRE DATE	05/17/2015	PROJECT	1014035146	DRAWING No.	ND-MC-056.500.DWG				

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



CALCULATED EASEMENT ACREAGE: 1.76 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 1.83 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.30 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 1534.87 FEET  
 CALCULATED CENTERLINE RODDAGE: 93.02 RODS

### LEGEND

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- ⊕ FOUND ALIQUOT CORNER AS DESCRIBED
- ⊕ CALCULATED ALIQUOT CORNER

### NOTES

1. ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES. MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM.
2. RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC
3. THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
4. THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.



NST EXPRESS, LLC

PRELIMINARY  
 THIS DOCUMENT SHALL  
 NOT BE RECORDED FOR  
 ANY PURPOSES



SURVEYING AND MAPPING LLC (SAM)  
 555 Zarg St. Suite 210  
 Cheyenne WY 80226  
 PH: 303-858-8932  
 Fax: 303-858-2195  
 E-MAIL: SAR@SAM.BIZ

50' WIDE PERMANENT EASEMENT  
 ACROSS THE SW 1/4 OF SECTION 22,  
 TOWNSHIP 151 NORTH,  
 RANGE 104 WEST 5TH P.M.  
 MCKENZIE COUNTY NORTH DAKOTA  
 SHARON CAYKO

CITY/COUNTY: MCKENZIE		STATE: NORTH DAKOTA	
EXHIBIT DATE: 06/17/2015	SCALE: 1"=400'	PROJECT: 1014035146	DRAWING NO: ND-MC-056.500.DWG

DRAWN BY: J. JONES	CHECKED BY: B. SOCIA	SHEET NO: 2 OF 2
--------------------	----------------------	------------------

D.C. MC  
 GAC

Tract # ND-MC-056.000

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Ivan Cayko a/k/a Ivan G. Cayko, a married man ("**Grantor**"), has given to NST Express, LLC and its successors and assigns (collectively, "**Grantee**"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "**Property**") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "**Option Agreement**").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantor shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires July 10, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantor has executed this Memorandum of Option Agreement for Easement this 16 day of July, 2015.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTOR:**

Ivan Cayko a/k/a Ivan G. Cayko, a married  
man

Ivan G. Cayko

Ivan Cayko a/k/a Ivan G. Cayko

Martha V. Cayko

Martha V. Cayko a/k/a Sue Cayko

**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF MT )  
 ) ss.  
COUNTY OF Lewis and Clark )

The foregoing instrument was acknowledged before me this 16<sup>th</sup> day of  
July, 20 15, by Ivan Cayko a/k/a Ivan G. Cayko married to  
Martha V. Cayko a/k/a Sue Cayko.

Lana M. Fox  
Notary Public

NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF MT )  
 ) ss.  
COUNTY OF Lewis & Clark )

The foregoing instrument was acknowledged before me this 16 day of July, 20 15, by Martha V. Cayko a/k/a Sue Cayko married to Ivan Cayko a/k/a Ivan G. Cayko.

Tara M. Fox  
Notary Public

TARA M FOX  
Notary Public  
State of North Dakota  
My Commission Expires June 23, 2020

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTEE:**

\_\_\_\_\_

**BY:** \_\_\_\_\_

**NAME:** \_\_\_\_\_

**ITS:** \_\_\_\_\_

**STATE OF** \_\_\_\_\_ )  
  ) ss.  
**COUNTY OF** \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_, by \_\_\_\_\_, the \_\_\_\_\_ of \_\_\_\_\_, a \_\_\_\_\_, on behalf of the \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

Upon Recording Return to:

NST Express, LLC  
113 East Broadway  
Suite 1  
Williston, ND 58801

**EXHIBIT A  
NORTHSTAR MIDSTREAM EASEMENT**

**TRACT #ND-MC-056 000**

**EASEMENT DESCRIPTION**

A centerline description for a 50 foot wide permanent easement being 25 feet as measured perpendicular left and right of said centerline and being a part of the Northwest Quarter of Section 22 Township 151 North, Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of that parcel of land owned by Ivan G. Cayko and Judy A. Cayko, (Grantor[s] Land) as recorded in Microfilm Document # 302358 Public Records of McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the West Quarter corner of said Section 22, a found 1" railroad spike,

THENCE South 87°21'37" East, along the south line of said Northwest Quarter, a distance of 1524.08 feet to the POINT OF BEGINNING.

THENCE along said centerline the following two (2) courses:

1. North 47°43'40" East, a distance of 209.65 feet.
2. South 85°58'37" East, a distance of 968.03 feet to a point on the east line of said Northwest Quarter, and the POINT OF TERMINUS, from which the Center Quarter corner of said Section 22, a found 2" aluminum cap stamped "PLS 2884, INTERSTATE ENG" bears South 02°35'11" West, a distance of 124.65 feet.

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 1.35 acres, more or less.

**TEMPORARY WORK SPACE**

A 25 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 25 feet either side of and adjoining said permanent easement. Said temporary work space containing 1.14 acres, more or less.

**ADDITIONAL TEMPORARY WORK SPACE**

Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.32 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in international feet, and are based on said Horizontal Datum.

Prepared By:

Brian S. Socie \_\_\_\_\_ Date \_\_\_\_\_  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota



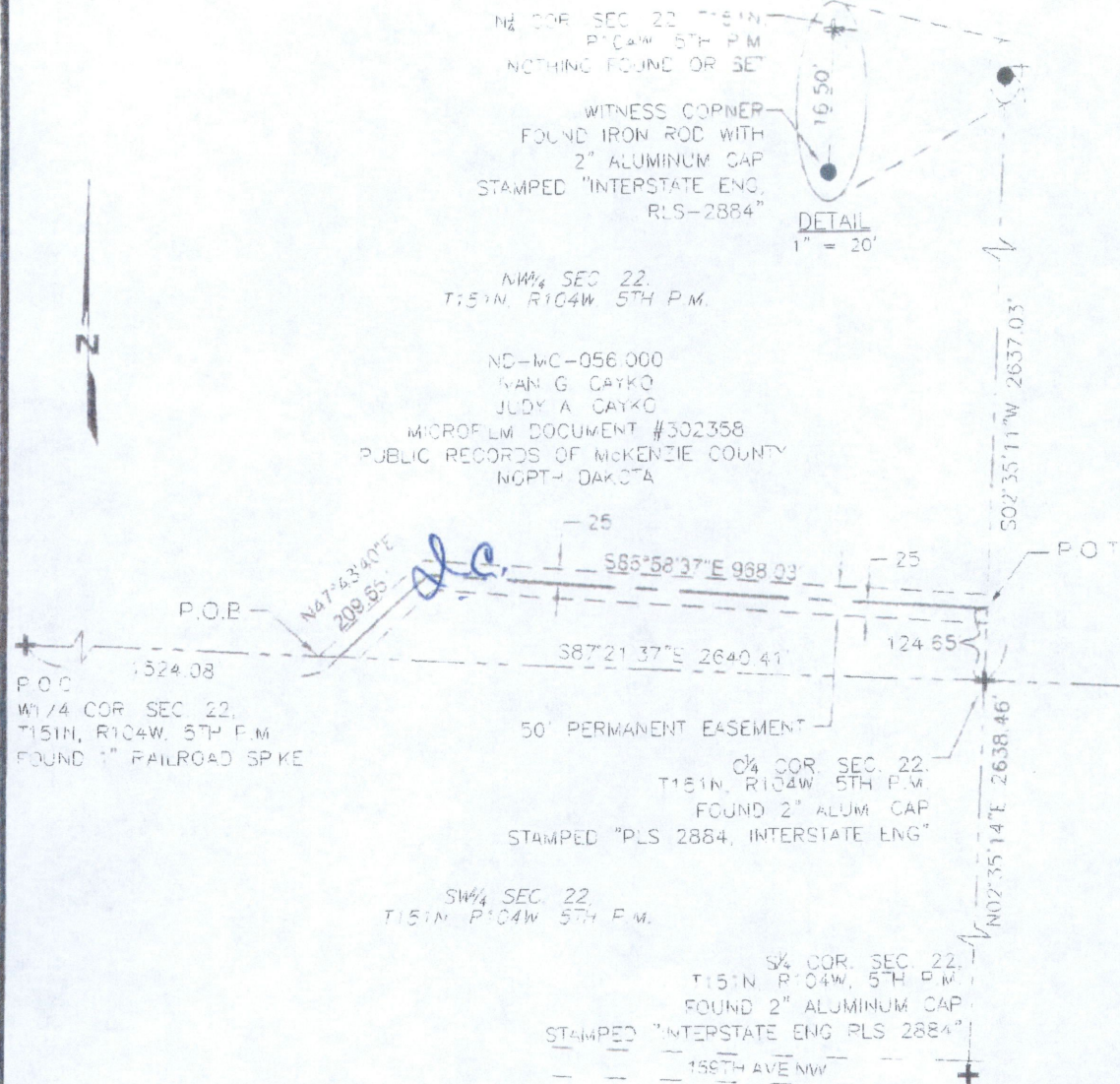
50' WIDE PERMANENT EASEMENT  
ACROSS THE NW 1/4 OF SECTION 22  
TOWNSHIP 151 NORTH  
RANGE 104 WEST 5TH PM  
MCKENZIE COUNTY, NORTH DAKOTA  
IAN G. CAYKO AND JUDY A. CAYKO

County: MCKENZIE      State: NORTH DAKOTA  
Date: 05/21/15  
Map No.: ND-056-000

DATE: 05/21/15  
BY: Brian S. Socie  
L.S. 8445

Scale: NONE      SHEET # 1 OF 1

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



CALCULATED EASEMENT AREA: 1.38 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 1.4 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 1.32 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 177.36 FEET  
 CALCULATED CENTERLINE RODDAGE: 1.37 RODS

- NOTES**
- ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES. MEASURED IN INTERNATIONAL FEET. AND ARE BASED ON SAID HORIZONTAL DATUM.
  - RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
  - THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
  - THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

**LEGEND**

---	ALIQUOT LINE
----	PERMANENT EASEMENT CENTERLINE
- - - -	PERMANENT EASEMENT SIDELINE
P.O.C.	POINT OF COMMENCEMENT
P.O.B.	POINT OF BEGINNING
P.O.T.	POINT OF TERMINUS
+	FOUND ALIQUOT CORNER AS DESCRIBED
⊕	CALCULATED ALIQUOT CORNER



NORTHSTAR MIDSTREAM EXPRESS, LLC  
 1500 WEST MCKENZIE  
 SIOUX FALLS, SOUTH DAKOTA 57105-0001  
 PHONE: 605.338.2200  
 FAX: 605.338.2201  
 WWW.NSTEXPRESS.COM



CONTRACT NO. 15-0001  
 PROJECT NO. 15-0001  
 DATE: 08/20/15  
 DRAWN BY: J. H. [unreadable]  
 CHECKED BY: [unreadable]

50' WIDE PERMANENT EASEMENT  
 ACROSS THE NW 1/4 OF SECTION 22  
 TOWNSHIP 15N NORTH  
 RANGE 104 WEST 5TH P.M.  
 MCKENZIE COUNTY, NORTH DAKOTA  
 BY: RYAN G. CAYKO AND JUDY A. CAYKO

DATE	DRAWN BY	CHECKED BY	SCALE
08/20/15	J. H. [unreadable]	R. [unreadable]	AS SHOWN

Tract No: ND-MC-056.000

## WAIVER AGREEMENT

In association with the NST Express Pipeline Project, NST Express, LLC ("Grantee") is proposing to install a pipeline in an area that falls within five-hundred feet of an inhabited rural residence located on the property described below, hereinafter referred to as the "Property":

That certain tract of land situated in the NW¼ of Section 22, Township 151 North, Range 104 West of the 5th P.M., McKenzie County, North Dakota, as described in that certain Warranty Deed, dated April 02, 1973, from William Paul Noteboom and Goldy M. Noteboom, husband and wife to Ivan G. Cayko and Judy A. Cayko, husband and wife, recorded as Microfilm Document No. 302358, Office of Register of Deeds, McKenzie County, North Dakota, less and except any conveyances heretofore made

As part of the regulatory approvals that Grantee is seeking for the NST Express Pipeline Project, Grantee is required to adhere to the five hundred foot avoidance-area criterion for an inhabited rural residence, as set forth in North Dakota Century Code (N.D.C.C.) § 49-22-05.1 and North Dakota Administrative Code (N.D.A.C.) § 69-06-08-02.

N.D.C.C. § 49-22-05.1 allows a landowner to waive the five hundred foot avoidance-area criterion for an inhabited rural residence, stating:

The five hundred foot [152.4 meter] avoidance area criteria for an inhabited rural residence may be waived by the owner of the inhabited rural residence in writing.

By signing this Waiver Agreement the undersigned, Ivan G. Cayko ("Grantor"), acknowledges that Grantor owns an inhabited rural residence located on the Property that is within five hundred feet of the proposed location of Grantee's pipeline and voluntarily agrees to waive the five hundred foot inhabited rural residence avoidance-area criterion set forth in N.D.C.C. § 49-22-05.1 and N.D.A.C. § 69-06-08-02

Dated this 16 day of July, 2015.

**GRANTOR**

**GRANTOR**

Signature: Ivan G. Cayko

Signature: \_\_\_\_\_

Print Name: Ivan G. Cayko

Print Name: \_\_\_\_\_

Address: 2619 East Pike  
East Helena, MT 59635

Address: \_\_\_\_\_  
\_\_\_\_\_

Telephone: 406-422-5078

Telephone: \_\_\_\_\_

Tract # ND-MC-043.520

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Dale Hurley and Lois Arlene Hurley, husband and wife, as tenants in common, ("**Grantors**"), have given to NST Express, LLC and its successors and assigns (collectively, "**Grantee**"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "**Property**") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "**Option Agreement**").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires September 2, 20 17, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 2 day of Sept, 20 15.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

Dale Hurley and Lois Arlene Hurley, husband  
and wife, as tenants in common

Dale Hurley  
Dale Hurley

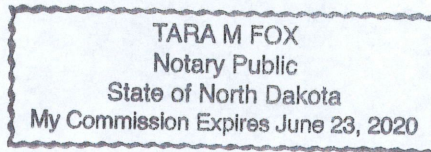
Lois Arlene Hurley  
Lois Arlene Hurley

NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF North Dakota )  
 ) ss.  
COUNTY OF McKenzie )

The foregoing instrument was acknowledged before me this 2 day of  
September, 2015, by Dale Hurley married to Lois Arlene Hurley.

Tara M Fox  
Notary Public

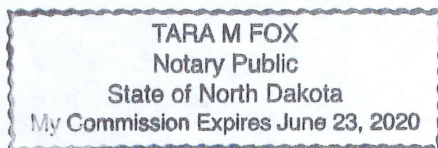


NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF North Dakota )  
 ) ss.  
COUNTY OF McKenzie )

The foregoing instrument was acknowledged before me this 2 day of  
September, 2015, by Lois Arlene Hurley married to Dale Hurley.

