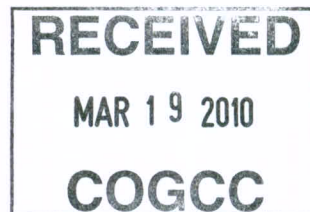




30 Day Notice Letter

COPY

Q: 2581337



VIA CERTIFIED MAIL – RETURN RECEIPT REQUESTED

February 9, 2010

Sunmarke Investments, LLC  
5105 DTC Parkway, Suite 240  
Greenwood Village, Colorado 80111  
Attn: Gary Hunter, Manager

**Re: Colorado Oil and Gas Commission Rule 305. e. (1) A. Landowner Notice**

The landowner notice shall include the Form 2A itself (without attachments), a copy of the information required under Rule 303.d.(3).B, 303.d.(3).C, and 303.d.(3).E and any additional information the operator deems appropriate and inform the recipient that the complete application (including attachments) may be reviewed on the COGCC website and that he or she may submit comments to the Director, as provided on the COGCC website. For the surface owner, this notice shall include a copy of the COGCC Informational Brochure for Surface Owners, a postage-paid, return-addressed post card whereby the surface owner may request consultation pursuant to Rule 306, and, where the oil and gas location is not subject to a surface-use agreement, a copy of the COGCC Onsite Inspection Policy (See Appendix or COGCC website).

To whom this may concern:

Our records, based on the tax assessor records of Weld County, indicate that you are the surface owner of the lands located in the NE/4SW/4 Section 22, Township 4 North, Range 67 West, 6<sup>th</sup> PM, Weld County, Colorado. The **McCarty #11-22** location has been surveyed in and staked at 2074' FSL, and 2069' FWL of Section 22. In accordance with the Colorado Oil and Gas Conservation Commission, Rule 305 e.(1)A: Advance Notice of Intent shall be mailed or hand delivered to the surface owner not less than thirty (30) days prior to the date of estimated commencement of operations with heavy equipment. This letter shall serve as proper advance notification to the surface owner. ***We are not moving in heavy equipment at this time, this notification is for permitting the location only.*** The complete application will be available on the website after the application is tendered and the surface owner will have notice at the time the application is tendered to the COGCC.

The Operator will be: K.P. Kauffman Company, Inc.  
1675 Broadway, Suite 2800  
Denver, Colorado 80202  
303-825-4822

Attached to this notice letter is the Form 2A, KPK's surface owner's guide to the drilling process, a topographic map indicating the location of the proposed well, a list of major equipment components to used in conjunction with the drilling and operating of the well, a scaled drawing showing all visible improvements within four hundred (400) feet from the proposed oil and gas location; the onsite inspection policy, and a consultation request card. Please review the COGCC Informational Brochure for Surface Owners referenced above for information describing surface owner rights. Should you have a surface tenant, please advise them that K.P. Kauffman Company, Inc. has the right to enter the lands and will be conducting drilling operations on the above location(s). This letter shall serve as proper advance notification to the surface owner. Drilling of these new wells is estimated to commence during the fourth quarter of 2010 or first quarter 2011.

By signing below, the surface owner confirms that notice requirements of this Rule 305.e. have been completed or waived. If signing below please return the original letter to K.P. Kauffman Company, Inc., Attention: Avi Mehler at the above address and keep a copy for your records. If you have any questions or wish to set up a consultation, please contact the K.P. Kauffman Company, Inc., Land Department, Attn: Jason Lilley, CPL at (303) 825-4822. We will keep you informed as new information becomes available

Thank You

Avi Mehler

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# WELL LOCATION CERTIFICATE

THIS MAP IS A GIS EXHIBIT AND DOES NOT REPRESENT A BOUNDARY SURVEY.

