

Surface Location Exception Waiver

Petroleum Development Corporation, as Operator of the following wells:

Well Name: Cozzens 42-8D
Legal Description: Township 6 North, Range 65 West, Section 8: SE/4NE/4
Surface Location: 521' FNL, 433' FEL, Sec. 8, T6N, R65W, 6th P.M.
Bottomhole Location: 2090' FNL, 663' FEL, Sec. 8, T6N, R65W, 6th P.M.

Well Name: Cozzens 8CD
Legal Description: Township 6 North, Range 65 West, Section 8: Center of NE/4
Surface Location: 515' FNL, 454' FEL, Sec. 8, T6N, R65W, 6th P.M.
Bottomhole Location: 1379' FNL, 1316' FEL, Sec. 8, T6N, R65W, 6th P.M.

Well Name: Cozzens 8WD
Legal Description: Township 6 North, Range 65 West, Section 8: SE/4NE/4
Surface Location: 527' FNL, 412' FEL, Sec. 8, T6N, R65W, 6th P.M.
Bottomhole Location: 2787' FNL, 25' FEL, Sec. 8, T6N, R65W, 6th P.M.

Well Name: Cozzens 8VD
Legal Description: Township 6 North, Range 65 West, Section 8: SE/4NE/4
Surface Location: 533' FNL, 392' FEL, Sec. 8, T6N, R65W, 6th P.M.
Bottomhole Location: 1406' FNL, 25' FEL, Sec. 8, T6N, R65W, 6th P.M.

Hereby requests a surface location exception waiver from McClellan Reservoir Company, surface owner(s).

Colorado Oil and Gas Conservation Commission Rule 318A.a. designates five "drilling windows" per quarter section of land in the Greater Wattenberg Area (GWA) - 400'x400' boxes in the center of each quarter/quarter section, and an 800'x800' box in the center of the quarter section.

As the surface owner(s), I understand that the above-captioned well location(s) fall outside of those drilling areas and consent to those location(s) as planned. I hereby waive any requirements to comply with COGCC Rule 318A.a. for the above-captioned well(s).

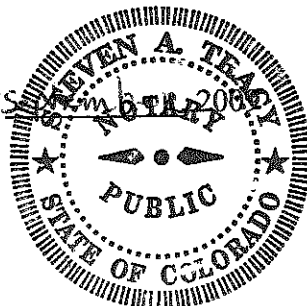
McClellan Reservoir Company

Gary L. Cozzens

By: Gary L. Cozzens Signed this 24th day of September, 2009

Leon L. Cozzens

By: Leon L. Cozzens Signed this 24th day of September, 2009



State of Colorado)
) ss.
County of Weld)

I, Steven A. Tracy, a Notary Public of the said County of Weld do certify that Gary L. Cozzens & Leon L. Cozzens whose name(s) signed in the writing above, being the date of 9-24-2009, have this day acknowledged the same before me in my said County and State.

Given under my hand this 24th day of September, 2009

My commission expires: Oct 13-2011

Steven A. Tracy
Notary Public
38725 WCR 35
Eaton, CO 80615