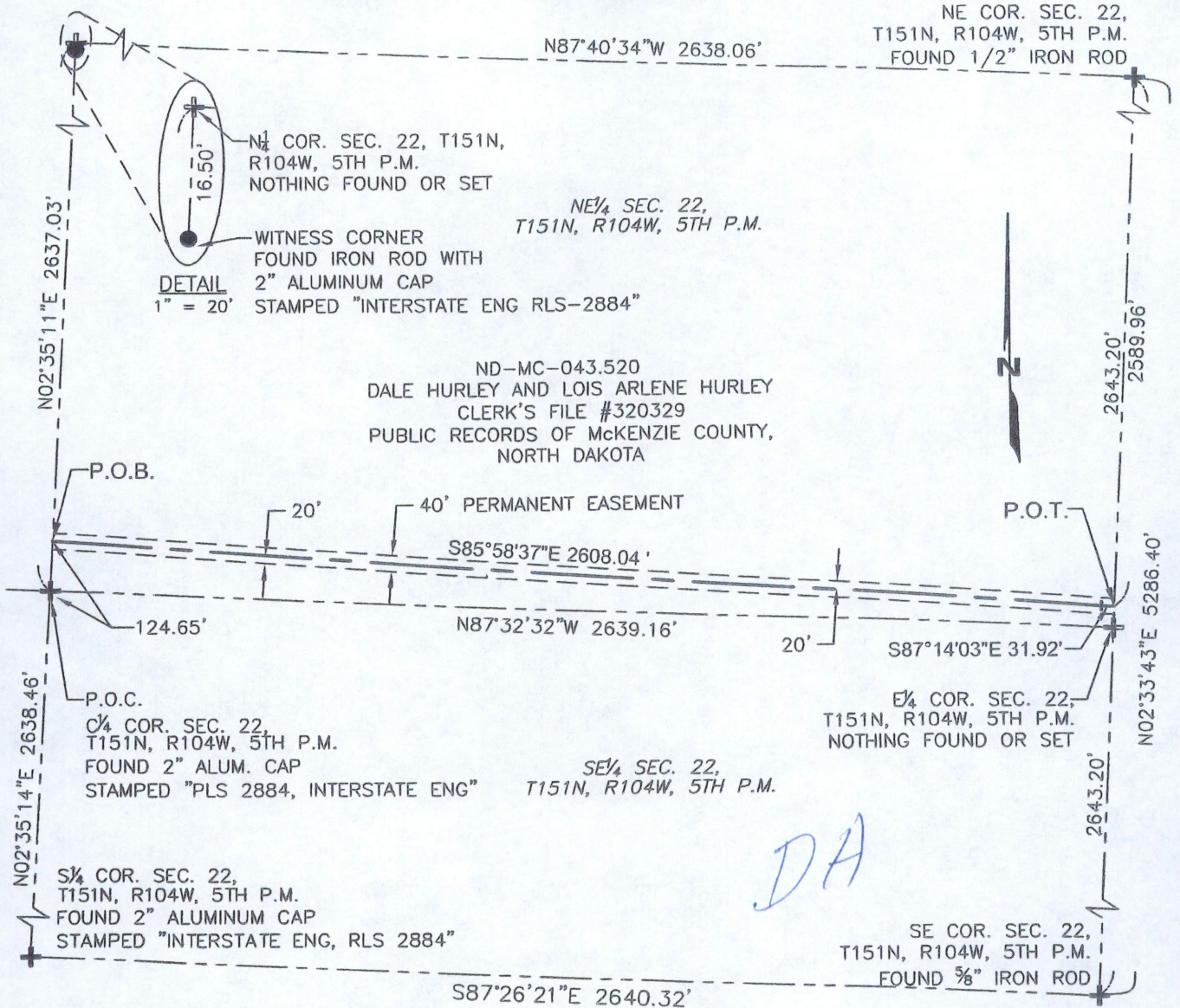
Tara M Fox  
Notary Public







# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



DA

CALCULATED EASEMENT ACREAGE: 2.42 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 3.42 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.68 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 2639.95 FEET  
 CALCULATED CENTERLINE RODDAGE: 160.00 RODS

**NOTES:**

1. ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983, NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES, MEASURED IN INTERNATIONAL FEET, AND ARE BASED ON SAID HORIZONTAL DATUM.
2. RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
3. THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY, AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
4. THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

**LEGEND**

- ALIQUOT LINE
- ===== PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- ⊕ FOUND ALIQUOT CORNER AS DESCRIBED
- ⊕ CALCULATED ALIQUOT CORNER



PRELIMINARY:  
THIS DOCUMENT SHALL  
NOT BE RECORDED FOR  
ANY PURPOSES.

**SAM**  
SURVEYING AND MAPPING LLC (SAM)  
555 Zang St., Suite 210  
Lakewood CO, 80228  
Ph: (303) 988-5852  
Fax: (303) 988-2195  
EMAIL: SAM@SAM.BIZ

40' WIDE PERMANENT EASEMENT  
ACROSS THE NE 1/4 OF SECTION 22,  
TOWNSHIP 151 NORTH,  
RANGE 104 WEST, 5TH P.M.  
MCKENZIE COUNTY, NORTH DAKOTA  
DALE HURLEY AND LOIS ARLENE HURLEY

DRAWN BY: J. JONES	CHECKED BY: B. SOCIA	SHEET No. 2 OF 2
-----------------------	-------------------------	---------------------

CITY / COUNTY <b>MCKENZIE</b>		STATE <b>NORTH DAKOTA</b>	
EXHIBIT DATE 07/29/2015	SCALE 1"=400'	PROJECT 1014035146	DRAWING No. ND-MC-043.520_R3.DWG

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Philip E. Hurley and Laurie J. Hurley, husband and wife, as joint tenants, ("Grantors"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires July 29, 20 17, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

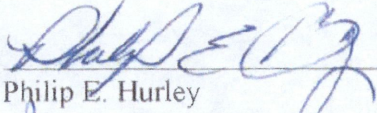
IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 29 day of July, 20 15.

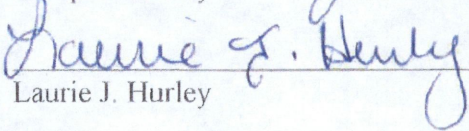
**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

Philip E. Hurley and Laurie J. Hurley, husband  
and wife, as joint tenants

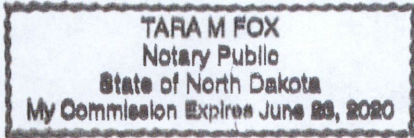
  
Philip E. Hurley

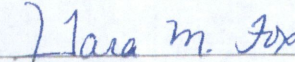
  
Laurie J. Hurley

**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF ND )  
 ) ss.  
COUNTY OF McKenzie )

The foregoing instrument was acknowledged before me this 29 day of  
July, 2015, by Philip E. Hurley married to Laurie J. Hurley.

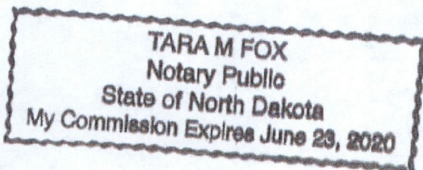


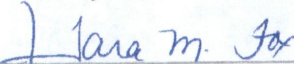
  
Notary Public

**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF ND )  
 ) ss.  
COUNTY OF McKenzie )

The foregoing instrument was acknowledged before me this 29 day of  
July, 2015, by Laurie J. Hurley married to Philip E. Hurley.



  
Notary Public



**EXHIBIT**  
**NORTHSTAR MIDSTREAM EASEMENT**

**TRACT #ND-MC-043.516**

**EASEMENT DESCRIPTION**

A centerline description for a 50 foot wide permanent easement, being 25 feet, as measured perpendicular, left and right of said centerline and being a part of Government Lot 3 of Section 23, Township 151 North, Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of those parcels of land owned by Philip E. Hurley and Laurie J. Hurley, (Grantor[s] Land), as recorded in Instrument No. 396364. Public Records of McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the Northwest corner of said Section 23, a found 1/2" iron rod;

THENCE South 02°33'43" West along the west line of said Section 23, a distance of 2589.96 feet to the POINT OF BEGINNING;

THENCE along said centerline the following one (1) course:

- 1. South 87°14'03" East, a distance of 1693.50 feet to a point on the edge of water of the Yellowstone River, also being the POINT OF TERMINUS, from which the Northeast corner of said Section 23, a found 2" aluminum cap stamped "OAKLAND 1179", bears North 56°53'22" East, a distance of 4404.30 feet;

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 1.94 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum.

Prepared By:

\_\_\_\_\_  
Brian S. Socia Date  
Professional Land Surveyor  
L. S. 8445, State Of North Dakota

PRELIMINARY:  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.



50' WIDE PERMANENT EASEMENT  
ACROSS GOVERNMENT LOT 3 OF SECTION 23,  
TOWNSHIP 151 NORTH, RANGE 104 WEST, 5TH P.M.,  
McKENZIE COUNTY, NORTH DAKOTA  
PHILIP E. HURLEY AND LAURIE J. HURLEY

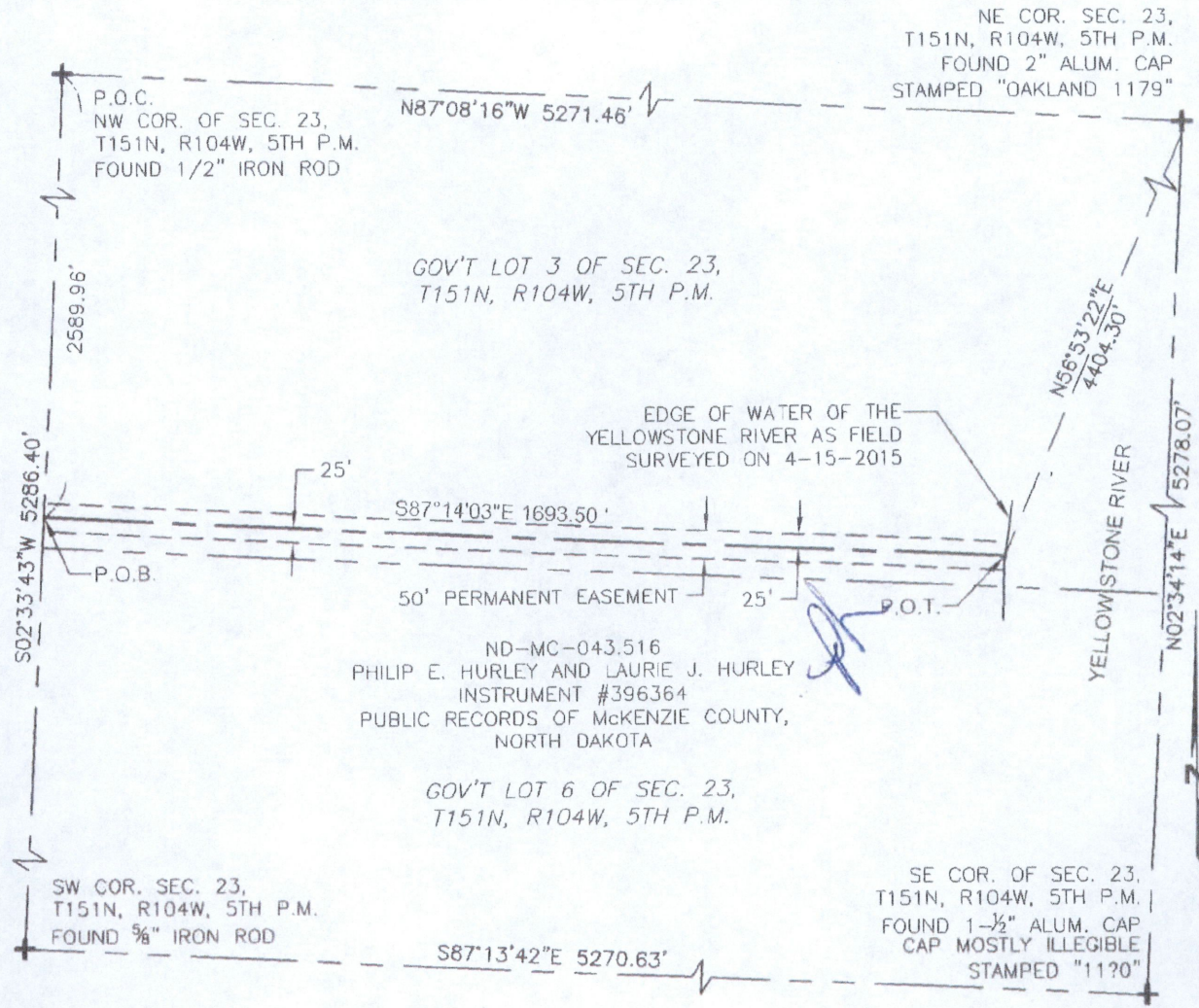
CITY: COUNTY MCKENZIE STATE NORTH DAKOTA

EXHIBIT DATE 05/18/2015 PROJECT 1014035146 DRAWING No. ND-MC-043.516.DWG

SURVEYING AND MAPPING LLC (SAM)  
555 Zang St., Suite 210  
Lakewood CO, 80228  
Ph: (303) 988-5852  
Fax: (303) 988-2195  
EMAIL: SAM@SAM.BIZ

DRAWN BY: J. JONES CHECKED BY: B. SOCIA SHEET No. 1 OF 2

# EXHIBIT NORTHSTAR MIDSTREAM EASEMENT



CALCULATED EASEMENT ACREAGE: 1.94 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 0.00 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 1693.50 FEET  
 CALCULATED CENTERLINE RODDAGE: 102.64 RODS

**LEGEND**

- SECTION/ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- + SECTION/ALIQUOT CORNER AS DESCRIBED

**NOTES:**

1. ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983, NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES, MEASURED IN INTERNATIONAL FEET, AND ARE BASED ON SAID HORIZONTAL DATUM.
2. RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
3. THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
4. THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.



PRELIMINARY:  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.



SURVEYING AND MAPPING LLC (SAM)  
 555 Zang St., Suite 200  
 Lakewood CO, 80228  
 Ph: (303) 988-5852  
 Fax: (303) 988-2155  
 EMAIL: SAM@SAM.BIZ

50' WIDE PERMANENT EASEMENT  
 ACROSS GOVERNMENT LOT 3 OF SECTION 23,  
 TOWNSHIP 151 NORTH, RANGE 104 WEST, 5TH P.M.  
 MCKENZIE COUNTY, NORTH DAKOTA  
 PHILIP E. HURLEY AND LAURIE J. HURLEY

CITY / COUNTY	MCKENZIE	STATE	NORTH DAKOTA
EXHIBIT DATE	05/18/2015	PROJECT	1014035146
SCALE	1"=300'	DRAWING No.	ND-MC-043.516.DWG

DRAWN BY:	CHECKED BY:	SHEET No.
J. JONES	B. SOCIA	2 OF 2

Tract # ND-MC-043.508  
ND-MC-043.510

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THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that John Schaffer and Sherry Schaffer, husband and wife, as joint tenants with rights of survivorship (“**Grantors**”), have given to NST Express, LLC and its successors and assigns (collectively, “**Grantee**”), an option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the “**Property**”) located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the “**Option Agreement**”).

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires July 28, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder’s Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 28<sup>th</sup> day of July, 2015.

**The remainder of this page is intentionally blank.**



COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTEE:**

NST Express, LLC

**BY:** \_\_\_\_\_

**NAME:** \_\_\_\_\_

**ITS:** \_\_\_\_\_

**STATE OF** \_\_\_\_\_ )  
 ) ss.  
**COUNTY OF** \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of  
\_\_\_\_\_, 2015, by \_\_\_\_\_, the \_\_\_\_\_  
of NST Express, LLC, a limited liability company under the laws of the State of  
\_\_\_\_\_, on behalf of the company.

\_\_\_\_\_  
Notary Public

Upon Recording Return to:

NST Express, LLC  
113 East Broadway  
Suite 1  
Williston, ND 58801

**Exhibit A-1  
Legal Description**

**EXHIBIT  
NORTHSTAR MIDSTREAM EASEMENT**

**TRACT #ND-MC-043.510 & TRACT #ND-MC-043.508**

**EASEMENT DESCRIPTION**

A centerline description for a 20 foot wide permanent easement, being 10 feet, as measured perpendicular, left and right of said centerline and being a part of the East Half of the Northeast Quarter and Government Lot 4 of Section 23, Township 151 North, Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of those parcels of land owned by John Schaffer and Sherry Schaffer, (Grantor[s] Land), as recorded in Instrument No. 413127, Public Records of McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the Northwest corner of said Section 23, a found 1/2" iron rod;

THENCE South 43°16'58" East, a distance of 3731.64 feet to a point on the edge of water of the Yellowstone River, also being the POINT OF BEGINNING;

THENCE along said centerline the following one (1) course:

1. South 87°14'03" East, a distance of 2593.73 feet, to a point on the east line of said Section 23, also being the POINT OF TERMINUS, from which the Southeast corner of said Section 23, a found 1-1/2" aluminum cap, mostly illegible stamped "1170", bears South 02°34'14" West, a distance of 2696.97 feet;

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 1.19 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum.

Prepared By:

\_\_\_\_\_  
Brian S. Socia Date  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

PRELIMINARY:  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.



