



December 28, 2009

Department of Natural Resources
Oil and Gas Conservation Commission
The Chancery Building
1120 Lincoln St., Suite 801
Denver, CO 80203

Re: **20 Day Certification Letter - 318A-e**
BERNHARDT STATE 37-36
Township 4 North, Range 67 West, Section 1: NE/4NW/4
Unit Spacing: 04N-67W-01 N/2NE/4
05N-67W-36 ES2SE/4
Weld County, Colorado

Kerr-McGee Oil and Gas Onshore LP ("KMG") hereby certifies to the Director that a twenty (20) day notice has been given by certified mail to all owners in the proposed wellbore spacing unit. We have not received any objections to such well location, proposed spacing unit, or additional producing formation. KMG hereby requests the Director to approve the boundary well.

If you have any questions or issues regarding this permit, please contact Cheryl Light at (720) 929-6461.

Very truly yours,

KERR-McGEE OIL AND GAS ONSHORE LP

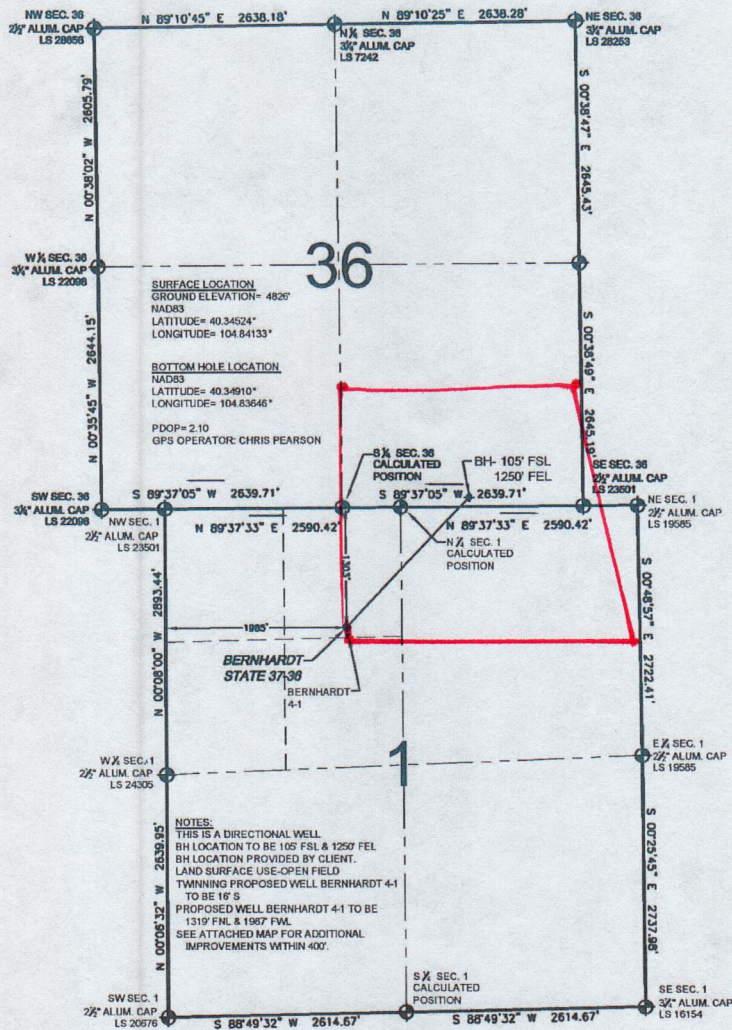
A handwritten signature in blue ink that reads 'Cheryl Light'.

Cheryl Light
Senior Regulatory Analyst

:cl
Enclosure

WELL LOCATION CERTIFICATE: BERNHARDT STATE 37-36

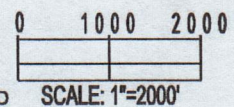
SECTION 1, TOWNSHIP 4 NORTH, RANGE 67 WEST, 6TH P.M.



WELL BERNHARDT STATE 37-36 TO BE LOCATED 1303' FNL AND 1985' FWL, SECTION 1, T4N, R67W OF THE 6th P.M.

LEGEND

- ⊕ = EXISTING MONUMENT
- ⊙ = PROPOSED WELL
- ⊕ = BOTTOM HOLE
- ⊙ = EXISTING WELL
- BH = BOTTOM HOLE

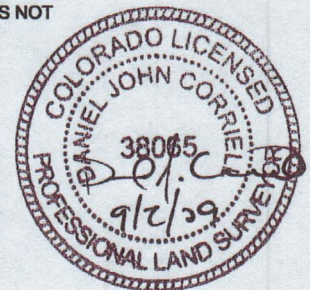


NOTES:

1. THIS SURVEY WAS DONE BY GPS METHODS AND CONFORMS TO THE MINIMUM STANDARDS SET BY THE C.O.G.C.C., RULE NO. 215
2. ELEVATIONS SHOWN AT THE WELL HEAD, AS WELL AS HORIZONTAL CONTROL, ARE BASED ON GPS-RTK VALUES DERIVED FROM DOING 2-HOUR STATIC GPS SESSIONS AND REDUCTIONS USING O.P.U.S. SOLUTIONS.
VERTICAL = NAVD88; HORIZONTAL = NAD83/92
3. THE BEARINGS SHOWN HEREON ARE BASED ON GPS OBSERVATIONS BETWEEN THE MONUMENTS SHOWN HEREON AS FOUND ON THE FIELD DATE BELOW.
4. DISTANCES SHOWN ARE AT GROUND LEVEL, AS MEASURED IN THE FIELD, WITH TIES TO WELLS MEASURED AT A PERPENDICULAR TO SECTION LINES.

