

discussions and prior writings between the parties related to the negotiation of this Agreement shall be merged herein.

The terms, conditions and provisions hereof shall extend to and be binding upon the heirs, executors, administrators, personal representatives, successors and assigns of the parties hereto.

IN WITNESS WHEREAS, the parties have executed this Agreement effective as of this 31<sup>st</sup> day of July, 2007 (the "Effective Date").

**Grantor**

By: Clarence A. Nichols, Jr.  
Clarence A. Nichols, Jr., individually and as  
Trustee of The Nichols Living Trust dated  
May 29, 2001

By: Frances R. Nichols  
Frances R. Nichols, individually and as  
Trustee of The Nichols Living Trust dated  
May 29, 2001

**Delta Petroleum Corporation**

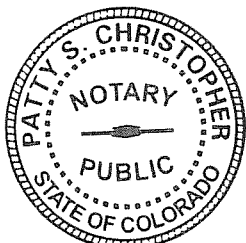
By: Lyell A. Coe  
Lyell A. Coe  
Sr. Vice President of Land *pse*

**ACKNOWLEDGMENTS**

STATE OF COLORADO                                 }  
  } ss.  
COUNTY OF MESA                                 }

The foregoing instrument was acknowledged before me this 31<sup>st</sup> day of July, 2007 by Clarence A. Nichols, Jr. and Frances R. Nichols, individually and as Trustees, personally appeared and are known to me to be the individuals described in and who executed the within and foregoing instrument.

WITNESS MY HAND AND OFFICIAL SEAL.



Patty S. Christopher  
Notary Public  
My commission expires: 10-20-2008

\* Commission Expires Oct. 20, 2008

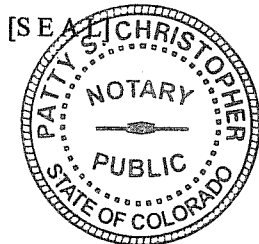
STATE OF COLORADO )

CITY AND COUNTY OF DENVER )

On this 2nd day of August, 2007 before me personally appeared Lyell A. Coe known by me to be the Senior Vice-President of Land of Delta Petroleum Corporation, the corporation that executed the within instrument, and acknowledged to me that such corporation executed it for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

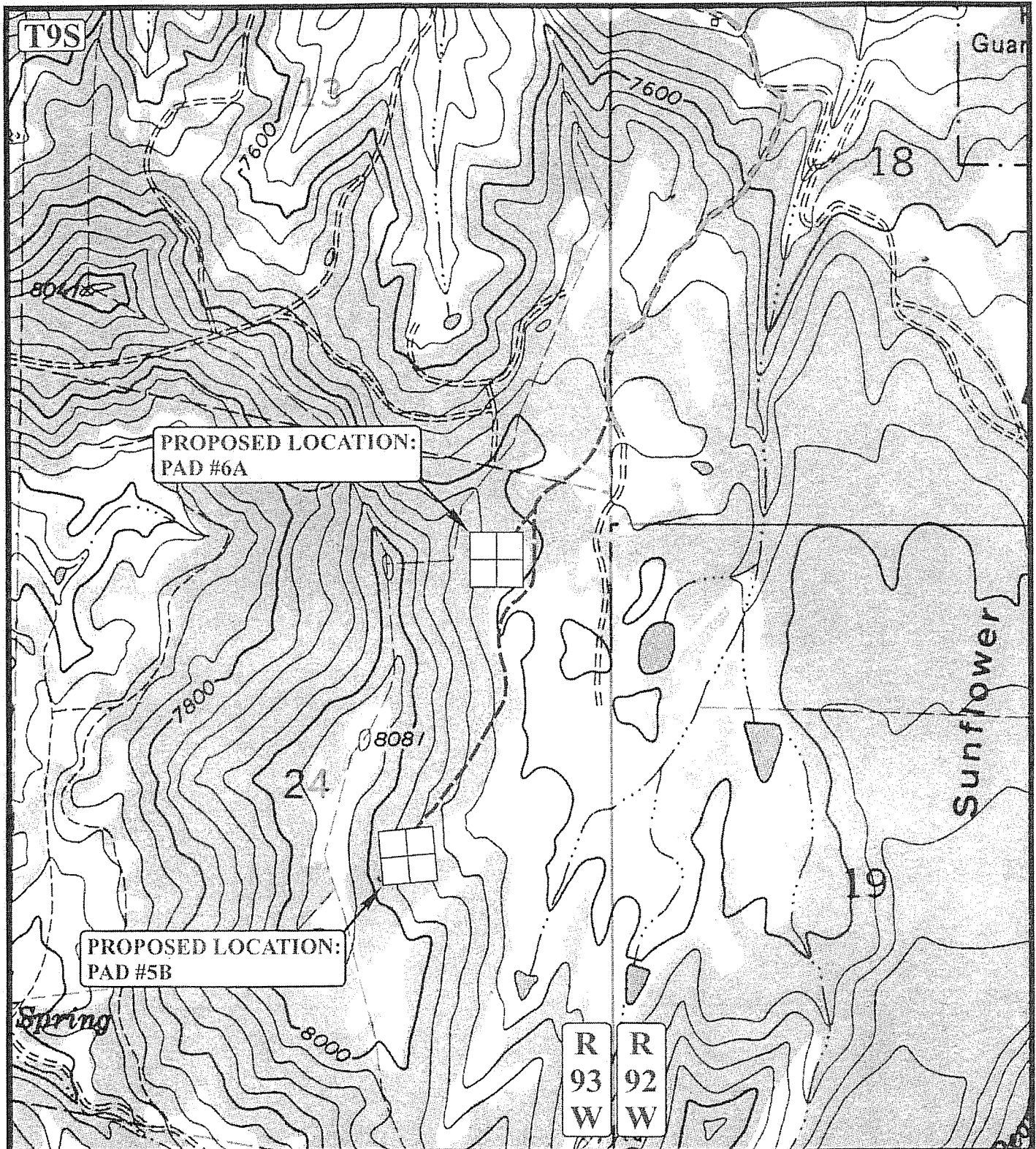
My commission expires: 10-20-2008



My Commission Expires Oct. 20, 2008

Notary Public State of Colorado  
Address: 370 17th Street, Denver, CO 80202

Exhibit "A"



**LEGEND:**

- EXISTING ROAD
- - - - - PROPOSED ACCESS ROAD
- - - - - EXISTING 2-TRACK NEEDS UPGRADED



**DELTA PETROLEUM CORP.**

**PROPOSED WELL LOCATIONS  
SECTION 24, T9S, R93W, 6th P.M.**



Uintah Engineering & Land Surveying  
85 South 200 East Vernal, Utah 84078  
(435) 789-1017 \* FAX (435) 789-1813

TOPOGRAPHIC MAP  
MONTH DAY YEAR  
07 25 07  
SCALE: 1"=1000' DRAWN BY: B.C. REVISED: 00-00-00

