

# TOP Operating Co

10881 W Asbury Ave Ste 230  
Lakewood CO 80227-1971  
303-727-9915

January 7, 2013

Alice Monroe  
1879 CR 32  
Longmont, CO 80504

RE: Surface Exception Location Consent  
Directional Drilling Waiver  
Runyan #2, #3, #4, #5, #6, #7 Wells  
Township 3 North, Range 68 West, 6th P.M.  
Section 17: SE $\frac{1}{4}$   
Weld County, Colorado

Mrs. Monroe,

TOP Operating Co. ("TOP") plans to drill the Runyan #2, #3, #4, #5, #6, #7 Wells (the "Wells") at the referenced location which is more specifically described as

Runyan #2 905' FSL and 1106' FEL  
Runyan #3 905' FSL and 1118' FEL  
Runyan #4 905' FSL and 1142' FEL  
Runyan #5 905' FSL and 1094' FEL  
Runyan #6 905' FSL and 1142' FEL  
Runyan #7 905' FSL and 1154' FEL

The Wells are outside the drilling window prescribed in Colorado Oil and Gas Conservation Commission ("COGCC") Rule 318A(l)c GREATER WATTENBERG AREA SPECIAL WELL LOCATION, SPACING AND UNIT DESIGNATION RULE .

*Surface locations. Prior to the approval of any Application for Permit-to-Drill submitted for a GWA well, the proposed surface well location shall be reviewed in accordance with the following criteria:*

*(1) A new surface well location shall be approved in accordance with Commission rules when it is less than fifty (50) feet from an existing surface well location.*

*(2) When the operator is requesting a surface well location greater than fifty (50) feet from a well (unless safety or mechanical considerations of the well to be twinned or topographical or surface constraints justify a location greater than fifty (50) feet), **the operator shall provide a consent to the exception signed by the surface owner on which the well is proposed to be located in order for the Director to approve the well location administratively.***

*(3) If there is no well located within a GWA window but there is an approved exception location well located outside of a GWA window that is attributed to such window,*

*the provisions of subsections (1) and (2) of this subsection c. shall be applicable to such location.*

The Wells will have surface location greater than 50' from the existing Runyan #1 Well. Enclosed are Well Platts of each of the wells listed above.

By signing this letter you hereby grant consent to TOP to locate the Wells outside of a GWA window as defined in COGCC Rule 318A(I)c.

Thank you for your assistance in this matter. If you have any questions please call me at 720-663-1698.

Sincerely,

Paul R. Herring  
Landman

## TOP Operating Co

10881 W Asbury Ave Ste 230  
Lakewood CO 80227-1971  
303-727-9915

THE UNDERSIGNED SURFACE AND MINERAL OWNERS HEREBY WAIVES RULE 318A(l)c. AS IT APPLIES TO THE SURFACE LOCATION AND APPROVES THE SURFACE LOCATION DESCRIBED BELOW IN WELD COUNTY, COLORADO, SECTION 17, TOWNSHIP 3N, RANGE 68 WEST, 6TH PRINCIPAL MERIDIAN.

Runyan #2 905' FSL and 1106' FEL

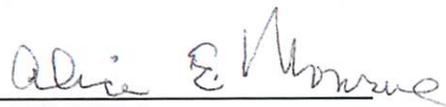
Runyan #3 905' FSL and 1118' FEL

Runyan #4 905' FSL and 1142' FEL

Runyan #5 905' FSL and 1094' FEL

Runyan #6 905' FSL and 1142' FEL

Runyan #7 905' FSL and 1154' FEL



ALICE MONROE

Date: 1-14-13