

# KERR-MCGEE OIL AND GAS ONSHORE LP

635 N. 7<sup>TH</sup> AVENUE, BRIGHTON, CO 80601

Reuben Bernhardt &  
Hester P. Bernhardt Trust A  
12281 Hwy 60  
Milliken, CO 80543

Re: Request for Exception to Rule 318A-a  
Request for Exception to Rule 318A-c  
BERNHARDT 4-1  
BERNHARDT 21-1  
BERNHARDT 24-1  
BERNHARDT 31-1  
BERNHARDT 18-1  
BERNHARDT 22-1  
BERNHARDT 29-1  
BERNHARDT 37-36  
Township 4 North, Range 67 West, Section 1: NW/4  
Weld County, Colorado

Dear Mr. Bernhardt:

Kerr-McGee Oil and Gas Onshore LP plans to drill the above listed oil and gas wells from the above described surface locations.

Rule 318A of the Colorado Oil and Gas Commission's Rules and Regulations requires the well be drilled in a square with sides four hundred (400) feet in length, the center of which is the center of any quarter/quarter, or a square with sides eight hundred (800) feet in length, the center of which is the center of any quarter. Rule 318A of the Colorado Oil and Gas Commission's Rules and Regulations also requires any new twinned well be located 50' or less from an existing oil and gas well. We will drill the wells at the above described location, but we will need this waiver as this location is more than 50' from the existing well and falls outside the legal drilling window.

Please waive both of the above referenced requirements showing your approval by signing below. Should you have any questions, please contact our office. Thank you for your consideration.

Very truly yours,  
KERR-MCGEE OIL AND GAS ONSHORE LP

Andrew Voelker  
Landman

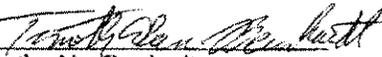
I/we waive the above requirement and approve the above described location.

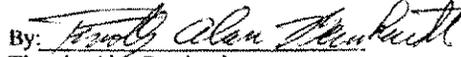
Reuben Bernhardt

Hester P. Bernhardt Trust A

By:   
David Lee Bernhardt,  
Co-Attorney-In-Fact for Reuben Bernhardt

By:   
David Lee Bernhardt,  
Co-Trustee for Hester P. Bernhardt Trust A

By:   
Timothy Alan Bernhardt  
Co-Attorney-In-Fact for Reuben Bernhardt

By:   
Timothy Alan Bernhardt  
Co-Trustee for Hester P. Bernhardt Trust A