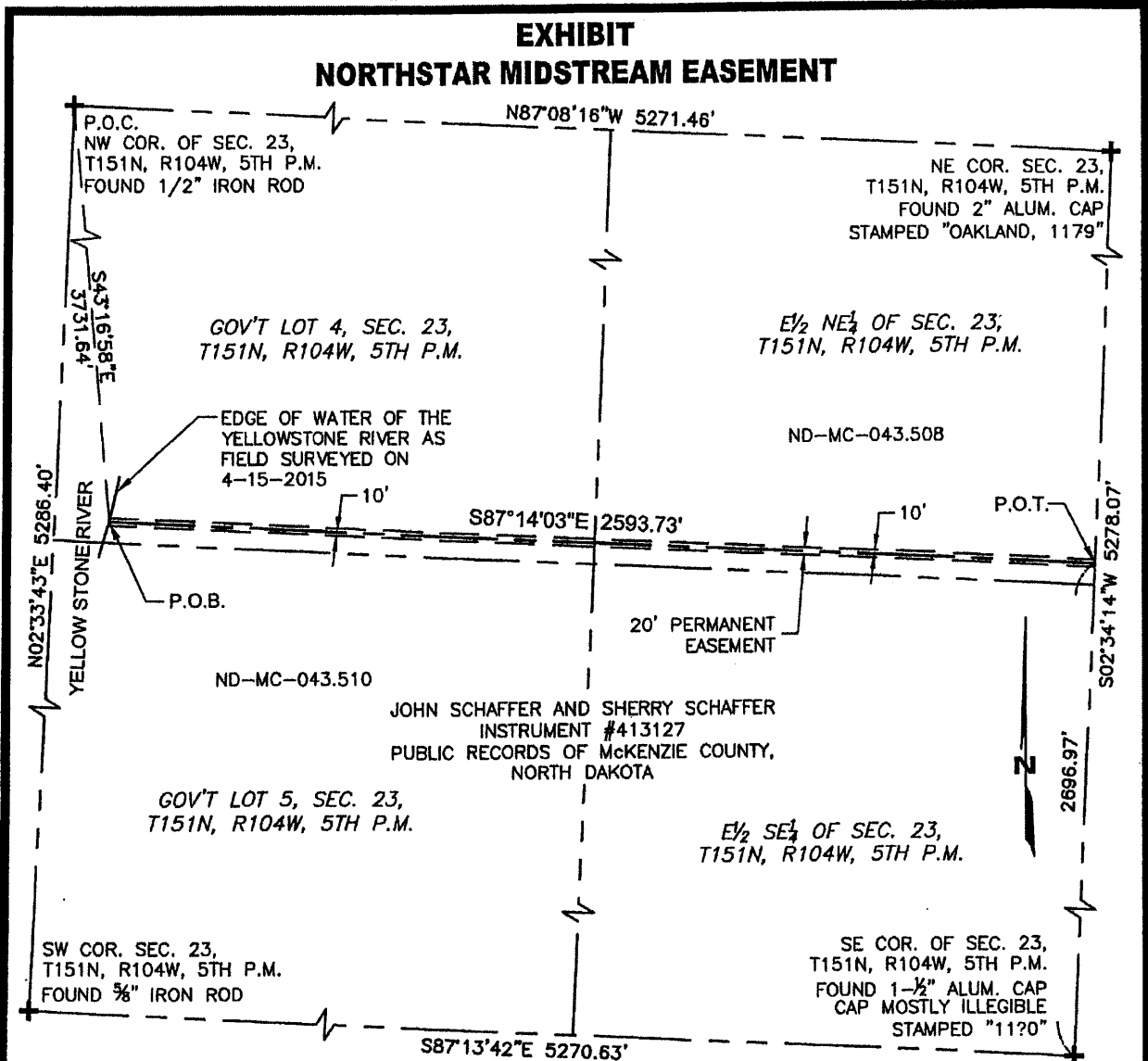
20' WIDE PERMANENT EASEMENT  
ACROSS THE E 1/2 OF THE NE 1/4 AND  
GOVERNMENT LOT 4 OF SECTION 23,  
TOWNSHIP 151 NORTH, RANGE 104 WEST,  
5TH P.M.  
McKENZIE COUNTY, NORTH DAKOTA  
JOHN SCHAFFER AND SHERRY SCHAFFER

CITY / COUNTY McKENZIE		STATE NORTH DAKOTA	
EXHIBIT DATE 08/05/2016	PROJECT 1014035149	DRAWING No. ND-MC-043.510-043.508-Rev 1.DWG	

SURVEYING AND MAPPING LLC (SAM)  
555 Zang St., Suite 210  
Lakewood CO. 80226  
Ph: (303) 988-8852  
Fax: (303) 988-2196  
EMAIL: SAM@SAM.BIZ

DRAWN BY: J. JONES	CHECKED BY: B. SOCIA	SHEET No. 1 OF 2
-----------------------	-------------------------	---------------------

**Exhibit A-1  
Depiction of the Pipeline Easement**



CALCULATED EASEMENT ACREAGE: 1.19 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 0.00 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 2593.73 FEET  
 CALCULATED CENTERLINE RODDAGE: 157.20 RODS

**LEGEND**

--- SECTION/ALIQUOT LINE  
 - - - PERMANENT EASEMENT CENTERLINE  
 - - - PERMANENT EASEMENT SIDELINE

P.O.C. POINT OF COMMENCEMENT  
 P.O.B. POINT OF BEGINNING  
 P.O.T. POINT OF TERMINUS  
 + SECTION/ALIQUOT CORNER AS DESCRIBED

- NOTES:**
1. ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983, NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES, MEASURED IN INTERNATIONAL FEET, AND ARE BASED ON SAID HORIZONTAL DATUM.
  2. RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
  3. THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY, AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
  4. THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.



PRELIMINARY:  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.

**SAM**  
SURVEYING AND MAPPING LLC (SAM)  
555 Zeng St., Suite 210  
Lakewood CO, 80228  
Ph: (303) 986-5652  
Fax: (303) 986-2196  
EMAIL: SAM@SAM.BIZ

**20' WIDE PERMANENT EASEMENT  
ACROSS THE E 1/2 OF THE NE 1/4 AND  
GOVERNMENT LOT 4 OF SECTION 23,  
TOWNSHIP 151 NORTH, RANGE 104 WEST,  
5TH P.M.  
MCKENZIE COUNTY, NORTH DAKOTA  
JOHN SCHAFFER AND SHERRY SCHAFFER**

DRAWN BY: J. JONES	CHECKED BY: B. SOCIA	SHEET No. 2 OF 2
-----------------------	-------------------------	---------------------

CITY / COUNTY	MCKENZIE	STATE	NORTH DAKOTA
EXHIBIT DATE	08/05/2016	SCALE	1"=400'
PROJECT	1014035146	DRAWING No.	ND-MC-043.510-043.508-Rev 1.DWG

Tract # ND-MC-043.504  
043.506

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Jason P. Rau and Taunya L. Rau, husband and wife, (“Grantors”), have given to NST Express, LLC and its successors and assigns (collectively, “Grantee”), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the “Property”) located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the “Option Agreement”).

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires January 8, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder’s Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

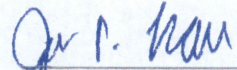
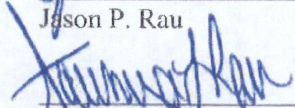
IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 8 day of July, 2015.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

Jason P. Rau and Taunya L. Rau, husband and wife

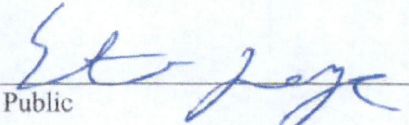
  
\_\_\_\_\_  
Jason P. Rau  
  
\_\_\_\_\_  
Taunya L. Rau

**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF North Dakota )  
 ) ss.  
COUNTY OF Mckenzie )

The foregoing instrument was acknowledged before me this 8 day of  
July, 2015, by Jason P. Rau and Taunya L. Rau, husband and wife.

STEPHEN ASP  
Notary Public  
State of North Dakota  
My Commission Expires April 16, 2021

  
\_\_\_\_\_  
Notary Public



**EXHIBIT  
NORTHSTAR MIDSTREAM EASEMENT**

**TRACT #ND-MC-043.506 & #ND-MC-043.504**

**EASEMENT DESCRIPTION**

A centerline description for a 40 foot wide permanent easement, being 20 feet, as measured perpendicular, left and right of said centerline and being a part of the West Half of the Northwest Quarter, the East Half of the Northwest Quarter, and the West Half of the Northeast Quarter of Section 24, Township 151 North, Range 104 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of those parcels of land owned by Jason Rau and Taunya Rau. (Grantor[s] Land), as recorded in Document # 479720, Public Records of McKenzie County, North Dakota, said centerline being further described as follows.

Commencing at the Northwest corner of said Section 24, a found 2" aluminum cap stamped "OAKLAND. 1179":

THENCE South 02°34'14" West along the west line of said Northwest Quarter, a distance of 2581.10 feet to the POINT OF BEGINNING,

THENCE along said centerline the following three (3) courses:

1. South 87°14'03" East, a distance of 1536.34 feet;
2. South 87°55'07" East, a distance of 2361.47 feet;
3. North 86°08'40" East, a distance of 59.23 feet to the POINT OF TERMINUS, from which the Northeast corner of said Section 24, a found 3/8" iron rod, bears North 29°51'28" East, a distance of 2877.56 feet,

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 3.63 acres, more or less.

**TEMPORARY WORK SPACE**

A 30 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 30 feet either side of and adjoining said permanent easement. Said temporary work space containing 4.36 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum.

Prepared By:

Brian S. Socia Date \_\_\_\_\_  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

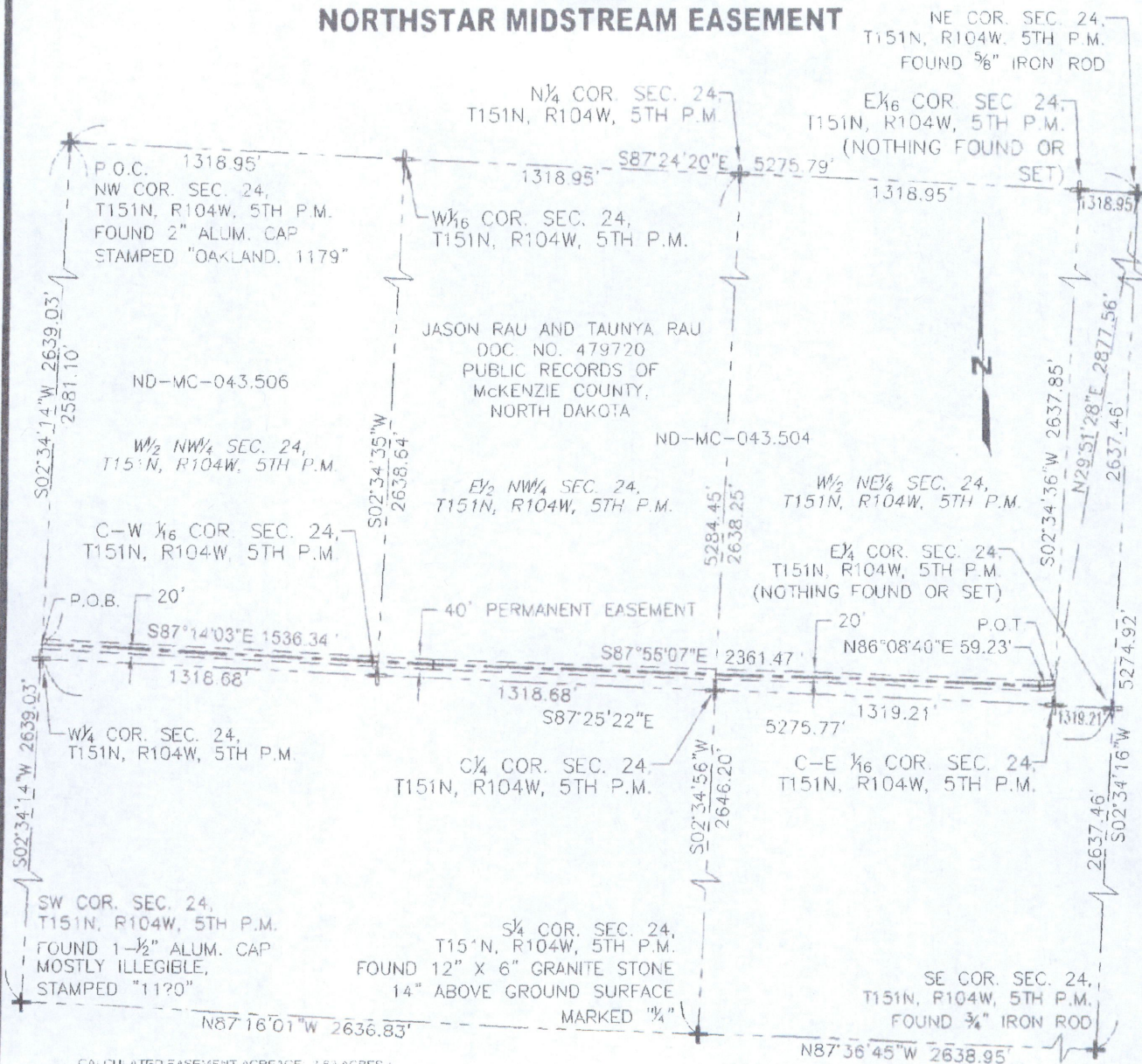
PRELIMINARY  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES



40' WIDE PERMANENT EASEMENT  
ACROSS THE W1/2, NW1/4, E1/2 NW1/4, W1/2 NE1/4  
OF SECTION 24  
TOWNSHIP 151 NORTH  
RANGE 104 WEST 5TH P.M.  
MCKENZIE COUNTY, NORTH DAKOTA  
JASON RAU AND TAUNYA RAU

CITY/COUNTY: MCKENZIE		STATE: NORTH DAKOTA		DRAWN BY: J. JONES	CHECKED BY: B. SOCIA	SHEET #: 1 OF 2
EXHIBIT DATE: 06/3/2015	PROJECT: 1014035145	DRAWING NO: ND-MC-043.506-043.504.DWG				

# EXHIBIT NORTHSTAR MIDSTREAM EASEMENT



CALCULATED EASEMENT ACREAGE: 3.63 ACRES ±  
CALCULATED TEMPORARY WORKSPACE: 4.36 ACRES ±  
CALCULATED CENTERLINE LENGTH: 3957.04 FEET  
CALCULATED CENTERLINE RODDAGE: 238.82 RODS

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- + FOUND ALIQUOT CORNER AS DESCRIBED
- ⊕ CALCULATED ALIQUOT CORNER

**NOTES**

1. ALL BEARINGS ARE GRID BEARINGS AND ARC BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES, MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM.
2. RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF LLC.
3. THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
4. THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.



PRELIMINARY  
THIS DOCUMENT SHALL  
NOT BE RECORDED FOR  
ANY PURPOSES.

SURVEYING AND MAPPING LLC (SAM)  
355 2nd St. Suite 210  
Lewistown ND 58228  
Ph: 701-838-5832  
Fax: 701-868-2195  
E-MAIL: SAM@SAM.BIZ

40' WIDE PERMANENT EASEMENT  
ACROSS THE W 1/2 NW 1/4, E 1/2 NW 1/4, W 1/2 NE 1/4  
OF SECTION 24,  
TOWNSHIP 151 NORTH,  
RANGE 104 WEST, 5TH P.M.,  
MCKENZIE COUNTY, NORTH DAKOTA  
JASON RAU AND TAUNYA RAU

CITY/COUNTY: MCKENZIE	STATE: NORTH DAKOTA
EXHIBIT DATE: 06/3/2015	DRAWING NO.: ND-MC-043.506-43.504-DWG
SCALE: 1"=600'	PROJECT: 1014035146

DRAWN BY: J. JONES	CHECKED BY: B. SOCHA	SHEET No: 2 OF 2
--------------------	----------------------	------------------

*[Handwritten signature]*

Tract # ND-MC-042.530  
042.540

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Carroll Paulson a/k/a Carroll R. Paulson and Linda Paulson a/k/a Linda K. Paulson, husband and wife, as tenants in common, ("**Grantors**"), have given to NST Express, LLC and its successors and assigns (collectively, "**Grantee**"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "**Property**") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "**Option Agreement**").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires two years, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 30 day of July, 20 15.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

Carroll Paulson a/k/a Carroll R. Paulson and  
Linda Paulson a/k/a Linda K. Paulson, husband  
and wife, as tenants in common

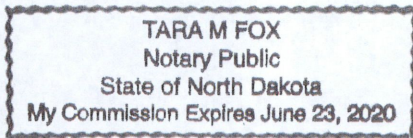
*Carroll R. Paulson*  
Carroll Paulson a/k/a Carroll R. Paulson

*Linda K. Paulson*  
Linda Paulson a/k/a Linda K. Paulson

**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF ND )  
 ) ss.  
COUNTY OF McKenzie )

The foregoing instrument was acknowledged before me this 30 day of  
July, 20 15, by Carroll Paulson a/k/a Carroll R. Paulson and Linda  
Paulson a/k/a Linda K. Paulson, husband and wife, as tenants in common.



