

MEMORANDUM OF SURFACE DAMAGE AND RELEASE AGREEMENT

WHEREAS on the <sup>13</sup>4th day of December, 2006 Barry Don Anderson whose address is 16124 WCR 74 Eaton, Co 80615, hereinafter referred to as "Owners" entered into a Surface Damage and Release Agreement (hereinafter the "Agreement") with Petroleum Development Corporation, whose address is 3801 Carson Avenue, Evans, CO 80620, hereinafter referred to as "Operator," covering and affecting property with the legal description:

Township 7 North, Range 66 West Section 34: All

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 13th day of December 2006.

Owner: Barry Don Anderson



Operator: James P. Wason, Director of Land, Petroleum Development Corporation

STATE OF Colorado ) COUNTY OF weld )

This instrument was acknowledged before me this 13th day of December, 2006, by Barry Don Anderson

WITNESS MY HAND AND OFFICIAL SEAL.

Oct 13, 2007

Notary Public (Signature)

My commission expires: STATE OF CO ) COUNTY OF Denver )

This instrument was acknowledged before me this 22nd day of March, 2006, by James P. Wason, Director of Land as of Petroleum Development Corporation

WITNESS MY HAND AND OFFICIAL SEAL.

My Commission Expires 12.04.08



Notary Public (Signature)

Return to: Petroleum Development Corp. 1775 Sherman Street Suite 3000 Denver, CO 80203

COC00920

