

BEFORE THE COLORADO OIL & GAS
CONSERVATION COMMISSION

IN THE MATTER OF THE **AMENDED**)
APPLICATION OF DELTA PETROLEUM)
CORPORATION FOR AN ORDER)
ALLOWING AN EXCEPTION LOCATION)
FOR A WELL TO BE COMPLETED TO THE)
J SAND FORMATION, WASHINGTON)
COUNTY, COLORADO)

Cause No. **418**

Docket No. **0712-EX-10**

AMENDED APPLICATION

COMES NOW, Delta Petroleum Corporation, a Delaware corporation, licensed to do business in Colorado, by its attorneys Beatty & Wozniak, P.C. and makes application to the Oil and Gas Conservation Commission of the State of Colorado, for an order allowing an exception to the location of a well to be completed to the J Sand formation in the NW/4SE/4 of Section 27, T3S, Range 50W, Washington County, Colorado ("Application Lands"). In support thereof, Delta Petroleum Corporation (referred to herein as "Applicant") states and alleges as follows:

1. The Application Lands are subject to Colorado Oil and Gas Conservation Commission Rule No. 318.a., which establishes a well drilled in excess of two thousand five hundred (2,500) feet in depth shall be located not less than six hundred (600) feet from any lease line, and shall be located not less than one thousand two hundred (1,200) feet from any producible or drilling oil and gas well when drilling to the same source of supply, unless authorized by order of the Commission upon hearing.

2. That the Applicant proposes to drill the Young 33-27350 Well ("Young Well") to the J Sand Formation at the following location: 2310' North of the South line, and **1980'** West of the East line of Section 27: NW/4SE/4, T3S, R50W, Washington County, Colorado.

3. Applicant seeks an exception from Rule No. 318.a in that it seeks to drill the Young Well approximately 343.55' from the lease line to the North, and **624.50'** feet from the lease line to the West.

4. Applicant proposes to drill the Young Well at the proposed exception location to optimize recovery of reserves from the J Sand Formation based upon geologic considerations.

5. That in order to prevent waste and protect correlative rights of all owners in the area surrounding the proposed location, it is reasonable and equitable to permit an exception location to allow the drilling of a well in the described location. Applicant also asserts that Rule 318.c. of the Rules and Regulations of the Colorado Oil and Gas Conservation Commission provides for exception locations when geologic, topographical or environmental conditions warrant a variance from field rules.

6. That all contiguous and cornering Owners in lands toward whom the well is proposed to be moved who are affected by the exception location have executed waivers consenting to this exception location except those who are set forth on Exhibit A attached hereto.

WHEREFORE, Applicant respectfully requests that this matter be set for hearing at the next regular hearing date, that notice thereof be given as required by law and that upon such hearing the Commission enter its order:

A. Determining that the Young Well be located in Section 27: NW/4SE/4, Township 3 South, Range 50 West, 6th P.M., and permitted to be completed in the J Sand Formation as follows:

<u>Well Name</u>	<u>Exception Location</u>
Young Well	2310' North of the South line, and 1980' West of the East line of Section 27, T3S, R50W, Washington County, Colorado

B. Granting any other relief necessary to prevent waste and protect correlative rights of the owners.

DATED this **8th** day of **November**, 2007.

Respectfully submitted,

DELTA PETROLEUM CORPORATION

By: _____
Michael J. Wozniak
Susan L. Aldridge
BEATTY & WOZNIAK, P.C.
Attorneys for Applicant
216 16th Street, Suite 1100
Denver, Colorado 80202
(303) 407-4499

Applicant's Address:

370 17th Street, Suite 4300
Denver CO 80202

VERIFICATION

STATE OF COLORADO)
) ss.
COUNTY OF DENVER)

Keith McGlone, of lawful age, being first duly sworn upon oath, deposes and says that he is a Landman for Delta Petroleum Corporation and that he has read the foregoing **Amended** Application and that the matters therein contained are true to the best of his knowledge, information and belief.

KEITH MCGLONE

Subscribed and sworn to before this _____ day of **November**, 2007.

Witness my hand and official seal.

My commission expires: _____

Notary Public

EXHIBIT A
INTERESTED PARTIES

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Coral Production Corporation
1600 Stout Street, Suite #1500
Denver, Colorado 80202