*Tara M. Fox*  
Notary Public



## EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

**TRACT #ND-MC-042.540 & #ND-MC-042.530**

### EASEMENT DESCRIPTION

A centerline description for a 40 foot wide permanent easement, being 20 feet, as measured perpendicular, left and right of said centerline and being a part of the East Half of the Northeast Quarter of Section 24 Township 151 North, Range 104 West of the 5th Principal Meridian and Government Lots 1 and 2 of Section 19, Township 151 North, Range 103 West of the 5th Principal Meridian McKenzie County, State of North Dakota, and also being a part of those parcels of land owned by Carroll Paulson a/k/a Carroll R Paulson (50%) and Linda Paulson a/k/a Linda K Paulson (50%) (Grantor[s] Land), as recorded in Document #334880 Public Records of McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the Southeast corner of said Section 24, a found  $\frac{3}{4}$ " iron rod,

THENCE North  $23^{\circ}19'21''$  West, a distance of 3020.83 feet to a point on the west line of said East Half of the Northeast Quarter of Section 24, said point also the POINT OF BEGINNING.

THENCE along said centerline the following seven (7) courses:

- 1 North  $86^{\circ}08'40''$  East, a distance of 783.95 feet.
- 2 North  $60^{\circ}17'21''$  East, a distance of 502.01 feet.
- 3 South  $87^{\circ}28'31''$  East, a distance of 182.79 feet.
- 4 North  $08^{\circ}31'06''$  East, a distance of 606.77 feet.
- 5 North  $02^{\circ}43'13''$  East, a distance of 1040.78 feet.
- 6 North  $46^{\circ}49'41''$  East, a distance of 100.85 feet.
- 7 North  $00^{\circ}04'42''$  East, a distance of 485.51 feet to a point on the north line of said Government Lot 1 of Section 19, said point also the POINT OF TERMINUS, from which the Northeast corner of said Section 24, a found  $\frac{3}{8}$ " iron rod, bears North  $87^{\circ}29'51''$  West, a distance of 181.87 feet.

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 3.43 acres, more or less.

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 3.43 acres, more or less.

### TEMPORARY WORK SPACE

A 30 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 30 feet either side of and adjoining said permanent easement. Said temporary workspace containing 4.93 acres, more or less.

### ADDITIONAL TEMPORARY WORK SPACE

Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.40 acre, more or less.

### CATHODIC PROTECTION ANODE BED



A 320 foot long by 10 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land as shown on the accompanying exhibit, containing 0.07 acres, more or less. Also, 10 foot wide additional temporary workspaces for construction purposes, over and across that part of the Grantor[s] land which lies 10 feet on either side of and adjoining said 315 foot long by 10 foot wide temporary workspace. Said additional temporary work spaces containing 0.15 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum.

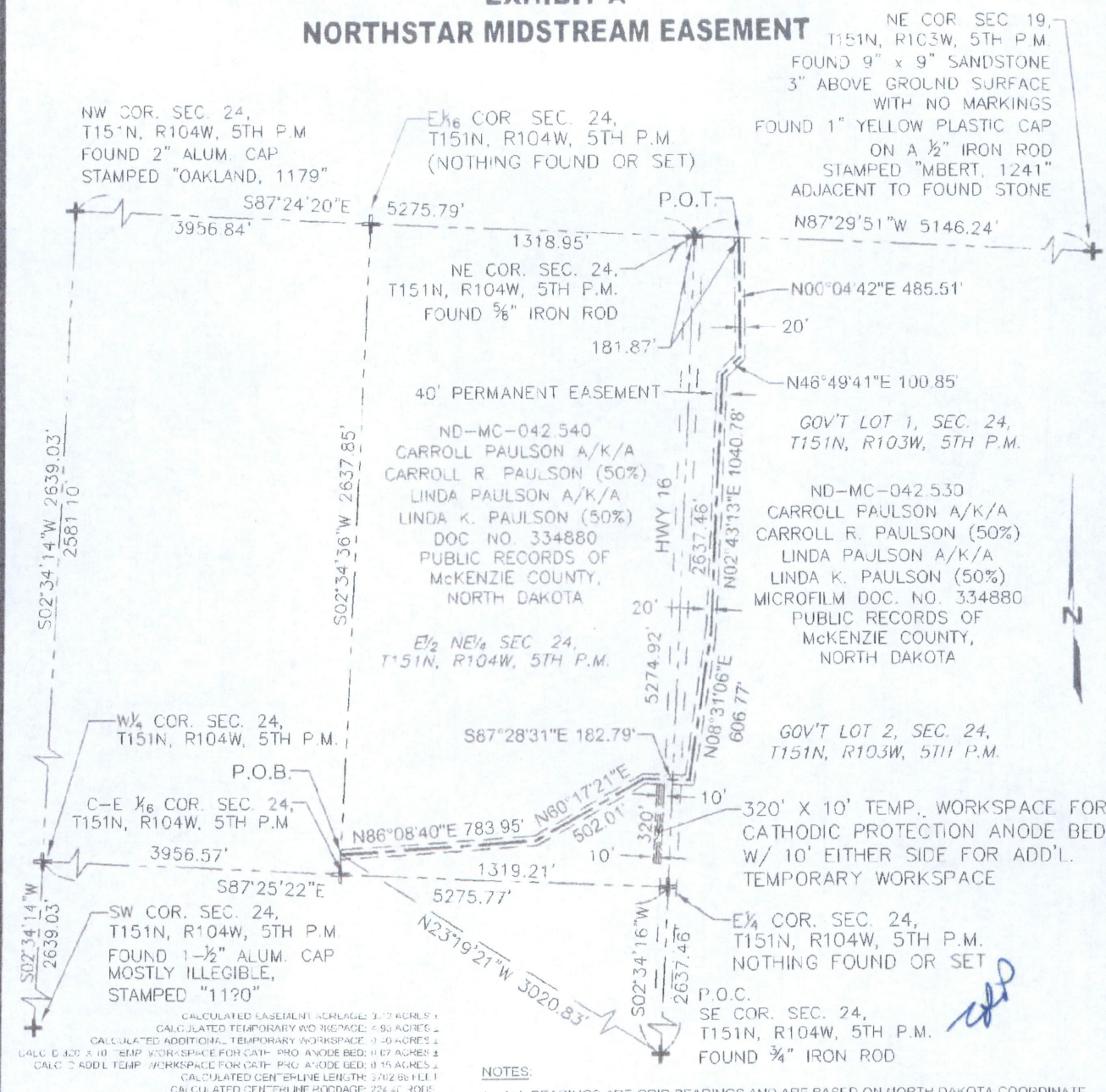
Prepared By:

Brian S. Socia Date  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

PRELIMINARY  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.

 NST EXPRESS, LLC		 SURVEYING AND MAPPING, LLC (S-M) 555 Zang, S., Suite 200 Lakewood CO 80226 Ph: 303.966.8922 Fax: 303.966.2195 EMAIL: SAM@SAMINC.COM		40' WIDE PERMANENT EASEMENT ACROSS THE E/2 NE/4 OF SECTION 24 TOWNSHIP 151 NORTH, RANGE 104 WEST 5TH P.M. AND GOVT LOTS 1 AND 2 OF SECTION 19 TOWNSHIP 151 NORTH, RANGE 103 WEST, 5TH P.M. MCKENZIE COUNTY, NORTH DAKOTA CARROLL PAULSON A/K/A CARROLL R PAULSON LINDA PAULSON A/K/A LINDA K PAULSON	
CITY/COUNTY	MCKENZIE	STATE	NORTH DAKOTA		
EXHIBIT DATE	07/29/2015	PROJECT	16-4035146	DRAWING NO.	ND-MC-042.540-042.530_R4.DWG
DRAWN BY	J. JONES	CHECKED BY	B. SOCIA	SHEET No.	1 OF 2

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



CALCULATED EASEMENT ACREAGE: 3.17 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 4.93 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.40 ACRES ±  
 CALC. 0.320' X 10' TEMP. WORKSPACE FOR CATH. PRO. ANODE BED: 0.07 ACRES ±  
 CALC. 0. ADDL. TEMP. WORKSPACE FOR CATH. PRO. ANODE BED: 0.15 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 3702.86 FEET ±  
 CALCULATED CENTERLINE RODDAGE: 224.47 FEET ±

- LEGEND**
- ALIQUOT LINE
  - PERMANENT EASEMENT CENTERLINE
  - PERMANENT EASEMENT SIDELINE
  - ROAD RIGHT OF WAY
  - P.O.C. POINT OF COMMENCEMENT
  - P.O.B. POINT OF BEGINNING
  - P.O.T. POINT OF TERMINUS
  - ⊕ FOUND ALIQUOT CORNER AS DESCRIBED
  - ⊕ CALCULATED ALIQUOT CORNER

- NOTES:**
- ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM.
  - RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
  - THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
  - THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.



PRELIMINARY  
 THIS DOCUMENT SHALL  
 NOT BE RECORDED FOR  
 ANY PURPOSES.



40' WIDE PERMANENT EASEMENT  
 ACROSS THE E 1/2 NE 1/4 OF SECTION 24  
 TOWNSHIP 151 NORTH, RANGE 104 WEST 5TH P.M.  
 AND GOV'T LOTS 1 AND 2 OF SECTION 19  
 TOWNSHIP 151 NORTH, RANGE 103 WEST 5TH P.M.  
 MCKENZIE COUNTY, NORTH DAKOTA  
 CARROLL PAULSON A/K/A CARROLL R. PAULSON  
 LINDA PAULSON A/K/A LINDA K. PAULSON

CITY COUNTY	MCKENZIE	STATE	NORTH DAKOTA
EXHIBIT DATE	07/29/2015	SCALE	1"=600'
PROJECT NO.	1014035146	DRAWING NO.	ND-MC-042-540-42-E30_R4.DWG

SURVEYING AND MAPPING, LLC (SAM)  
 355 Zuni St., Suite 219  
 Lakewood, CO 80128  
 Ph: 303-968-8126  
 Fax: 303-968-2195  
 E-MAIL: SAM@SAM-BIZ.COM

PREPARED BY	CHECKED BY	DATE
J. JONES	B. SOCIA	2 OF 2

Tract # ND-MC-028.000  
028.500  
029.500

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Kelly R. Skorpil and Amber Skorpil, husband and wife, as joint tenants with right of survivorship and not as tenants in common ("Grantors"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires July 10<sup>th</sup>, 20 17, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 10<sup>th</sup> day of July, 20 15.

**The remainder of this page is intentionally blank.**





# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

TRACT #ND-MC-029 500, TRACT #ND-MC-028 500 & TRACT #ND-MC-028 000

**EASEMENT DESCRIPTION**

A centerline description for a 40 foot wide permanent easement being a part of the Southwest Quarter, the Southeast Quarter and the Northeast Quarter of Section 11, Township 51 North, Range 103 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of those parcels of land owned by Kelly R. Skorpil and Amber Skorpil (Grantor[s] Land), as recorded in Clerk's File #408134 #418992 and #428273, Public Records of McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the Southwest corner of said Section 11, a found 2" aluminum cap stamped "ECS BREUER LS 6948"

THENCE North 02°30'27" East along the west line of said Southwest Quarter, a distance of 815.80 feet to the POINT OF BEGINNING

THENCE along said centerline the following five (5) courses, said permanent easement being 10 feet, as measured perpendicular, right of said centerline and 30 feet, as measured perpendicular, left of said centerline:

1. South 87°46'52" East, a distance of 96.35 feet;
2. South 87°40'51" East, a distance of 2224.95 feet;
3. South 75°40'19" East, a distance of 230.47 feet;
4. South 88°27'11" East, a distance of 2672.39 feet to POINT A.

From said POINT A, THENCE continuing along said centerline the following seven (7) courses, said permanent easement being 20 feet, as measured perpendicular, left and right of said centerline:

1. North 02°33'02" East, a distance of 1745.45;
2. North 19°40'34" West, a distance of 118.98 feet;
3. North 01°49'13" East, a distance of 1930.24 feet;
4. North 00°36'40" East, a distance of 314.02 feet;
5. North 02°32'54" East, a distance of 258.89 feet;
6. North 12°34'59" East, a distance of 249.97 feet;
7. North 02°16'31" East, a distance of 776.33 feet to a point on the North line of said Northeast Quarter, and the POINT OF TERMINUS from which the Northeast corner of said Section 11, a found 1" orange plastic cap stamped "PLS 4727" bears South 87°45'48" East, a distance of 96.32 feet.

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 8.91 acres, more or less.

**TEMPORARY WORK SPACE**

A 60 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 60 feet south of and adjoining a portion of said permanent easement and a 60 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 60 feet west of and adjoining a portion of said permanent easement. The side lines of said temporary work space are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said temporary work space containing 13.21 acres, more or less.



**ADDITIONAL TEMPORARY WORK SPACE**

Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.34 acres, more or less.

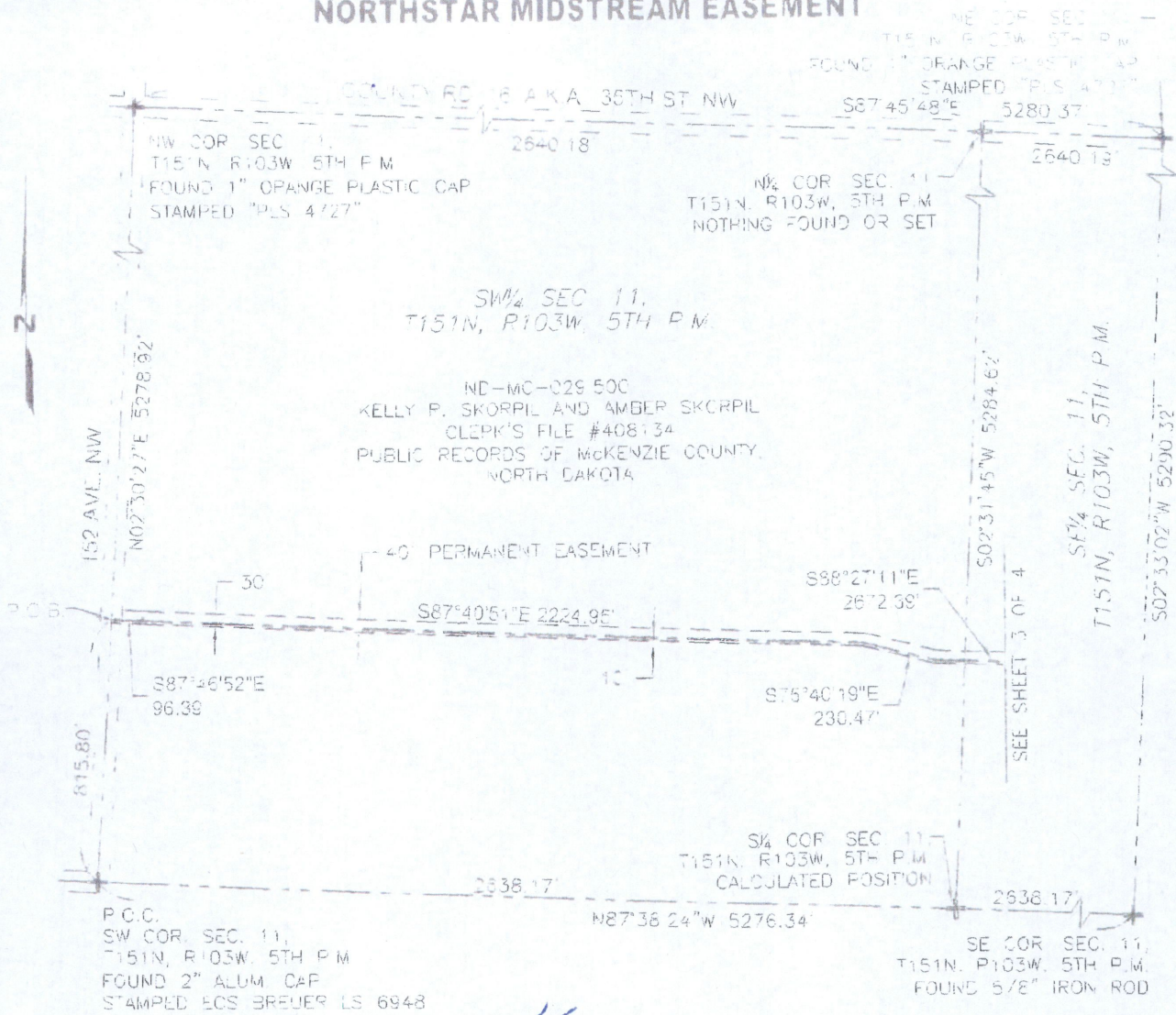
Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum. To get to ground distances, multiply said grid values shown herein by 1.0001600298.

