Surface Property Line Waiver

Development Corporation as Operator of the following well:

Guttersen 25E
NW/4NW/4, Section 25, Township 3 North, Range 64 West

SHL & BHL: 70' FNL, 175' FWL
70' from property line
Lat N 40.20345'
Long W 104.50832'

Hereby requests a surface property line waiver from: ***Guttersen Ranches LLC*** offset property owner(s).

Pursuant to the following Colorado Oil and Gas Conservation Commission Rule:

> Rule 603.a.(2) A well shall be drilled a minimum of one hundred fifty (150) feet from a surface property line. An exception may be granted by the Director if it is not feasible for the operator to meet this minimum distance requirement and a waiver is obtained from the offset surface owner. An exception request letter stating the reasons for the exception shall be submitted to the Director and accompanied by a signed waiver(s) from the offset owner(s). Such waiver shall be written and filed in the County Clerk and Recorders office and with the Director.

As the offsetting property owner(s), I hereby waive any requirements to comply with COGCC Rule 603.a.(2) for the above-captioned well(s).

Guttersen Ranches LLC

By: _____ Signed this 18th day of May, 2010

STEVEN A. TRACY NOTARY PUBLIC STATE OF COLORADO

State of Colorado)
) ss.
County of Weld)

I, Steven A Tracy, a Notary Public of the said County of Weld do certify that Art Guttersen whose name(s) signed in the writing above, being the date of 5-18-2010, have this day acknowledged the same before me in my said County and State.

Given under my hand this 18th day of May, 2010.

My commission expires: MY COMMISSION EXPIRES OCTOBER 13, 2011

Steven A Tracy
Notary Public