

November 21, 2013

Barry J. Hicks  
780 26½ Road  
Grand Junction, CO 81506

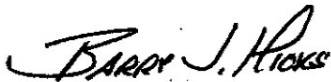
RE: PA 24-6 Pad Location Surface Agreement  
Township 7 South, Range 95 West, 6th P.M.  
Section 6: A parcel of land situated in the SE¼SW¼, NW¼SE¼, and Lot 9  
Garfield County, Colorado

Dear Mr. Hicks:

Please execute this letter to acknowledge the following:

- Barry J. Hicks is the surface owner of the above referenced pad location and hereinafter is referred to as Surface Owner.
- WPX Energy Rocky Mountain, LLC ("WPX") intends to permit and drill the following wells on the PA 24-6 pad location:
  - PA 24-6, PA 33-6, PA 333-6, PA 334-6, PA 34-6, PA 343-6, PA 344-6, PA 43-6, PA 433-6, PA 44-6, PA 443-6, PA 444-6, PA 534-6, PA 543-6, PA 544-6
- WPX and Surface Owner have reviewed the referenced location and related access roads and have entered into a Surface Use Agreement dated July 31, 2013, which describes the referenced pad location and expressly governs the location of wells and production facilities on the surface estate.
- Surface Owner hereby waives the notification requirements of the Colorado Oil and Gas Conservation Commission Rule 305 for the pad location referenced above.
- Surface Owner and WPX agree that Surface Owner intends to develop the surface of the land in the future and that the areas on the attached Exhibit "A" that are identified to be left unreclaimed shall not be recontoured and/or reseeded and shall be left bladed and graveled by WPX.

Sincerely,



Barry J. Hicks

Date: 21 NOV 13

# Exhibit "A"