Prepared By

\_\_\_\_\_ Date  
 Brian S. Socie  
 Professional Land Surveyor  
 L.S. 8445, State Of North Dakota

		40' WIDE PERMANENT EASEMENT ACROSS THE SW 1/4, THE SE 1/4 AND THE NE 1/4 OF SECTION 11, TOWNSHIP 51 NORTH, RANGE 103 WEST, 5TH P.M. KELLY R. SKORPIL AND AMBER SKORPIL
3700 SOUTH MCKENZIE BISMARCK, ND 58103 PHONE: 701.223.4444 FAX: 701.223.4444 WWW: WWW.XPRESSND.COM	SURVEYING AND MAPPING, L.L.C. 205 ZANE ST., SUITE 211 BISMARCK, ND 58103 PHONE: 701.223.4444 FAX: 701.223.4444 WWW: WWW.SAMND.COM	TRACT # ND-MC-029 500 SHEET # 1 SHEET BY B. SOCIE SHEET # 1 OF 1

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



**NOTES:**

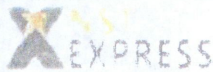
1. ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1985 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES. MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM. TO GET TO GROUND DISTANCES MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001800206
2. RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC
3. THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION
4. THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

K.S.

CALCULATED EASEMENT ACREAGE: 4.8 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 3.21 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.34 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 97.03 FEET  
 CALCULATED CENTERLINE RODDAGE: 398.97 RODS

**LEGEND**

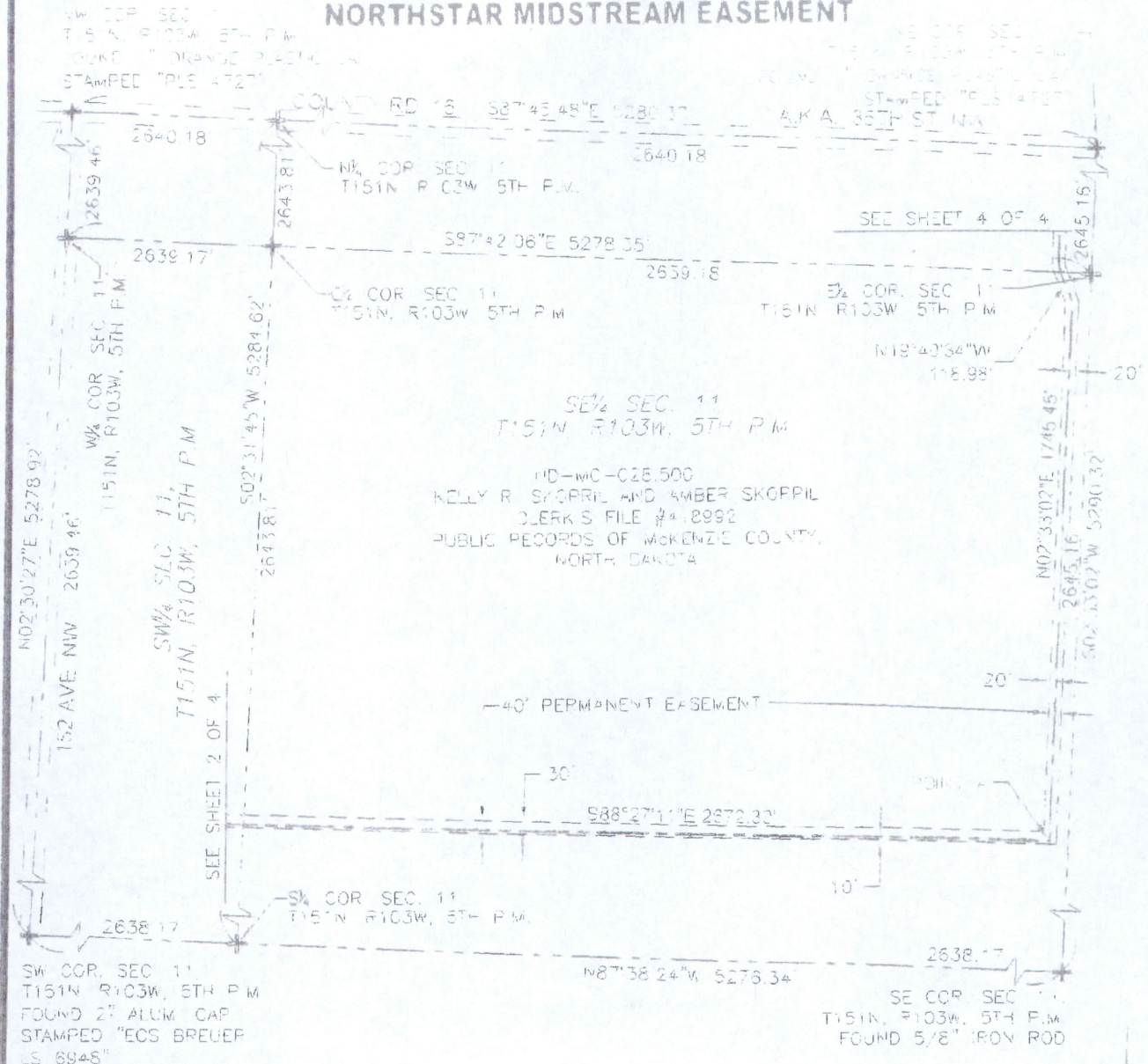
- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- - - PERMANENT EASEMENT SIDELINE
- - - RIGHT-OF-WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- + FOUND ALIQUOT CORNER AS DESCRIBED
- + CALCULATED ALIQUOT CORNER



40' WIDE PERMANENT EASEMENT  
 ACROSS THE SW 1/4, THE SE 1/4  
 AND THE NW 1/4 OF SECTION  
 TOWNSHIP 51 NORTH, RANGE 10 WEST  
 5TH P.M.,  
 KELLY P. SKORPIL AND AMBER SKORPIL

EXHIBIT A

NORTHSTAR MIDSTREAM EASEMENT



SE 1/4 SEC. 11  
 T151N R103W, 5TH P.M.  
 HD-WC-C28,500  
 KELLY R. SKORPIL AND AMBER SKORPIL  
 CLERK S. FILE #418992  
 PUBLIC RECORDS OF MCKENZIE COUNTY,  
 NORTH DAKOTA

LEGEND

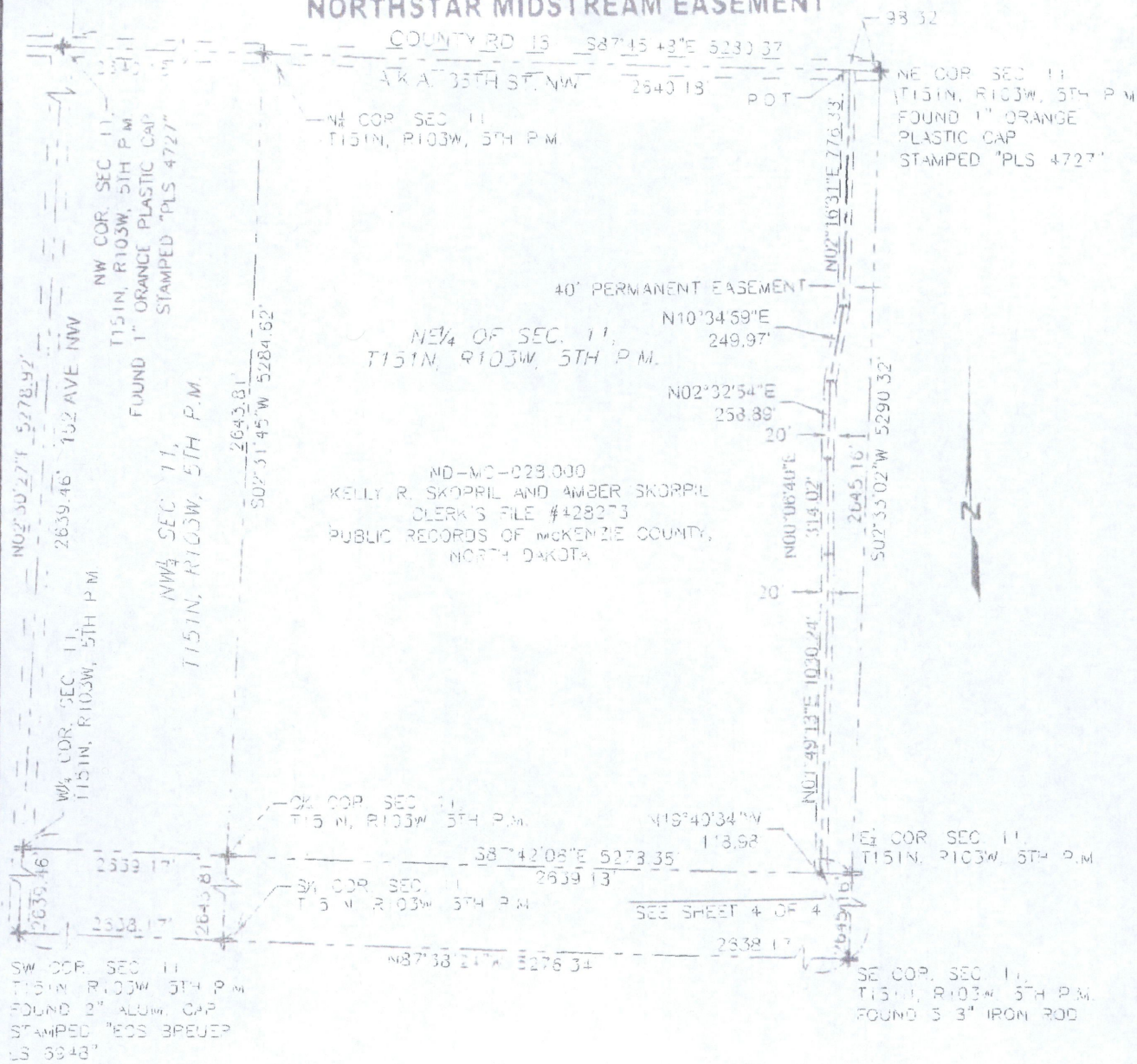
- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- RIGHT-OF-WAY LINE
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING
- POT POINT OF TERMINUS
- + FOUND ALIQUOT CORNER AS DESCRIBED
- + CALCULATED ALIQUOT CORNER

*K.S.*



40' WIDE PERMANENT EASEMENT  
 ACROSS THE SW 1/4, THE SE 1/4  
 AND THE NE 1/4 OF SECTION  
 TOWNSHIP 18 NORTH, RANGE 10 WEST  
 5TH P.M.  
 KELLY R. SKORPIL AND AMBER SKORPIL

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



### LEGEND

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- RIGHT-OF-WAY LINE
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- P.O.T. POINT OF TERMINUS
- + ALIQUOT CORNER AS DESCRIBED
- + CALCULATED ALIQUOT CORNER

*K.S.*



40' WIDE PERMANENT EASEMENT  
ACROSS THE S 1/4 OF SECTION 11  
AND THE NE 1/4 OF SECTION 11  
FOR NORTHSTAR MIDSTREAM ENERGY SERVICES  
L.P.  
KELLY R. SKORPIL AND AMBER SKORPIL

PREPARED BY: [Name] DATE: [Date]	CHECKED BY: [Name] DATE: [Date]	SCALE: [Scale] SHEET: [Sheet]
-------------------------------------	------------------------------------	----------------------------------

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THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Terry O'Connor, married, dealing in sole and separate property, Karen O'Connor, married, dealing in sole and separate property, Donna Wilkening, married, dealing in sole and separate property, Diane O'Connor, married, dealing in sole and separate property, Nancy O'Donnell, a single person ("Grantors"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires July 17, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 17 day of July, 2015.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

Terry O'Connor, married, dealing in sole and separate property, Karen O'Connor, married, dealing in sole and separate property, Donna Wilkening, married, dealing in sole and separate property, Diane O'Connor, married, dealing in sole and separate property, Nancy O'Donnell, a single person

---

Terry O'Connor

---

Karen O'Connor

---

Donna Wilkening



---

Diane O'Connor

---

Nancy O'Donnell

**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF \_\_\_\_\_ )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by Terry O'Connor, married, dealing in sole and separate property.

\_\_\_\_\_  
Notary Public

**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF \_\_\_\_\_ )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by Karen O'Connor, married, dealing in sole and separate property.

\_\_\_\_\_  
Notary Public

NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF \_\_\_\_\_ )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_, by Donna Wilkening, married, dealing in sole and separate property.

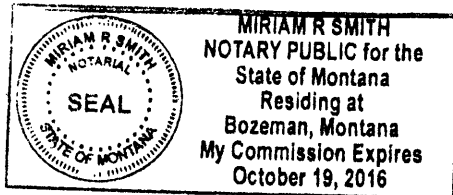
\_\_\_\_\_  
Notary Public

NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF MT \_\_\_\_\_ )  
 ) ss.  
COUNTY OF Gallatin \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this 17<sup>th</sup> day of July, 20 15, Diane O'Connor, married, dealing in sole and separate property.

Miriam R Smith  
\_\_\_\_\_  
Notary Public





**COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT**

**GRANTEE:**

\_\_\_\_\_

**BY:** \_\_\_\_\_

**NAME:** \_\_\_\_\_

**ITS:** \_\_\_\_\_

**STATE OF** \_\_\_\_\_ )  
  ) ss.  
**COUNTY OF** \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_, by \_\_\_\_\_, the \_\_\_\_\_ of \_\_\_\_\_, a \_\_\_\_\_, on behalf of the \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

Upon Recording Return to:

NST Express, LLC  
113 East Broadway  
Suite 1  
Williston, ND 58801

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

**TRACT #ND-MC-025.504 & TRACT #ND-MC-025.502**

## EASEMENT DESCRIPTION

A centerline description for a 50 foot wide permanent easement, being 25 feet as measured perpendicular left and right of said centerline and being a part of the Southeast Quarter of Section 2 and the West half of the Southwest Quarter of Section 1, Township 151 North, Range 103 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of that parcel of land owned by Terry O'Connor, Karen O'Connor, Donna Wilkening, Diane O'Connor, and Nancy O'Donnell, (Grantor[s] Land), as recorded in Document #360173 Public Records of McKenzie County, North Dakota, said centerline being further described as follows.

Commencing at the Southeast corner of said Section 2, a found 1" orange plastic cap, stamped "PLS 4727".