RECEIVED

MAR 19 2010

COGCC

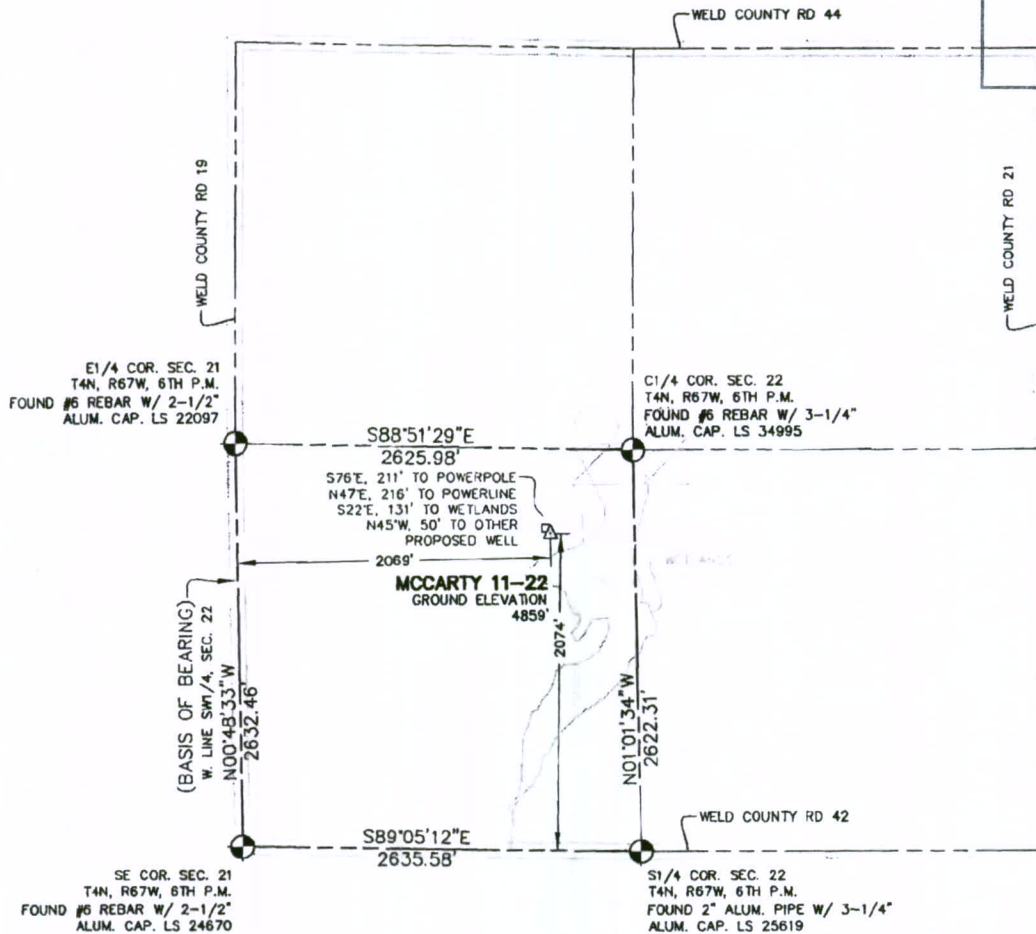
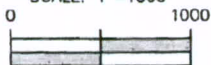


EXHIBIT MAP

SCALE: 1"=1000'



## WELL LOCATION CERTIFICATE

IN ACCORDANCE WITH A REQUEST FROM SHERRY GLASS OF KP KAUFFMAN INC., CIVIL ARTS-DREXEL GROUP, INC. HAS DETERMINED THE LOCATION OF MCCARTY 11-22 WELL SITE TO BE 2069' FWL AND 2074' FSL AS MEASURED AT NINETY (90) DEGREES FROM THE SECTION LINES OF SECTION 22, T4N, R67W, OF THE 6TH P.M., WELD COUNTY, CO.