I, DANIEL J. CORRIELL, A LICENSED PROFESSIONAL LAND SURVEYOR IN THE STATE OF COLORADO DO HEREBY CERTIFY TO **KERR-MCGEE OIL & GAS ONSHORE LP**, THAT THE SURVEY AND WELL LOCATION CERTIFICATE SHOWN HEREON WERE DONE BY ME OR UNDER MY DIRECT SUPERVISION AND THAT THE DRAWING SHOWN HEREON ACCURATELY DEPICTS THE PROPOSED LOCATION OF THE WELL **BERNHARDT STATE 37-36**. THIS CERTIFICATE DOES NOT REPRESENT A LAND SURVEY PLAT OR IMPROVEMENT SURVEY PLAT AS DEFINED BY C.R.S. 38-51-102 AND CANNOT BE RELIED UPON TO DETERMINE OWNERSHIP.

DANIEL J. CORRIELL, PLS 38065
COLORADO LICENSED PROFESSIONAL LAND SURVEYOR
FOR AND ON BEHALF OF P.F.S., LLC

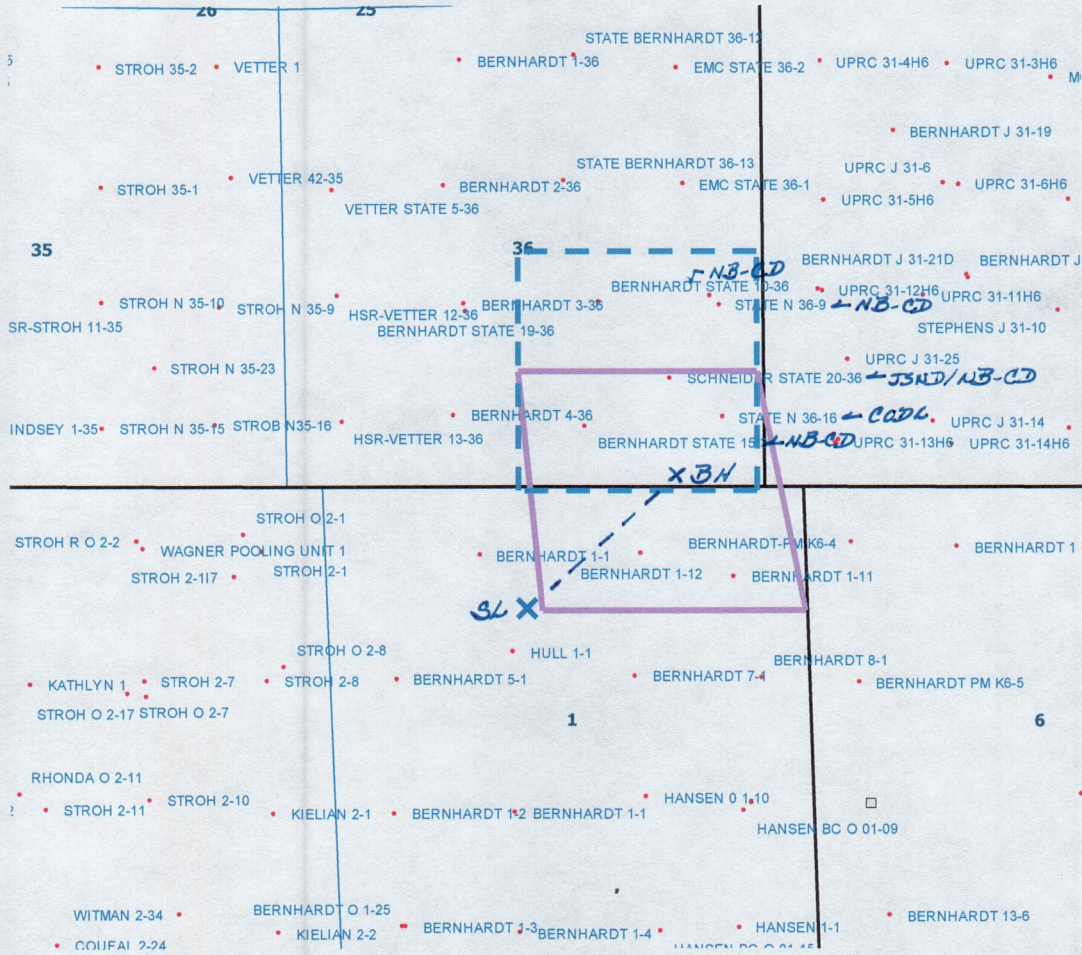


PREPARED BY: PFS Petroleum Field Services, LLC 1801 W. 138th Ave. Denver, CO 80204	FIELD DATE: 08-26-09	WELL NAME: BERNHARDT STATE 37-36
	DRAWING DATE: 09-02-09	SURFACE LOCATION: WELD COUNTY, COLORADO
	BY: SMF	NE 1/4 NW 1/4, SEC. 1, T4N, R67W

NOTICE: ACCORDING TO COLORADO LAW YOU MUST COMMENCE ANY LEGAL ACTION BASED UPON ANY DEFECT IN THIS SURVEY WITHIN THREE YEARS AFTER YOU FIRST DISCOVER SUCH DEFECT. IN NO EVENT MAY ANY ACTION BASED UPON ANY DEFECT IN THIS SURVEY BE COMMENCED MORE THAN TEN YEARS FROM THIS SAID DATE OF THIS CERTIFICATION SHOWN HEREON.

BERNHARDT STATE 37-36

NENW Sec. 1 T4N-R67W



LEGEND



Proposed 160 acre Spacing Unit (Solid line).



Bottom Hole Located SE/4SE/4, Sec. 36-T5N-R67W (Dashed line).

This 1/4 Section has less than 8 bottom hole wells producing from the Codell, Niobrara & J Sand Formations.