THENCE North 87°45'43" West along the south line of said Southeast Quarter of Section 2, a distance of 137.27 feet to the POINT OF BEGINNING

THENCE along said centerline the following two (2) courses:

1. North 02°32'50" East, a distance of 180.00 feet;
2. South 87°35'43" East a distance of 1455.06 feet to a point on the east line of said West Half of the Southwest Quarter of Section 1, and the POINT OF TERMINUS from which the Southeast corner of said Section 1, a found plastic cap on 5/8" iron rod with illegible stamping bears South 84°53'29" East, a distance of 3957.94 feet.

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 1.88 acres, more or less.

## TEMPORARY WORK SPACE

A 25 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 25 feet either side of and adjoining said permanent easement. The side lines of said temporary work space are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said temporary work space containing 1.78 acres, more or less.



## ADDITIONAL TEMPORARY WORK SPACE

Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.14 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum. To get to ground distances, multiply said grid values shown hereon by 1.0001600208.

Prepared By:

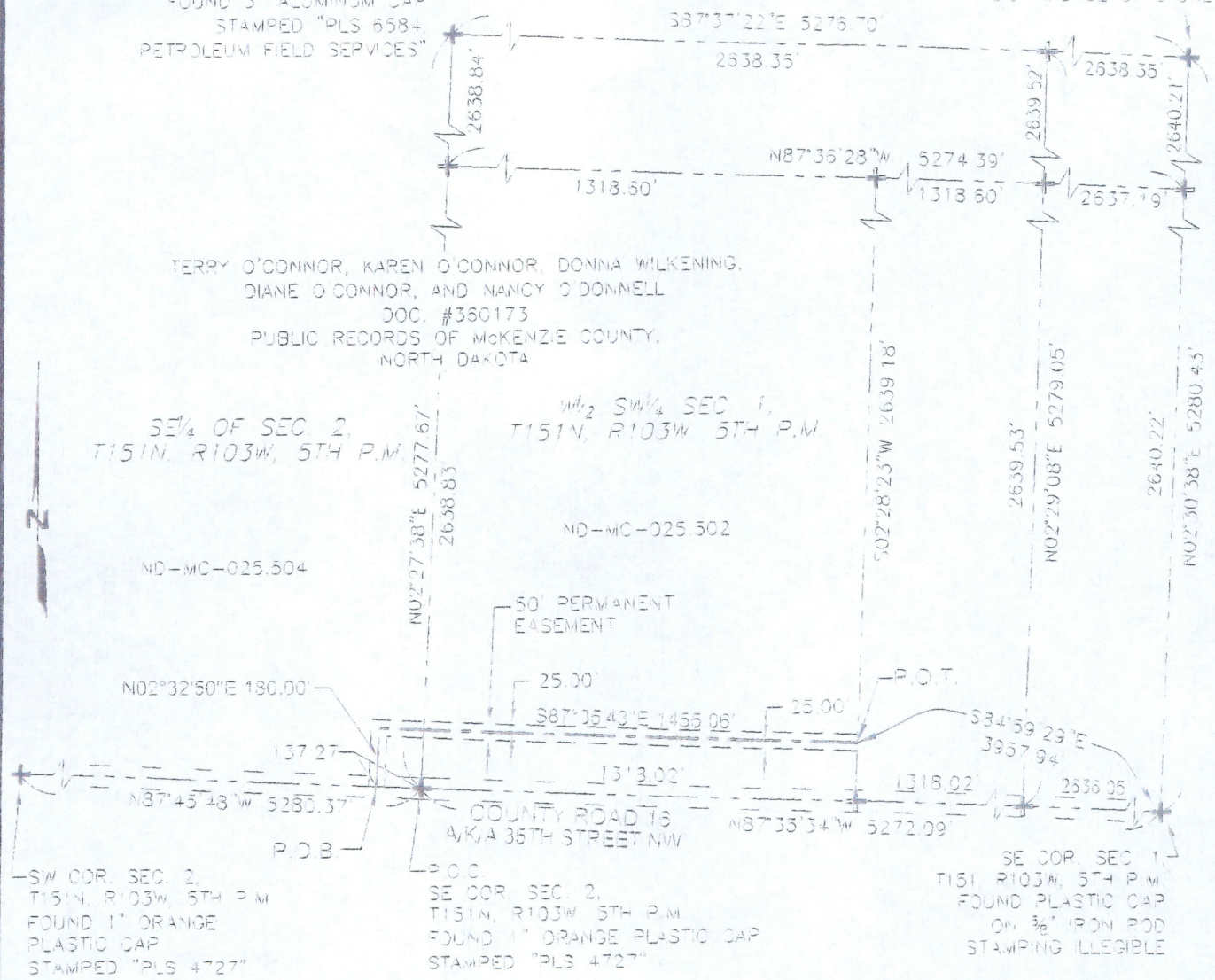
Brian S. Soica Date \_\_\_\_\_  
Professional Land Surveyor  
L.S. 8445 State Of North Dakota

 <p style="font-size: small;">THE SOURCE OF THE DATA FOR THIS RECORD IS THE ORIGINAL SURVEY RECORDS.</p>	 <p style="font-size: x-small;">SURVEYING AND MAPPING, L.L.C. 555 2nd St. Suite 100 Bismarck, ND 58103 Ph: 701.266-9551 Fax: 701.266-2115 Email: Dave@SAM312.com</p>	<p style="font-size: x-small;">50' WIDE PERMANENT EASEMENT ACROSS THE SE 1/4 OF SECTION 2 AND THE W 1/2 OF THE SW 1/4 OF SECTION TOWNSHIP 151 NORTH, RANGE 103 WEST 5TH PM TERRY O'CONNOR, KAREN O'CONNOR, DONNA WILKENING, DIANE O'CONNOR, AND NANCY O'DONNELL</p>
COUNTY: MCKENZIE      STATE: NORTH DAKOTA TRACT # ND-MC-025.504 & ND-MC-025.502 DWG	DRAWN BY: J. JONES      CHECKED BY: B. SOICA      SHEET NO. OF 1	

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

NE COR. SEC. 2,  
T151N, R103W, 5TH P.M.  
FOUND 3" ALUMINUM CAP  
STAMPED "PLS 6584  
PETROLEUM FIELD SERVICES"

NE COR. SEC. 1,  
T151N, R103W, 5TH P.M.  
FOUND 3" x 12" GRANITE STONE  
MARKED "151" ON SE FACE  
PROJECTING 3" ABOVE GROUND SURFACE  
W/ 1" ALUM. CAP  
STAMPED "N. DAKOTA, PLS 1130"  
ON S AND SE OF STONE



**NOTES:**

- ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM. TO GET TO GROUND DISTANCES MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.000 600208.
- RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF LLC.
- THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
- THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

CALCULATED EASEMENT ACREAGE: 1.28 ACRES ±  
CALCULATED TEMPORARY WORKSPACE: 1.78 ACRES ±  
CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 3.11 ACRES ±  
CALCULATED CENTERLINE LENGTH: 1825.05 FEET  
CALCULATED CENTERLINE ROUutage: 39.09 ACRES

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- RIGHT-OF-WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- + FOUND ALIQUOT CORNER AS DESCRIBED
- + CALCULATED ALIQUOT CORNER



50' WIDE PERMANENT EASEMENT  
ACROSS THE SE 1/4 OF SECTION 2 AND  
THE W/2 OF THE SW 1/4 OF SECTION 1,  
TOWNSHIP 51 NORTH, RANGE 103 WEST, 5TH P.M.  
TERRY O'CONNOR, KAREN O'CONNOR, DONNA  
WILKENING, DIANE O'CONNOR AND  
NANCY O'DONNELL

IT: COUNTY: MCKENZIE STATE: NORTH DAKOTA  
DATE: 06/07/2015  
DRAWN BY: JONES  
CHECKED BY: JONES  
DATE: 06/07/2015

BY THE ENGINEERING AND SURVEYING FIRM: SAM  
5920 13th Ave S, Suite 110  
Bismarck, ND 58103  
PHONE: (701) 782-4444  
FAX: (701) 782-4444  
E-MAIL: info@sam-nd.com

SCALE: AS SHOWN  
DATE: 06/07/2015

OKO

---

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Terry O'Connor, married, dealing in sole and separate property, Karen O'Connor, married, dealing in sole and separate property, Donna Wilkening, married, dealing in sole and separate property, Diane O'Connor, married, dealing in sole and separate property, Nancy O'Donnell, a single person ("**Grantors**"), has given to NST Express, LLC and its successors and assigns (collectively, "**Grantee**"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "**Property**") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "**Option Agreement**").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires \_\_\_\_\_, 20 \_\_, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 9 day of July, 20 15.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

Terry O'Connor, married, dealing in sole and separate property, Karen O'Connor, married, dealing in sole and separate property, Donna Wilkening, married, dealing in sole and separate property, Diane O'Connor, married, dealing in sole and separate property, Nancy O'Donnell, a single person

---

Terry O'Connor

*Karen O'Connor*  
\_\_\_\_\_  
Karen O'Connor

---

Donna Wilkening

---

Diane O'Connor

---

Nancy O'Donnell







COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTEE:**

\_\_\_\_\_

**BY:** \_\_\_\_\_

**NAME:** \_\_\_\_\_

**ITS:** \_\_\_\_\_

**STATE OF** \_\_\_\_\_ )  
 ) ss.  
**COUNTY OF** \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_, the \_\_\_\_\_ of \_\_\_\_\_, a \_\_\_\_\_, on behalf of the \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

Upon Recording Return to:  
NST Express, LLC  
113 East Broadway  
Suite 1  
Williston, ND 58801



# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

NE COR. SEC. 2,  
T151N, R103W, 5TH P.M.  
FOUND 3" ALUMINUM CAP  
STAMPED "PLS 6584,  
PETROLEUM FIELD SERVICES"

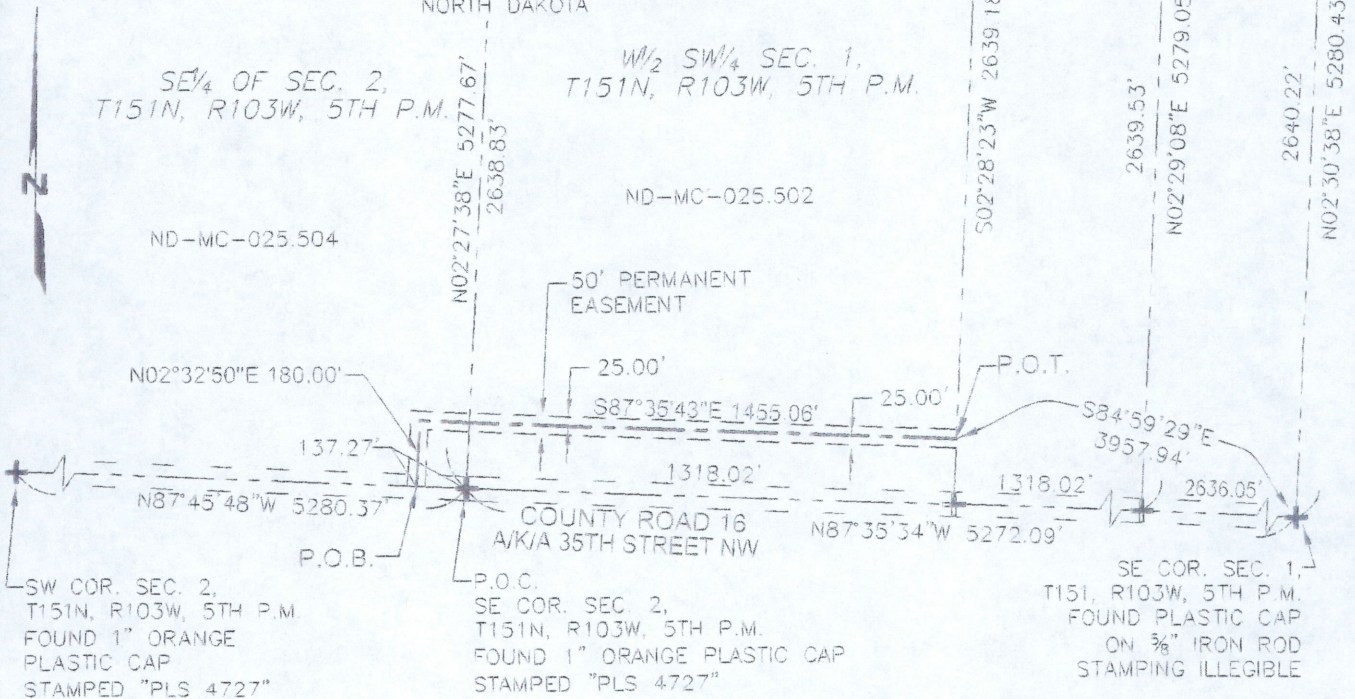
NE COR. SEC. 1,  
T151N, R103W, 5TH P.M.  
FOUND 9" x 12" GRANITE STONE  
MARKED "151" ON SE FACE  
PROJECTING 3" ABOVE GROUND SURFACE  
W/ 1" ALUM. CAP  
STAMPED "N. DAKOTA, PLS 1130"  
0.6' AND SE OF STONE

TERRY O'CONNOR, KAREN O'CONNOR, DONNA WILKENING,  
DIANE O'CONNOR, AND NANCY O'DONNELL  
DOC. #360173  
PUBLIC RECORDS OF MCKENZIE COUNTY,  
NORTH DAKOTA

SE 1/4 OF SEC. 2,  
T151N, R103W, 5TH P.M.  
W 1/2 SW 1/4 SEC. 1,  
T151N, R103W, 5TH P.M.

ND-MC-025.502

ND-MC-025.504



**NOTES:**

- ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES. MEASURED IN INTERNATIONAL FEET, AND ARE BASED ON SAID HORIZONTAL DATUM, TO GET TO GROUND DISTANCES, MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001600208.
- RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
- THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY, AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
- THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

CALCULATED EASEMENT ACREAGE: 1.88 ACRES ±  
CALCULATED TEMPORARY WORKSPACE: 1.78 ACRES ±  
CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.11 ACRES ±  
CALCULATED CENTERLINE LENGTH: 1835.06 FEET  
CALCULATED CENTERLINE ROUDDAGE: 99.09 RODS

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- RIGHT-OF-WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- + FOUND ALIQUOT CORNER AS DESCRIBED
- + CALCULATED ALIQUOT CORNER



PRELIMINARY  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.



SURVEYING AND MAPPING, LLC (SAM)  
555 Zang St., Suite 211  
Lakewood, CO 80229  
PH: (303) 984-4852  
FAX: (303) 984-2195  
E-MAIL: SAM@SAM-LLC.COM

50' WIDE PERMANENT EASEMENT  
ACROSS THE SE 1/4 OF SECTION 2 AND  
THE W 1/2 OF THE SW 1/4 OF SECTION 1,  
TOWNSHIP 151 NORTH, RANGE 103 WEST, 5TH P.M.  
TERRY O'CONNOR, KAREN O'CONNOR, DONNA  
WILKENING, DIANE O'CONNOR, AND  
NANCY O'DONNELL

CITY/COUNTY	MCKENZIE	STATE	NORTH DAKOTA
EXHIBIT DATE	05/27/2015	SCALE	1"=500'
PROJECT	1014035146	DRAWING NO.	ND-MC-025.504-025.502.DWG

DRAWN BY	INDEXED BY	SHEET NO.
JONES	B. SOCIA	2 OF 2

10

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Terry O'Connor, married, dealing in sole and separate property, Karen O'Connor, married, dealing in sole and separate property, Donna Wilkening, married, dealing in sole and separate property, Diane O'Connor, married, dealing in sole and separate property, Nancy O'Donnell, a single person ("Grantors"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires July 2nd, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

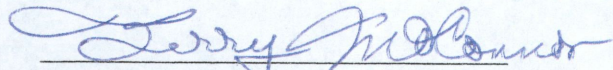
IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 2 day of JULY, 2015.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

Terry O'Connor, married, dealing in sole and separate property, Karen O'Connor, married, dealing in sole and separate property, Donna Wilkening, married, dealing in sole and separate property, Diane O'Connor, married, dealing in sole and separate property, Nancy O'Donnell, a single person

  
Terry O'Connor

\_\_\_\_\_  
Karen O'Connor

\_\_\_\_\_  
Donna Wilkening

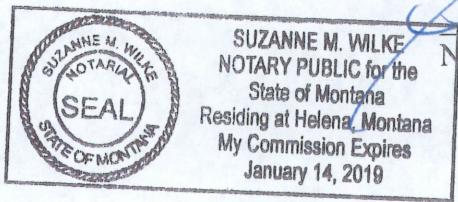
\_\_\_\_\_  
Diane O'Connor

\_\_\_\_\_  
Nancy O'Donnell

NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF Montana )  
 ) ss.  
COUNTY OF Lewis & Clark )

The foregoing instrument was acknowledged before me this 2nd day of July, 20 15, by Terry O'Connor, married, dealing in sole and separate property.



