

EQUIPMENT AND TRAILER USEAGE AGREEMENT (con't)

3. RETURN OF EQUIPMENT AND PAYMENT FOR DAMAGE

(a) The User shall pay for all repairs to and replacement costs of the Equipment in the event that the Equipment or any part of portion thereof is returned used, damaged or not returned at all provided always that the User shall return the Equipment immediately upon OSCG’s demand or as soon as the Equipment is not immediately in use for the purposes contemplated at the time it was taken from OSCG’s yard and provided further that the User shall inform the OSCG every four days of its intention to continue to use the Equipment for the next four days following and if the Equipment is not in use by the User during such four-day period, the User shall immediately return the equipment to the OSCG’s yard in Weyburn or in Carlyle so that the Equipment can be cleaned if possible and inspected, and the reasonable costs of such cleaning and inspecting shall be paid for by the User. If the booms are exposed to oil the User will be responsible for the replacement of the booms used. The User will have a representative or representatives present when the cleaning and inspecting is done;

4. INDEMNITY

The User shall indemnify the OSCG, its employees, servants, officers, directors, agents, members, successors and assigns from any and all manner or cause of action, suits, claims and demands whatsoever both in law and equity which may hereafter be brought against the OSCG, its employees, servants, officers, directors, agents, members, successors and assigns by or on behalf of any person in respect of or arising or alleging to be in respect of or arising from any loss caused directly or indirectly as a result of the use of the Equipment by the User, its employees, servants, officers, directors, agents, successors, assigns and all others whom the User may be legally responsible for.

5. DRIVER AND VEHICLE QUALIFICATIONS

As the trailer is greater than 10,000# (actual weight approx., 13,000 lb) drivers must possess a minimum of a Class 1G license, as per SGI requirements. Also, vehicles must be rated accordingly. Below is a list of contractors with qualified drivers and vehicles. Any other contractors with qualified drivers and vehicles may also be used to mobilize and de-mobilize the trailer.

Top Notch Towing, Weyburn 306-861-1346
Integrity Maintenance, Carlyle: 306 577-3311
Lost Child Towing, Weyburn 306-861-0585 or 842-0555
Jerry Mainil Limited, Weyburn- 306-842-5412

DATED THIS _____ DAY OF _____

(USER)

*The first version of this agreement was **drafted January 2005.**
Amendments will be notated and dated, should they be necessary.

**Second version of this agreement Oct.2006

**Third version of this agreement Jan. 2012