

SURFACE OWNER AGREEMENT

For

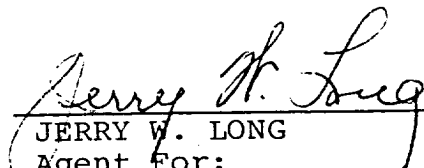
BERGE EXPLORATION, INC.
No.12 Dale Federal
660'/N 660'/W Sec.27-7S-26E
Chaves County, N.M.

The well pad and access road for the Berge Exploration, Inc. No.12 Dale Federal well, located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 27, T.7S., R.26E., on Federal lease LC 067811-A, is on private surface, owned by Marley Ranches, LTD.

The operator has consummated an oral agreement with Mr. Robert Marley regarding disturbance and restoration of the surface. The agreement provides that a cattleguard be constructed 1/8 mile east of the southwest corner of Sec.27. The access road will be constructed north from this cattleguard to the No.12 location. The access road and pad will be calched where gypsum rock is exposed. When the roads and pad are no longer useful for lease operations, they will be restored to the satisfaction of the owner.

Mr. Marley advised that he was agreeable to furnishing water and gravel for lease operations for a reasonable remuneration. Standard damage payment for disturbance of the fee surface will be made to Mr. Marley, at a later date, by the operator.

December 23, 1981
Date:


JERRY W. LONG
Agent for:
BERGE EXPLORATION, INC.