Suzanne M Wilke  
Notary Public  
SUZANNE M WILKE

NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:

STATE OF \_\_\_\_\_ )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_, by Karen O'Connor, married, dealing in sole and separate property.

\_\_\_\_\_  
Notary Public







# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

NE COR. SEC. 2,  
T151, R103W, 5TH P.M.  
FOUND 3" ALUMINUM CAP  
STAMPED "PLS 6584,  
PETROLEUM FIELD SERVICES"

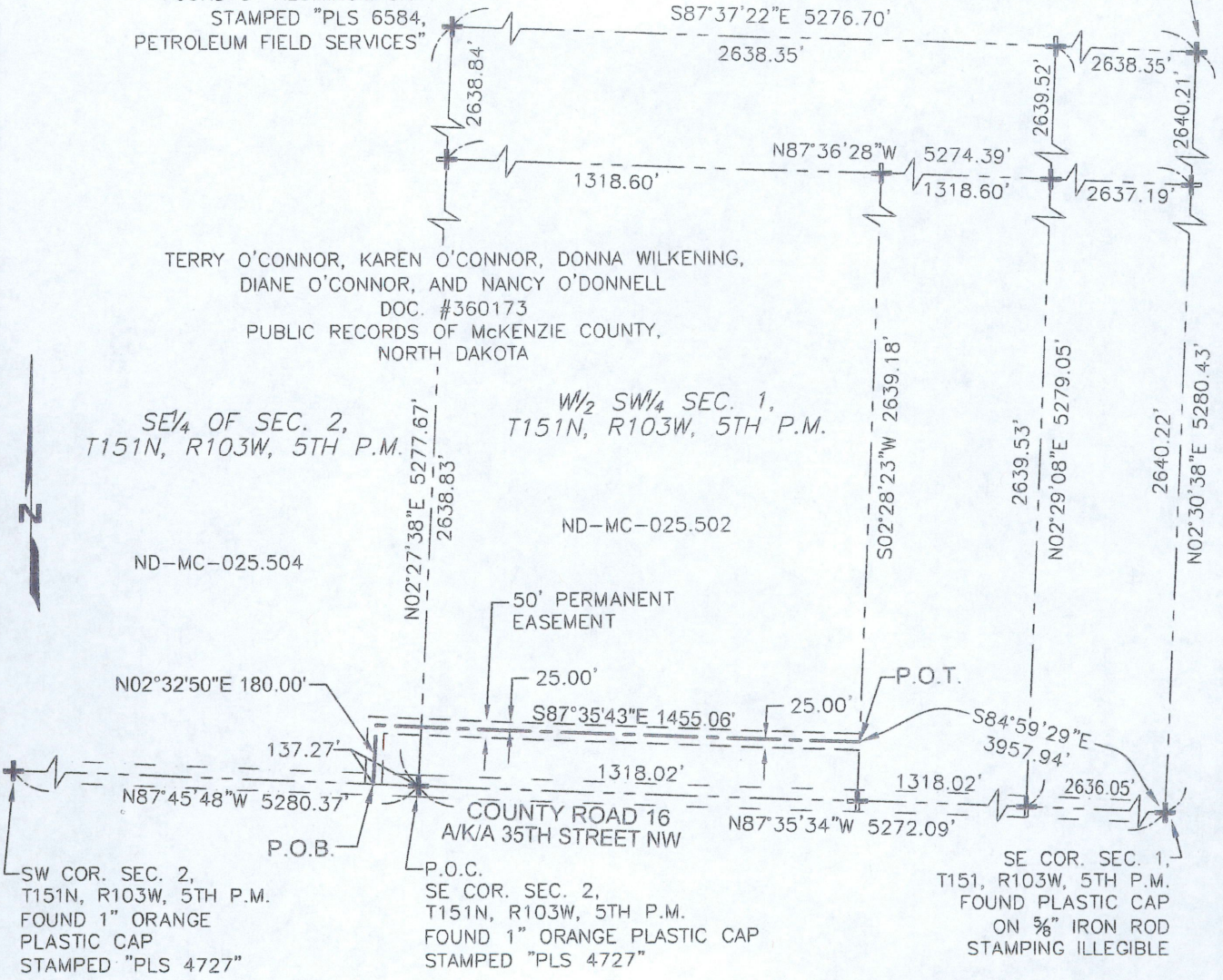
NE COR. SEC. 1,  
T151N, R103W, 5TH P.M.  
FOUND 9" x 12" GRANITE STONE  
MARKED "151" ON SE FACE  
PROJECTING 3" ABOVE GROUND SURFACE  
W/ 1" ALUM. CAP  
STAMPED "N. DAKOTA, PLS 1130"  
0.6' AND SE OF STONE

TERRY O'CONNOR, KAREN O'CONNOR, DONNA WILKENING,  
DIANE O'CONNOR, AND NANCY O'DONNELL  
DOC. #360173  
PUBLIC RECORDS OF MCKENZIE COUNTY,  
NORTH DAKOTA

SE 1/4 OF SEC. 2,  
T151N, R103W, 5TH P.M.  
W 1/2 SW 1/4 SEC. 1,  
T151N, R103W, 5TH P.M.

ND-MC-025.502

ND-MC-025.504



**NOTES:**

- ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983, NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES, MEASURED IN INTERNATIONAL FEET, AND ARE BASED ON SAID HORIZONTAL DATUM. TO GET TO GROUND DISTANCES, MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001600208.
- RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
- THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY, AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
- THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

CALCULATED EASEMENT ACREAGE: 1.88 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 1.78 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.11 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 1635.06 FEET  
 CALCULATED CENTERLINE RODDAGE: 99.09 RODS

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- RIGHT-OF-WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- FOUND ALIQUOT CORNER AS DESCRIBED
- CALCULATED ALIQUOT CORNER

*[Handwritten Signature]*



PRELIMINARY.  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES.



SURVEYING AND MAPPING LLC (SAM)  
555 Zang St. Suite 210  
Lakewood CO 80228  
Ph (303) 988-5852  
Fax (303) 988-2195  
EMAIL: SAM@SAM.BIZ

50' WIDE PERMANENT EASEMENT  
ACROSS THE SE 1/4 OF SECTION 2 AND  
THE W 1/2 OF THE SW 1/4 OF SECTION 1,  
TOWNSHIP 151 NORTH, RANGE 103 WEST 5TH P.M.  
TERRY O'CONNOR, KAREN O'CONNOR, DONNA  
WILKENING, DIANE O'CONNOR, AND  
NANCY O'DONNELL

CITY / COUNTY		McKENZIE		STATE		NORTH DAKOTA	
EXHIBIT DATE	SCALE	PROJECT	DRAWING No	ND-MC-025.504-025.502.DWG			
05/27/2015	1"=500'	1014035146					

DRAWN BY	CHECKED BY	SHEET No.
J. JONES	B. SOCIA	2 OF 2

---

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Terry O'Connor, married, dealing in sole and separate property, Karen O'Connor, married, dealing in sole and separate property, Donna Wilkening, married, dealing in sole and separate property, Diane O'Connor, married, dealing in sole and separate property, Nancy O'Donnell, a single person ("Grantors"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires July 14, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 14 day of July, 2015.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

Terry O'Connor, married, dealing in sole and separate property, Karen O'Connor, married, dealing in sole and separate property, Donna Wilkening, married, dealing in sole and separate property, Diane O'Connor, married, dealing in sole and separate property, Nancy O'Donnell, a single person

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Terry O'Connor

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Karen O'Connor

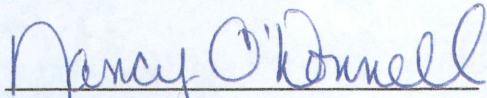
---

Donna Wilkening

---

Diane O'Connor

---

  
Nancy O'Donnell

**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF \_\_\_\_\_ )  
  ) ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by Terry O'Connor, married, dealing in sole and separate property.

\_\_\_\_\_  
Notary Public

**NOTARY BLOCK FOR PERSONAL ACKNOWLEDGEMENT:**

STATE OF \_\_\_\_\_ )  
  ) ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by Karen O'Connor, married, dealing in sole and separate property.

\_\_\_\_\_  
Notary Public





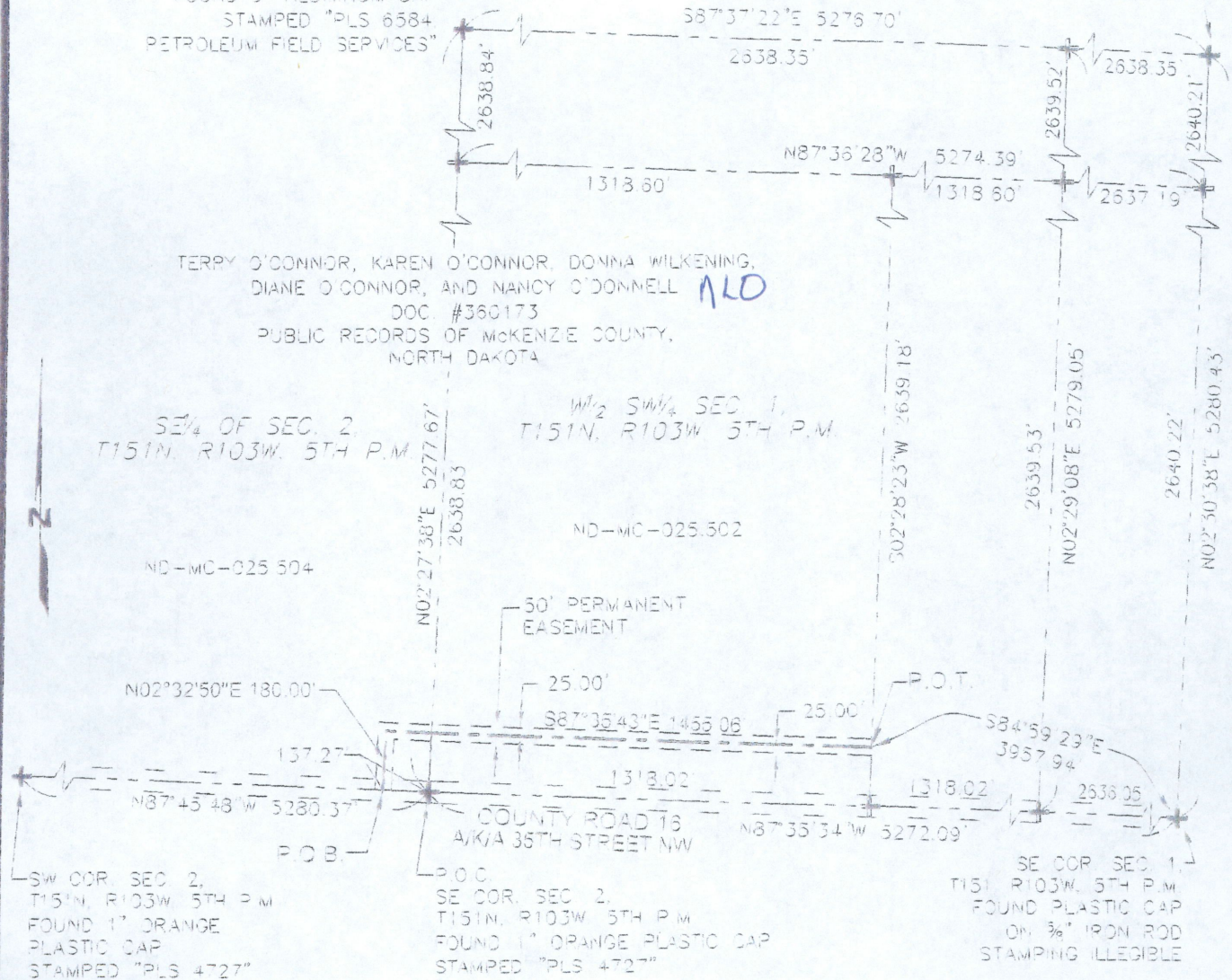




# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

NE COR. SEC. 2,  
T151N. R103W. 5TH P.M.  
FOUND 3" ALUMINIUM CAP  
STAMPED "PLS 6584  
PETROLEUM FIELD SERVICES"

NE COR. SEC. 1,  
T151N. R103W. 5TH P.M.  
FOUND 3" x 2" GRANITE STONE  
MARKED "15" ON SE FACE  
PROJECTING 3" ABOVE GROUND SURFACE  
W/ 1" ALUM. CAP  
STAMPED "N DAKOTA PLS 1130"  
0.6' AND SE OF STONE



**NOTES**

- ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM. TO GET TO GROUND DISTANCES MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.000160208.
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CALCULATED EASEMENT ACREAGE: 1.28 ACRES ±  
 CALCULATED TEMPORARY WORKSPACE: 1.78 ACRES ±  
 CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.11 ACRES ±  
 CALCULATED CENTERLINE LENGTH: 635.06 FEET  
 CALCULATED CENTERLINE ROULAGE: 39.09 RODS

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- RIGHT-OF-WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINATION
- + FOUND ALIQUOT CORNER AS DESCRIBED
- + CALCULATED ALIQUOT CORNER



50' WIDE PERMANENT EASEMENT  
 ACROSS THE SE 1/4 OF SECTION 2 AND  
 THE W/2 OF THE SW 1/4 OF SECTION 1,  
 TOWNSHIP 51 NORTH, RANGE 103 WEST, 5TH P.M.,  
 TERRY O'CONNOR, KAREN O'CONNOR, DONNA  
 WILKENING, DIANE O'CONNOR AND  
 NANCY O'DONNELL

CLIENT: MCKENZIE  
 STATE: NORTH DAKOTA  
 PROJECT: 2025-001

DATE: 10/20/25  
 DRAWN BY: [Name]  
 CHECKED BY: [Name]

DRAWN BY: [Name]  
 CHECKED BY: [Name]

---

THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Terry O'Connor, married, dealing in sole and separate property, Karen O'Connor, married, dealing in sole and separate property, Donna Wilkening, married, dealing in sole and separate property, Diane O'Connor, married, dealing in sole and separate property, Nancy O'Donnell, a single person ("Grantors"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires August 3, 2017, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 3rd day of August, 2015.

**The remainder of this page is intentionally blank.**

COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTORS:**

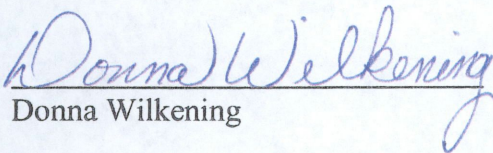
Terry O'Connor, married, dealing in sole and separate property, Karen O'Connor, married, dealing in sole and separate property, Donna Wilkening, married, dealing in sole and separate property, Diane O'Connor, married, dealing in sole and separate property, Nancy O'Donnell, a single person

---

Terry O'Connor

---

Karen O'Connor

  
Donna Wilkening

---

Diane O'Connor

---

Nancy O'Donnell





COUNTERPART SIGNATURE PAGE TO  
MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT

**GRANTEE:**

\_\_\_\_\_

**BY:** \_\_\_\_\_

**NAME:** \_\_\_\_\_

**ITS:** \_\_\_\_\_

**STATE OF** \_\_\_\_\_ )

) ss.