## LEGEND

- = FOUND SURVEY MONUMENT
- = ROAD
- (C) = CALCULATED DIMENSION
- △ = PROPOSED WELL LOCATION
- ◇ = BOTTOM OF HOLE LOCATION
- = OTHER PROPOSED WELL LOCATION
- = EXISTING WELL LOCATION

## NOTES

1. BEARINGS SHOWN ON THIS MAP ARE BASED UPON GPS OBSERVATIONS MADE ON 02/23/2007 BY KIPPER GOLDSBERRY BETWEEN THE SOUTHWEST CORNER AND THE W1/4 CORNER OF SECTION 22, T4N, R67W, OF THE 6TH P.M., HAVING A BEARING OF N00°48'33"W, AS MONUMENTED AND SHOWN HEREON.
2. ELEVATIONS ARE BASED UPON NAVD 88 DATUM.
3. THE LOCATION FALLS LESS THAN 200' FROM WETLANDS.
4. WETLAND LOCATION SHOWN HERE IS BASED UPON PINFLAGS SET BY TIGLAS ECOLOGICAL SERVICES ON 05/17/07.

## PROPOSED SURFACE HOLE DATA

(NAD 83)  
LATITUDE: 40.29651 N  
LONGITUDE: 104.87890 W  
POOP: <6

## NOTICE

ACCORDING TO COLORADO LAW YOU MUST COMMENCE ANY LEGAL ACTION BASED UPON ANY DEFECT IN THIS SURVEY WITHIN THREE YEARS AFTER YOU FIRST DISCOVERED SUCH DEFECT. IN NO EVENT MAY ANY ACTION BASED UPON ANY DEFECT IN THIS SURVEY BE COMMENCED MORE THAN TEN YEARS FROM THE DATE OF THE CERTIFICATION SHOWN HEREON.

I HEREBY CERTIFY THAT THIS WELL LOCATION CERTIFICATE WAS PREPARED UNDER MY RESPONSIBLE CHARGE ON 07/24/2007 FOR AND ON BEHALF OF KP KAUFFMAN, INC. THAT IT IS NOT A LAND SURVEY PLAT OR AN IMPROVEMENT SURVEY PLAT, AND THAT IT IS NOT TO BE RELIED UPON FOR ESTABLISHMENT OF FENCE, BUILDING, OR OTHER FUTURE IMPROVEMENT LINES.

