

MEMORANDUM OF
SURFACE DAMAGE AND RELEASE AGREEMENT

WHEREAS on the 12th day of October, 2010, Reta Lou Heinrich Trust and Margaret V. Heinrich, whose address is P.O. Box 966 Leadville, CO 80461, hereinafter referred to as "Owners" entered into a Surface Damage and Release Agreement (hereinafter the "Agreement") with Petroleum Development Corporation, whose address is 1775 Sherman Street, Suite 3000, Denver, Colorado 80203, hereinafter referred to as "Operator," covering and affecting property with the legal description identified as the following ("Property"):

Township 5 North, Range 67 West, 6th P.M.
Section : 7 NW4

WHEREAS said Agreement provides for, among other things, the right to enter upon and use the Owners' Property for the purpose of erecting and maintaining well site location[s] and to perform other services as Operator and other functions described in the Agreement, and it also sets forth payment of specific amounts to cover damages resulting thereto. The Agreement, with all of its terms, conditions, covenants and other provisions, is referred to and incorporated into this Memorandum for all purposes.

NOW THEREFORE this Memorandum is placed of record for the purpose of giving notice of the Surface Damage and Release Agreement. Any person having the lawful right or legitimate interest therein may examine a copy of the Surface Damage and Release Agreement in Petroleum Development Corporation's office during normal business hours.

IN WITNESS WHEREOF, the parties hereto have executed this instrument this 21st day of October, 2010.

Owners:

Reta Lou Heinrich
Reta Lou Heinrich (Trustee)

Margaret V. Heinrich
Margaret V. Heinrich

Operator:

James R. Schaff
Petroleum Development Corporation
James R. Schaff, Vice President Land

STATE OF COLORADO)
COUNTY OF Fremont)
~~WELD~~

This instrument was acknowledged before me this 21st day of October, 2010, by Reta Lou Heinrich and Margaret V. Heinrich

WITNESS MY HAND AND OFFICIAL SEAL.

My commission expires: 3-1-12

STATE OF COLORADO)
COUNTY OF DENVER)

This instrument was acknowledged before me this 5th day of NOVEMBER, 2010, by James R. Schaff, Vice President Land of Petroleum Development Corporation.

WITNESS MY HAND AND OFFICIAL SEAL.

My commission expires: July 27, 2014



John Krattenmaker
Notary Public