

Surface Property Line Waiver

Synergy Resources Corporation as Operator of the following wells:

SRC State 16HD (Directional Well)
SRC State 16LD (Directional Well)
SRC State 14-16D (Directional Well)
SRC State 16KD (Directional Well)
SRC State 16B (Vertical Well)

All Wells to be drilled on a pad in the Center SW/4, Sec 16, Township 4 North, Range 67 West of the 6th P.M., Weld County, Colorado

Survey Plat's are attached and initialed by the Surface Owner.

Hereby requests a surface property line waiver from: ***Ronald Klein***, offset property owner.
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 Records 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).

Ronald Klein

By: *Ronald Klein*

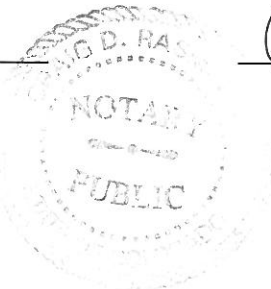
Signed this 11 day of JAN, 2010

State of Colorado)
) ss.
County of Weld)

I, Craig Rasmuson, a Notary Public of the said State of Colorado do certify that Ronald Klein whose name signed in the writing above, being the date of January 11, 2010, have this day acknowledged the same before me in my said County and State.

Given under my hand this 11 day of Jan, 2010.

My commission expires: 11-8-2010



C. Rasmuson
Notary Public