

Surface Property Line Waiver

Petroleum Development Corporation as Operator of the following wells:

Township 6 North, Range 61 West, 6th P.M.

Section 10:NENE Weld

County, Colorado

Rickards 41-10H: 48' FNL & 990' PEL; Lat. N 40.509862°, Long. W 104.189252°

Hereby requests a waiver from: ^{Leigh Ann Gerk, SUCCESSOR} ~~Bernice B. Frank, individually and as Trustee of the Bernice B. Frank Trust u/a dtd. December 1, 2006~~, the offsetting property owner(s).

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

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 Records office and with the Director.

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

Signed this 23 day of July, 2010.

BY: Leigh Ann Gerk
~~Bernice B. Frank, individually and as Trustee of the Bernice B. Frank Trust u/a dtd. December 1, 2006.~~

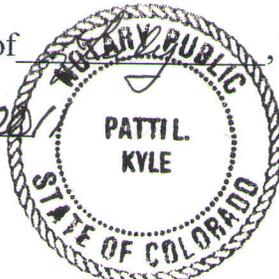
for
rek
Leigh Ann Gerk

State of Colorado)
Larimer rek) ss.
County of Weld)

I, Patti L. Kyle, a Notary Public of the said County of Weld do certify that ^{Leigh Ann Gerk,} ~~Bernice B. Frank, individually and as Trustee of the Bernice B. Frank Trust u/a dtd. December 1, 2006~~, whose name(s) signed in the writing above, being the date of July 23, 2010, have this day acknowledged the same before me in my said County and State.

Given under my hand this 23 day of July, 2010.

My Commission Expires: 9-23-2011



Patti L. Kyle
Notary Public