PETER D. STEGER  
COLORADO REGISTERED PROFESSIONAL  
LAND SURVEYOR NO. 25379

DATE: 7/30/07

**CivilArts - group**

Engineering • Planning • Surveying

1860 Lefthand Circle, Suite A • Longmont, Colorado 80501 • (303) 682-1131

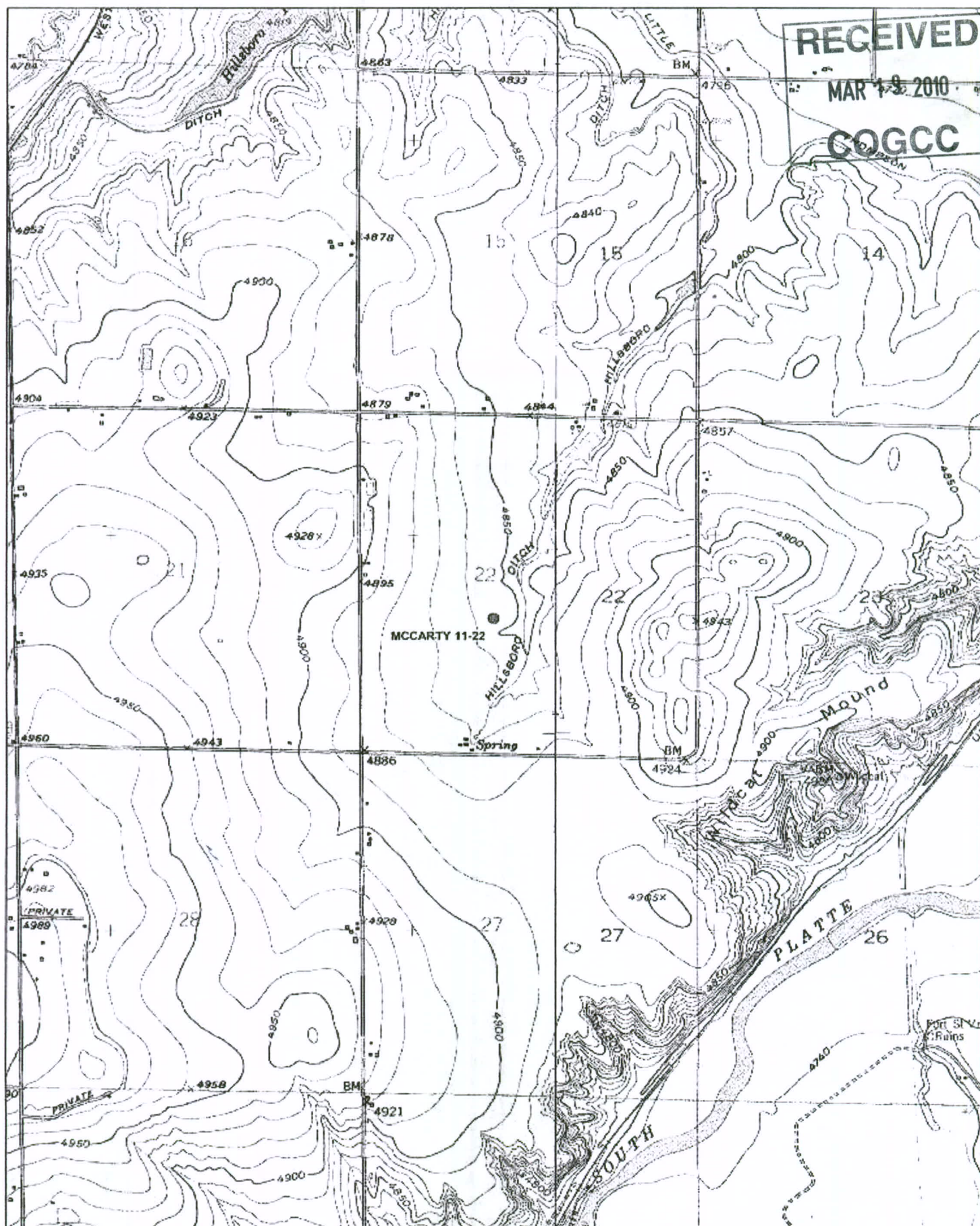
Z: \597-1\Ldd-597-1\Dwg\597-1-Survey\MCCARTY 11-22\MCCARTY 11-22.DWG