**COUNTY OF** \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_, the \_\_\_\_\_ of \_\_\_\_\_, a \_\_\_\_\_, on behalf of the \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

Upon Recording Return to:

NST Express, LLC  
113 East Broadway  
Suite 1  
Williston, ND 58801





# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

NE COR. SEC. 2,  
T151, R103W, 5TH P.M.  
FOUND 3" ALUMINUM CAP  
STAMPED "PLS 6584,  
PETROLEUM FIELD SERVICES"

NE COR. SEC. 1,  
T151N, R103W, 5TH P.M.  
FOUND 9" x 12" GRANITE STONE  
MARKED "151" ON SE FACE  
PROJECTING 3" ABOVE GROUND SURFACE  
W/ 1" ALUM. CAP  
STAMPED "N. DAKOTA, PLS 1130"  
0.6" AND SE OF STONE

TERRY O'CONNOR, KAREN O'CONNOR, DONNA WILKENING,  
DIANE O'CONNOR, AND NANCY O'DONNELL  
DOC. #360173  
PUBLIC RECORDS OF MCKENZIE COUNTY,  
NORTH DAKOTA

SE 1/4 OF SEC. 2,  
T151N, R103W, 5TH P.M.

W 1/2 SW 1/4 SEC. 1,  
T151N, R103W, 5TH P.M.

ND-MC-025.504

ND-MC-025.502

50' PERMANENT  
EASEMENT

N02°32'50"E 180.00'

S87°35'43"E 1455.06'

S84°59'29"E 3957.94'

N87°45'48"W 5280.37'

1318.02'

1318.02'

N87°35'34"W 5272.09'

2636.05'

SW COR. SEC. 2,  
T151N, R103W, 5TH P.M.  
FOUND 1" ORANGE  
PLASTIC CAP  
STAMPED "PLS 4727"

P.O.C.  
SE COR. SEC. 2,  
T151N, R103W, 5TH P.M.  
FOUND 1" ORANGE PLASTIC CAP  
STAMPED "PLS 4727"

SE COR. SEC. 1,  
T151, R103W, 5TH P.M.  
FOUND PLASTIC CAP  
ON 3/8" IRON ROD  
STAMPING ILLEGIBLE

**NOTES:**

- ALL BEARINGS ARE GRID BEARINGS AND ARE BASED ON NORTH DAKOTA COORDINATE SYSTEM OF 1983 NORTH ZONE. ALL DISTANCES ARE REPRESENTED IN GRID VALUES MEASURED IN INTERNATIONAL FEET AND ARE BASED ON SAID HORIZONTAL DATUM. TO GET TO GROUND DISTANCES MULTIPLY SAID GRID DISTANCES SHOWN HEREON BY 1.0001600208.
- RECORD INFORMATION SHOWN HEREON ARE BASED UPON A PUBLIC RECORDS SEARCH PROVIDED BY CONTRACT LAND STAFF, LLC.
- THIS EXHIBIT DOES NOT REPRESENT A MONUMENTED LAND SURVEY, AND IS ONLY INTENDED TO GRAPHICALLY DEPICT THE ATTACHED EASEMENT DESCRIPTION.
- THIS EXHIBIT MAY NOT DEPICT ALL EXISTING UTILITIES IN THE AREA. PLEASE NOTIFY THE ONE-CALL SYSTEM FOR ALL UTILITY LOCATIONS PRIOR TO EXCAVATING OR DIGGING.

CALCULATED EASEMENT ACREAGE: 1.28 ACRES ±  
CALCULATED TEMPORARY WORKSPACE: 1.78 ACRES ±  
CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.11 ACRES ±  
CALCULATED CENTERLINE LENGTH: 1835.06 FEET  
CALCULATED CENTERLINE ROUDDAGE: 99.09 RODS

**LEGEND**

- ALIQUOT LINE
- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- RIGHT-OF-WAY LINE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.T. POINT OF TERMINUS
- ⊕ FOUND ALIQUOT CORNER AS DESCRIBED
- ⊕ CALCULATED ALIQUOT CORNER



PRELIMINARY  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSES



SURVEYING AND MAPPING LLC (SAM)  
555 Zebra St., Suite 210  
Lakewood CO 80228  
PH: (303) 986-5952  
Fax: (303) 986-2190  
E-MAIL: SAM@SAMA.BIZ

50' WIDE PERMANENT EASEMENT  
ACROSS THE SE 1/4 OF SECTION 2 AND  
THE W 1/2 OF THE SW 1/4 OF SECTION 1  
TOWNSHIP 151 NORTH, RANGE 103 WEST 5TH P.M.  
TERRY O'CONNOR, KAREN O'CONNOR, DONNA  
WILKENING, DIANE O'CONNOR AND  
NANCY O'DONNELL

CITY/COUNTY	MCKENZIE	STATE	NORTH DAKOTA
EXHIBIT DATE	05/27/2015	SCALE	1"=500'
PROJECT	1014035146	DRAWING No.	ID-MC-025.504-025.502.DWG

DRAWN BY	J. JONES	CHECKED BY	B. SOGIA	SHEET No.	2 OF 2
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DW

Tract # ND-MC-008.520 +  
Tract # ND-MC-008.510

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THE SPACE ABOVE THIS LINE IS RESERVED FOR RECORDING PURPOSES.

**MEMORANDUM OF OPTION AGREEMENT FOR EASEMENT  
(North Dakota)**

Notice is given that Donald R. Link and Phyllis J. Link, husband and wife, as joint tenants ("Grantors"), has given to NST Express, LLC and its successors and assigns (collectively, "Grantee"), the sole and exclusive option to purchase an easement for the construction, operation, and maintenance of a proposed pipeline and related purposes across the real property (the "Property") located in McKenzie County, North Dakota described on the attached Exhibit A pursuant to that certain Option Agreement for Easement dated of even date herewith (the "Option Agreement").

The Option Agreement contains all of the terms of the option and is included by reference as if fully set forth herein. Under the terms of the Option Agreement, Grantors shall have the right to mortgage, lease, sell or otherwise encumber the Property only if such mortgage, lease or encumbrance is subordinate to the rights of the Grantee under the Option Agreement. The Option Agreement held by Grantee expires December 26, 20 15, unless otherwise terminated or extended.

The parties have agreed to record this notice in the County Recorder's Office as notice of the Option Agreement, rather than recording the full length Option Agreement.

IN WITNESS WHEREOF, Grantors have executed this Memorandum of Option Agreement for Easement this 26 day of June, 20 15.

**The remainder of this page is intentionally blank.**











## EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT

**TRACT #ND-MC-008.510-008.520**

### EASEMENT DESCRIPTION

A centerline description for a 50 foot wide permanent easement, being 25 feet, as measured perpendicular, left and right of said centerline and being a part of the Northwest Quarter of Section 35 and part of the Northeast Quarter of Section 34, Township 152 North, Range 102 West of the 5th Principal Meridian, McKenzie County, State of North Dakota, and also being a part of that parcel of land owned by Donald R. Link (Grantor[s] Land), as recorded in Book 146, Page 74, Public Records, McKenzie County, North Dakota, said centerline being further described as follows:

Commencing at the Southeast corner of said Section 34, a found 5/8" iron rod with 2" aluminum cap;

THENCE North 00°29'48" East, a distance of 2640.54 feet to a point on the south line of said Northeast Quarter of Section 34, and the POINT OF BEGINNING;

THENCE along said centerline, the following four (4) courses:

1. North 05°36'15" West, a distance of 70.25 feet;
2. North 02°28'08" East, a distance of 511.97 feet;
3. South 87°39'35" East, a distance of 224.25 feet;
4. North 02°21'47" East, a distance of 2057.74 feet to a point on the north line of said Northwest Quarter of Section 35, and the POINT OF TERMINUS, from whence the Northwest corner of said Section 35, a found 5/8" iron rod with aluminum cap (illegible) bears North 87°44'07" West, a distance of 131.57 feet.

The sidelines of said easement are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said permanent easement containing 3.29 acres, more or less.

### TEMPORARY WORK SPACE

A 25 foot wide temporary workspace for construction purposes, over and across that part of the Grantor[s] Land which lies 25 feet either side of and adjoining said permanent easement. The side lines of said temporary work space are shortened or lengthened to meet at angle points and to begin and terminate on boundary lines, said temporary work space containing 3.21 acres, more or less.

### ADDITIONAL TEMPORARY WORK SPACE

Additional temporary workspace(s) for construction purposes adjoining the temporary workspace containing 0.33 acres, more or less.

Bearings are based on North Dakota Coordinate System of 1983, North Zone. All distances are represented in grid values, measured in International feet, and are based on said Horizontal Datum.

Prepared By:

Brian S. Socia Date  
Professional Land Surveyor  
L.S. 8445, State Of North Dakota

PRELIMINARY:  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSE.



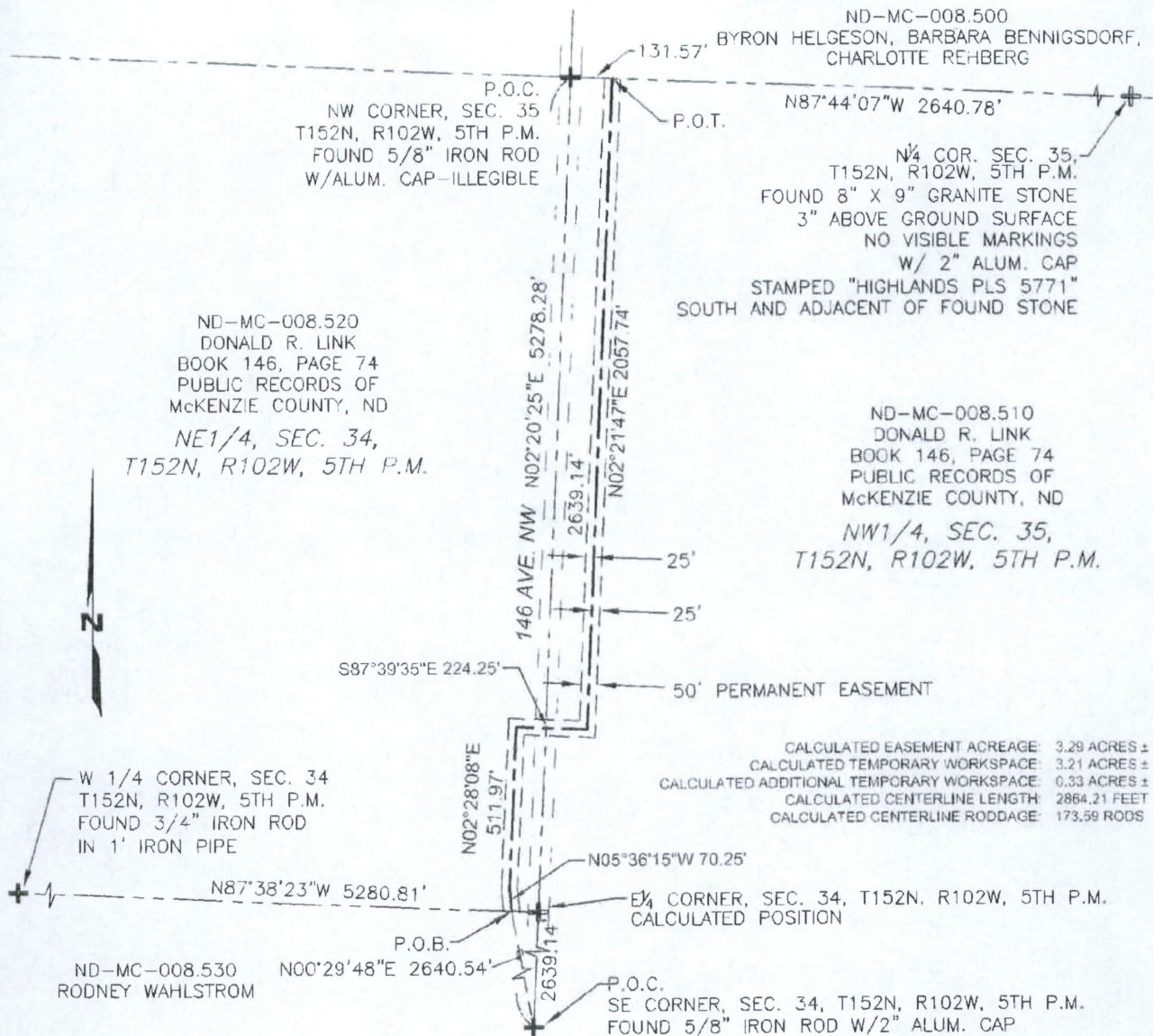
SURVEYING AND MAPPING LLC (SAM)  
555 Zang S., Suite 210  
Lakewood CO. 80228  
Ph: (303) 988-5052  
Fax: (303) 988-2195  
EMAIL: SAM@SAM.BIZ

50' WIDE PERMANENT EASEMENT  
ACROSS THE NW 1/4 OF SECTION 35  
AND THE NE 1/4 OF SECTION 34,  
TOWNSHIP 152 NORTH, RANGE 102 WEST, 5TH P.M.,  
McKENZIE COUNTY, NORTH DAKOTA  
DONALD R. LINK

CITY: COUNTY	McKENZIE	STATE	NORTH DAKOTA
EXPIRE DATE	05/28/2015	PROJECT	1014035146
		DRAWING No.	ND-MC-008.510-008.520.DWG

DRAWN BY:	CHECKED BY:	SHEET No.
TKURTZ	B. SOCIA	1 OF 2

# EXHIBIT A NORTHSTAR MIDSTREAM EASEMENT



ND-MC-008.500  
BYRON HELGESON, BARBARA BENNIGSDORF,  
CHARLOTTE REHBERG

P.O.C.  
NW CORNER, SEC. 35  
T152N, R102W, 5TH P.M.  
FOUND 5/8" IRON ROD  
W/ALUM. CAP-ILLEGIBLE

N87°44'07"W 2640.78'

N¼ COR. SEC. 35,  
T152N, R102W, 5TH P.M.  
FOUND 8" X 9" GRANITE STONE  
3" ABOVE GROUND SURFACE  
NO VISIBLE MARKINGS  
W/ 2" ALUM. CAP  
STAMPED "HIGHLANDS PLS 5771"  
SOUTH AND ADJACENT OF FOUND STONE

ND-MC-008.520  
DONALD R. LINK  
BOOK 146, PAGE 74  
PUBLIC RECORDS OF  
McKENZIE COUNTY, ND

NE1/4, SEC. 34,  
T152N, R102W, 5TH P.M.

ND-MC-008.510  
DONALD R. LINK  
BOOK 146, PAGE 74  
PUBLIC RECORDS OF  
McKENZIE COUNTY, ND

NW1/4, SEC. 35,  
T152N, R102W, 5TH P.M.

CALCULATED EASEMENT ACREAGE: 3.29 ACRES ±  
CALCULATED TEMPORARY WORKSPACE: 3.21 ACRES ±  
CALCULATED ADDITIONAL TEMPORARY WORKSPACE: 0.33 ACRES ±  
CALCULATED CENTERLINE LENGTH: 2864.21 FEET  
CALCULATED CENTERLINE RODDAGE: 173.59 RODS

**NOTES:**

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**LEGEND**

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- PERMANENT EASEMENT CENTERLINE
- PERMANENT EASEMENT SIDELINE
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- P.O.T. POINT OF TERMINUS
- + + ALIQUOT CORNER AS DESCRIBED



PRELIMINARY:  
THIS DOCUMENT SHALL NOT BE  
RECORDED FOR ANY PURPOSE.



SURVEYING AND MAPPING LLC (SAM)  
555 Zung St., Suite 210  
Lakewood CO. 80226  
Ph: (303) 988-5852  
Fax: (303) 988-2195  
EMAIL: SAM@SAM.BZ

50' WIDE PERMANENT EASEMENT  
ACROSS THE NW 1/4 OF SECTION 35  
AND THE NE 1/4 OF SECTION 34  
TOWNSHIP 152 NORTH, RANGE 102 WEST 5TH P.M.  
McKENZIE COUNTY NORTH DAKOTA  
DONALD R. LINK

CITY/COUNTY	MCKENZIE	STATE	NORTH DAKOTA
EXHIBIT DATE	05/20/2015	SCALE	1"=500'
PROJECT	1014035146	DRAWING No	ND-MC-008,510-008,520,DWG

DRAWN BY:	CHECKED BY:	SHEET No
TKURTZ	B. SOCIA	2 OF 2

*Don PLS*