

## MEMORANDUM OF SURFACE AGREEMENT

This Memorandum shall provide notice to all parties that Kerr-McGee Oil & Gas Onshore, LP, a Delaware limited partnership, and Sekich Properties LLC, have entered into an agreement dated June 3, 2010 (the "Agreement") covering the lands described on Exhibit A to this Memorandum. Among other matters, the Agreement provides certain accommodations to be made by both parties, subject to which, Kerr-McGee is authorized to commence drilling operations on the following wells at the following locations in Township 3 North, Range 67 West, Section 18:

KMG 32-17	Center of the SE/4 of Section 18
KMG 24-18	Center of the SE/4 of Section 18
KMG 37-18	Center of the SE/4 of Section 18
KMG 39-18	Center of the SE/4 of Section 18
KMG 30-20	Center of the SE/4 of Section 18

The term of the Agreement shall be for the duration of the oil and gas lease presently covering the subject lands. Further information regarding the terms of the Agreement may be obtained by contacting Kerr-McGee at 1099 18<sup>th</sup> Street, Denver, CO 80202, attention Denver Basin Land Manager.

Executed this 24<sup>th</sup> day of June, 2010.

KERR-McGEE OIL & GAS ONSHORE, LP




By: JANE ANN BYROAD

Title: Agent & Attorney in Fact

TOE

Date: 6/24/10

SEKICH PROPERTIES LLC

By: 

Title: Manager

Date: 6/14/10

ACKNOWLEDGMENTS

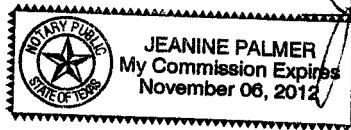
STATE OF Texas )  
 ) ss.  
COUNTY OF Montgomery )

The foregoing instrument was acknowledged before me this 25 day of June 2010,  
by Jane Ann Byroad as Agent & Attorney in Fact of **Kerr-McGee Oil & Gas Onshore LP**, a  
Delaware limited partnership.

WITNESS my hand and official seal.

My commission expires:

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Jeanine Palmer

Notary Public

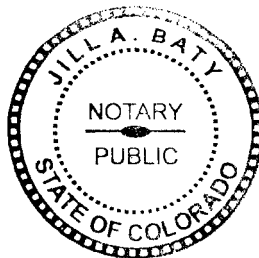
STATE OF Colorado )  
 ) ss.  
COUNTY OF Weld )

The foregoing instrument was acknowledged before me this 14 day of June,  
2010, by Dick Sekich as Manager of **Sekich Properties LLC**.

WITNESS my hand and official seal.

My commission expires:

10.13.2010



My Commission Expires 10/13/2010

Jilla A. Baty  
Notary Public