RECEIVED

MAR 19 2010

COGCC



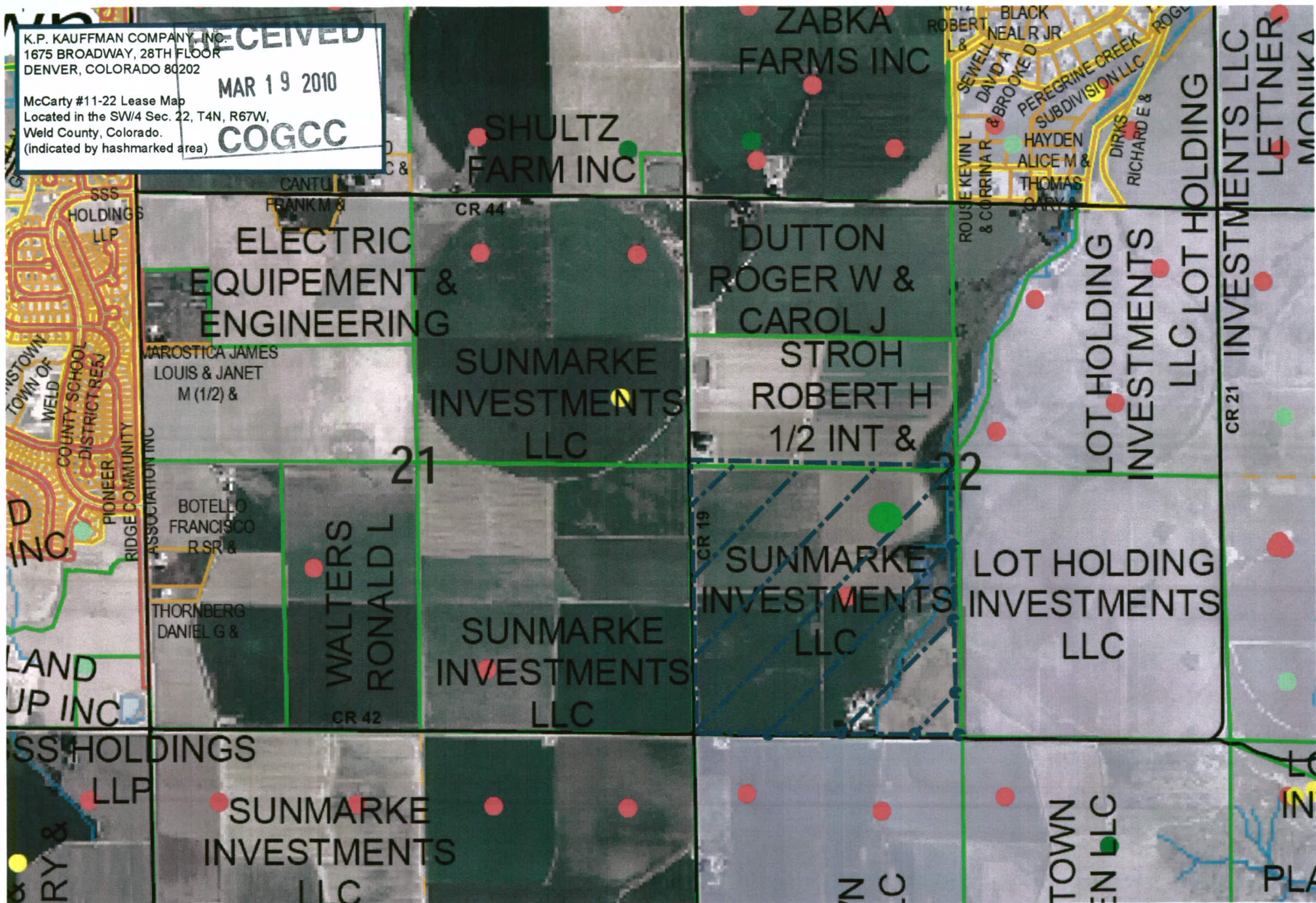


K.P. KAUFFMAN COMPANY, INC.  
1675 BROADWAY, 28TH FLOOR  
DENVER, COLORADO 80202

MAR 19 2010

McCarty #11-22 Lease Map  
Located in the SW/4 Sec. 22, T4N, R67W,  
Weld County, Colorado.  
(Indicated by hashmarked area)

COGCC





11-22 9642 0000 0146 6002

U.S. Postal Service<sup>SM</sup>  
**CERTIFIED MAIL<sup>®</sup> RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

McCarty  
19-22-12  
Postmark  
Here  
11-22

Sent Sunmarke Inv.  
Street, Apt. No., or PO Box No. Gary Hunter mge.  
City, State, ZIP+4

PS Form 3811, August 2004

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

SUNMARKE INVESTMENTS, LLC  
ATTN: GARY HUNTER, MANAGER  
5105 DTC PARKWAY SUITE 240  
GREENWOOD VILLAGE CO 80111

2. Article Number  
(Transfer from service label)

7009 2820 0003 5700 0111

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

3. Service Type

<input type="checkbox"/> Certified Mail	<input type="checkbox"/> Express Mail
<input type="checkbox"/> Registered	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature [Signature] ☐ Agent ☐ Addressee

B. Received by (Printed Name) [Name] C. Date of Delivery 2/17/10

D. Is delivery address different from item 1? ☐ Yes ☐ No  
If YES, enter delivery address below:

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Sunmarke Investments, LLC  
Attn: Gary Hunter, Manager  
5105 DTC Parkway, Suite 240  
Greenwood Village, CO 80111

McCarty 19-22-12, McCartney 11-22

2. Article Number  
(Transfer from serv)

7009 3410 0000 2496 1411

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature [Signature] ☐ Agent ☐ Addressee

B. Received by (Printed Name) [Name] C. Date of Delivery 2/17/10

D. Is delivery address different from item 1? ☐ Yes ☐ No  
If YES, enter delivery address below:

3. Service Type

<input checked="" type="checkbox"/> Certified Mail	<input type="checkbox"/> Express Mail
<input type="checkbox"/> Registered	<input checked="" type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No